
STATUTES OF CALIFORNIA

REGULAR SESSION

1954

**Began on Monday, March 1, 1954, and Adjourned
Tuesday, March 30, 1954**

STATUTES OF CALIFORNIA

Passed at the 1954 Regular Session of the Legislature

CHAPTER 1

An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 7, 1954. Filed with Secretary of State April 7, 1954.]

In effect immediately

The people of the State of California do enact as follows:

SECTION 1. This act shall be known and may be cited as the "Budget Act of 1954."

Short title

SEC. 2. The following sums of money, or so much thereof as may be necessary unless otherwise provided herein, are hereby appropriated for the use and support of the State of California for the 1954-55 Fiscal Year beginning July 1, 1954, and ending June 30, 1955. All such appropriations, unless otherwise herein provided, shall be paid out of the General Fund in the State Treasury.

Budget appropriations

Whenever by constitutional or statutory provision the revenues or receipts of any institution, department, board, bureau, commission, officer, employee, or other agency, or any moneys in any special fund created by law therefor, are to be used for salaries, support or any proper purpose, expenditures shall be made therefrom for any such purposes to the extent only of the amount herein appropriated, unless otherwise stated herein, or authorized by the Governor and Director of Finance pursuant to Section 11006, Government Code.

Special funds

Appropriations for purposes not otherwise provided for herein which have been heretofore made by any existing constitutional or statutory provision shall continue to be governed thereby.

Recurrent appropriations

Whenever herein an appropriation is made for support it shall include salaries and all other proper expenses, including repairs and equipment, incurred in connection with the institution, department, board, bureau, commission, officer, employee, or other agency, for which such appropriation is made.

Items included Support

Whenever herein an appropriation is made for construction and improvements, it shall include equipment necessary in connection with such construction or improvements.

Construction, etc.

Whenever herein any item of appropriation is made for acquisition of land or other real property, it shall include all

Acquisition of real property

necessary expenses in connection with the acquisition of such property.

STATE OPERATIONS SECTION

LEGISLATIVE

Item	Amount
<i>Legislature</i> 1—For salaries of Senators	\$144,000
2—For pay of officers, clerks, and all other employees of the Senate	45,000
3—For mileage of Lieutenant Governor, Senators and statutory officers of the Senate	2,500
4—For expenses of Members of the Senate	67,200
5—For contingent expenses of Senate and legislative committees thereof composed in whole or in part of Members of the Senate	905,000
to be transferred by the State Controller to the Senate Contingent Fund.	
6—For salaries of Assemblymen	288,000
7—For pay of officers, clerks, and all other employees of the Assembly	45,000
8—For mileage of Assemblymen and statutory officers of the Assembly	5,000
9—For expenses of Members of the Assembly	134,400
10—For contingent expenses of Assembly and legislative committees thereof composed in whole or in part of Members of the Assembly	915,000
to be transferred by the State Controller to the Assembly Contingent Fund.	
10 5—For transfer in equal amounts to the Senate Contingent Fund and to the Assembly Contingent Fund from the money in the Fair and Exposition Fund available for capital outlay for fair purposes under subdivision (c) of Section 19626 of the Business and Professions Code	20,000
11—For legislative printing, binding, mailing, and other necessary expenses	595,000
to be transferred by the State Controller to the Legislative Printing Fund.	
12—For contingent expenses of the State Capitol Committee	1,500
13—For support of Legislative Office in Alameda County	6,050
14—For support of Legislative Office at Los Angeles	6,700
15—For support of Legislative Office at San Diego	8,315
16—For support of Legislative Office at San Francisco	7,103
<i>Legislative Counsel</i> 17—For support of Legislative Counsel Bureau, in accordance with the following schedule	396,979
and in addition thereto any amounts collected	

Item	Amount	
for services to other agencies which by law are available for support of said office.		
Schedule:		
(a) Salaries and Wages -----	370,859	
(b) Operating Expenses and Equipment -----	31,120	
Total of schedule -----	401,979	
Less: Estimated reimbursements:		
(c) For services to other state agencies -----	5,000	
Net appropriation -----	396,979	
17.1—For support of California Law Revision Commission -----	25,442	Law Revision Commission
18—For support of California Commission on Uniform State Laws -----	7,100	Commission on Uniform State Laws
JUDICIAL		
19—For support of Supreme Court of California ..	483,299	Supreme Court
20—For support of Judicial Council	101,088	Judicial Council
21—For additional support of Judicial Council, to be expended for extra compensation and traveling expenses of judges assigned by the Judicial Council	25,000	
22—For support of the District Court of Appeal, First Appellate District	223,413	District courts of appeal
23—For support of the District Court of Appeal, Second Appellate District	343,744	
24—For support of the District Court of Appeal, Third Appellate District	121,780	
25—For support of the District Court of Appeal, Fourth Appellate District	127,296	
EXECUTIVE		
26—For support of the Governor and of the Governor's Office (exempt from the provisions of Sections 12410, 13320, and 16003 of the Government Code)	335,009	Governor
27—For support of the Governor's residence (exempt from the provisions of Sections 12410, 13320, 16003, and 17031 of the Government Code)	12,000	
28—For special contingent expenses (secret service), Governor's Office (exempt from the provisions of Sections 12410, 13320, 16003, and 17031 of the Government Code)	7,500	
29—For support of the Office of Civil Defense, California State Disaster Council, and advisory committees	1,055,419	Office of Civil Defense, Disaster Council etc

Item	Amount
30—For processing fingerprints and verifying the identification of civil defense volunteer workers, Office of Civil Defense-----	25,000
Transfers to Emergency Fund	
31—In the event that a state of extreme emergency, as defined in Sections 1505 and 1505.5 of the Military and Veterans Code, should exist during the 1954-55 Fiscal Year, any money in the Revenue Deficiency Reserve Fund, or so much thereof as may be deemed necessary, shall be transferred to the Emergency Fund specified in Item 279, upon the direction of the Governor, the State Controller, and the Director of Finance and pursuant to the recommendation of the California State Disaster Council. The money so transferred may be expended as provided in said Item 279 to carry out the provisions of the California Disaster Act for the relief and alleviation of the state of extreme emergency. Upon the termination of the period of the state of extreme emergency, the unencumbered balance of the money so transferred shall be returned to the Revenue Deficiency Reserve Fund.	
Lieutenant Governor	
32—For salary and support of Lieutenant Governor in accordance with the following schedule -----	48,018
Schedule:	
(a) Salaries and Wages-----	31,384
(b) Operating Expenses and Equipment -----	16,634
Total of schedule-----	48,018

GENERAL ADMINISTRATION

Employees' Retirement System	33—For support of Board of Administration of the State Employees' Retirement System, in accordance with the following schedule-----	285,474
	and in addition thereto any amounts collected for services which by law are available for support of said board.	
	Schedule:	
	(a) Salaries and Wages-----	484,071
	(b) Operating Expenses and Equipment -----	139,141
	Total of schedule-----	623,212

Item	Amount	
Less: Estimated reimbursements:		
(c) For services to contracting agencies -----	337,738	
Net appropriation -----	285,474	
34—For support of California Commission on Interstate Cooperation -----	27,105	Commission on Interstate Cooperation
35—For support of State Personnel Board, in accordance with the following schedule ----- and in addition thereto any amounts collected for services, which by law are available for support of said board.	1,643,012	Personnel Board
Schedule:		
(a) Salaries and Wages -----	1,490,552	
(b) Operating Expenses and Equipment -----	262,769	
Total of schedule -----	1,753,321	
Less: Estimated reimbursements:		
(c) For services to other state agencies and units of local government -----	110,309	
Net appropriation -----	1,643,012	
36—For support of Secretary of State, in accordance with the following schedule ----- and in addition thereto any amounts collected for services to other agencies, which by law are available for support of said office.	220,744	Secretary of State
Schedule:		
(a) Salaries and Wages -----	181,997	
(b) Operating Expenses and Equipment -----	46,747	
Total of schedule -----	228,744	
Less: Estimated reimbursements:		
(c) For services to other agencies -----	8,000	
Net appropriation -----	220,744	
37— For printing constitutional amendments and other ballot measures, Secretary of State -----	180,000	
38— For support of Division of Collection Agencies, Secretary of State's Office, payable from the Collection Agency Fund, in accordance with the following schedule -----	38,291	Division of Collection Agencies
Schedule:		
(a) Salaries and Wages -----	24,900	
(b) Operating Expenses and Equipment -----	13,391	
Total of schedule -----	38,291	

AGRICULTURE

Item	Amount
Department of Agriculture 39—For support of Department of Agriculture and the State Livestock Sanitary Committee, in accordance with the following schedule— and in addition thereto any amounts collected for services to activities supported out of other funds which by law are available for support of said department. Schedule: (a) Salaries and Wages ----- 4,532,148 (b) Operating Expenses and Equipment ----- 1,736,265 Total of schedule ----- 6,268,413 Less: Estimated reimbursements: (c) For services rendered to activities supported from other funds ----- 566,619 Net appropriation ----- 5,701,794	5,701,794
40—For cooperation with the Federal Government in marketing research under the provisions of Public Law 733 (Seventy-ninth Congress) and Section 1286 of the Agricultural Code, Department of Agriculture-----	70,000
41—The unexpended balance as of June 30, 1954, of the appropriation made by Item 42 of the Budget Act of 1953 is hereby reappropriated for moving expenses, Department of Agriculture.	
42—For support of Department of Agriculture, payable from the Department of Agriculture Fund, in accordance with the following schedule ----- and in addition thereto any amounts collected for services to activities supported out of other funds which by law are available for support of said department. Schedule: (a) Salaries and Wages ----- 3,382,821 (b) Operating Expenses and Equipment ----- 1,383,686 Total of schedule ----- 4,766,507 Less: Estimated reimbursements: (c) For services to activities supported out of other funds -- 10,000 Net appropriation ----- 4,756,507	4,756,507
Poultry Improvement Commission 43—For support of Poultry Improvement Commission, payable from the Poultry Testing Proj-	

Item	Amount	
ect Fund, in accordance with the following schedule -----	108,030	
and in addition thereto any amounts collected for services to employees which by law are available for support of said commission.		
Schedule:		
(a) Salaries and Wages -----	48,351	
(b) Operating Expenses and Equipment -----	61,623	
Total of schedule --	109,974	
Less: Estimated reimbursements:		
(c) For services to employees ---	1,944	
Net appropriation -----	108,030	
44—For augmentation of the Poultry Testing Project Fund payable from any moneys in the Fair and Exposition Fund available for capital outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code -----	74,674	Poultry Testing Project Fund
to be transferred by the State Controller to the Poultry Testing Project Fund.		

CORRECTIONS

45—For support of Departmental Administration, and Board of Corrections, Department of Corrections, in accordance with the following schedule -----	414,967	Department of Corrections
Schedule:		
(a) Salaries and Wages -----	359,733	
(b) Operating Expenses and Equipment -----	55,234	
Total of schedule -----	414,967	
46—For transportation of prisoners to and between state prisons, including the return of parole violators to prison and for the conveying of persons under provisions of Sections 3300.4 and 3300.46 of the Health and Safety Code in accordance with the provisions of Section 26749 of the Government Code ---	72,200	
47—For expenses of returning fugitives from justice from outside the State in accordance with the provisions of Section 1557 of the Penal Code -----	210,000	
48—For court costs and county charges, payable under Section 4700 of the Penal Code, in connection with trials of inmates charged with commission of a crime or crimes while incarcerated in a state institution or prison under		

Item	Amount
	25,000
Medical Facility 49—For support of the Medical Facility, Department of Corrections, in accordance with the following schedule ----- and in addition thereto any amounts collected for services to employees, and other agencies, which by law are available for support of said institution. Schedule:	1,622,801
(a) Salaries and Wages-----	1,146,060
(b) Operating Expenses and Equipment -----	533,201
(c) Inmate Pay-work Projects-----	9,600
Total of schedule-----	1,688,861
Less: Estimated reimbursements:	
(d) For services to employees---	22,060
(e) For maintenance of public health wards -----	43,800
(f) For maintenance of Department of Immigration detainees -----	200
Net appropriation-----	1,622,801
49.5—For expenses of moving institution supplies and equipment, inmates, employees and their belongings from old to new facility, overtime payments to employees in connection with moving operations, repairs and rental of equipment, purchase of pads and necessary moving supplies or small equipment, Medical Facility -----	52,000
Temporary facility 50—For support of a temporary facility, Department of Corrections, in accordance with the following schedule----- and in addition thereto any amounts collected for services to employees, and other agencies which by law are available for support of said institution. Schedule:	666,710
(a) Salaries and Wages-----	437,845
(b) Operating Expenses and Equipment -----	230,245
(c) Inmate Pay-work Projects-----	4,620
Total of schedule-----	672,710
Less: Estimated reimbursements:	
(d) For services to employees---	6,000
Net appropriation-----	666,710

Item	Amount
51—For purchase of materials and supplies to provide initial inventory and for moving expenses of employees, Temporary Facility, Department of Corrections-----	36,495
52—For support of California Institution for Men, Department of Corrections, in accordance with the following schedule----- and in addition thereto any amounts collected for services to employees, and other agencies, which by law are available for support of said institution.	3,259,723
Schedule:	
(a) Salaries and Wages-----	2,305,234
(b) Operating Expenses and Equipment-----	1,271,362
(c) Inmate Pay-work Projects--	103,375
Total of schedule-----	3,679,971
Less: Estimated reimbursements:	
(d) For services to employees and other agencies-----	51,500
(e) For services to correctional industries-----	57,700
(f) For services to Division of Forestry-----	177,748
(g) For services to Division of Highways-----	105,300
(h) For services to United States Forest Service-----	28,000
Net appropriation-----	3,259,723
53—For purchase of materials and supplies to provide initial inventory and for moving expenses of employees and their belongings from other facilities, California Institution for Men, Department of Corrections-----	28,000
54—For support of California State Prison at Folsom, Department of Corrections, in accordance with the following schedule----- and in addition thereto any amounts collected for services to employees, and other agencies, which by law are available for support of said institution.	2,712,097
Schedule:	
(a) Salaries and Wages-----	1,725,621
(b) Operating Expenses and Equipment-----	1,191,446
(c) Inmate Pay-work Projects--	52,970
Total of schedule-----	2,970,037

Institution
for MenState
prisons
Folsom

Less: Estimated reimbursements:	
(d) For services to employees	64,500
(e) For services to correctional industries and to the Division of Architecture	30,015
(f) For services to Division of Forestry	88,095
(g) For services to United States Forest Service	75,330

Net appropriation ----- 2,712,097

55—	For purchase of materials and supplies to provide initial inventory, California State Prison at Folsom, Department of Corrections	11,700
San Quentin 56—	For support of California State Prison at San Quentin, Department of Corrections, in accordance with the following schedule ----- and in addition thereto any amounts collected for services to employees and other agencies, which by law are available for support of said institution.	4,513,059

Schedule:

(a) Salaries and Wages	2,729,792
(b) Operating Expenses and Equipment	2,085,072
(c) Inmate Pay-work Projects	93,365

Total of schedule ----- 4,908,229

Less: Estimated reimbursements:	
(d) For services to employees and inmates	86,610
(e) For services to correctional industries and to the Division of Architecture	21,990
(f) For services to Division of Forestry	79,000
(g) For services to United States Forest Service	113,600
(h) For services to Division of Highways	93,970

Net appropriation ----- 4,513,059

Soledad 57—	For support of California State Prison at Soledad, Department of Corrections, in accordance with the following schedule ----- and in addition thereto any amounts collected for services to employees, and other agencies, which by law are available for support of said institution.	2,591,160
-------------	--	-----------

Item	Amount
Schedule:	
(a) Salaries and Wages.....	1,662,016
(b) Operating Expenses and Equipment	1,157,819
(c) Inmate Pay-work Projects..	58,400
Total of schedule	2,878,235
Less: Estimated reimbursements:	
(d) For services to employees..	55,285
(e) For services to correctional industries	44,005
(f) For services to Division of Forestry	132,005
(g) For services to United States Forest Service	55,780
Net appropriation.....	2,591,160
58—For purchase of materials and supplies to provide initial inventory, California State Prison at Soledad, Department of Correc- tions	9,700
59—For support of Deuel Vocational Institution, Department of Corrections, in accordance with the following schedule.....	2,202,737
and in addition thereto any amounts collected for services to employees, and other agencies which by law are available for support of said institution.	<div style="text-align: right; font-size: small;">Deuel Vocational Institution</div>
Schedule:	
(a) Salaries and Wages.....	1,510,307
(b) Operating Expenses and Equipment	721,950
(c) Inmate Pay-work Projects..	8,780
Total of schedule	2,241,037
Less: Estimated reimbursements:	
(d) For services to employees..	27,550
(e) For services to correctional industries	10,750
Net appropriation	2,202,737
60—For support of California Institution for Women, Department of Corrections, in ac- cordance with the following schedule.....	707,941
and in addition thereto any amounts collected for services to employees, and other agencies, which by law are available for support of said institution.	<div style="text-align: right; font-size: small;">Institution for Women</div>

Item	Amount	
Schedule:		
(a) Salaries and Wages.....	480,425	
(b) Operating Expenses and Equipment	241,446	
(c) Inmate Pay-work Projects..	4,245	
	726,116	
Less: Estimated reimbursements:		
(d) For services to employees..	12,300	
(e) For services to correctional industries	1,575	
(f) For services to School for the Deaf.....	4,300	
	707,941	
Adult Authority	61—For support of Adult Authority, Department of Corrections, in accordance with the follow- ing schedule.....	1,134,042
	and in addition thereto any amounts returned by paroled or discharged prisoners in repay- ment of cash or other assistance advanced, which by law are available for support of said agency.	
Schedule:		
(a) Salaries and Wages.....	852,327	
(b) Operating Expenses and Equipment	299,725	
	1,152,052	
Less: Estimated reimbursements:		
(c) From parolees for cash or other assistance advanced..	18,010	
	1,134,042	
Institution for Women: Trustees	62—For support of Board of Trustees, California Institution for Women, Department of Cor- rections, in accordance with the following schedule	101,848
	and in addition thereto any amounts returned by paroled or discharged prisoners in repay- ment of cash assistance advanced, which by law are available for support of said agency.	
Schedule:		
(a) Salaries and Wages.....	69,964	
(b) Operating Expenses and Equipment	32,293	
	102,257	

Item	Amount
Less: Estimated reimbursements:	
(c) From parolees for cash assistance advanced.....	409
	<hr/>
Net appropriation.....	101,848

YOUTH AUTHORITY

63—For support of Departmental Administration, Department of the Youth Authority, in accordance with the following schedule.....	1,672,952	Department of Youth Authority
Schedule:		
(a) Salaries and Wages.....	1,201,228	
(b) Operating Expenses and Equipment	471,724	
	<hr/>	
Total of schedule.....	1,672,952	
64—For per diem and other necessary expenses in connection with consulting services and conferences of the California Youth Committee, created pursuant to Section 1520 of the Military and Veterans Code.....	4,000	
65—For deportation of nonresidents committed to the Department of the Youth Authority....	36,300	
66—For transportation of persons committed to the Department of the Youth Authority to or between its facilities, including the return of parole violators	90,000	
67—For maintenance of persons committed to the Department of the Youth Authority and paroled to the custody of private foster homes...	71,400	
68—For support of Northern California Reception Center and Clinic, Department of the Youth Authority, in accordance with the following schedule	619,487	Northern California Reception Center
and in addition thereto any amounts collected for services to employees, and other agencies, which by law are available for support of said institution.		
Schedule:		
(a) Salaries and Wages.....	469,747	
(b) Operating Expenses and Equipment	162,940	
	<hr/>	
Total of schedule.....	632,687	
Less: Estimated reimbursements:		
(c) For services to employees....	13,200	
	<hr/>	
Net appropriation	619,487	
69—For purchase of materials and supplies to provide initial inventory, Northern California		

Item	Amount
	Reception Center and Clinic, Department of the Youth Authority -----
	12,270
Southern California Reception Center	70—For support of Southern California Reception Center and Clinic, Department of the Youth Authority, in accordance with the following schedule -----
	940,345
	and in addition thereto any amounts collected for services to employees, which by law are available for support of said institution.
	Schedule:
	(a) Salaries and Wages ----- 678,744
	(b) Operating Expenses and Equipment ----- 276,721
	<hr/> Total of schedule ----- 955,465
	Less: Estimated reimbursements:
	(c) For services to employees --- 15,120
	<hr/> Net appropriation ----- 940,345
	71—For purchase of materials and supplies to provide initial inventory and for moving expenses of employees and their belongings from other facilities, Southern California Reception Center and Clinic, Department of the Youth Authority -----
	35,600
Youth Authority Camps	72—For support of Youth Authority Camps, Department of the Youth Authority, in accordance with the following schedule -----
	307,020
	and in addition thereto any amounts collected for services to employees and to the Division of Forestry, which by law are available for support of said camps.
	Schedule:
	(a) Salaries and Wages ----- 295,078
	(b) Operating Expenses and Equipment ----- 237,657
	(c) Inmate Pay-work Projects -- 37,895
	<hr/> Total of schedule ----- 570,630
	Less: Estimated reimbursements:
	(d) For services to employees -- 11,850
	(e) For services to Division of Forestry ----- 251,760
	<hr/> Net appropriation --- 307,020
Schools. Fricot Ranch	73—For support of Fricot Ranch School for Boys, Department of the Youth Authority, in accordance with the following schedule -----
	379,593
	and in addition thereto any amounts collected for services to employees and sale of surplus products which by law are available for support of said school.

Item	Amount	
Schedule:		
(a) Salaries and Wages	276,097	
(b) Operating Expenses and Equipment	118,906	
Total of schedule	395,003	
Less: Estimated reimbursements:		
(c) For services to employees and sale of surplus products	15,410	
Net appropriation	379,593	
74—For support of the Fred C. Nelles School for Boys, Department of the Youth Authority, in accordance with the following schedule	835,023	Fred C Nelles
and in addition thereto any amounts collected for services to employees, for services to other agencies, and from sale of surplus products, which by law are available for support of said school.		
Schedule:		
(a) Salaries and Wages	676,214	
(b) Operating Expenses and Equipment	184,802	
Total of schedule	861,016	
Less: Estimated reimbursements:		
(c) For services to employees, for services to other agencies, and from sale of surplus products	25,993	
Net appropriation	835,023	
75—For support of Paso Robles School for Boys, Department of the Youth Authority, in ac- cordance with the following schedule	756,257	Paso Robles
and in addition thereto any amounts collected for services to employees and sale of surplus products, which by law are available for sup- port of said school.		
Schedule:		
(a) Salaries and Wages	524,123	
(b) Operating Expenses and Equipment	241,964	
Total of schedule	766,087	
Less: Estimated reimbursements:		
(c) For services to employees and sale of surplus products	9,830	
Net appropriation	756,257	

	Item	Amount
Preston	76—For support of Preston School of Industry, Department of the Youth Authority, in accordance with the following schedule----- and in addition thereto any amounts collected for services to other agencies, services to employees, and from sale of surplus products, which by law are available for support of said school. Schedule: (a) Salaries and Wages----- 1,177,253 (b) Operating Expenses and Equipment ----- 387,570 Total of schedule----- 1,564,823 Less: Estimated reimbursements: (c) For services to employees and other agencies, and sale of surplus products----- 77,930 Net appropriation ----- 1,486,893	1,486,893
Los Guilucos	77—For support of Los Guilucos School for Girls, Department of the Youth Authority, in accordance with the following schedule----- and in addition thereto any amounts collected for services to employees which by law are available for support of said school. Schedule: (a) Salaries and Wages----- 466,036 (b) Operating Expenses and Equipment ----- 158,485 Total of schedule----- 624,521 Less: Estimated reimbursements: (c) For services to employees_ 6,280 Net appropriation ----- 618,241	618,241
Ventura	78—For support of Ventura School for Girls, Department of the Youth Authority, in accordance with the following schedule----- and in addition thereto any amounts collected for services to employees which by law are available for support of said school. Schedule: (a) Salaries and Wages----- 500,670 (b) Operating Expenses and Equipment ----- 143,977 Total of schedule----- 644,647 Less: Estimated reimbursements: (c) For services to employees-- 11,060 Net appropriation ----- 633,587	633,587

EDUCATION

Item	Amount	
79—For support of Department of Education, Superintendent of Public Instruction and State Board of Education, in accordance with the following schedule----- and in addition thereto any amounts collected for services to other activities, for sale of bulletins, and for services to local school districts, which by law are available for support of said department. Schedule: (a) Salaries and Wages----- 1,987,005 (b) Operating Expenses and Equipment ----- 638,759 Total of schedule ----- 2,625,764 Less: Estimated reimbursements: (c) For services to other activities, for sale of bulletins, and for services to local school districts and the Federal Government ----- 208,570 Net appropriation ----- 2,417,194	2,417,194	Department of Education
80—For a survey of higher education in California, Department of Education, Superintendent of Public Instruction, and State Board of Education -----	37,550	
81—For vocational education, Department of Education, in lieu of the appropriations made by Education Code, Sections 5705, 5706, and 9161 ----- to be transferred to the Vocational Education Fund upon order of the State Controller. At the end of the fiscal year, any unencumbered balance of money so transferred shall revert to the General Fund to the credit of this item. Notwithstanding any other provision of law, expenditures from the appropriation made by this item are subject to the provisions of Section 18004 of the Government Code.	646,602	Vocational education
82—For teacher training and preparation of instructional materials for related instruction in connection with apprenticeship and on-the-job training and institutional on-farm training programs, Department of Education----- to be transferred to the Vocational Education Fund by the State Controller on order of the Director of Finance. At the end of the fiscal year, any unencumbered balance of money so	500	Teacher training, etc

Item	Amount
	transferred shall revert to the General Fund to the credit of this item.
	Notwithstanding any other provision of law, expenditures from the appropriation made by this item are subject to the provisions of Section 18004 of the Government Code.
Fire training	83—For fire training and fire training institutes, Department of Education -----
	75,025
	to be transferred to the Vocational Education Fund by the State Controller on order of the Director of Finance. At the end of the fiscal year, any unencumbered balance of money so transferred shall revert to the General Fund to the credit of this item.
	Notwithstanding any other provision of law, expenditures from the appropriation made by this item are subject to the provisions of Section 18004 of the Government Code.
Vocational rehabilitation	84—For vocational rehabilitation, Department of Education, in lieu of the appropriations made by Education Code, Sections 5803 and 5804---
	1,250,000
	This appropriation, together with any funds made available for vocational rehabilitation by the Federal Government, or any agency thereof, or for services to other agencies, shall be expended in accordance with the following schedule.
	Schedule:
	(a) Salaries and Wages ----- 1,021,105
	(b) Operating Expenses and Equipment ----- 1,905,440
	<hr/> Total of schedule ----- 2,926,545
	Less: Estimated reimbursements:
	(c) For services to other agencies 10,545
	(d) Federal Government contributions ----- 1,666,000
	<hr/> Net appropriation ----- 1,250,000
Division of Libraries	85—For support of Division of Libraries, Department of Education, in accordance with the following schedule -----
	525,368
	and in addition thereto any amounts collected for services, which by law are available for support of said agency.
	Schedule:
	(a) Salaries and Wages ----- 402,507
	(b) Operating Expenses and Equipment ----- 123,461
	<hr/> Total of schedule ----- 525,968

Item	Amount
Less: Estimated reimbursements:	
(c) For photostat services-----	600
Net appropriation -----	525,368
86—For support of Chico State College, in accordance with the following schedule -----	1,185,948
and in addition thereto the amount of such reimbursements for services to other agencies or other funds, such receipts from the Federal Government for the education of veterans and such student fees as may otherwise be made available by law for support of said college.	State Colleges Chico
Schedule:	
(a) Salaries and Wages-----	1,107,354
(b) Operating Expenses and Equipment -----	194,554
Total of schedule-----	1,301,908
Less: Estimated reimbursements:	
(c) For services to other agencies and other funds-----	776
(d) Estimated student fees appropriated by Education Code, Section 20344 --- --	96,454
(e) From Federal Government for education of veterans, appropriated by Education Code, Section 20252-----	18,730
Net appropriation -- --	1,185,948
87—For support of Fresno State College, in accordance with the following schedule ----	1,988,285
and in addition thereto the amount of such reimbursements for services to other agencies, and other funds, such receipts from the Federal Government for the education of veterans, and such student fees as may otherwise be made available by law for support of said college.	Fresno
Schedule:	
(a) Salaries and Wages-----	2,001,254
(b) Operating Expenses and Equipment -----	338,388
Total of schedule-----	2,339,642
Less. Estimated reimbursements:	
(c) For services to other agencies and other funds-----	11,051
(d) Estimated student fees appropriated by Education Code, Section 20344-----	306,840

Item	Amount
(e) Estimated receipts from Federal Government for education of veterans, appropriated by Education Code, Section 20252 -----	33,466
Net appropriation -----	1,988,285
88—For additional support, Fresno State College, payable from the State College Fund, in accordance with the following schedule----- and in addition thereto the amount of such reimbursements for services to other agencies, sales of surplus products and equipment rentals which by law are available for support of said college.	378,577
Schedule:	
(a) Salaries and Wages-----	260,481
(b) Operating Expenses and Equipment -----	123,096
Total of schedule-----	383,577
Less: Estimated reimbursements:	
(c) For sale of surplus products, services to other agencies and equipment rentals-----	5,000
Net appropriation -----	378,577
Humboldt 89—For support of Humboldt State College, in accordance with the following schedule - ---- and in addition thereto the amount of such reimbursements for services to other agencies, and other funds, such receipts from the Federal Government for the education of veterans and such student fees as may otherwise be made available by law for support of said college.	935,200
Schedule:	
(a) Salaries and Wages-----	811,185
(b) Operating Expenses and Equipment -----	180,062
Total of schedule-----	991,247
Less: Estimated reimbursements:	
(c) For services to other agencies and other funds-----	450
(d) Estimated student fees appropriated by Education Code, Section 20344 -----	49,127
(e) From Federal Government for education of veterans,	

Item	Amount	
appropriated by Education Code, Section 20252-----	6,470	
Net appropriation -----	935,200	
90—For support of Long Beach State College, in accordance with the following schedule----- and in addition thereto the amount of such reimbursements for services to other agencies, or other funds, such receipts from the Federal Government for the education of veterans and such student fees as may otherwise be made available by law for support of said college. Schedule:	1,370,497	Long Beach
(a) Salaries and Wages -----	1,330,442	
(b) Operating Expenses and Equipment -----	263,677	
Total of schedule -----	1,594,119	
Less: Estimated reimbursements:		
(c) For services to other agen- cies and other funds-----	3,500	
(d) Estimated student fees ap- propriated by Education Code, Section 20344-----	205,123	
(e) Estimated receipts from Fed- eral Government for educa- tion of veterans, appropri- ated by Education Code, Section 20252 -----	14,999	
Net appropriation -----	1,370,497	
91—For support of Los Angeles State College of Applied Arts and Sciences, in accordance with the following schedule----- and in addition thereto such reimbursements for services to other agencies and other funds, such receipts from the Federal Government for the education of veterans and such stu- dent fees as may otherwise be made available by law for support of said college. Schedule:	2,169,334	Los Angeles
(a) Salaries and Wages -----	1,901,975	
(b) Operating Expenses and Equipment -----	633,957	
Total of schedule -----	2,535,932	
Less: Estimated reimbursements:		
(c) For services to Los Angeles Junior College -----	22,098	
(d) Estimated student fees ap- propriated by Education Code, Section 20344-----	317,522	

Item	Amount
(e) Estimated receipts from Federal Government for education of veterans, appropriated by Education Code, Section 20252 -----	26,978
Net appropriation -----	2,169,334
Sacramento 92—For support of Sacramento State College, in accordance with the following schedule-----	1,323,201
and in addition thereto the amount of such reimbursements for services to other agencies, or other funds, such receipts from the Federal Government for the education of veterans and such student fees as may otherwise be made available by law for support of said college.	
Schedule:	
(a) Salaries and Wages -----	1,269,257
(b) Operating Expenses and Equipment -----	235,524
Total of schedule-----	1,504,781
Less: Estimated reimbursements:	
(c) Estimated student fees appropriated by Education Code, Section 20344 -----	154,510
(d) Estimated receipts from Federal Government for education of veterans, appropriated by Education Code, Section 20252 -----	23,110
(e) For services to other agencies and other funds-----	3,960
Net appropriation -----	1,323,201
San Diego 93—For support of San Diego State College, in accordance with the following schedule -----	2,459,312
and in addition thereto the amount of such reimbursements for services to other funds, such receipts from the Federal Government for the education of veterans and such student fees as may otherwise be made available by law for support of said college.	
Schedule:	
(a) Salaries and Wages-----	2,475,319
(b) Operating Expenses and Equipment -----	382,478
Total of schedule-----	2,857,797
Less: Estimated reimbursements:	
(c) For services to other funds	3,300
(d) Estimated student fees appropriated by Education Code, Section 20344-----	321,234

Item	Amount	
(e) Estimated receipts from Federal Government for education of veterans, appropriated by Education Code, Section 20252 -----	73,951	
Net appropriation -----	2,459,312	
94—For support of San Francisco State College, in accordance with the following schedule—	2,777,978	San Francisco
and in addition thereto the amount of such payments from parents for care of children, such reimbursements for services to other agencies and other funds, such receipts from the Federal Government for the education of veterans and such student fees as may otherwise be made available by law for support of said college.		
Schedule:		
(a) Salaries and Wages-----	2,893,389	
(b) Operating Expenses and Equipment -----	491,268	
Total of schedule-----	3,384,657	
Less: Estimated reimbursements:		
(c) For services to other agencies and other funds-----	59,851	
(d) Estimated student fees appropriated by Education Code, Section 20344 -----	472,720	
(e) Estimated receipts from Federal Government for education of veterans, appropriated by Education Code, Section 20252 -----	65,005	
(f) Payments from parents for care of children under Education Code, Section 20512-----	9,103	
Net appropriation -----	2,777,978	
95—For support of San Jose State College, in accordance with the following schedule-----	3,513,958	San Jose
and in addition thereto the amount of such reimbursements for services, such receipts from the Federal Government for the education of veterans, and such student fees as may otherwise be made available by law for support of said college.		
Schedule:		
(a) Salaries and Wages -----	3,485,966	
(b) Operating Expenses and Equipment -----	547,770	
Total of schedule -----	4,033,736	

Item	Amount
Less: Estimated reimbursements:	
(c) For sale of materials for student projects -----	4,000
(d) Estimated student fees appropriated by Education Code, Section 20344 -----	466,829
(e) Estimated receipts from Federal Government for education of veterans, appropriated by Education Code, Section 20252 -----	48,949
	<hr/>
Net appropriation -----	3,513,958
Polytechnic 96—For support, California State Polytechnic College, payable from any moneys in the Fair and Exposition Fund available to said school under the provisions of Section 19626 of the Business and Professions Code -----	2,845,085
and in addition thereto any amounts collected for services to other agencies and to activities supported out of other funds, services to employees, and from sale of surplus products as may otherwise be made available by law for support of said school. Said appropriation, together with such receipts from the Federal Government for the education of veterans and such student fees as are appropriated by the Education Code for support of said school, shall be expended in accordance with the following schedule.	
Schedule:	
(a) Salaries and Wages -----	2,491,707
(b) Operating Expenses and Equipment -----	632,424
	<hr/>
Total of schedule -----	3,124,131
Less: Estimated reimbursements:	
(c) For services to employees, to activities supported from other funds and to other agencies, and from sale of surplus products -----	120,334
(d) Estimated student fees appropriated by Education Code, Section 20344 -----	102,926
(e) Estimated receipts from Federal Government for education of veterans, appropriated by Education Code, Section 20252 -----	55,786
	<hr/>
Net appropriation -----	2,845,085

Item	Amount	
97—For support of California Maritime Academy -----	275,681	Maritime Academy
and in addition thereto any amounts collected for services to employees and the amount of such fees as may otherwise be made available by law for the support of said academy. The appropriation made by this item, together with any funds made available for support of the Maritime Academy by the Federal Government, or any agency thereof, shall be expended in accordance with the following schedule.		
Schedule:		
(a) Salaries and Wages -----	285,799	
(b) Operating Expenses and Equipment -----	139,090	
Total of schedule -----	424,889	
Less: Estimated reimbursements:		
(c) For services to employees and others -----	7,770	
(d) Estimated student fees appropriated by Sections 21155.1 and 21158 of the Education Code -----	116,438	
(e) Estimated Federal Government contributions -----	25,000	
Net appropriation -----	275,681	
98—For support of California School for the Blind, in accordance with the following schedule -----	451,857	School for Blind
and in addition thereto any amounts collected for services to students, employees, and other agencies which by law are available for support of said school.		
Schedule:		
(a) Salaries and Wages -----	377,185	
(b) Operating Expenses and Equipment -----	107,167	
Total of schedule -----	484,352	
Less: Estimated reimbursements:		
(c) For services to students, employees, and other agencies --	32,495	
Net appropriation -----	451,857	
99—For support of California School for the Deaf, Berkeley, in accordance with the following schedule -----	1,031,399	Schools for Deaf: Berkeley
and in addition thereto any amounts collected for services to employees, other agencies,		

Item	Amount
counties and students, which by law are available for support of said school.	
Schedule:	
(a) Salaries and Wages	822,379
(b) Operating Expenses and Equipment	256,996
	<hr/>
Total of schedule	1,079,375
Less: Estimated reimbursements:	
(c) For services to employees, other agencies, counties and students	47,976
	<hr/>
Net appropriation	1,031,399
Riverside 100—For support of California School for the Deaf, Riverside, in accordance with the following schedule	664,300
and in addition thereto any amounts collected for services to employees and for services to other agencies, counties and students, which by law are available for support of said school.	
Schedule:	
(a) Salaries and Wages	547,821
(b) Operating Expenses and Equipment	141,676
	<hr/>
Total of schedule	689,497
Less: Estimated reimbursements:	
(c) For services to employees, other agencies, counties and students	25,197
	<hr/>
Net appropriation	664,300
Cerebral Palsied Children Northern California 101—For support of School for Cerebral Palsied Children, Northern California, in accordance with the following schedule	311,901
and in addition thereto any amounts collected for services to employees, and for services to other agencies, which by law are available for the support of said school	
Schedule:	
(a) Salaries and Wages	197,604
(b) Operating Expenses and Equipment	117,497
	<hr/>
Total of schedule	315,101
Less: Estimated reimbursements:	
(c) For services to employees and other agencies	3,200
	<hr/>
Net appropriation	311,901

Item	Amount	
102—For support of School for Cerebral Palsied Children, Southern California, in accordance with the following schedule----- and in addition thereto any amounts collected for services to employees, and for services to other agencies, which by law are available for the support of said school.	328,625	Southern California
Schedule:		
(a) Salaries and Wages -----	224,979	
(b) Operating Expenses and Equipment -----	109,028	
Total of schedule -----	334,007	
Less: Estimated reimbursements:		
(c) For services to employees and other agencies -----	5,382	
Net appropriation -----	328,625	
103—For support of Oakland Orientation Center, in accordance with the following schedule --- and in addition thereto any amounts collected for services to employees and other agencies, which by law are available for support of said agency.	266,588	Oakland Orientation Center
Schedule:		
(a) Salaries and Wages -----	201,665	
(b) Operating Expenses and Equipment -----	94,407	
Total of schedule -----	296,072	
Less: Estimated reimbursements:		
(c) For services to employees and other agencies - - - - -	29,484	
Net appropriation -----	266,588	
104—For support of Los Angeles Center, California Industries for the Blind, in accordance with the following schedule -----	116,885	Industries for Blind Centers Los Angeles
Schedule:		
(a) Salaries and Wages -----	92,636	
(b) Operating Expenses and Equipment -----	24,249	
Total of schedule -----	116,885	
105—For support of Oakland Center, California Industries for the Blind, in accordance with the following schedule ----- and in addition thereto any reimbursements for services to other agencies which by law are available for support of said agency.	89,593	Oakland

Item	Amount
Schedule:	
(a) Salaries and Wages.....	51,893
(b) Operating Expenses and Equipment	38,444
Total of schedule.....	90,337
Less: Estimated reimbursements:	
(c) For services to other agencies	744
Net appropriation	89,593
San Diego 106—For support of San Diego Center, California Industries for the Blind, in accordance with the following schedule.....	48,314
Schedule:	
(a) Salaries and Wages.....	36,919
(b) Operating Expenses and Equipment	11,395
Total of schedule.....	48,314
Teachers' Retirement System 107—For support of State Teachers' Retirement System, in accordance with the following schedule	196,616
Schedule:	
(a) Salaries and Wages.....	132,091
(b) Operating Expenses and Equipment	64,525
Total of schedule.....	196,616
University of California 108—For support of University of California, exempt from Section 32 of this act.....	56,902,714
Higher education survey 109—For a survey of higher education in Cali- fornia, University of California, exempt from Section 32 of this act.....	39,650
Nematode control research 110—For nematode control research, University of California, payable from any moneys in the Fair and Exposition Fund available for capi- tal outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code, exempt from Section 32 of this act.....	80,000
Hastings College of Law 111—For support of Hastings College of Law....	49,080
FISCAL AFFAIRS	
Board of Control 112—For support of State Board of Control, in accordance with the following schedule.....	23,370
Schedule:	
(a) Salaries and Wages.....	10,392
(b) Operating Expenses and Equipment	12,978
Total of schedule.....	23,370

Item	Amount	
113—For support of State Controller----- and in addition thereto any amounts collected for services to other programs or other funds, which by law are available for support of said officer, shall be expended in accordance with the following schedule. Schedule: (a) Salaries and Wages----- 1,798,580 (b) Operating Expenses and Equipment ----- 543,364 Total of schedule ----- 2,341,944 Less: Estimated reimbursements: (c) For services rendered special programs for audit of appro- priations for aid to local gov- ernment, Item 117 ----- 19,838 (d) Amount payable from appro- priation for additional sup- port, Item 118----- 42,212 (e) Amount payable from appro- priation for additional sup- port, Item 119----- 12,384 (f) For saving bond services to State Employees' Retirement System ----- 7,000 Net appropriation ----- 2,260,510	2,260,510	Controller
114—For support of Tax Collection Division, State Controller, payable from the Motor Vehicle Transportation Tax Fund----- The appropriation made by this item, together with amounts appropriated by other items, shall be expended in accordance with the fol- lowing schedule. Schedule: (a) Salaries and Wages----- 111,745 (b) Operating Expenses and Equipment ----- 32,684 Total of schedule----- 144,429 Less: Estimated reimbursements: (c) Amount payable from appro- priation, Item 113----- 13,328 (d) Amount payable from appro- priation, Item 115----- 10,662 Net appropriation----- 120,439	120,439	Tax Collec- tion Divi- sion
115—For support of Bureau of Highway Accounts and Reports, Motor Vehicle Fuel Tax Refund Division, and Tax Collection Division, State Controller, payable from the Motor Vehicle		Bureau of Highway Accounts and Reports Motor Vehicle Fuel Tax Refund Division, and Tax Collec- tion Division

Item	Amount	
Less: Estimated reimbursements:		
(c) For services to activities supported out of other funds ----	332,579	
(d) For mapping services to counties -----	98,000	
(e) For services to other state and public agencies-----	22,500	
Net appropriation	13,372,220	
121—For support of Division of Highway Taxes, State Board of Equalization, payable from the Motor Vehicle Transportation Tax Fund and in addition thereto any amounts collected for services to activities supported out of other funds. The appropriation made by this item, together with the amounts appropriated by other items, shall be expended in accordance with the following schedule.	799,460	Division of Highway Taxes
Schedule:		
(a) Salaries and Wages-----	1,005,103	
(b) Operating Expenses and Equipment -----	447,729	
Total of schedule	1,452,832	
Less: Estimated reimbursements:		
(c) Amount payable from appropriation for additional support, Item 122 -----	23,251	
(d) Amount payable from appropriation for additional support, Item 123 -----	630,121	
Net appropriation	799,460	
122—For additional support of Division of Highway Taxes. State Board of Equalization, payable from the Itinerant Merchants Fund	23,251	
123—For additional support of Division of Highway Taxes, State Board of Equalization, payable from the Motor Vehicle Fuel Fund -----	630,121	
124—For support of Department of Finance and in addition thereto any amounts collected for services to other agencies, which by law are available for support of said department. Said appropriation, together with the amounts appropriated by other items, shall be expended in accordance with the following schedule.	5,703,163	Department of Finance
Schedule:		
(a) Salaries and Wages-----	6,389,718	
(b) Operating Expenses and Equipment -----	1,989,808	
Total of schedule	8,379,526	

Item	Amount
Less: Estimated reimbursements:	
(c) For services to other agencies and/or divisions of said department -----	2,174,133
(d) Amount payable from Fair and Exposition Fund (Item 126) -----	72,500
(e) Amount payable from the Postwar Unemployment and Construction Fund (Item 127) -----	28,743
(f) Amount payable from the Public School Building Loan Fund (Item 128) -----	139,945
(g) Amount payable from the State School Building Aid Fund (Item 129) -----	261,042
	<hr/>
Net appropriation -----	5,703,163
125—For expenses in connection with liquidation and disposal of surplus equipment, leases and other property of the Department of Social Welfare acquired for the administration of Article XXV of the Constitution, Department of Finance -----	44,007
provided, that notwithstanding any other provisions of law the income from the disposal or subletting of any such property or leases is hereby appropriated in addition thereto.	
Audits Division 126—For support of the Audits Division, State Department of Finance, payable from the Fair and Exposition Fund -----	72,500
Department of Finance 127—For additional support of Department of Finance, payable from the Postwar Unemployment and Construction Fund -----	28,743
128—For additional support of Department of Finance, payable from the Public School Building Loan Fund -----	139,945
129—For additional support of Department of Finance, payable from the State School Building Aid Fund -----	261,042
Automobile liability claims 130—For payment of automobile liability claims and salaries and expenses incident to investigation, adjustment and defense thereof, or for premiums for automobile liability insurance, Department of Finance, in accordance with the following schedule -----	205,248
and in addition thereto amounts collected from other funds which by law are available for purchase of such insurance.	

Item	Amount	
Schedule:		
(a) Operating Expenses -----	475,000	
Less: Estimated reimbursements:		
(b) Estimated charges to other funds -----	269,752	
Net appropriation -----	205,248	
131—For the purchase of insurance to insure the liability of the State and its officers and employees for damage or injury to persons or property resulting from the dangerous or defective condition of state-owned or -controlled property, under the jurisdiction of the Department of Finance, Department of Finance	2,500	Liability insurance
132—For distribution of state documents to libraries as provided by Sections 13660 to 13667, inclusive, of the Government Code, Department of Finance -----	50,000	Distribution of state documents
134—For maintenance of the state burying ground in San Mateo County, known as the Union Cemetery, as provided by Chapter 1096 and Chapter 1238, Statutes of 1947, Department of Finance -----	1,500	State burying ground
135—For support of the Division of Fairs and Expositions, Department of Finance, payable from the Fair and Exposition Fund, in accordance with the following schedule ----- and in addition thereto any amounts collected for services to District Fairs which by law are available for support of said division.	104,550	Division of Fairs and Expositions
Schedule:		
(a) Salaries and Wages -----	87,892	
(b) Operating Expenses and Equipment -----	28,030	
Total of schedule -----	115,922	
Less: Estimated reimbursements:		
(c) For services to District Fairs -----	11,372	
Net appropriation -----	104,550	
135.5—For customer surveys and research, state, district and county fairs, Department of Finance, payable from any moneys in the Fair and Exposition Fund available for capital outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code -----	25,000	
136—For support of California State Fair and Exposition, Division of Fairs and Expositions, Department of Finance, payable from the State Fair Fund -----	1,943,308	State Fair and Exposition

Item	Amount
137—For augmentation of the State Fair Fund, payable from any moneys in the Fair and Exposition Fund available for capital outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code -----	495,000
to be transferred to the State Fair Fund by the State Controller.	
Sixth District Agricultural Association 138—For support of Sixth District Agricultural Association, Division of Fairs and Expositions, Department of Finance, payable from the Sixth District Agricultural Association Fund, in accordance with the following schedule -----	131,125
Schedule:	
(a) Salaries and Wages-----	108,063
(b) Operating Expenses and Equipment -----	23,062
Total of schedule-----	131,125
139—For augmentation of the Sixth District Agricultural Association Fund, payable from any moneys in the Fair and Exposition Fund available for capital outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code -----	98,000
to be transferred to the Sixth District Agricultural Association Fund by the State Controller.	
Division of State Lands 140—For support, Division of State Lands, State Lands Commission, Department of Finance, payable from the State Lands Act Fund, in accordance with the following schedule ----	516,498
and in addition thereto any amounts collected for services which by law are available for support of said agency.	
Schedule:	
(a) Salaries and Wages-----	393,144
(b) Operating Expenses and Equipment -----	181,108
Total of schedule-----	574,252
Less: Estimated reimbursements:	
(c) For services to other agencies	9,800
(d) For services to the Colorado River Boundary Commission	37,154
(e) For geophysical inspection services -----	10,800
Net appropriation -----	516,498

Item	Amount	
141—For support of Franchise Tax Board, in accordance with the following schedule-----	4,388,476	Franchise Tax Board
Schedule:		
(a) Salaries and Wages-----	3,685,115	
(b) Operating Expenses and Equipment -----	703,361	
Total of schedule-----	4,388,476	
142—For support of the State Treasurer, in accordance with the following schedule-----	310,814	State Treasurer
and in addition thereto any amounts collected for services which by law are available for support of said agency.		
Schedule:		
(a) Salaries and Wages-----	195,871	
(b) Operating Expenses and Equipment -----	133,443	
Total of schedule-----	329,314	
Less: Estimated reimbursements:		
(c) For bond collection services to other funds-----	18,500	
Net appropriation-----	310,814	

HIGHWAY PATROL

143—For support of the Department of the California Highway Patrol, payable from the Motor Vehicle Fund, in accordance with the following schedule -----	14,775,686	Highway Patrol
and in addition thereto any amounts collected for services which by law are available for support of said agency; provided, that no part of this appropriation shall be expended in payment for services of personnel assigned to enforce the provisions of the ordinances of any city and county; provided further, however, that this restriction shall not limit the authority of members of the California Highway Patrol to enforce any city or county ordinance as an incident to their assigned duties with respect to traffic law enforcement; provided further, that no expenditure shall be made from the appropriation made by this item in connection with the activities of the California Highway Patrol Auxiliary.		
Schedule:		
(a) Salaries and Wages -----	10,670,442	
(b) Operating Expenses and Equipment -----	4,194,439	
Total of schedule -----	14,864,881	

Item	Amount
Less: Estimated reimbursements:	
(c) Rentals received from the Department of Motor Vehicles -----	9,645
(d) Recovery of cost of administering pedestrian crossing guards program-----	47,000
(e) Services to employees-----	1,650
(f) Services to Governor's Office	10,000
(g) Services to Lieutenant Governor's Office-----	6,000
(h) Accident report fees -----	13,200
(i) Payments for photographs--	1,700
	<hr/>
Net appropriation -----	14,775,686

INDUSTRIAL RELATIONS

Department of Industrial Relations	144—For support of Department of Industrial Relations, in accordance with the following schedule ----- and in addition thereto any amounts received from the Federal Government or any agency thereof for the administration of apprenticeship or other on-the-job training, and any miscellaneous reimbursements which by law are available for support of said agency. Schedule: (a) Salaries and Wages----- 4,478,112 (b) Operating Expenses and Equipment ----- 990,007 <hr/> Total of schedule----- 5,468,119	5,396,372
	Less: (c) Estimated amounts to be received from the Federal Government for administration of apprenticeship and other on-the-job training----- 69,150 (d) Miscellaneous reimbursements ----- 2,597 <hr/> Net appropriation----- 5,396,372	
	145—For payment of the additional compensation for subsequent injury provided for by Section 4751 of the Labor Code, Department of Industrial Relations -----	225,000
State Fire Marshal	146—For support of State Fire Marshal, in accordance with the following schedule----- and in addition thereto any amounts collected for services to other agencies which by law are available for support.	260,867

Item	Amount
Schedule:	
(a) Salaries and Wages.....	251,886
(b) Operating Expenses and Equipment	80,970
Total of schedule.....	332,856
Less: Estimated reimbursements:	
(c) From Board of Dry Cleaners for research services.....	10,000
(d) Amount payable from Fair and Exposition Fund (Item 147)	9,686
(e) Amount payable from Divi- sion of Architecture Public Building Fund (Item 147.1)	52,303
Net appropriation	260,867
147—For additional support of the State Fire Mar- shal, payable from any moneys in the Fair and Exposition Fund available for capital outlay purposes under paragraph (c) of Sec- tion 19626 of the Business and Professions Code	9,686
147.1—For additional support of the State Fire Marshal, payable from Division of Architec- ture Public Building Fund	52,303

INVESTMENT

148—For support of Division of Banking, Depart- ment of Investment, payable from the State Banking Fund, in accordance with the follow- ing schedule	374,109	Department of Invest- ment Division of Banking
Schedule:		
(a) Salaries and Wages.....	302,315	
(b) Operating Expenses and Equipment	71,794	
Total of schedule.....	374,109	
149—For support of Division of Savings and Loan, Department of Investment, payable from the Savings and Loan Inspection Fund, in ac- cordance with the following schedule..... and in addition thereto any amounts collected for services to activities which by law are available for support of said division.	225,276	Division of Savings and Loan
Schedule:		
(a) Salaries and Wages.....	179,385	
(b) Operating Expenses and Equipment	46,191	
Total of schedule.....	225,576	

Item	Amount
Less: Estimated reimbursements:	
(c) For special services to sav- ings and loan associations---	300
	<hr/>
Net appropriation -----	225,276
150—For support of Division of Corporations, Department of Investment, in accordance with the following schedule-----	712,638
and in addition thereto any amounts collected for services, which by law are available for support of said division.	
Schedule:	
(a) Salaries and Wages-----	719,311
(b) Operating Expenses and Equipment -----	114,202
	<hr/>
Total of schedule-----	833,513
Less: Estimated reimbursements:	
(c) For costs of regulating loan institutions and check cash- ing facilities under the juris- diction of the Corporation Commissioner -----	120,875
	<hr/>
Net appropriation -----	712,638
151—For support of the Department of Insurance, payable from the Insurance Fund, in accord- ance with the following schedule-----	1,383,977
and in addition thereto any amounts collected for services to activities which by law are available for support of said department.	
Schedule:	
(a) Salaries and Wages-----	1,103,267
(b) Operating Expenses and Equipment -----	310,710
	<hr/>
Total of schedule-----	1,413,977
Less: Estimated reimbursements:	
(c) For services to insurance companies in liquidation---	25,000
(d) Charges to insurance com- panies for appraisals -----	5,000
	<hr/>
Net appropriation -----	1,383,977
152—For support of the Division of Real Estate, Department of Investment, payable from the Real Estate Fund, in accordance with the fol- lowing schedule -----	863,921

Item	Amount	
Schedule:		
(a) Salaries and Wages.....	611,880	
(b) Operating Expenses and Equipment	252,041	
Total of schedule.....	863,921	
153—For support of California Districts Securities Commission, in accordance with the following schedule		45,702
Schedule:		
(a) Salaries and Wages.....	34,827	
(b) Operating Expenses and Equipment	10,875	
Total of schedule.....	45,702	

Districts
Securities
Commission

JUSTICE

154—For support of Department of Justice.....	3,202,727	Department of Justice
and in addition thereto any amounts collected for services, which by law are available for support of said department. Said appropria- tion shall be expended in accordance with the following schedule.		
Schedule:		
(a) Salaries and Wages.....	2,840,027	
(b) Operating Expenses and Equipment	901,120	
Total of schedule.....	3,741,147	
Less: Estimated reimbursements:		
(c) Charges for services to spe- cial fund agencies.....	308,520	
(d) Charges to other agencies for teletype service.....	110,000	
(e) Services to other agencies..	119,900	
Net appropriation	3,202,727	
155—For fees to special counsel employed pursu- ant to Section 12520 of the Government Code, Department of Justice.....		2,500
156—For litigation and legal services in connection with activities of the Colorado River Board of California, Department of Justice.....		120,425

MENTAL HYGIENE

157—For support of Department of Mental Hy- giene, in accordance with the following sched- ule	2,217,013	Department of Mental Hygiene
--	-----------	------------------------------------

Item	Amount
Schedule:	
(a) Salaries and Wages-----	1,735,759
(b) Operating Expenses and Equipment-----	481,254
Total of schedule-----	<u>2,217,013</u>
158—For transportation of patients and other persons committed to state institutions of the Department of Mental Hygiene, to be expended by the Department of Mental Hygiene, in accordance with the following schedule--- and in addition thereto the amount of receipts from charges to relatives and other legally responsible persons as may be made available by law.	122,164
Schedule:	
(a) Operating Expenses-----	152,705
Less: Estimated reimbursements:	
(b) From charges to relatives and other legally responsible persons-----	30,541
Net appropriation-----	<u>122,164</u>
159—For expenses of deportation and transfer of patients of the Department of Mental Hygiene, Department of Mental Hygiene-----	87,350
Family care 160—For family care of patients paroled or on leave of absence from state institutions of the Department of Mental Hygiene pursuant to Section 6726 and Section 7012.5 of the Welfare and Institutions Code, Department of Mental Hygiene-----	547,200
Outpatient 161—For support of Outpatient Mental Hygiene Clinics, Department of Mental Hygiene, in clinics accordance with the following schedule----- and in addition thereto any amounts made available by the Federal Government for activities under the National Mental Health Act, which by law are available for support of said institution.	535,125
Schedule:	
(a) Salaries and Wages-----	478,206
(b) Operating Expenses and Equipment-----	156,592
Total of schedule-----	<u>634,798</u>
Less: Estimated reimbursements:	
(c) Estimated federal aid for activities under the Na- tional Mental Health Act---	99,673
Net appropriation-----	<u>535,125</u>

Item	Amount	
162—For support of the Langley Porter Clinic at San Francisco, in accordance with the following schedule -----	983,262	Langley Porter Clinic
and in addition thereto any amounts collected for services to employees, which by law are available for support of said institution.		
Schedule:		
(a) Salaries and Wages-----	824,571	
(b) Operating Expenses and Equipment -----	168,951	
Total of schedule -----	993,522	
Less: Estimated reimbursements:		
(c) For services to employees--	10,260	
Net appropriation-----	983,262	
163—For support of the Psychiatric Hospital Clinic at Los Angeles, Department of Mental Hygiene, in accordance with the following schedule -----	15,077	Psychiatric Hospital Clinic
Schedule:		
(a) Salaries and Wages-----	14,127	
(b) Operating Expenses and Equipment -----	950	
Total of schedule -----	15,077	
164—For support of Agnews State Hospital, in accordance with the following schedule-----	5,170,740	State hospitals Agnews
and in addition thereto any amounts collected for services to employees and from sale of surplus products, which by law are available for support of said institution.		
Schedule:		
(a) Salaries and Wages-----	3,788,327	
(b) Operating Expenses and Equipment -----	1,469,895	
Total of schedule-----	5,258,222	
Less: Estimated reimbursements:		
(c) For services to employees and from sale of surplus products -----	87,482	
Net appropriation-----	5,170,740	
165—For support of Atascadero State Hospital, in accordance with the following schedule -----	1,447,818	Atascadero
and in addition thereto any amounts collected for services to employees which by law are available for support of said institution.		

Item	Amount
Schedule:	
(a) Salaries and Wages	1,157,893
(b) Operating Expenses and Equipment	328,535
Total of schedule	1,486,428
Less: Estimated reimbursements:	
(c) For services to employees	38,610
Net appropriation	1,447,818
Camarillo 166—For support of Camarillo State Hospital, in accordance with the following schedule	7,266,533
and in addition thereto any amounts collected for services to employees and from sale of sur- plus products, which by law are available for support of said institution.	
Schedule:	
(a) Salaries and Wages	5,278,922
(b) Operating Expenses and Equipment	2,145,346
Total of schedule	7,424,268
Less: Estimated reimbursements:	
(c) For services to employees and from sale of surplus products	157,735
Net appropriation	7,266,533
DeWitt 167—For support of DeWitt State Hospital, in accordance with the following schedule	3,713,661
and in addition thereto any amounts collected for services to employees which by law are available for support of said institution.	
Schedule:	
(a) Salaries and Wages	2,614,704
(b) Operating Expenses and Equipment	1,181,055
Total of schedule	3,795,759
Less: Estimated reimbursements:	
(c) For services to employees	82,098
Net appropriation	3,713,661
Mendocino 168—For support of Mendocino State Hospital, in accordance with the following schedule	3,200,180
and in addition thereto any amounts collected for services to employees and from sale of sur- plus products, which by law are available for support of said institution.	

Item	Amount	
Schedule:		
(a) Salaries and Wages.....	2,382,217	
(b) Operating Expenses and Equipment	903,100	
Total of schedule.....	3,285,317	
Less: Estimated reimbursements:		
(c) For services to employees and from sale of surplus products	85,137	
Net appropriation	3,200,180	
169—For support of Metropolitan State Hospital, in accordance with the following schedule... and in addition thereto any amounts collected for services to employees and from sale of sur- plus products, which by law are available for support of said institution.	3,273,837	Metropolitan
Schedule:		
(a) Salaries and Wages.....	2,515,598	
(b) Operating Expenses and Equipment	835,415	
Total of schedule.....	3,351,013	
Less: Estimated reimbursements:		
(c) For services to employees and from sale of surplus products	77,176	
Net appropriation	3,273,837	
170—For support of Modesto State Hospital, in accordance with the following schedule..... and in addition thereto any amounts collected for services to employees which by law are available for support of said institution.	4,282,213	Modesto
Schedule:		
(a) Salaries and Wages.....	3,072,949	
(b) Operating Expenses and Equipment	1,280,746	
Total of schedule.....	4,353,695	
Less: Estimated reimbursements:		
(c) For services to employees....	71,482	
Net appropriation	4,282,213	
171—For support of Napa State Hospital, in ac- cordance with the following schedule..... and in addition thereto any amounts collected for services to employees and from sale of sur- plus products, which by law are available for support of said institution.	6,058,083	Napa

Item	Amount
Schedule:	
(a) Salaries and Wages	4,447,789
(b) Operating Expenses and Equipment	1,733,118
	<hr/>
Total of schedule	6,180,907
Less: Estimated reimbursements:	
(c) For services to employees and from sale of surplus products	122,824
	<hr/>
Net appropriation	6,058,083
Patton 172—For support of Patton State Hospital, in accordance with the following schedule..... and in addition thereto any amounts collected for services to employees and from sale of sur- plus products, which by law are available for support of said institution.	5,434,846
Schedule:	
(a) Salaries and Wages	4,142,767
(b) Operating Expenses and Equipment	1,367,772
	<hr/>
Total of schedule	5,510,539
Less: Estimated reimbursements:	
(c) For services to employees and from sale of surplus products	75,693
	<hr/>
Net appropriation	5,434,846
Stockton 173—For support of Stockton State Hospital, in accordance with the following schedule	5,948,651
and in addition thereto any amounts collected for services to employees and from sale of sur- plus products, which by law are available for support of said institution.	
Schedule:	
(a) Salaries and Wages	4,497,066
(b) Operating Expenses and Equipment	1,553,404
	<hr/>
Total of schedule	6,050,470
Less: Estimated reimbursements:	
(c) For services to employees and from sale of surplus products	101,819
	<hr/>
Net appropriation	5,948,651
Pacific 174—For support of Pacific State Hospital, in ac- cordance with the following schedule.....	3,609,682

Item	Amount	
and in addition thereto any amounts collected for services to employees and from sale of surplus products, which by law are available for support of said institution.		
Schedule:		
(a) Salaries and Wages.....	2,682,849	
(b) Operating Expenses and Equipment	996,988	
	<hr/>	
Total of schedule	3,679,837	
Less: Estimated reimbursements:		
(c) For services to employees and from sale of surplus products	70,155	
	<hr/>	
Net appropriation	3,609,682	
175—For support of Porterville State Hospital, in accordance with the following schedule.....	2,296,013	Porterville
and in addition thereto any amounts collected for services to employees which by law are available for support of said institution.		
Schedule:		
(a) Salaries and Wages.....	1,780,565	
(b) Operating Expenses and Equipment	598,143	
	<hr/>	
Total of schedule	2,378,708	
Less: Estimated reimbursements:		
(c) For services to employees....	82,695	
	<hr/>	
Net appropriation	2,296,013	
176—For support of Sonoma State Hospital, in accordance with the following schedule.....	4,856,320	Sonoma
and in addition thereto any amounts collected for services to employees, service to other agencies, and from sale of surplus products, which by law are available for support of said institution.		
Schedule:		
(a) Salaries and Wages.....	3,784,892	
(b) Operating Expenses and Equipment	1,138,054	
	<hr/>	
Total of schedule	4,922,946	
Less: Estimated reimbursements:		
(c) For services to employees, service to other agencies, and from sale of surplus products	66,626	
	<hr/>	
Net appropriation	4,856,320	

MILITARY AFFAIRS

	Item	Amount
Military Department	177—For support of the Military Department exclusive of the California Cadet Corps, in accordance with the following schedule ----- and in addition thereto any amounts received from the United States Government for maintenance and operation of installations and for armory rental utility expense, which by law are available for support of said agency; provided, that no expenditures shall be made from this appropriation as a substitution for personnel, equipment, facilities or other assistance, or for any portion thereof, which in the absence of such expenditure, or of this appropriation, would be available to the Adjutant General, the California National Guard or the California National Guard Reserve from the Federal Government.	2,031,385
	Schedule:	
	(a) Salaries and Wages -----	1,358,172
	(b) Operating Expenses and Equipment -----	890,963
	Total of schedule -----	2,249,135
	Less: Estimated reimbursements:	
	(c) From United States Government for maintenance and operation of installations ---	206,250
	(d) From Armory Board for armory rental utility expense	11,500
	Net appropriation -----	2,031,385
Cadet Corps	178—For maintenance of California Cadet Corps, Military Department, in accordance with the following schedule -----	208,204
	Schedule:	
	(a) Salaries and Wages -----	82,661
	(b) Operating Expenses and Equipment -----	125,543
	Total of schedule -----	208,204

MOTOR VEHICLES

Department of Motor Vehicles	179—For support of Department of Motor Vehicles, payable from the Motor Vehicle Fund, in accordance with the following schedule ----- and in addition thereto any amounts collected for services which by law are available for support of said department.	13,353,815
------------------------------------	--	------------

Item	Amount
Schedule:	
(a) Salaries and Wages.....	12,262,067
(b) Operating Expenses and Equipment	3,713,347
Total of schedule.....	15,975,414
Less: Estimated reimbursements:	
(c) For sale of registration lists..	11,608
(d) Services to City and County of San Francisco.....	8,126
(e) Rentals received from other state departments	3,575
(f) Amount payable from Motor Vehicle License Fee Fund (Item 180).....	2,598,290
Net appropriation	13,353,815
180—For additional support, Department of Motor Vehicles, payable from the Motor Vehicle License Fee Fund.....	2,598,290
to be transferred to the Motor Vehicle Fund in augmentation of Item 179, as provided by Section 11003 of the Revenue and Taxation Code.	
181—For purchase of 1956 vehicle license plates, payable from the Motor Vehicle Fund.....	1,029,350
Progress payments to the manufacturers of the license plates may be made from this item.	
182—For payment of deficiencies in appropriations for the Department of Motor Vehicles which may be authorized by the Director of Finance, with the consent of the Governor, pursuant to Section 11006 of the Government Code, the sum of \$100,000, or so much thereof as may be necessary, payable from the Motor Vehicle Fund.	
NATURAL RESOURCES	
183—For support of Department of Fish and Game, and for the maintenance and construc- tion of fish screens and other stream improve- ments, payable from the Fish and Game Preservation Fund, in accordance with the following schedule	6,790,261
and in addition thereto any amounts collected for services which by law are available for support of said department.	
Schedule:	
(a) Salaries and Wages	3,821,039
(b) Operating Expenses and Equipment	3,159,814
Total of schedule.....	6,980,853

Department
of Fish
and Game

Item	Amount	
Less: Estimated reimbursements:		
(c) For services to employees----	61,392	
(d) For use of operating equip- ment -----	94,700	
(e) For services to State Water Pollution Control Board ----	11,900	
(f) For services to Division of Water Resources-----	3,000	
(g) For services to private in- dustry for seismic operations	14,400	
(h) For services to Wildlife Conservation Board-----	5,200	
	6,790,261	
184—For cooperation with the Federal Government in the purchase of land for game production, improvement of waterfowl areas and research in game management under the provisions of the Pittman-Robertson Act, Department of Fish and Game, payable from the Fish and Game Preservation Fund-----	196,280	
185—For cooperation with the Federal Government in fish restoration and management projects under provisions of the Dingell-Johnson Act, Department of Fish and Game, payable from the Fish and Game Preservation Fund-----	59,683	
Pacific Marine Fisheries Commission	186—For State's share of the expenses of the Pa- cific Marine Fisheries Commission, in ac- cordance with the Pacific Marine Fisheries Compact, Department of Fish and Game, payable from the Fish and Game Preservation Fund -----	16,500
Marine Research Committee	187—For research in the development of commer- cial fisheries of the Pacific Ocean and of ma- rine products, Marine Research Committee, payable from the Fish and Game Preservation Fund -----	87,495
Department of Natural Resources Division of Adminis- tration	188—For support of Division of Administration, Department of Natural Resources, in accord- ance with the following schedule----- and in addition thereto any amounts collected for services to activities supported out of other funds which by law are available for support of said department. Schedule: (a) Salaries and Wages-----	272,020
	(b) Operating Expenses and Equipment -----	334,684 42,197
	Total of schedule-----	376,881

Item	Amount
Less: Estimated reimbursements:	
(c) For services to activities supported out of other funds--	104,861
Net appropriation -----	272,020
189—For Department of Natural Resources exhibit at State Fair, Division of Administration, Department of Natural Resources, payable from any moneys in the Fair and Exposition Fund available for capital outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code, in accordance with the following schedule-----	3,400
and in addition thereto any amounts collected for services to activities supported out of other funds which by law are available for support of said department.	
Schedule:	
(a) State Fair exhibits-----	5,000
Less: Estimated reimbursements:	
(b) For services to activities supported out of other funds--	1,600
Net appropriation -----	3,400
190—For support of Division of Beaches and Parks, Department of Natural Resources, payable from the State Park Maintenance Fund, in accordance with the following schedule-----	433,026
and in addition thereto any amounts collected for services which by law are available for support of said division.	
Schedule:	
(a) Salaries and Wages-----	2,002,707
(b) Operating Expenses and Equipment -----	763,560
Total of schedule -----	2,766,267
Less: Estimated reimbursements:	
(c) For employees' maintenance	81,978
(d) Amount payable from the General Fund (Item 191)--	1,536,059
(e) Amount payable from the State Park Fund (Item 192)	481,361
(f) Amount payable from the State Beach Fund (Item 193)	233,843
Net appropriation -----	433,026
Upon executive order of the Director of Finance, there may be transferred to the State Park Maintenance Fund for credit to this	

Division of Beaches and Parks

Item	Amount
<p>item, any additional amounts appropriated or otherwise made available by law from the State Beach Fund or the State Park Fund for support or maintenance of this division for the 1954-55 Fiscal Year.</p>	
<p>191—For additional support of Division of Beaches and Parks, Department of Natural Resources to be transferred by the State Controller to the State Park Maintenance Fund for credit to Item 190 upon written order of the Department of Finance; provided, that any moneys made available to the Division of Beaches and Parks, Department of Natural Resources, from this item shall be repaid to the General Fund out of any moneys impounded in the State Lands Act Fund under the decision and order of the United States Supreme Court which hereafter may be released by the Federal Government and subsequently paid into the State Beach Fund or the State Park Fund. The transfer to the General Fund from the respective funds shall be in such amounts as may be determined by the Department of Finance. Such transfer shall be made by the State Controller upon written order of the Department of Finance.</p>	1,536,059
<p>192—For additional support of Division of Beaches and Parks, Department of Natural Resources, payable from the State Park Fund, to be transferred by the State Controller to the State Park Maintenance Fund for credit to Item 190 -----</p>	481,361
<p>193—For additional support of Division of Beaches and Parks, Department of Natural Resources, payable from the State Beach Fund, to be transferred by the State Controller to the State Park Maintenance Fund for credit to Item 190 -----</p>	233,843
<p>Division of Forestry 194—For support of Division of Forestry, Department of Natural Resources, in accordance with the following schedule ----- and in addition thereto any amounts collected for services to other agencies and to employees, and to counties under cooperative agreements and for fire protection and other services to the Federal Government, or any agency thereof, pursuant to contracts, which by law are available for support of said division.</p>	9,400,105

Item	Amount
Schedule:	
(a) Salaries and Wages.....	8,059,397
(b) Operating Expenses and Equipment	3,448,589
	<hr/>
Total of schedule	11,507,986
Less: Estimated reimbursements:	
(c) For services to employees---	446,533
(d) For services to counties under cooperative agree- ments	1,407,954
(e) For fire protection and other services to the Federal Gov- ernment, or any agency thereof, pursuant to con- tracts	243,305
(f) For use of automotive equip- ment, Department of Youth Authority	1,570
(g) For office rental and services, Department of Fish and Game	8,519
	<hr/>
Net appropriation	9,400,105
195—For allotment pursuant to Section 4006 of the Public Resources Code for the prevention and suppression of forest fires on state responsi- bility lands within the counties shown below, Division of Forestry, Department of Natural Resources, in accordance with the following schedule	777,233
Schedule:	
(a) Contra Costa County	3,097
(b) Kern County	228,133
(c) Los Angeles County	249,017
(d) Marin County	56,063
(e) San Mateo County	75,490
(f) Santa Barbara County ...	81,845
(g) Ventura County	83,588
	<hr/>
Total of schedule	777,233
196—For direct allotment to the United States For- est Service, for prevention and suppression of forest fires on private and state-owned lands located within and adjacent to the boundaries of United States National Forests within this State, Division of Forestry, Department of Natural Resources	771,376
provided, that with the approval of the De- partment of Finance, any amount appropri- ated by this item may be transferred to Item 194, for the estimated cost of protection of these lands by the Division of Forestry.	

Item	Amount
197—For watershed research at the San Dimas Experimental Forest in cooperation with the California Forest and Range Experiment Station of the United States Department of Agriculture, Division of Forestry, Department of Natural Resources -----	24,000
198—For white pine blister rust control on state and private lands, Division of Forestry, Department of Natural Resources; provided, that any amount expended from this item for the control of white pine blister rust on private lands must be matched by an expenditure of an equal amount from sources other than the appropriation made by this item. Control to be effected in accordance with Sections 4451 through 4459, Public Resources Code, and may be pursuant to an agreement which may provide for the advance of the State's contribution or any part thereof to the Federal Government -----	125,000
199—For emergency fire suppression and detection, Division of Forestry, Department of Natural Resources, which may be transferred to Item 194 upon executive order of the Director of Finance -----	320,000
200—For forest insect control, Division of Forestry, Department of Natural Resources, to be expended in accordance with Chapter 3 of Division 4 of the Public Resources Code -----	35,000
201—For wild land vegetation and soil mapping project in cooperation with the California Forest and Range Experiment Station of the United States Department of Agriculture and the University of California, Division of Forestry, Department of Natural Resources -----	77,000
<div style="display: flex; align-items: flex-start;"> <div style="margin-right: 10px;"> <div style="font-size: small; margin-bottom: 5px;">Division of Mines</div> </div> <div> 202—For support of Division of Mines, Department of Natural Resources, in accordance with the following schedule ----- Schedule : (a) Salaries and Wages ----- 285,208 (b) Operating Expenses and Equipment ----- 162,354 <hr style="width: 100px; margin-left: auto; margin-right: 0;"/> Total of schedule ----- 447,562 </div> </div>	447,562
203—For geological exploration in cooperation with United States Geological Survey, Division of Mines, Department of Natural Resources; provided, that any amount withdrawn from this item must be matched by an expenditure of a like amount by the Federal Government in this State for this purpose -----	35,000

Item	Amount
and in addition thereto any amounts collected for services to other agencies, which by law are available for support of said division.	
Schedule:	
(a) Salaries and Wages.....	137,378
(b) Operating Expenses and Equipment	57,445
Total of schedule.....	194,823
Less: Estimated reimbursements:	
(c) From other agencies for hearing and other services..	123,418
Net appropriation	71,405
State boards' 207—For support of State Board of Accountancy, Accountancy payable from the Accountancy Fund, in accordance with the following schedule.....	160,655
Schedule:	
(a) Salaries and Wages.....	54,517
(b) Operating Expenses and Equipment	106,138
Total of schedule.....	160,655
Architectural 208—For support of California State Board of Examiners Architectural Examiners, payable from the California State Board of Architectural Examiners Fund, in accordance with the following schedule	44,957
Schedule:	
(a) Salaries and Wages.....	30,109
(b) Operating Expenses and Equipment	14,848
Total of schedule.....	44,957
Athletic 209—For support of State Athletic Commission, Commission payable from the Athletic Commission Fund, in accordance with the following schedule.....	122,313
Schedule:	
(a) Salaries and Wages.....	90,867
(b) Operating Expenses and Equipment	31,446
Total of schedule.....	122,313
Barber 210—For support of State Board of Barber Examiners Examiners payable from the State Board of Barber Examiners' Fund, in accordance with the following schedule	113,228
Schedule:	
(a) Salaries and Wages.....	73,264
(b) Operating Expenses and Equipment	39,964
Total of schedule.....	113,228

Item	Amount	
211—For support of Cemetery Board, Department of Professional and Vocational Standards, payable from Cemetery Fund, in accordance with the following schedule.....	25,229	Cemetery
Schedule:		
(a) Salaries and Wages.....	11,705	
(b) Operating Expenses and Equipment	13,524	
Total of schedule.....	25,229	
212—For support of Board of Chiropractic Examiners, payable from the State Board of Chiropractic Examiners' Fund, in accordance with the following schedule.....	54,801	Chiropractic Examiners
Schedule:		
(a) Salaries and Wages.....	28,686	
(b) Operating Expenses and Equipment	26,115	
Total of schedule.....	54,801	
213—For support of State Board of Registration for Civil and Professional Engineers, payable from the Professional Engineers' Fund, in accordance with the following schedule.....	199,971	Registration for Civil and Professional Engineers
Schedule:		
(a) Salaries and Wages.....	123,347	
(b) Operating Expenses and Equipment	76,624	
Total of schedule.....	199,971	
214—For support of Contractors' State License Board, payable from the Contractors' License Fund, in accordance with the following schedule	634,326	Contractors' License
Schedule:		
(a) Salaries and Wages.....	410,277	
(b) Operating Expenses and Equipment	224,049	
Total of schedule.....	634,326	
215—For support of State Board of Cosmetology, payable from the Board of Cosmetology's Contingent Fund, in accordance with the following schedule	182,068	Cosmetology
Schedule:		
(a) Salaries and Wages.....	108,962	
(b) Operating Expenses and Equipment	73,106	
Total of schedule.....	182,068	
216—For support of Board of Dental Examiners of California, payable from the State Dentistry		Dental Examiners

Item	Fund, in accordance with the following schedule -----	Amount
	Schedule:	72,624
	(a) Salaries and Wages -----	46,828
	(b) Operating Expenses and Equipment -----	25,796
	Total of schedule -----	72,624
Dry Cleaners	217—For support of State Board of Dry Cleaners, payable from the Dry Cleaners' Fund, in ac- cordance with the following schedule -----	170,579
	Schedule:	
	(a) Salaries and Wages -----	103,678
	(b) Operating Expenses and Equipment -----	66,901
	Total of schedule -----	170,579
Funeral Directors and Embalmers	218—For support of State Board of Funeral Direc- tors and Embalmers, payable from the State Funeral Directors and Embalmers Fund, in accordance with the following schedule -----	42,653
	Schedule:	
	(a) Salaries and Wages -----	25,212
	(b) Operating Expenses and Equipment -----	17,441
	Total of schedule -----	42,653
Furniture and Bedding Inspection	219—For support of Bureau of Furniture and Bed- ding Inspection, Department of Professional and Vocational Standards, payable from the Bureau of Furniture and Bedding Inspection Fund, in accordance with the following sched- ule -----	201,090
	Schedule:	
	(a) Salaries and Wages -----	144,998
	(b) Operating Expenses and Equipment -----	56,092
	Total of schedule -----	201,090
Guide Dogs for Blind	220—For support of State Board of Guide Dogs for the Blind -----	881
Landscape Architects	221—For support of California State Board of Landscape Architects, payable from the Cali- fornia State Board of Landscape Architects Fund, in accordance with the following sched- ule -----	9,806
	Schedule:	
	(a) Salaries and Wages -----	5,340
	(b) Operating Expenses and Equipment -----	4,466
	Total of schedule -----	9,806

Item	Amount	
222—For support of State Board of Medical Examiners, payable from the Contingent Fund of the Board of Medical Examiners, in accordance with the following schedule-----	201,423	Medical Examiners
Schedule:		
(a) Salaries and Wages-----	100,966	
(b) Operating Expenses and Equipment -----	100,457	
Total of schedule-----	201,423	
223—For support of State Board of Medical Examiners, payable from the Physical Therapy Fund, in accordance with the following schedule -----	8,340	
Schedule:		
(a) Salaries and Wages-----	3,648	
(b) Operating Expenses and Equipment -----	4,692	
Total of schedule-----	8,340	
224—For support of Board of Nurse Examiners of the State of California, payable from the Board of Nurse Examiners' Fund, in accordance with the following schedule-----	138,719	Nurse Examiners
Schedule:		
(a) Salaries and Wages-----	84,614	
(b) Operating Expenses and Equipment -----	54,105	
Total of schedule-----	138,719	
225—For support of State Board of Optometry, payable from the State Optometry Fund, in accordance with the following schedule-----	33,925	Optometry
Schedule:		
(a) Salaries and Wages-----	19,446	
(b) Operating Expenses and Equipment -----	14,479	
Total of schedule-----	33,925	
226—For support of California State Board of Pharmacy, payable from the Pharmacy Board Contingent Fund, in accordance with the following schedule -----	203,669	Pharmacy
Schedule:		
(a) Salaries and Wages -----	123,646	
(b) Operating Expenses and Equipment -----	80,023	
Total of schedule-----	203,669	
227—For support of Bureau of Private Investigators and Adjusters, Department of Professional and Vocational Standards, payable		Bureau of Private Investigators and Adjusters

Item	Amount
	from the Private Investigator and Adjuster Fund, in accordance with the following schedule -----
	30,943
	Schedule:
	(a) Salaries and Wages ----- 17,164
	(b) Operating Expenses and Equipment ----- 13,779
	Total of schedule ----- 30,943
Certified Shorthand Reporters	228—For support of Certified Shorthand Reporters Board, payable from the Shorthand Reporters Fund, in accordance with the following schedule -----
	13,126
	Schedule:
	(a) Salaries and Wages ----- 7,138
	(b) Operating Expenses and Equipment ----- 5,988
	Total of schedule ----- 13,126
Social Work Examiners	229—For support of the Board of Social Work Examiners of the State of California, payable from the Registered Social Workers' Fund, in accordance with the following schedule -----
	18,255
	Schedule:
	(a) Salaries and Wages ----- 11,750
	(b) Operating Expenses and Equipment ----- 6,505
	Total of schedule ----- 18,255
Structural Pest Control	230—For support of Structural Pest Control Board, payable from the Structural Pest Control Fund, in accordance with the following schedule -----
	47,055
	Schedule:
	(a) Salaries and Wages ----- 26,686
	(b) Operating Expenses and Equipment ----- 20,369
	Total of schedule ----- 47,055
Examiners in Veterinary Medicine	231—For support of Board of Examiners in Veterinary Medicine, payable from the Board of Veterinary Examiners' Contingent Fund, in accordance with the following schedule -----
	14,824
	Schedule:
	(a) Salaries and Wages ----- 8,069
	(b) Operating Expenses and Equipment ----- 6,755
	Total of schedule ----- 14,824
Vocational Nurse Examiners	232—For support of the Board of Vocational Nurse Examiners of the State of California, payable from the Vocational Nurse Examiners Fund, in accordance with the following schedule---
	32,033

Item	Amount	
Schedule:		
(a) Salaries and Wages_____	18,999	
(b) Operating Expenses and Equipment _____	13,034	
Total of schedule_____	32,033	
233—For support of Yacht and Ship Brokers Commission, payable from the Yacht and Ship Brokers Fund, in accordance with the following schedule_____	15,494	Yacht and Ship Brokers Commission
Schedule:		
(a) Salaries and Wages_____	9,154	
(b) Operating Expenses and Equipment _____	6,340	
Total of schedule_____	15,494	
234—For support of Board of Osteopathic Examiners of the State of California, payable from the Contingent Fund of the Board of Osteopathic Examiners, in accordance with the following schedule_____	41,058	Osteopathic Examiners
Schedule:		
(a) Salaries and Wages _____	27,206	
(b) Operating Expenses and Equipment _____	13,852	
Total of schedule_____	41,058	
235—For support of the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, payable from the Board of Pilot Commissioners' Special Fund, in accordance with the following schedule _____	12,554	Pilot Com- missioners
Schedule:		
(a) Salaries and Wages _____	11,509	
(b) Operating Expenses and Equipment _____	1,045	
Total of schedule _____	12,554	
236—For support of California Horse Racing Board, payable from the Fair and Exposition Fund, in accordance with the following schedule _____	148,056	Horse Racing
Schedule:		
(a) Salaries and Wages_____	89,668	
(b) Operating Expenses and Equipment _____	58,388	
Total of schedule_____	148,056	

PUBLIC HEALTH

	Item	Amount
Department of Public Health	237—For support of Department of Public Health and in addition thereto any amounts collected from sale of antigens, services to other agencies, amounts made available by the Federal Government, or any agency thereof, as grants for public health purposes, and amounts contributed by organizations for public health purposes, which by law are available for support of said department. Said appropriation shall be expended in accordance with the following schedule.	3,992,623
	Schedule:	
	(a) Salaries and Wages	4,080,890
	(b) Operating Expenses and Equipment	1,559,751
	Total of schedule	5,640,641
	Less: Estimated reimbursements:	
	(c) From sale of antigens.....	25,000
	(d) For services to other agen- cies	230,891
	(e) Estimated grants from the Federal Government or agen- cies thereof	1,392,127
	Net appropriation	3,992,623
Tubercular patients	238—For care of recalcitrant tuberculous patients as provided by Section 3300.4 of the Health and Safety Code, Department of Public Health	43,800
Water pollu- tion control boards	239—For support of the State Water Pollution Control Board and the several regional water pollution control boards in accordance with the following schedule.....	375,567
	Schedule:	
	(a) Salaries and Wages	282,693
	(b) Operating Expenses and Equipment	92,874
	Total of schedule	375,567
	240—For research, studies, and investigations relative to the technical phases of the control of water pollution, State Water Pollution Control Board	60,000
	241—For studies, investigations, and services to be performed by other agencies including but not limited to the Department of Public Health, the Division of Water Resources, Department of Public Works, the Office of Civil Defense, and the Department of Fish and Game at the	

Item	Amount
request of the State Water Pollution Control Board and regional water pollution control boards, State Water Pollution Control Board	78,475

PUBLIC UTILITIES

242—For support of the Public Utilities Commission of the State of California, in accordance with the following schedule-----	2,009,267	Public Utilities Commission
and in addition thereto any amounts collected for services to activities supported out of other funds, and reporting service to litigants which by law are available for support of said commission.		
Schedule:		
(a) Salaries and Wages-----	2,547,420	
(b) Operating Expenses and Equipment -----	343,347	
Total of schedule-----	2,890,767	
Less: Estimated reimbursements:		
(c) Services to Transportation Rate Fund -----	829,500	
(d) Reporting service to litigants	52,000	
Net appropriation-----	2,009,267	

243—For additional support of the Public Utilities Commission of the State of California, payable from the Transportation Rate Fund, in accordance with the following schedule-----	1,604,048
and in addition thereto any amounts collected for reporting service to litigants which by law are available for support of said commission.	
Schedule:	
(a) Salaries and Wages -----	599,796
(b) Operating Expenses and Equipment -----	1,017,252
Total of schedule-----	1,617,048
Less: Estimated reimbursements:	
(c) Reporting service to litigants	13,000
Net appropriation -----	1,604,048

PUBLIC WORKS

244—For pro rata support of Departmental Administration, Department of Public Works, in accordance with the following schedule-----	84,628	Department of Public Works
and in addition thereto any amounts collected for services to activities supported out of other funds which by law are available for support of said department.		

Item	Amount
Schedule:	
(a) Salaries and Wages-----	277,931
(b) Operating Expenses and Equipment -----	43,634
Total of schedule-----	321,565
Less: Estimated reimbursements:	
(c) For services to activities sup- ported out of other funds--	236,937
Net appropriation -----	84,628
245— <small>Division of Architecture and State Building Standards Commission</small> For support of Division of Architecture, Department of Public Works and the State Building Standards Commission, in accord- ance with the following schedule-----	79,781
and in addition thereto any amounts collected for services to activities supported out of other funds which by law are available for support of said division.	
Schedule:	
(a) Salaries and Wages -----	99,180
(b) Operating Expenses and Equipment -----	11,055
Total of schedule-----	110,235
Less: Estimated reimbursements:	
(c) Services to activities sup- ported out of other funds--	30,454
Net appropriation -----	79,781
246—For support of Division of Architecture, Department of Public Works, payable from the Division of Architecture Public Building Fund, in accordance with the following schedule -----	753,089
Schedule:	
(a) Salaries and Wages-----	581,427
(b) Operating Expenses and Equipment -----	171,662
Total of schedule-----	753,089
246.5— <small>Benicia- Martinez Ferry</small> For operation and maintenance of the ferry system between Benicia and Martinez, includ- ing costs of rehabilitation of said system and the cost of any insurance authorized by law therefor, in addition to any other moneys available for such purposes, payable from the State Highway Fund from funds available for the maintenance of state highways -----	60,000
Notwithstanding other provisions of this sec- tion, the amount made available by this item	

Item	Amount	
is available for payment of expenditures incurred during the 1953-54 and 1954-55 Fiscal Years.		
247—For support of Division of Water Resources, Department of Public Works, including cooperative work with other agencies.....	1,784,892	Division of Water Resources
and in addition thereto any amounts collected for services to activities supported out of other funds which by law are available for support of said division and/or department. Said appropriation, together with the amount appropriated by Item 253 hereof, shall be expended in accordance with the following schedule.		
Schedule:		
(a) Salaries and Wages.....	1,476,706	
(b) Operating Expenses and Equipment	488,856	
(c) Contributions to Watermaster Services	32,801	
Total of schedule.....	1,998,363	
Less:		
(d) Estimated amount payable from State Watermaster Service Fund (Item 253)---	61,795	
Estimated reimbursements:		
(e) For services to activities supported out of other funds---	151,676	
Net appropriation	1,784,892	
248—For work in cooperation with the Federal Government, Division of Water Resources, Department of Public Works, to be expended in accordance with the following schedule ...	494,775	
Schedule:		
(a) Yuba River debris control..	15,000	
(b) Topographic mapping	300,000	
(c) Stream gaging	159,425	
(d) Irrigation investigations ...	7,500	
(e) Establishment of gaging stations	12,850	
Total of schedule	494,775	
Provided, that any amount withdrawn from this item must be matched by an expenditure of like amount by the Federal Government in this State for this purpose; and further provided, that the amount for item (a) in the above schedule, Yuba River debris		

Item	Amount
control, shall be available subject to the provisions of Sections 2, 3, and 4 of Chapter 686, Statutes of 1935.	
249—For necessary investigations, surveys, studies and preparation of plans and specifications for the purposes enumerated in the following schedule, the Division of Water Resources, Department of Public Works, to be paid from the funds specified in said schedule-----	1,053,951
Feather River and Sacramento-San Joaquin Delta Diversion Projects	
(a) (1) The construction of works referred to as the Feather River Project and Sacramento-San Joaquin Delta Diversion Projects, authorized by Article 9.5, Chapter 2, Part 3, Division 6 of the Water Code, and (2) a Feather River-Sacramento exchange canal north of the Marysville Buttes in connection with consideration by the Water Project Authority of a modification pursuant to Chapter 1441, Statutes of 1951, of the Feather River Project to include such a canal, payable from the General Fund -----	677,056
County water needs	
(b) The determination of the ultimate water needs of the County of Plumas and those portions of the Counties of Butte, Lassen, and Sierra in the Feather River Drainage Area, predicated upon the full development of all natural resources in those counties, payable from funds appropriated by Item 428.5 of the Budget Act of 1952 ----	90,000
Same	
(c) The determination of the ultimate water needs of the Counties of Siskiyou, Shasta, Modoc, Trinity, Yuba, Tehama, Glenn, Colusa, Lake, Yolo and Sutter, and those portions of the Counties of Butte, Lassen, and Sierra not in the Feather River Drainage Area, predicated upon the full development of all natural resources in those counties, payable from the funds appropriated by Item 428.5 of the Budget Act of 1952 -----	286,895

Provided, that the Water Project Authority of the State of California shall return any amount expended under subdivision (a) in the above schedule, with interest thereon at the rate of one and one-half percent (1½%) per annum, to be computed from the first day of the fiscal year following the date of with-

Item	Amount
drawal on the total amount withdrawn during any one fiscal year to the General Fund in the State Treasury from the proceeds of the first sale of revenue bonds issued for the construction of any of the works authorized by Article 9.5, Chapter 2, Part 3, Division 6, of the Water Code; and provided, that the money appropriated by subdivision (c) of the above schedule shall remain available for expenditure until December 31, 1956.	
250—For investigation of, and report upon, the surface and underground water supplies of the Putah Creek Cone and areas adjacent thereto as authorized by Section 1, Chapter 1478, Statutes of 1951, Division of Water Resources, Department of Public Works-----	Putah Creek Cone 12,000
251—For surveys and investigations of the water resources of the Santa Margarita Watershed including but not limited to hydrography, hydroeconomics, the use and distribution of water for agricultural and other beneficial purposes, including consideration of both surface and underground water conditions, and the availability of natural situations for reservoirs or reservoir systems for gathering and distributing flood or other waters, Division of Water Resources, Department of Public Works -----	Santa Margarita Watershed 30,000
252—For investigation of beach erosion, Division of Water Resources, Department of Public Works -----	Beach erosion 15,000
252.5—For the cost of any and all work necessary for the repair or restoration of the sea wall adjacent to the City of Redondo Beach, Department of Public Works, Division of Water Resources -----	City of Redondo Beach sea wall 150,000
payable from any money not otherwise appropriated in the Postwar Unemployment and Construction Fund, to be made available for expenditure by the department when moneys equal to the amount herein appropriated have been made available for expenditure by the department for that purpose from sources other than the State Treasury or funds of any agency which is a part of the executive department of the State Government and when a contract has been executed by which the City of Redondo Beach, and the County of Los Angeles, or either, agree to maintain said sea wall at the expense of the city, and county, or either This item of appropriation	

Item	Amount
	is made upon the express condition that no state moneys will be appropriated at any time in the future for any work upon said sea wall.
253—	For additional support of the Division of Water Resources, Department of Public Works, payable from the State Watermaster Service Fund -----
	28,994
	which sum shall be augmented by the transfer made from the General Fund in accordance with the provisions of Section 4360 of the Water Code.
Aeronautics Commission	254—For support of the California Aeronautics Commission, in accordance with the following schedule -----
	101,101
	and in addition thereto any amounts collected for rentals, which by law are available for support of said commission.
	Schedule:
	(a) Salaries and Wages ----- 69,860
	(b) Operating Expenses and Equipment ----- 34,973
	Total of schedule ----- 104,833
	Less: Estimated reimbursements:
	(c) Rental payments ----- 3,732
	Net appropriation ----- 101,101
Klamath River Commission	254 5—For support of the California Klamath River Commission, payable from the unexpended and unencumbered balance of the appropriation made by Item 428.5 of the Budget Act of 1952 -----
	25,000
Colorado River Board	255—For support of Colorado River Board of California, in accordance with the following schedule -----
	178,945
	Schedule:
	(a) Salaries and Wages ----- 102,963
	(b) Operating Expenses and Equipment ----- 75,982
	Total of schedule ----- 178,945
Reclamation Board	257—For support of Reclamation Board, in accordance with the following schedule -----
	180,932
	and in addition any amounts collected for charges for capital outlay projects, which by law are available for support of said board.
	Schedule:
	(a) Salaries and Wages ----- 196,638
	(b) Operating Expenses and Equipment ----- 39,094
	Total of schedule ----- 235,732

Item	Amount
Less: Estimated reimbursements:	
(c) Costs chargeable to capital outlay projects -----	54,800
Net appropriation -----	180,932
258—For support of the State Water Resources Board -----	75,356
259—For conducting water resources investigations, surveys, and studies, preparing plans and estimates, making reports thereon and otherwise performing all work and doing all things required relative thereto by provisions of the State Water Resources Act of 1945, State Water Resources Board -----	591,295
260—For minor investigations, studies, and reports on water resources, State Water Resources Board; provided, that any sums expended from this item shall be matched by a like amount from local agencies or other sources.	17,750
261—For a comprehensive survey of the water resources of the Klamath River Basin, State Water Resources Board -----	71,340
262—For investigation and study of the feasibility and economic value of construction by the State of a suitable barrier or barriers, and public works incidental thereto, at several alternate locations across San Francisco Bay, San Pablo Bay, Suisun Bay, and the Sacramento-San Joaquin Delta pursuant to the provisions of Chapter 1104, Statutes of 1953, Water Project Authority, payable one-half from the Flood Control Fund of 1946 and one-half from the unexpended and unencumbered balance of the appropriation made by Item 428.5 of the Budget Act of 1952 -----	250,000

SOCIAL WELFARE

263—For support of Department of Social Welfare Such appropriation, together with any grants made available by the Federal Government for support of the Department of Social Welfare during the 1954-55 Fiscal Year, shall be expended in accordance with the following schedule.	2,062,293	Department of Social Welfare
Schedule:		
(a) Salaries and Wages -----	2,343,367	
(b) Operating Expenses and Equipment -----	722,177	
Total of schedule -----	3,065,544	

Item	Amount
Less: Estimated reimbursements:	
(c) Estimated amounts payable	
from federal grants-----	1,003,251
	<hr/>
Net appropriation -----	2,062,293
Recreation Commission 264—For support of the Recreation Commission	
and the Director of Recreation, in accordance	
with the following schedule -----	88,103
Schedule:	
(a) Salaries and Wages -----	55,111
(b) Operating Expenses and	
Equipment -----	32,992
	<hr/>
Total of schedule ---	88,103
 VETERANS AFFAIRS 	
Department of Veterans Affairs 265—For support of Department of Veterans Affairs,	
in accordance with the following	
schedule -----	312,725
and in addition thereto any amounts collected	
for services to activities supported from other	
funds.	
Schedule:	
(a) Salaries and Wages -----	248,319
(b) Operating Expenses and	
Equipment -----	81,406
	<hr/>
Total of schedule -----	329,725
Less: Estimated reimbursements:	
(c) From Veterans' Dependents'	
Education Fund for admin-	
istrative services (Item 269) -----	17,000
	<hr/>
Net appropriation -----	312,725
266—For educational assistance to veterans, De-	
partment of Veterans Affairs, to be expended	
under the provisions of Article 2 of Chapter 6	
of Division 4 of the Military and Veterans	
Code -----	3,093,000
267—For veterans' claims and rights service, De-	
partment of Veterans Affairs, to be expended	
under the provisions of Section 699.5 of the	
Military and Veterans Code-----	574,000
268—For educational assistance to veterans' de-	
pendents, Department of Veterans Affairs, to	
be expended under the provisions of Article 2	
of Chapter 4 of Division 4 of the Military and	
Veterans Code -----	33,605
269—For additional support of Department of Vet-	
erans Affairs, payable from the Veterans'	
Dependents' Education Fund-----	17,000

Item	Amount
to be transferred to the General Fund in augmentation of Item 265.	
270—For educational assistance to veterans' dependents, Department of Veterans Affairs, payable from the Veterans' Dependents' Education Fund -----	150,395
to be expended under the provisions of Article 2 of Chapter 4 of Division 4 of the Military and Veterans Code.	
271—For support of Veterans' Home of California and in addition thereto any grants received from the Federal Government and any amounts collected for services to employees and from sale of surplus products, which by law are available for support of said home. Said appropriation shall be expended in accordance with the following schedule; provided, that none of the funds herein appropriated shall be expended for the payment of sick leave pay for member employees. Schedule:	1,927,547
(a) Salaries and Wages -----	2,102,507
(b) Operating Expenses and Equipment -----	904,340
Total of schedule -----	3,006,847
Less:	
(c) Estimated receipts from Federal Government -----	907,875
Estimated reimbursements:	
(d) From Athletic Commission Fund (Item 272) -----	98,000
(e) For services to employees and members, and for sale of surplus products -----	73,425
Net appropriation -----	1,927,547
272—For additional support of Veterans' Home of California, payable from the Athletic Commission Fund -----	98,000
to be transferred to the General Fund in augmentation of Item 271.	
273—For hospitalization and care of members, to be expended pursuant to Sections 1086.1 and 1086.2 of the Military and Veterans Code, and maintenance of physical facilities, Woman's Relief Corps Home -----	52,000

Woman's
Relief Corps
Home

MISCELLANEOUS

	Item	Amount
Legislators' Retirement Fund	274—For State's contribution to the Legislators' Retirement Fund in accordance with Section 9358 of the Government Code-----	55,000
Compensation benefits to state officers and employees	275—For such proportion of the compensation benefits to state officers and employees as in each case the contribution out of the General Fund to the salary of such officer or employee, during the portion of the 1954-55 Fiscal Year prior to the date when the benefit becomes payable, bears to the total salary of such officer or employee during the same period, or for officers and employees of the State paid in whole or in part from the Vocational Education Fund; or for premiums on insurance therefor; or for transfer by the State Controller, in such amounts as the Department of Finance in writing may authorize to any appropriation for support or for other purposes payable from the General Fund, from the Vocational Education Fund from which the cost of such salary is payable. The State Compensation Insurance Fund may withdraw a revolving fund from the appropriation under the provisions of Article 5, Chapter 2, Part 2, Division 4, of the Government Code upon the approval of the Department of Finance-----	800,000
Refund of taxes, fees etc., erroneously collected	276—For refunding of payments of taxes, licenses, fees and other receipts which have been erroneously collected and deposited in the General Fund for the refund of which no other provision is made by law and for payment of prior judgments, liens or encumbrances pursuant to Section 12516, Government Code---	15,000
Claim of Secretary of Board of Control	277—For claim of the Secretary of the State Board of Control, to be paid from the several funds, in accordance with the following schedule--- Schedule:	117,855
	(a) General Fund -----	47,449
	(b) State College Fund -----	125
	(c) Contractor's License Fund .	55
	(d) Fair and Exposition Fund available to California Polytechnic School under the provisions of paragraph (a) of Section 19626 of the Business and Professions Code -----	4,484
	(e) Fair and Exposition Fund any moneys available for	

Item	Amount
capital outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code ..	50,000
(f) Fish and Game Preservation Fund	969
(g) State Highway Fund	6,086
(h) State Lands Act Fund	1,271
(i) Motor Vehicle Fund	936
(j) Motor Vehicle Fuel Fund ..	2,367
(k) Motor Vehicle License Fee Fund	54
(l) Motor Vehicle Transportation Tax Fund	193
(m) Nurse Examiners' Fund ..	27
(n) State Park Maintenance Fund	151
(o) Pharmacy Board Contingent Fund	30
(p) Professional Engineers' Fund	1
(q) Real Estate Fund	15
(r) Transportation Rate Fund ..	45
(s) Division of Architecture Revolving Fund	293
(t) Correctional Industries Revolving Fund	370
(u) Retirement Annuity Fund ..	29
(v) Social Welfare Federal Fund ..	336
(w) Teachers' Permanent Fund ..	46
(x) Unclaimed Property Fund ..	545
(y) Unemployment Fund	197
(z) Unemployment Administration Fund	531
(aa) Funds in the possession of and under the control of U-A District Agricultural Association	1,250
<hr/>	
Total of schedule	117,855

278—For augmentation of the Purchasing Revolving Fund, to be transferred by the State Controller in such amounts and at such times as funds are made available. Upon approval of the Board of Control, the State Controller shall transfer to this item from any appropriation made from the General Fund by the provisions of Section 2 of this act that part of such appropriation which is intended to be used and is available for the purchase or replacement of automobiles.

Purchasing
Revolving
Fund

	Item	Amount
Emergency Fund	279—For Emergency Fund, to be expended only on written authorization of the Department of Finance for emergencies _____ of which amount not more than \$589,858 may be allocated to provide for increases in salary ranges. In addition to said sum there is hereby appropriated from each special fund, exclusive of Motor Vehicle Fund and State Highway Fund, from which appropriations for support or for other purposes are made in this act, an amount or amounts necessary to meet emergencies; provided, that loans may be made from the Emergency Fund to state agencies which derive their support from sources other than the General Fund, upon such terms and conditions for repayment as may be prescribed by the Department of Finance and any sum so loaned shall, if ordered by the Department of Finance, be transferred by the Controller to the fund from which the support of the agency is derived. Emergencies within the meaning of this provision are hereby defined as contingencies for which no appropriation, or insufficient appropriation, has been made by law.	1,614,858
Veterans Farm and Home Build- ing Fund of 1943	279.1—For transfer by the State Controller to the Veterans Farm and Home Building Fund of 1943 after the State Controller has determined that the voters of the State, at the 1954 general election, have approved the issuance of bonds for veterans' farm and home purposes, in such amounts as the Director of Veterans Affairs deems necessary, not to exceed twenty million dollars (\$20,000,000); provided, that the total amount so transferred shall be returned to the General Fund out of the first proceeds of such bonds.	

CAPITAL OUTLAY SECTION

CIVIL DEFENSE

Office of Civil Defense	280—The unexpended balance as of June 30, 1954, of the appropriation made by Section 3, of the Budget Act of 1953, not to exceed \$11,475, and in addition, any amounts received from the Federal Government for the following purposes, are hereby reappropriated for expenditure during the 1954-55 Fiscal Year in amounts not to exceed those set forth in the following schedule.
----------------------------	---

Item	Amount
Schedule:	
(a) Construct fire network.....	123,000
(b) Construct law enforcement network	35,000
(c) Install equipment for opera- tional area control centers..	54,500
	<hr/>
Total of schedule.....	212,500
Less: Estimated reimbursements:	
(d) Federal contributions ----	101,025
	<hr/>
Net total	111,475

Provided further, that title to any equipment purchased from money made available by this item shall remain vested at all times in the State. In the event that any of said equipment is salvaged there shall be distributed to the city or county government which contributed to the purchase of the salvaged equipment a percentage of the amount realized upon sale of the salvaged equipment equal to the percentage of its contribution to the total purchase price of the equipment salvaged.

AGRICULTURE

281—For acquisition and development of site for plant quarantine station near Fort Yuma, Department of Agriculture, payable from the Capital Outlay and Savings Fund.....	15,000	Department of Agri- culture
282—For acquisition of real property, Department of Agriculture, payable from the Capital Outlay and Savings Fund.....	750	
283—For major construction, improvements and equipment, Department of Agriculture, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund— Schedule:	137,800	
(a) Construct plant quarantine inspection station at Fort Yuma	136,600	
(b) Equip plant quarantine in- spection station at Fort Yuma	1,200	
	<hr/>	
Total of schedule.....	137,800	
284—For minor construction, improvements, repairs, and equipment, Department of Agriculture, payable from the Capital Outlay and Savings Fund	17,300	

	Item	Amount
Poultry Improvement Commission	285—For minor construction, improvements, repairs and equipment, Poultry Improvement Commission, payable from any moneys in the Fair and Exposition Fund available for capital outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code -----	18,480

CORRECTIONS

Department of Corrections Medical Facility	286—For minor construction, improvements, repairs and equipment, Medical Facility, Department of Corrections, payable from the Capital Outlay and Savings Fund ----	23,000
Temporary facility	287—For major construction, improvements and equipment, temporary facility, Department of Corrections, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund ----- Schedule:	490,000
	(a) Remodel existing buildings with additional construction to provide hospital section--	190,000
	(b) Equip hospital section ----	300,000
	Total of schedule -----	490,000
Correctional Facility	288—For major construction, improvements and equipment, California Correctional Facility, Department of Corrections, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund ----- Schedule:	171,000
	(a) Working plans -----	171,000
	Total of schedule -----	171,000
Institution for Men	289—For major construction, improvements and equipment, California Institution for Men, including Tehachapi farm branch, Department of Corrections, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund ----- Schedule:	905,150
	(a) Construct alterations to Tehachapi farm branch facilities -----	384,500
	(b) Equip Tehachapi farm branch facilities -----	225,000
	(c) Construct additions to west dormitory -----	277,650
	(d) Equip additions to west dormitory -----	18,000
	Total of schedule -----	905,150

Item	Amount
290—For minor construction, improvements, repairs and equipment, California Institution for Men, including Tehachapi farm branch, Department of Corrections, payable from the Capital Outlay and Savings Fund	53,130
291—For minor construction, improvements, repairs and equipment, California State Prison at Folsom, Department of Corrections, payable from the Capital Outlay and Savings Fund	63,110
	Prisons: Folsom
292—For minor construction, improvements, repairs and equipment, State Prison at San Quentin, Department of Corrections, payable from the Capital Outlay and Savings Fund	142,260
	San Quentin
293—For major construction, improvements and equipment, State Prison at Soledad, Department of Corrections, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund	1,245,500
Schedule:	
(a) Construct additional cell buildings	1,084,000
(b) Equip additional cell buildings	110,000
(c) Equip farm annex for additional capacity	51,500
Total of schedule	1,245,500
294—For minor construction, improvements, repairs and equipment, California State Prison at Soledad, Department of Corrections, payable from the Capital Outlay and Savings Fund	13,160
295—For major construction, improvements and equipment, New Medium Security Prison, Department of Corrections, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund	533,000
Schedule:	
(a) Working plans	533,000
Total of schedule	533,000
YOUTH AUTHORITY	
296—For major construction, improvements, and equipment, Youth Training School, Department of the Youth Authority, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund	140,000
	Department of Youth Authority Youth Training School

Item	Amount	
Schedule:		
(a) Working plans -----	140,000	
Total of schedule -----		140,000
Youth Authority Camps	297—For minor construction, improvements, repairs and equipment, Youth Authority Camps, Department of the Youth Authority, payable from the Capital Outlay and Savings Fund -----	7,500
Schools Fred C Nelles	298—For minor construction, improvements, repairs and equipment, Fred C. Nelles School for Boys, Department of the Youth Authority, payable from the Capital Outlay and Savings Fund -----	61,020
Paso Robles	299—For major construction, improvements and equipment, Paso Robles School for Boys, Department of the Youth Authority, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund— Schedule: (a) Construct restricted-detention building ----- (b) Equip restricted-detention building -----	233,100
Total of schedule -----		233,100
Preston	300—For minor construction, improvements, repairs and equipment, Paso Robles School for Boys, Department of the Youth Authority, payable from the Capital Outlay and Savings Fund ----- 301—For major construction, improvements and equipment, Preston School of Industry, Department of the Youth Authority, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund— Schedule: (a) Construct control and guidance center ----- (b) Equip control and counseling center -----	2,500
Total of schedule -----		174,200
Los Guilucos	302—For minor construction, improvements, repairs and equipment, Preston School of Industry, Department of the Youth Authority, payable from the Capital Outlay and Savings Fund ----- 303—For minor construction, improvements, repairs and equipment, Los Guilucos School for Girls, Department of the Youth Authority,	26,440

Item	Amount
cordance with the following schedule, payable from the Capital Outlay and Savings Fund—	85,192
Schedule:	
(a) Complete fisheries building, raceways and ponds -----	85,192
Total of schedule-----	85,192
310—For minor construction, improvements, repairs and equipment, Humboldt State College, payable from the Capital Outlay and Savings Fund -----	64,160
Long Beach 311—For major construction, improvements and equipment, Long Beach State College, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund—	507,000
Schedule:	
(a) Construct administration building -----	474,000
(b) Equip administration building -----	33,000
Total of schedule-----	507,000
312—For minor construction, improvements, repairs and equipment, Long Beach State College, payable from the Capital Outlay and Savings Fund -----	42,250
Sacramento 313—For minor construction, improvements, repairs and equipment, Sacramento State College, payable from the Capital Outlay and Savings Fund -----	49,150
San Diego 314—For major construction, improvements and equipment, San Diego State College, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund --	486,800
Schedule:	
(a) Construct education building	437,000
(b) Equip education building--	49,800
Total of schedule-----	486,800
315—For minor construction, improvements, repairs and equipment, San Diego State College, payable from the Capital Outlay and Savings Fund -----	96,550
San Francisco 316—For major construction, improvements and equipment, San Francisco State College, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund -----	251,800
Schedule:	
(a) Construct health clinic-----	102,000
(b) Equip health clinic-----	18,000

Item	Amount
(c) Equip, fence, and pave laboratory school playfield	76,000
(d) Install additional boiler	55,800
Total of schedule	251,800
317—For minor construction, improvements, repairs and equipment, San Francisco State College, payable from the Capital Outlay and Savings Fund	50,605
San Jose	
318—For major construction, improvements and equipment, San Jose State College, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund..	2,011,425
Schedule:	
(a) Install boiler	59,500
(b) Construct classroom building	1,283,700
(c) Equip classroom building ..	97,225
(d) Construct library addition, partial cost	571,000
Total of schedule	2,011,425
319—For minor construction, improvements, repairs and equipment, San Jose State College, payable from the Capital Outlay and Savings Fund	30,600
Polytechnic*	
320—For major construction, improvements and equipment, California State Polytechnic College, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund	1,107,500
Schedule:	
(a) Construct second unit of science building at Kellogg Campus	800,000
(b) Equip science building at Kellogg Campus	237,000
(c) Working plans for engineering building at San Luis Obispo Campus	70,500
Total of schedule	1,107,500
321—For minor construction, improvements, repairs and equipment, California State Polytechnic College, payable from any moneys in the Fair and Exposition Fund available to said school under the provisions of Section 19626 (a) of the Business and Professions Code	141,590

	Item	Amount
School for Blind	322—For minor construction, improvements, repairs and equipment, California School for the Blind, payable from the Capital Outlay and Savings Fund-----	1,500
Schools for Deaf Berkeley	323—For major construction, improvements and equipment, California School for the Deaf, Berkeley, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund----- Schedule:	673,600
	(a) Construct gymnasium -----	439,400
	(b) Equip gymnasium -----	19,500
	(c) Construct athletic field-----	214,700
	Total of schedule-----	673,600
	324—For minor construction, improvements, repairs and equipment, California School for the Deaf, Berkeley, payable from the Capital Outlay and Savings Fund-----	3,250
Riverside	325—For minor construction, improvements, repairs and equipment, California School for the Deaf, Riverside, payable from the Capital Outlay and Savings Fund-----	9,800
Industries for Blind Los Angeles Center	326—For minor construction, improvements, repairs and equipment, Los Angeles Center, California Industries for the Blind, payable from the Capital Outlay and Savings Fund--	2,460
Oakland Center	327—For minor construction, improvements, repairs and equipment, Oakland Center, California Industries for the Blind, payable from the Capital Outlay and Savings Fund-----	14,350
University of California	328—For major construction, improvements and equipment, University of California, exempt from Section 32 of this act, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund-----	4,258,000
	(a) Construct classroom building—Berkeley -----	2,458,000
	(b) Convert space in Physics Building—Los Angeles, into classrooms, laboratories and offices -----	400,000
	(c) Convert old heating plant space in Royce Hall—Los Angeles, into classrooms, laboratories and offices-----	350,000
	(d) Convert space in Education Building—Los Angeles, into classrooms, laboratories and offices -----	150,000

Item	Amount	
(e) Provide initial complement of equipment—Medical Center—Los Angeles -----	700,000	
(f) Provide initial complement of equipment—120-inch telescope—Mt. Hamilton -----	100,000	
(g) Provide initial complement of equipment — College of Letters and Science—Riverside -----	100,000	
Total of schedule-----	4,258,000	
328.1—For major construction, improvements, and equipment, designs, working plans, and specifications, University of California, exempt from Section 32 of this act, for the Psychiatric Hospital Clinic at Los Angeles, to be a wing of the Medical Center at the University of California at Los Angeles and to be operated in accordance with a cooperative agreement to be entered into between the Department of Mental Hygiene and the Regents of the University of California, payable from the Capital Outlay and Savings Fund-----	170,000	Psychiatric Hospital Clinic
329—For minor construction, improvements, repairs and equipment, University of California, exempt from Section 32 of this act, payable from the Capital Outlay and Savings Fund--	347,150	

FISCAL AFFAIRS

330—For major construction, improvements and equipment, Department of Finance, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund--	172,500	Department of Finance
Schedule:		
(a) Alterations and improvements, Los Angeles State Building -----	80,000	
(b) Replace slate roof and repair gutters, San Francisco State Building -----	24,500	
(d) Improvements to elevators, San Francisco State Building -----	68,000	
Total of schedule-----	172,500	
331—For minor construction, improvements, repairs and equipment, Department of Finance, payable from the Capital Outlay and Savings Fund -----	18,422	

Playa del Rey Harbor and Recreation Area	Item	Amount
	<p>331.5—For the acquisition of a site and the development of a small craft harbor and recreation area at Playa del Rey, including the purchase of certain real property generally described as follows:</p> <p>That portion of the City of Los Angeles County of Los Angeles, State of California, and that portion of the unincorporated territory of said county, within the following described boundaries:</p> <p>Beginning at the intersection of the line of the mean high tide of the Pacific Ocean, with the southeasterly prolongation of the southeasterly line of that certain parcel of land shown as Jose de la Luz Machado 26.30835 acres, on map of those parts of the Rancho La Ballona, recorded in Book 3, pages 204 to 209, inclusive, of Miscellaneous Records, in the office of the recorder of said county; thence northeasterly along said southwesterly prolongation and said southeasterly line to the southwesterly boundary of Roosevelt Highway, 100 feet wide, as described in deed to said county recorded in Book 7188, page 367, of Official Records, in the office of said recorder; thence northwesterly along said southwesterly boundary to the northwesterly boundary of Culver Boulevard, as shown on County Surveyor's Map No. 7510, sheet 2, on file in the office of the surveyor of said county; thence northeasterly along said northwesterly boundary to the southerly boundary of the Pacific Electric Railway right of way, formerly Santa Fe & Santa Monica Railway, as shown on County Surveyor's Map No. 6439, on file in the office of the surveyor of said county; thence westerly along said southerly boundary to its first intersection with the boundary of the City of Los Angeles as same existed on January 8, 1954; thence southwesterly along said boundary of the City of Los Angeles and following the same in all its various courses to the westerly boundary of Lot 5, Pradera Tract, as shown on map recorded in Book 16, page 38, of Maps, in the office of said recorder; thence southerly along said westerly boundary to said boundary of the City of Los Angeles; thence southeasterly along said boundary of the City of Los Angeles and following the same in all its various courses to the southeasterly boundary of the</p>	

Item

Amount

Los Angeles County Flood Control Channel (Ballona Creek) 410 feet wide, as shown on County Surveyor's Map No. B-1124, sheet 12 on file in the office of the surveyor of said county; thence southwesterly along said southeasterly boundary and following the same in all its various courses and curves to said line of the mean high tide of the Pacific Ocean; thence southeasterly along said last mentioned line to the point of beginning; to be expended without regard to fiscal years by the Department of Finance, payable from the State Lands Act Fund-----

2,000,000

provided, that no expenditure shall be made from the appropriation made by this item until the release of all or a sufficient part of the money held in trust in the Special Deposit Fund or by the Treasurer of the United States as provided in Chapter 7 of the Statutes of 1951 and the subsequent payment thereof into the State Lands Act Fund; and provided further, that no part of this appropriation shall be expended until a mutually satisfactory agreement has been entered into by the Department of Finance and the County of Los Angeles providing for plans for development of the harbor and area and for the repayment to the State for deposit in the General Fund by the county of the amount expended therefrom plus an amount specified by the Director of Finance to be in lieu of the interest which the State would receive if the money were to be invested by the State.

332—For major construction, improvements and equipment, California State Fair and Exposition, Division of Fairs and Expositions, Department of Finance, in accordance with the following schedule, payable from any moneys in the Fair and Exposition Fund available for capital outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code-----
Schedule:

State Fair and Exposition

92,400

- (a) Construct five concession stands ----- 45,000
- (b) Construct two race horse barns ----- 22,400
- (d) Remodel Hall of Flowers-- 25,000

Total of schedule----- 92,400

	Item	Amount
	333—For minor construction, improvements, repairs and equipment, California State Fair and Exposition, Division of Fairs and Expositions, Department of Finance, payable from any moneys in the Fair and Exposition Fund available for capital outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code-----	232,488
Sixth District Agricultural Association	334—For minor construction, improvements, repairs and equipment, Sixth District Agricultural Association, Division of Fairs and Expositions, Department of Finance, payable from any moneys in the Fair and Exposition Fund available for capital outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code---	8,820

HIGHWAY PATROL

Highway Patrol	335—For minor construction, improvements, repairs and equipment, Department of the California Highway Patrol, payable from the Motor Vehicle Fund -----	38,250
----------------	---	--------

MENTAL HYGIENE

Langley Porter Clinic	337—For minor construction, improvements, repairs and equipment, Langley Porter Clinic, payable from the Capital Outlay and Savings Fund -----	5,000
State hospitals: Agnews	338—For major construction, improvements and equipment, Agnews State Hospital, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund--- Schedule: (a) Working plans for receiving and treatment building----- 156,000 Total of schedule----- 156,000	156,000
	339—For minor construction, improvements, repairs and equipment, Agnews State Hospital, payable from the Capital Outlay and Savings Fund -----	135,579
Atascadero	340—For minor construction, improvements, repairs and equipment, Atascadero State Hospital, payable from the Capital Outlay and Savings Fund -----	6,950
Camarillo	341—For major construction, improvements and equipment, Camarillo State Hospital, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund---	215,800

Item	Amount	
Schedule:		
(a) Recondition boiler plant----	30,800	
(b) Complete Calleguas Creek Flood Control project-----	185,000	
Total of schedule-----	215,800	
342—For minor construction, improvements, re- pairs and equipment, Camarillo State Hos- pital, payable from the Capital Outlay and Savings Fund -----	194,400	
343—For minor construction, improvements, re- pairs and equipment, DeWitt State Hospital, payable from the Capital Outlay and Savings Fund -----	140,720	DeWitt
344—For minor construction, improvements, re- pairs and equipment, Mendocino State Hos- pital, payable from the Capital Outlay and Savings Fund -----	69,300	Mendocino
345—For major construction, improvements and equipment, Metropolitan State Hospital, in accordance with the following schedule, pay- able from the Capital Outlay and Savings Fund -----	9,252,775	Metropolitan
Schedule:		
(a) Construct ward buildings--	5,556,000	
(b) Equip ward buildings-----	416,000	
(c) Construct kitchen -----	1,496,400	
(d) Equip kitchen -----	29,000	
(e) Construct laundry -----	863,900	
(f) Enlarge boiler and auxilia- ries -----	205,100	
(g) Construct storm drainage system -----	240,875	
(h) Construct administration building -----	431,000	
(i) Equip administration build- ing -----	14,500	
Total of schedule-----	9,252,775	
346—For minor construction, improvements, re- pairs and equipment, Metropolitan State Hos- pital, payable from the Capital Outlay and Savings Fund -----	82,980	
347—For minor construction, improvements, re- pairs and equipment, Modesto State Hospital, payable from the Capital Outlay and Savings Fund -----	120,000	Modesto
348—For minor construction, improvements, re- pairs and equipment, Napa State Hospital, payable from the Capital Outlay and Savings Fund -----	118,997	Napa

	Item	Amount
Patton	349—For major construction, improvements and equipment, Patton State Hospital, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund— Schedule:	76,200
	(a) Construct additional reservoir and repair existing reservoir -----	76,200
	Total of schedule -----	76,200
	350—For minor construction, improvements, repairs and equipment, Patton State Hospital, payable from the Capital Outlay and Savings Fund -----	99,050
Stockton	351—For minor construction, improvements, repairs and equipment, Stockton State Hospital, payable from the Capital Outlay and Savings Fund -----	134,879
Pacific	352—For minor construction, improvements, repairs and equipment, Pacific State Hospital, payable from the Capital Outlay and Savings Fund -----	49,270
Porterville	353—For minor construction, improvements, repairs and equipment, Porterville State Hospital, payable from the Capital Outlay and Savings Fund -----	29,803
Sonoma	354—For minor construction, improvements, repairs and equipment, Sonoma State Hospital, payable from the Capital Outlay and Savings Fund -----	97,564

MILITARY

Military Department	355—For major construction, improvements and equipment, Military Department, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund ----- Schedule:	25,000
	(a) Preparation of plans and supervision of construction to be financed from federal funds -----	25,000
	Total of schedule -----	25,000
	356—For minor construction, improvements, repairs and equipment, Military Department, payable from the Capital Outlay and Savings Fund -----	50,000

MOTOR VEHICLES

Item	Amount	
357—For acquisition of real property, Department of Motor Vehicles, to be expended under the provisions of the Property Acquisition Act, payable from the Motor Vehicle Fund-----	60,000	Department of Motor Vehicles
358—For major construction, improvements and equipment, Department of Motor Vehicles, in accordance with the following schedule, payable from the Motor Vehicle Fund-----	76,322	
Schedule:		
(a) Construct office building at Vallejo -----	57,500	
(b) For working plans for office at Oakland, Department of Motor Vehicles, payable from the Motor Vehicle Fund---	18,822	
	76,322	
Total of schedule-----	76,322	

NATURAL RESOURCES

359—For minor construction, improvements, repairs and equipment, Department of Fish and Game, payable from the Fish and Game Preservation Fund -----	208,260	Department of Fish and Game
360—For major construction, improvements and equipment, Division of Beaches and Parks, Department of Natural Resources, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund---	426,600	Department of Natural Resources Division of Beaches and Parks
Schedule:		
(a) Big Basin State Park:		
Water development-----	70,500	
Sewage disposal plant-----	70,000	
(b) Borrego State Park:		
Trailer camp units-----	21,400	
(c) Castle Crags State Park:		
Development -----	61,000	
(d) Clear Lake State Park:		
Development -----	33,700	
(e) Donner Memorial State Park: Development -----	52,000	
(f) Emerald Bay State Park:		
Development -----	118,000	
	426,600	
Total of schedule-----	426,600	

Provided, that any moneys made available to the Division of Beaches and Parks, Department of Natural Resources, from this item shall be repaid to the General Fund out of any moneys impounded in the State Lands Act Fund under the decision and order of the

Item	Amount
<p>United States Supreme Court which hereafter may be released by the Federal Government and subsequently paid into the State Beach Fund or the State Park Fund. The transfer to the General Fund from the respective funds shall be in such amounts as may be determined by the Department of Finance. Such transfers shall be made by the State Controller upon written order of the Department of Finance.</p>	
<p>361—For minor construction, improvements, repairs and equipment, Division of Beaches and Parks, Department of Natural Resources, payable from the Capital Outlay and Savings Fund -----</p>	93,100
<p>provided, that any moneys made available to the Division of Beaches and Parks, Department of Natural Resources, from this item shall be repaid to the General Fund out of any moneys impounded in the State Lands Act Fund under the decision and order of the United States Supreme Court which hereafter may be released by the Federal Government and subsequently paid into the State Beach Fund or the State Park Fund. The transfer to the General Fund from the respective funds shall be in such amounts as may be determined by the Department of Finance. Such transfers shall be made by the State Controller upon written order of the Department of Finance.</p>	
<p>Division of Forestry 363—For major construction, improvements and equipment, Division of Forestry, Department of Natural Resources, in accordance with the following schedule, payable from the Capital Outlay and Savings Fund-----</p>	714,800
<p>Schedule:</p>	
<p>1. Construction of Fire Control Stations:</p>	
<p>(a) Bridgeville:</p>	
<p> Construction -----</p>	38,400
<p> Equipment -----</p>	1,175
<p>(b) Julian:</p>	
<p> Construction -----</p>	37,955
<p> Equipment -----</p>	1,950
<p>(c) Las Tablas:</p>	
<p> Construction -----</p>	21,325
<p> Equipment -----</p>	1,651
<p>(d) Sunol:</p>	
<p> Construction -----</p>	28,745
<p> Equipment -----</p>	1,651

Item	Amount
(e) Coyote:	
Construction -----	15,350
Equipment -----	1,331
(f) Santa Margarita:	
Construction -----	25,275
Equipment -----	1,651
2. Services:	
Engineering, planning, and in-	
spection -----	87,146
Equipment -----	3,325
3. Forestry Honor Camp:	
Construction -----	382,388
Equipment -----	65,482
Total of schedule ----- 714,800	

Provided, that any moneys made available to the Division of Forestry, Department of Natural Resources, from this item shall be repaid to the General Fund out of any moneys impounded in the State Lands Act Fund under the decision and order of the United States Supreme Court which hereafter may be released by the Federal Government and subsequently paid into the State Beach Fund or the State Park Fund. The transfer to the General Fund from the respective funds shall be in such amounts as may be determined by the Department of Finance. Such transfers shall be made by the State Controller upon written order of the Department of Finance.

364—For minor construction, improvements, repairs and equipment, Division of Forestry, Department of Natural Resources, payable from the Capital Outlay and Savings Fund... 179,790

PUBLIC WORKS

365.5—For utility and topographic surveys, payable from the Capital Outlay and Savings Fund, Division of Architecture, Department of Public Works ----- 30,000

Topographic surveys

366—For lands, rights of way, borrow pits, spoil areas and easements for levees and flood control works to be constructed or reconstructed by the United States within the Sacramento River Flood Control Project, and for incidental construction or reconstruction items which are an obligation of the State in the construction or reconstruction of said levees and flood control works, and for materials and necessary construction or reconstruction of, or

Sacramento River Flood Control Project

Item	Amount
alterations to, highways, bridges, power lines, pipelines and other structures or facilities, and for flowage rights over lands in overflow areas, Reclamation Board, payable from the Flood Control Fund of 1946-----	1,500,000
Jenner Jetty 366.5—For repair and restoration of Jenner Jetty, Division of Water Resources, Department of Public Works, payable one-half from the Fish and Game Preservation Fund and one-half from the General Fund -----	30,000
Provided, that any moneys made available to the Division of Water Resources, Department of Public Works, from that portion of this item payable from the General Fund shall be repaid to the General Fund out of any moneys impounded in the State Lands Act Fund under the decision and order of the United States Supreme Court which hereafter may be released by the Federal Government and subsequently paid into the State Beach Fund or the State Park Fund. The transfer to the General Fund from the respective funds shall be in such amounts as may be determined by the Department of Finance. Such transfers shall be made by the State Controller upon written order of the Department of Finance. The Legislature hereby finds that the expenditure herein authorized to be made from the Fish and Game Preservation Fund is for the protection and preservation of fish, mollusks and crustaceans in the Russian River.	

VETERANS AFFAIRS

Veterans' Home	368—For minor construction, improvements, repairs and equipment, Veterans' Home of California, payable from the Capital Outlay and Savings Fund -----	36,750
Woman's Relief Corps Home	369—For minor construction, improvements, repairs and equipment, Woman's Relief Corps Home of California, payable from the Capital Outlay and Savings Fund -----	5,000

UNALLOCATED

Capital Outlay and Savings Fund	370—For transfer by the State Controller from the General Fund, from time to time during the 1954-55 Fiscal Year as the amount in the General Fund exceeds current needs, to the Capital Outlay and Savings Fund -----	12,824,087
---------------------------------	--	------------

LOCAL ASSISTANCE SECTION

EDUCATION

Item	Amount	
371—For transfer by the State Controller to the General Fund from the School Bond Retirement Fund -----	27,369,821	General Fund
which transfer shall be in addition to the transfer provided for by Section 7921, Education Code; such transfer shall be made from time to time by the State Controller to meet the requirements of the General Fund during the 1954-55 Fiscal Year; provided, that from the unencumbered and unexpended balance of the appropriation made in Item 428.5 of the Budget Act of 1952 there is hereby reverted the sum of \$5,000,000. The reversion herein authorized from Item 428.5 of the Budget Act of 1952 shall not be deemed to constitute a change in the policy of the Legislature heretofore established with reference to the purchase of the Central Valley Project.		
372—For support of child care centers, Department of Education, to be apportioned by the department in the manner provided by Section 11 of Chapter 1427, Statutes of 1953, directly to school districts maintaining child care centers pursuant to Chapter 11, Division 9 of the Education Code -----	3,993,000	Child care centers
373—For transfer by the State Controller to the Teachers' Permanent Fund for operation of the State Teachers' Retirement System-----	6,301,000	Teachers' Retirement System
374—For transfer by the State Controller to the Retirement Annuity Fund for operation of the State Teachers' Retirement System-----	16,619,000	
375—For publishing, purchasing, and shipping free textbooks, Department of Education, in accordance with the following schedule-----	2,514,125	Free textbooks
and in addition thereto any amounts collected for sale of textbooks and bulletins, which by law are available for support of said department.		
Schedule:		
(a) Salaries and Wages-----	49,634	
(b) Operating Expenses and Equipment -----	2,484,491	
Total of schedule-----	2,534,125	

Item	Amount	
Less: Estimated reimbursements:		
(c) For sale of textbooks and bulletins -----	20,000	
Net appropriation -----	2,514,125	
PUBLIC HEALTH		
Department of Public Health Local health agencies, etc	376—For assistance to cities, counties, local health agencies and local health districts for the establishment of minimum standards of personnel, organization and administration of local health departments, in accordance with the provisions of Chapter 8, Part 2, Division 1 of the Health and Safety Code, Department of Public Health -----	3,118,944
	377—For assistance to counties by the establishment of local health services in accordance with Section 1157 of the Health and Safety Code, Department of Public Health -----	18,197
Tuberculosis sanatoria	378—For subsidies to counties, and cities and counties, for maintenance of tuberculosis sanatoria, Department of Public Health ---- to be expended in accordance with Division 4 of the Health and Safety Code.	5,365,518
	378.5—For additional assistance to counties, and cities and counties, for maintenance of tuberculosis sanatoria, Department of Public Health ----- in accordance with Health and Safety Code Sections 3301.5(d) and 3301.6(d) to be expended in the amount of thirty-five cents (\$0.35) per patient-day.	847,238
Physically handicapped children	379—For assistance to counties, and cities and counties, to be expended for services to physically handicapped children, in accordance with provisions of Article 2 of Chapter 2 of Part 1 of Division 1 of the Health and Safety Code, Department of Public Health ----- provided, that \$600,000 shall be for state-wide diagnoses and the balance of this appropriation shall be made available to the several counties as follows: (a) The State Department of Public Health shall allocate to each county and city and county an amount which, when added to the amount provided by the county or city and county pursuant to Section 270 of the Health and Safety Code, shall equal thirty-five cents (\$0.35) per capita of population of the county or city and county, determined as provided in	3,600,000

Item

Amount

Section 1101 of the Health and Safety Code, or shall equal the sum needed for the fiscal year as estimated by the State Department of Public Health and approved by the county or city and county not to exceed twenty thousand dollars (\$20,000), whichever is the greater.

(b) If the amount allocated to any county or city and county pursuant to subsection (a) exceeds the sum needed for the fiscal year as estimated by the State Department of Public Health and approved by the county or city and county, the State Department of Public Health may reallocate the excess and any amount appropriated in this item and not allocated pursuant to subsection (a) to any county or city and county for which the amount allocated pursuant to subsection (a) is less than the sum needed for the fiscal year as estimated by the State Department of Public Health and approved by the county or city and county; provided, that such additional allocation to any county or city and county shall not exceed the amount necessary to make the aggregate amount of state-appropriated money allocated to that county or city and county, when added to the amount provided by the county or city and county pursuant to Section 270 of the Health and Safety Code, equal forty-five cents (\$0.45) per capita of population of the county or city and county, determined as provided in Section 1101 of the Health and Safety Code, or twenty thousand dollars (\$20,000), whichever is greater.

(c) If the sum appropriated in this item exceeds the amounts allocated and reallocated to all counties and cities and counties pursuant to subsections (a) and (b), and if the amount allocated and reallocated to any county or city and county pursuant to subsections (a) and (b), when added to the sum provided by the county or city and county pursuant to Section 270 of the Health and Safety Code, is less than the sum needed for the fiscal year as estimated by the State Department of Public Health and approved by the county or city and county, the State Department of Public Health may make available from such excess to the county or city and county an additional amount not to

Item	Amount
	<p>exceed twice any amount provided by the county or city and county in addition to that required by Section 270 of the Health and Safety Code.</p>
Treatment of cerebral palsied minors	<p>380—For assistance to local agencies in the treatment of minors with cerebral palsy, Department of Public Health. Of the amount herein appropriated there may be expended so much as may be necessary by the Department of Public Health to furnish therapeutic services in those areas where it deems the local agencies are unable or not ready to employ personnel directly -----</p> <p style="text-align: right;">525,928</p>
Mosquito and gnat control	<p>381—For subsidies to local districts and other public agencies for the control of mosquitoes and gnats, as provided by Chapter 5.5 of Division 3 of the Health and Safety Code, Department of Public Health -----</p> <p style="text-align: right;">400,000</p> <p>381.1—For augmentation of Item 381 by executive order of the Director of Finance if and when the Director of Public Health certifies that augmentation is required to meet a public health emergency -----</p> <p style="text-align: right;">150,000</p>
Construction of hospital facilities	<p>382—For assistance to cities, counties, cities and counties, and local hospital districts in the construction of hospital facilities, Department of Public Health, to be expended under provisions of the California Hospital Survey and Construction Act -----</p> <p style="text-align: right;">1,166,027</p> <p>and in addition thereto any amounts remaining unexpended on June 30, 1954, in the appropriation made by Item 405, Budget Act of 1953.</p>

PUBLIC WORKS

Los Angeles County Flood Control District	<p>383—For allocation to the State Water Resources Board for reallocation to the Los Angeles County Flood Control District for expenditure for payment, and for reimbursement for necessary advances made, of the cost of cooperation by the State in the construction of the project for the Los Angeles River Watershed program, adopted and authorized by Section 12688 of the Water Code, payable from the Flood Control Fund of 1946 -----</p> <p style="text-align: right;">820,000</p> <p>The allocation made by this item is subject to Sections 12829 and 12830 of the Water Code in the same manner as the allocations made by Sections 13 and 14 of the Flood Control Fund Act of 1946 are subject to Sections 12829 and 12830 of the Water Code, and are, to the ex-</p>
---	--

Item

Amount

tent of such allocations, in fulfillment of the policy set forth in Part 6, Division 6 of the Water Code, that the State will participate in the prosecution of the projects approved and authorized in said code by paying for the cooperation which is required by the acts of Congress approving and authorizing the projects. The State Water Resources Board shall determine the amounts in which each of such reallocations shall be made. The allocation made by this item shall remain available for reallocation and expenditure until June 30, 1956.

384—For allocation to the State Water Resources Board for reallocation to the Los Angeles County Flood Control District for expenditure for payment, and for reimbursement for necessary advances made, of the cost of cooperation by the State in the construction of the project for control of floods on the Los Angeles and San Gabriel Rivers and Ballona Creek, adopted and authorized by Section 12682 of the Water Code, payable from the Flood Control Fund of 1946-----

7,991,000

The allocation made by this item is subject to Sections 12829 and 12830 of the Water Code in the same manner as the allocations made by Sections 13 and 14 of the Flood Control Fund Act of 1946 are subject to Sections 12829 and 12830 of the Water Code, and are, to the extent of such allocations, in fulfillment of the policy set forth in Part 6, Division 6 of the Water Code, that the State will participate in the prosecution of the projects approved and authorized in said code by paying for the cooperation which is required by the acts of Congress approving and authorizing the projects. The State Water Resources Board shall determine the amounts in which each of such reallocations shall be made. The allocation made by this item shall remain available for reallocation and expenditure until June 30, 1956.

385—For transfer by the State Controller to the Flood Control Fund of 1946, from the General Fund-----

3,849,537

Flood Control Fund of 1946

SOCIAL WELFARE

386—For reimbursement of expenses incurred by counties and cities in maintaining approved

Department of Social Welfare Social services reimbursement

Item	Amount
<p>services for the licensing and inspection of agencies for child care and home finding, and agencies for the care of the aged, Department of Social Welfare, to be expended in accordance with the provisions of Sections 1622 and 2302 of the Welfare and Institutions Code—</p> <p>provided, that all or any portion of this appropriation may be transferred to Item 263 for support of the Department of Social Welfare, upon executive order of the Director of Finance.</p>	969,750
<p>387—For reimbursement of expenses incurred by counties and cities in maintaining approved services for the licensing and inspection of agencies for child care and home finding, and agencies for the care of the aged, Department of Social Welfare, to be expended in accordance with the provisions of Sections 1622 and 2302 of the Welfare and Institutions Code—</p> <p>Notwithstanding other provisions of this section, the amount made available by this item is available for payment of expenditures incurred during the 1953-54 Fiscal Year.</p>	32,500
<p>388—For reimbursement to counties for the cost of the adoption programs and care of children in accordance with Chapter 2 of Part 3 of Division 2 of the Welfare and Institutions Code, State Department of Social Welfare—</p> <p>provided, that all or any portion of this appropriation may be transferred to Item 263 for support of the Department of Social Welfare, upon executive order of the Director of Finance.</p>	1,390,200
<p>389—For reimbursement to counties for the cost of transporting needy children to homes without the State pursuant to Section 1580 of the Welfare and Institutions Code, Department of Social Welfare -----</p>	2,500
OTHER PURPOSES	
<p>Salaries Superior court judges</p> <p>390—For State's share of salaries of judges of superior courts -----</p> <p>as provided by Section 69640 of the Government Code.</p>	1,770,000
<p>County service officers</p> <p>391—For contributions to counties toward the compensation and expenses of county service officers, Department of Veterans Affairs. To be expended in accordance with Section 972 of the Military and Veterans Code-----</p>	350,000

Item	Amount	
392—For salaries of county agricultural commissioners or compensation for services performed for county agricultural departments, Department of Agriculture. To be expended in accordance with the provisions of Section 63.5 of the Agricultural Code-----	141,162	County agricultural commissioners, etc.
393—For furnishing of workmen’s compensation to civil defense workers and their dependents in accordance with the provisions of Division 4 of the Labor Code, including the reimbursing of the State Compensation Insurance Fund for the cost of services as adjusting agent, Governor’s Office, Office of Civil Defense -----	35,000	Workmen’s compensation to civil defense workers
<p>The State Compensation Insurance Fund may draw from the State Treasury out of the appropriation made by this item, without at the time presenting vouchers and itemized statements, any portion of the appropriation contained in this item, to be used as a cash revolving fund. Expenditures made from the revolving fund in payment of claims for workmen’s compensation and adjusting services are excepted from the operation of Section 16003 of the Government Code. Reimbursement of the revolving fund for such expenditures shall be made upon presentation to the Controller of an abstract or statement of such expenditures. Such abstract or statement shall be in such form as the Controller requires.</p>		
394—For reimbursements to counties for maintenance of juvenile homes and camps, Department of the Youth Authority, to be expended in accordance with the provisions of Article 13, Chapter 2 of Part 1 of Division 2 of the Welfare and Institutions Code -----	971,000	Juvenile homes and camps

UNEMPLOYMENT ADMINISTRATION

395—For administration of unemployment compensation disability benefits, Department of Employment, payable from the Unemployment Compensation Disability Fund, in accordance with the following schedule-----	3,480,751	Department of Employment Unemployment Compensation disability benefits
Schedule:		
(a) Salaries and wages-----	2,627,750	
(b) Operating expenses and Equipment -----	853,001	
Total of schedule-----	3,480,751	

Item	Amount
Additional support	<p>396—For additional support of the Department of Employment, payable from the Department of Employment Contingent Fund, and in addition thereto any grants made available by the Federal Government; provided, that all or any portion of this appropriation may be transferred to the Unemployment Administration Fund upon executive order of the Director of Finance.....</p> <p style="text-align: right;">21,190</p>
General Fund	<p>SEC. 2.1. The unencumbered balance of the Department of Employment Contingent Fund which at any time during the 1954-55 Fiscal Year exceeds \$1,000,000 is hereby appropriated for transfer to the General Fund such transfer to be made from time to time upon order of the State Controller.</p>
Augmentation of revolving funds	<p>SEC. 4. The unexpended balance of the appropriation made by Item 287, Budget Act of 1952, as amended by Item 283, Budget Act of 1953, is hereby reappropriated for augmentation of revolving funds during the 1954-55 Fiscal Year, to be transferred by the State Controller in such amounts and for such periods as the Director of Finance may authorize.</p>
Capital Outlay and Savings Fund	<p>SEC. 5. There is hereby appropriated for transfer by the State Controller to the Capital Outlay and Savings Fund from the Department of Employment Contingent Fund \$674, and from the Motor Vehicle Fund, \$14,083.</p>
Reappropriations Poultry Improvement Commission	<p>SEC. 6. The appropriation made by Item 289.1, Budget Act of 1953, is hereby reappropriated for the purpose set forth in said item and shall be available for expenditure until June 30, 1955.</p>
San Francisco World Trade Center Authority	<p>SEC. 7. The unexpended balance available for transfer from the San Francisco Harbor Improvement Fund to the Special Deposit Fund as provided by Chapter 1715, Statutes of 1951, is hereby reappropriated and shall remain available for the purposes set forth in said chapter until June 30, 1957.</p>
Department of Public Works Kaweah Delta investigation	<p>SEC. 7.1. The funds appropriated by Chapter 1478 of the Statutes of 1951 and made available to carry out the purposes of Section 2 of that act, are reappropriated for that purpose and shall be available for expenditure without regard to fiscal years, subject to the matching provisions of Section 3 of said act.</p>
Fresno State College	<p>SEC. 8. The unexpended balances of the appropriations, payable from the State College Fund, made by Item 315, Budget Act of 1953, Item 331, Budget Act of 1952, Item 302.1, Budget Act of 1951, and Item 328, Budget Act of 1950, are reappropriated for the purposes provided for in said items for expenditure during the 1954-55 Fiscal Year.</p>
Los Angeles State College	<p>SEC. 9. The unexpended balance of the appropriation made by Item 336.1, Budget Act of 1952, is hereby reappropriated for expenditure until June 30, 1956, for Los Angeles State College of Applied Arts and Sciences for any or all of the following purposes, payable for the Capital Outlay and Savings Fund:</p>

- (a) For acquisition of real property under the provisions of the Property Acquisition Laws for one or more sites;
- (b) For major construction, improvements and equipment;
- (c) For rental, maintenance, operation and improvement of rented quarters.

SEC. 10. The unexpended balance of that part of the appropriation listed in Schedule (b) of Item 341 of Section 2, Budget Act of 1951, is hereby reappropriated for construction of a sewer line and for payment of the State's share of the cost of purchasing stock or the payment of assessments of a sewage disposal district, Pacific State Hospital, payable from the Capital Outlay and Savings Fund. Pacific State
Hospital

SEC. 11. The unexpended balance of the appropriation made by Item 387, Budget Act of 1953, is hereby reappropriated for expenditure as provided in said item during the 1954-55 Fiscal Year. Sacramento
River Flood
Control
Project

SEC. 12. The balances in the appropriations as hereafter indicated shall revert to the Capital Outlay and Savings Fund: Reversions
Capital Out-
lay and
Savings Fund

(a) The unexpended balance as of June 30, 1954, of the appropriation made by Chapter 101, Statutes of 1946, First Extraordinary Session.

(b) The unexpended balance as of June 30, 1954, of that part of the appropriation made by Item 307, Budget Act of 1953, listed in Schedule (g) Construct two dormitories.

(c) The unexpended balance as of June 30, 1954, of the appropriation made by Chapter 155, Statutes of 1946, First Extraordinary Session.

(d) The unexpended balance as of June 30, 1954, of that part of the appropriation made by Item 361, Budget Act of 1952, listed in Schedule (b) Replace elevators in Fashion League Building, and Schedule (d) Renovation of Fashion League Building.

(e) The amount of \$565,000 of that part of the appropriation made by Item 342, Budget Act of 1953, listed in Schedule (e) Renovation of Fashion League Building.

(f) The amount of \$600,000 of that part of the appropriation made by Item 364.5, Budget Act of 1952 listed in the Schedule (c) Replace three horse barns \$150,000, (e) Sheep and swine barn \$350,000, and part of (f) Renovating sewage system \$100,000.

(g) The unexpended balance as of June 30, 1954, of the appropriation made by Item 373, Budget Act of 1950.

(h) The unexpended balance as of June 30, 1954, of the appropriation made by Item 383, Budget Act of 1952.

(i) The unallocated balance as certified by the Department of Finance which is in excess of \$150,000 as of June 30, 1954, of the appropriation made by Item 392, Budget Act of 1953.

(j) The unallocated balance as certified by the Department of Finance which is in excess of \$300,000 as of June 30, 1954, of the appropriation made by Item 394, Budget Act of 1953.

(k) The unallocated balance as certified by the Department of Finance as of June 30, 1954, of the appropriation made by Item 362.4, Budget Act of 1951.

(l) The unallocated balance as certified by the Department of Finance which is in excess of \$2,000,000 as of June 30, 1954, of the appropriation made by Item 393, Budget Act of 1953.

General
Fund

SEC. 13. The unexpended balance as of June 30, 1954, of the appropriation made by Chapter 133, Statutes of 1946, First Extraordinary Session, shall revert to the General Fund.

Athletic
Commission
Fund

SEC. 14. The unexpended balance as of June 30, 1954, of the appropriation made by Item 389, Budget Act of 1953, shall revert to the Athletic Commission Fund.

Capital
Outlay
and Savings
Fund
Settlement of
U. S. v.
California

SEC. 15. Upon release of all or any part of the money held in trust in the Special Deposit Fund or by the Treasurer of the United States as provided in Chapter 7 of the Statutes of 1951, pending determination or settlement of the case of United States v. California by the United States Supreme Court, by act of Congress or other settlement, there shall be transferred to the Capital Outlay and Savings Fund the aggregate of (a) the accrued payments required to be made to the General Fund pursuant to Section 6816 of the Public Resources Code and (b) the other amounts required to be transferred to the General Fund from the impounded money upon the happening of the above contingency by the provisions of this act or any other law.

Limitations
on expend-
itures

SEC. 16. No money appropriated herein in any item for major construction, improvements, and equipment, designs, working plans, and specifications may be expended by any state agency except amounts needed for preliminary surveys, studies, and planning until the State Public Works Board and the Department of Finance have approved preliminary plans for the project to be financed from such item of appropriation for major construction, improvements, and equipment, designs, working plans, and specifications. All appropriations heretofore made for major construction, improvements, and equipment, which are still available for expenditure, are hereby reappropriated for the same purposes and for the same period as heretofore provided by law, but, except as to amounts needed for preliminary plans, shall not be expended until the State Public Works Board and the Department of Finance have approved preliminary plans for the project or projects to be financed from the appropriation; provided, that this restriction shall not apply to projects for which working drawings have been started as of the effective date of this act; provided further, no major project for which appropriation is made hereunder regarding which the Director of Finance or his authorized representative requests review of working plans shall be put out to bid until the working plans therefore have been approved by the Department of Finance; provided further, that no money appropriated herein may be spent for working drawings for any project as to which there has been made substantial change or changes from the preliminary plans

as approved by the State Public Works Board and the Department of Finance unless there has first been obtained the approval of the Department of Finance to make such change or changes; provided further, that no money appropriated herein may be spent for equipment until prior approval for purchase of such equipment shall have been given by the Department of Finance.

Nothing herein contained shall be construed to limit or control the Regents of the University of California in the expenditure of funds appropriated for major construction, improvements, and equipment for the use, development or enlargement of the University of California.

SEC. 16.5. All appropriations made from the Capital Outlay and Savings Fund by this act shall be available for the period prescribed by Section 16407.1 of the Government Code, notwithstanding the provisions of Section 2 hereof which specify general availability of appropriations during the 1954-55 Fiscal Year. Availability of appropriations from Capital Outlay and Savings Fund

SEC. 16.6. The number of free passes issued for admittance without cost to the State Fair or to any district or county fair eligible for funds under this act or the Business and Professions Code shall not exceed during the 1954-55 Fiscal Year 5 percent of the gross number of paid admissions in the preceding fiscal year. Free passes to fairs

Passes are defined to be all admissions without payment, regardless of the purpose of the admission, except admission to the grounds of exhibitors and persons actually employed at the fair and military personnel in uniform and children under 12 so long as the policy of admitting such persons without charge remains in effect.

SEC. 17. No money appropriated by this act shall be used to pay the salary of any authorized state position, which position was vacant and had been vacant or continuously unfilled during the period between October 1, 1953, and July 1, 1954, except with the specific approval of the Department of Finance, subsequent to July 1, 1954. Salaries of vacant positions

The Department of Finance, not later than 30 days prior to the convening of the 1955 Regular Session of the Legislature, shall present to the Joint Legislative Budget Committee, assembled in meeting, a report of all positions as of July 1, 1954, which were vacant or continuously unfilled during the period between October 1, 1953, and July 1, 1954, and a report of all authorizations to fill vacant positions and all positions abolished pursuant to this section.

SEC. 18. No purchase order for acquisition or replacement of motor vehicles shall be issued against any appropriation made herein until the Department of Finance has investigated and established the necessity therefor. Acquisition of motor vehicles

All passenger type motor vehicles purchased from any appropriation made by this act for the use of state employees and officers, except constitutional officers, shall be of the light class, as defined by the Board of Control, unless excepted by

the Director of Finance on the basis of unusual requirements, such as use by the Highway Patrol, which would justify the need for an automobile of a heavier class.

SEC. 19. All passenger type motor vehicles purchased either from any appropriation made by this act or from any other appropriation available therefor for the use of the Department of Public Works, except for use of officers excepted in Section 18 of this act, shall be of the light class, as defined by the Board of Control, unless excepted by the Director of Finance on the basis of unusual requirements which would justify the need for an automobile of a heavier class.

Limitation
on expend-
itures
House or
apartment
furnishings

SEC. 20. None of the money appropriated by this act or for an expenditure which is supplemented from money appropriated by this act shall be used to purchase furnishings for any house or apartment of three or more rooms other than a dormitory which is rented to a state employee except for a superintendent of an institution, warden of a prison, or physicians. This provision shall not apply to the purchase of refrigerators, heaters, air conditioning equipment, stoves, linoleum, or equipment normally furnished in construction of the house as may be determined by the Board of Control. Any such funds that are appropriated by this act for this purpose shall be held intact and be reverted to the fund from which they were appropriated. It is the intent of the Legislature that no money shall be appropriated henceforth for the purpose of house furnishings. Such furnishings are not to be provided by the State nor shall any money be paid from this appropriation for their replacement, repair or otherwise except in connection with the disposal of the same.

Cafeteria
equipment

SEC. 21. No moneys appropriated by this act shall be used to purchase equipment or supplies for employee cafeterias or for the cafeteria type blind vending stand where hot meals are served, in any state office building, unless such cafeteria or vending stand has previously been established or the amount therefor is expressly authorized by a schedule in this act.

Rugs or
carpets for
state offices

SEC. 22. No money appropriated by this act shall be used, either directly or by supplementing any other appropriation, to furnish rugs or carpets for any state office except for offices used by elective officers and other department heads. The Director of Finance shall furnish a detailed report annually to the Joint Legislative Budget Committee of all rugs or carpets purchased for state offices under this section.

Limitation of
expenditures
Schedules

SEC. 23. Whenever any appropriation item in Section 2 of this act is made in accordance with a schedule set forth after such appropriation item, the expenditures from such item for each category or project included in the schedule shall be limited to the amount specified for such category or project, except as otherwise provided in this act. Each such schedule is a restriction or limitation upon the expenditure of the respective appropriation made by this act, does not itself appropriate any money, and is not itself an item of appropriation.

As used in this act in reference to such schedules "category" means a class of expenditures such as, but not limited to:

(a) "Salaries and wages" which shall include all expenditures for payment of officers and employees of the State but does not include compensation of independent contractors rendering personal services to the State under contract;

(b) "Operating expenses and equipment" which shall include all expenditures for purchase of materials, supplies, equipment, services (other than services of state officers and employees), and all other proper expenses.

(c) "Construct" when used in connection with a capital outlay project shall include all such related things as fixtures, installed equipment, and auxiliary facilities.

For the purpose of further interpreting the meaning of the words, terms and phrases used in such schedules, reference is hereby made to that document entitled "State of California Budget for the Fiscal Year July 1, 1954, to June 30, 1955," submitted by the Governor to the Legislature at the 1954 Budget Session, the uniform accounting system prescribed by the Department of Finance under the provisions of Section 13290 of the Government Code, and the appropriate portions thereof. The State Board of Control shall establish such interpretations as are necessary to carry out the provisions of this section and shall furnish the same to the State Controller and to every state agency to whom appropriations are made under this act.

SEC. 24. The Director of Finance may, pursuant to a request by the officer, department, division, bureau, board, commission, or other agency to whom an appropriation is made herein, authorize the augmentation of the amount available for expenditure for a category or project designated in any schedule set forth for such appropriation in Section 2 by transfer from any of the other designated categories or projects within the same schedule. The Director of Finance shall present to the Joint Legislative Budget Committee assembled in meeting a report on all authorizations given pursuant to this section during the preceding quarter.

SEC. 25. The Director of Finance may authorize the augmentation of the amount available for expenditure for any category in the schedules set forth for any appropriation in Section 2 hereof or any additional category in the amount of any funds which he estimates will be received by an officer, department, division, bureau or other agency during the 1954-55 Fiscal Year from any other state agency, from any agency of local government or the Federal Government, from any appropriation made by the Legislature or from any other source which he determines has not been taken into consideration in said schedule, or is in excess of the amount so taken into consideration.

Reduction: The Director of Finance may also reduce any category whenever he determines that funds to be received will be less than the amount taken into consideration in the schedule.

Bond premiums: SEC. 26. Premiums for official bonds may be paid out of appropriations contained in this act, notwithstanding the period covered by such bonds.

Expenditures from Emergency Fund, etc.: SEC. 27. Whenever an expenditure is authorized from the Emergency Fund, from Price Increase Funds, from the Salary Increase Funds, or from a special fund pursuant to Section 11006 of the Government Code, in addition to an appropriation made by this act, such authorized expenditures shall, for accounting purposes, be deemed to be an augmentation and increase of the appropriation made by this act.

Transfer of unneeded funds: SEC. 28. The State Board of Control, upon the recommendation of the Director of Finance, may authorize the transfer of unneeded funds from an appropriation for support for an institution or for family care, school or college within any of the following agencies to a similar appropriation for another institution or for family care, school or college within the same agency:

(a) Department of Corrections, upon request of the Director of Corrections;

(b) Department of the Youth Authority, upon request of the Director of the Youth Authority;

(c) Department of Education, upon request of the Director of Education;

(d) Department of Mental Hygiene, upon request of the Director of Mental Hygiene.

Transfer of appropriations: SEC. 29. Whenever any of the duties, powers, purposes, responsibilities, or jurisdiction of any office, officer, board, commission, bureau or other agency of the State are transferred by law to any other office, officer, board, commission, bureau or other agency of the State, that portion of any appropriation herein made for such office, officer, board, commission, bureau or other agency of the State, intended to be used and available for the performance of such duties, powers, purposes, responsibilities or jurisdiction, upon certification by the Department of Finance as to the amount shall, by the State Controller, be transferred to, and the same shall become a part of, the funds available for the office, officer, board, commission, bureau or other agency of the State, to which the duties, powers, purposes, responsibilities, or jurisdiction of such office, officer, board, commission or other state agency have been transferred.

Abolished state agencies: SEC. 30. Whenever the duties, powers, purposes, responsibilities and jurisdiction of any office, board, commission or other state agency are abolished by law the unexpended portion of the appropriation herein made for the support of such office, board, commission, or other state agency shall upon the effective date of the act abolishing such office, board, commission or other state agency revert to and become a part of the

unexpended balance of the fund from which such appropriation was made.

SEC. 31. Whenever by law a change is made in the fund from which the support of any office, board, commission or other state agency is properly payable, any appropriation made herein for the support of such office, commission or other state agency, or the applicable portion thereof, shall become payable from the fund designated in that law. The State Board of Control shall determine the adjustments to be made in the appropriations provided for herein as a result of any such change in law and shall certify the same to the State Controller, who shall thereupon make the necessary entries upon his records. Change
in fund

SEC. 32. The appropriations under this act, unless otherwise provided, shall be subject to the provisions of Section 13320 of the Government Code requiring expenditures to be made in accordance with the allotments and other provisions of fiscal year budgets approved by the Department of Finance. Application
of Gov. C.
§ 13320

The fiscal year budget shall authorize in such manner as the Department of Finance shall prescribe all established positions whose continuance for the year is approved and all new positions. No new positions or change in grade or class of an existing position shall be established unless authorized by the Department of Finance on the basis of work load and organization. Positions
established

Each fiscal year budget shall provide for a Salary Savings Reserve to which shall be transferred on a document initiated by the agency and approved by the Department of Finance the unencumbered balance remaining in each allotment for salaries and wages at the close of each quarter or other period of time covered by the allotment. The unencumbered balance remaining in each budget allotment for salaries and wages shall be computed by deducting from the amount of the allotment the expenditures and accrued obligations for salaries and wages chargeable to such allotment for the period covered thereby. The amount in the Salary Savings Reserve shall not be available for expenditure except upon transfer to allotments for salaries and wages approved by the Department of Finance. Such transfers shall be approved only after it has been demonstrated to the satisfaction of the Department of Finance that the allotment to be augmented is insufficient to meet necessary expenditures for salaries and wages. Salary Sav-
ings Reserve

No money in any Salary Savings Reserve may be expended to pay increases in salary ranges established after July 1, 1954, unless the Department of Finance certifies to the State Personnel Board prior to the adoption of such increased salary range that funds will be made available to pay the increased salaries resulting therefrom.

A certification on a pay roll claim that expenditures therein are in accordance with current budgetary provisions as approved by the Department of Finance shall be sufficient evi-

dence to the Controller that such expenditures comply with the provisions of this section.

Expenditures
in excess
of appro-
priations

SEC. 33. The officers of the various departments, boards, commissions and institutions, for whose benefit and support appropriations are made in this act, are expressly forbidden to make any expenditure in excess of such appropriations, except the consent of the State Department of Finance be first obtained, and a certificate, in writing, duly signed by the director of said department, of the unavoidable necessity of such expenditure; and any indebtedness attempted to be created against the State in violation of the provisions of this section shall be absolutely null and void; and shall not be allowed by the State Controller nor paid out of any state appropriation. Any member of any such department, board, commission or institution, who shall vote for any expenditure, or create any indebtedness against the State in excess of the respective appropriations made by this act, except by the consent of the State Department of Finance and the certificate in this section provided to be first obtained, shall be liable on his official bond for the amount of such indebtedness, to be recovered in any court of competent jurisdiction by the person or persons, firm or corporation to whom such indebtedness is owing.

Effect of
item vetoes,
etc

SEC. 34. If any item of appropriation in this act is vetoed, eliminated or reduced by the Governor under Sections 16 and 34 of Article IV of the Constitution while approving portions of this act, such veto, elimination or reduction shall not affect the other portions of this act and these other portions of this act, so approved, shall have the same effect in law as if any vetoed or eliminated items of appropriation had not been present in this act and as if any reduced item of appropriation had not been reduced.

Constitu-
tionality

SEC. 35. If any section, subsection, sentence, clause, or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

Current
expenses

SEC. 36. This act, inasmuch as it provides for an appropriation for the usual current expenses of the State, shall, under the provisions of Section 1 of Article IV of the Constitution of the State of California, take effect immediately.

Urgency

SEC. 37. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

There exists an extreme shortage of physical facilities for the operation of the custodial, mental treatment, educational, administrative, military and other agencies of the State Government, the present facilities being entirely inadequate due

to great increases in population and added governmental responsibilities. The capital outlay appropriations in this budget are all in continuation of an existing program to remedy the aforesaid shortage of facilities and to promote and sustain the economy of the State. If they are not available for expenditure on July 1, 1954, the existing program will be delayed. The expeditious correction of such condition and the efficient operation of the State's business require the immediate availability of the new capital outlay appropriation and the uninterrupted availability of reappropriated capital outlay items contained in this measure. It is therefore necessary that this act go into immediate effect.

CHAPTER 2

An act to amend Section 3152 of the Business and Professions Code, relating to optometry, to take effect immediately.

[Approved by Governor April 8, 1954. Filed with
Secretary of State April 8, 1954.]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Section 3152 of the Business and Professions Code is amended to read:

3152. The amount of fees and penalties prescribed by this chapter is that fixed by the following schedule:

(a) The fee for applicants for a certificate of registration is twenty dollars (\$20).

(b) The fee for the issuance of the certificate of registration to successful applicants is five dollars (\$5).

(c) The fee for the restoration of a certificate of registration after forfeiture for nonregistration is twenty-five dollars (\$25).

(d) The annual fee for renewal of a certificate of registration shall be fixed by the board at not more than twenty-five dollars (\$25) nor less than sixteen dollars (\$16).

(e) The penalty for failure to pay the annual fee is twenty-five dollars (\$25).

SEC. 2. This act provides for a tax levy within the meaning of Article IV of the Constitution and shall go into immediate effect.

CHAPTER 3

An act to amend Section 6651 of the Welfare and Institutions Code, relating to charges for the care and treatment of patients of state hospitals for the mentally ill in the Department of Mental Hygiene, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 8, 1954. Filed with
Secretary of State April 8, 1954.]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Section 6651 of the Welfare and Institutions Code is amended to read:

6651. The monthly rate for the care, support, and maintenance of all mentally ill or insane persons and inebriates at the state hospitals for the mentally ill where there is liability to pay for such care, support, and maintenance, shall be reviewed once each fiscal year and fixed at the state-wide average per capita cost of maintaining patients in all state hospitals for the preceding fiscal year, as determined by the Director of Mental Hygiene, and shall be payable in advance. The monthly rate thus fixed shall continue in effect until a new rate is fixed as aforesaid. The Director of Mental Hygiene may reduce, cancel or remit the amount to be paid by the estate or the relatives, as the case may be, liable for the care, support, and maintenance of any mentally ill or insane person or inebriate who is a patient of a state hospital for the mentally ill, on satisfactory proof that the estate or relatives, as the case may be, are unable to pay the cost of such care, support, and maintenance. In any case where there has been an advance payment under this section, and such advances or any part thereof should be refunded because of the death, leave of absence, parole, or discharge of any inmate of such institution, such amount shall be paid by the institution or the Department of Mental Hygiene to the person who made the payment upon demand, and in the statement to the Controller the amounts refunded shall be itemized and the aggregate deducted from the amount to be paid into the State Treasury, as provided by law. If any mentally ill or insane person or inebriate dies at any time while his estate is liable for his care, support, and maintenance and other expenses at a state hospital, the claim for the amount due may be presented to the executor or administrator of his estate, and paid as a preferred claim, with the same rank in order of preference, as claims for expenses of last illness.

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and should go into immediate effect. The facts constituting such necessity are:

A question has been raised as to the method which may be employed by the Director of Mental Hygiene in computing the monthly rate chargeable to persons legally responsible for the care, support and maintenance of inmates of state hospitals. To bring about a clarification of the law, to eliminate any possible confusion and dispute as to the amount of contributions required, and to prevent the interruption of an essential state activity, it is necessary that this act take effect immediately.

CHAPTER 4

An act to amend Section 17688 of the Revenue and Taxation Code, relating to the recognition of gain for personal income tax purposes in respect to property distributed in complete liquidation of a corporation, declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 13, 1954. Filed with Secretary of State April 13, 1954.]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Section 17688 of the Revenue and Taxation Code is amended to read:

17688. (A) In the case of property distributed in complete liquidation of a corporation, if—

Gain in distributions in complete liquidation of corporations

(i) The liquidation is made in pursuance of a plan of liquidation adopted after December 31, 1950, whether the taxable year of the corporation began on, before, or after January 1, 1951; and

(ii) The distribution is in complete cancellation or redemption of all the stock, and the transfer of all the property under the liquidation occurs within some one calendar month in 1951, 1952 or 1953—then in the case of each qualified electing shareholder (as defined in subparagraph (B)) gain upon the shares owned by him at the time of the adoption of the plan of liquidation shall be recognized only to the extent provided in subparagraph (D).

(B) The term "qualified electing shareholder" means a shareholder of any class of stock (whether or not entitled to vote on the adoption of the plan of liquidation) who is a shareholder at the time of the adoption of such plan, and whose written election to have the benefits of subparagraph (A) has been made and filed in accordance with subparagraph (C), but in the case of a shareholder other than a corporation, only if written elections have been so filed by shareholders (other than corporations) who at the time of the adoption of the plan of liquidation are owners of stock possessing at least 80 per centum of the total combined voting power (exclusive of voting power possessed by stock owned by corporations) of all classes of stock entitled to vote on the adoption of such plan of liquidation.

(C) The written elections referred to in subparagraph (B) must be made and filed in such manner as to be not in contravention of regulations prescribed by the Franchise Tax Board. The filing must be within one month after the adoption of the plan of liquidation or within one month after the effective date of this section, whichever is later, and may be by the liquidating corporation or by the shareholder.

(D) In the case of a qualified electing shareholder other than a corporation—

(i) There shall be recognized, and taxed as a dividend, so much of the gain as is not in excess of his ratable share of the earnings and profits of the corporation accumulated after February 28, 1913, such earnings and profits to be determined as of the close of the month in which the transfer in liquidation occurred under subparagraph (A) (ii), but without diminution by reason of distributions made during such month; but by including in the computation thereof all amounts accrued up to the date on which the transfer of all the property under the liquidation is completed; and

(ii) There shall be recognized and taxed in accordance with the provisions of Section 17712 so much of the remainder of the gain as is not in excess of the amount by which the value of that portion of the assets received by him which consists of money, or of stock or securities acquired by the corporation after August 15, 1950, exceeds his ratable share of such earnings and profits.

Urgency

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution. The facts constituting such necessity are:

Because of extremely complex legal and other problems, many corporations desiring and attempting to liquidate in 1951 or 1952 were unable to arrange for distribution in complete liquidation of their property within the requisite period and month in either of such years, with the result that the benefits granted taxpayers by Section 17688 of the Revenue and Taxation Code have been unavailable to them. These taxpayers will, as a consequence, and for reasons beyond their control, be required to pay considerably more in the way of taxes than they would have had the corporations mentioned been able to arrange for the liquidation of their property within the period and time specified. As an additional effect of this situation, a clear disparity exists in their treatment because other taxpayers in the same class were more fortunately situated as to have received a liquidation in accordance with the conditions under which Section 17688 operates. Such a situation leads to economic inequality and is productive of unrest, thus directly affecting the public peace, health or safety. This act will eliminate such inequality and more completely and equitably carry out the intent of Section 17688.

Application

SEC. 3. The amendments made by this act are applicable only in the computation of taxes for taxable years ending after December 31, 1952.

CHAPTER 5

An act to amend Section 6359.5 of the Revenue and Taxation Code, relating to exemption from sales and use taxes.

[Approved by Governor April 20, 1954 Filed with
Secretary of State April 20, 1954]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Section 6359.5 of the Revenue and Taxation Code is amended to read:

6359.5. As incidental to the exemption provided for in Section 6359, there are exempted from the taxes imposed by this part, the gross receipts from the sale of and the storage, use, or other consumption in this State of ice or dry ice used or employed in packing and shipping or transporting food products for human consumption between a point or points within and a point or points without this State.

SEC. 2. This act provides for a tax levy within the meaning of Article IV of the Constitution and shall go into immediate effect.

CHAPTER 6

An act to add Section 428.1 to the Fish and Game Code, relating to sporting fishing licenses.

[Approved by Governor April 20, 1954 Filed with
Secretary of State April 20, 1954]

In effect
June 29,
1954

The people of the State of California do enact as follows:

SECTION 1. Section 428.1 is added to the Fish and Game Code, to read:

428.1. In addition to the sporting fishing licenses provided for in Section 428, a sporting fishing license may be issued to any citizen of the United States over the age of 16 years, upon payment of a fee of one dollar (\$1), for a period of three days from the date of issue. Such license shall grant the privilege of taking fish from the waters of the Pacific Ocean only.

CHAPTER 7

An act to amend Sections 8777, 8801, 8803, 8804 and 8854 of the Revenue and Taxation Code, relating to the use fuel tax, to take effect immediately.

[Approved by Governor April 20, 1954. Filed with
Secretary of State April 20, 1954.]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Section 8777 of the Revenue and Taxation Code is amended to read:

Use fuel tax
Interest

8777. The amount of the determination, exclusive of penalties, shall bear interest at the rate of one-half of 1 percent per month, or fraction thereof, from the twenty-fifth day after the close of the month for which the amount of the tax, or any portion thereof, should have been reported until the date of payment.

Determinations on failure to make report

SEC. 2. Section 8801 of said code is amended to read:

8801. If any user fails to make a report, the board shall make an estimate of the amount of fuel used by the user which is subject to the tax. The estimate shall be made for the month or months in respect to which the user failed to make a report and shall be based upon any information available to the board. Upon the basis of this estimate the board shall compute and determine the amount required to be paid to the State, adding to the sum thus fixed a penalty equal to 10 percent thereof. One or more determinations may be made for one or for more than one month.

Penalty

Interest

SEC. 3. Section 8803 of said code is amended to read:

8803. The amount of the determination, exclusive of penalties, shall bear interest at the rate of one-half of 1 percent per month, or fraction thereof, from the twenty-fifth day after the close of the month for which the amount, or any portion thereof, should have been reported until the date of payment.

Additional penalty

SEC. 4. Section 8804 of said code is amended to read:

8804. If the failure of a user to file a report is due to fraud or an intent to evade the tax, a penalty of 50 percent of the amount required to be paid by the user, exclusive of penalties, shall be added thereto in addition to the 10 percent penalty provided in Section 8801.

Due date

SEC. 5. Section 8854 of said code is amended to read:

8854. All determinations made by the board under Articles 2 or 3 of this chapter are due and payable at the time they become final. If they are not paid when due and payable, a penalty of 10 percent of the amount of the determination, exclusive of interest and penalties, shall be added thereto.

Tax levy

SEC. 6. This act provides for a tax levy within the meaning of Article IV of the Constitution and shall go into immediate effect.

CHAPTER 8

An act to amend Sections 9852, 9877, and 9902 of the Revenue and Taxation Code, relating to the motor vehicle transportation license tax, to take effect immediately.

In effect immediately

[Approved by Governor April 20, 1954 Filed with Secretary of State April 20, 1954]

The people of the State of California do enact as follows:

SECTION 1. Section 9852 of the Revenue and Taxation Code is amended to read:

9852. Each operator shall on or before the twenty-fifth day of each month prepare a return for the preceding calendar month in such form as the board may prescribe, showing the gross receipts of the operator, the amount of tax due for the month covered by the return, and such other information as the board deems necessary for the proper administration of this part. Returns shall be signed by the operator or his duly authorized agent but need not be verified by oath.

Motor
Vehicle
Transportation
License
Tax
Returns

SEC. 2. Section 9877 of said code is amended to read :

9877. All deficiency determinations, exclusive of penalties, shall bear interest at the rate of one-half of 1 percent per month, or fraction thereof, from the twenty-fifth day after the close of the month or months for which the deficiency determination is made until the date of payment.

Deficiency
determinations
Interest

SEC. 3. Section 9902 of said code is amended to read :

9902. All determinations so made, exclusive of penalties, shall bear interest at the rate of one-half of 1 percent per month, or fraction thereof, from the twenty-fifth day after the close of the month or months for which the determinations are made until the date of payment.

Determinations on
failure
to make
returns
Interest

SEC. 4. This act provides for a tax levy within the meaning of Article IV of the Constitution and shall go into immediate effect.

Tax levy

CHAPTER 9

An act to obtain revenue for the General Fund by authorizing the sale of certain state property.

[Approved by Governor April 20, 1954 Filed with Secretary of State April 20, 1954.]

In effect
June 29,
1954

The people of the State of California do enact as follows:

SECTION 1. The Director of Finance is hereby authorized to sell, exchange or otherwise dispose of for value and upon such terms and conditions and with such reservations and exceptions as in his judgment may be in the best interests of the State, but for not less than 90 percent of the market value thereof as determined by averaging three separate appraisals by three different appraisers selected by said director, all or any portion of that certain tract of land with improvements and appurtenances thereto attached, known as the Napa State Farm situated in the County of Napa, State of California and defined in Section 13190 of the Government Code.

Sale, etc. of
Napa State
Farm

Any sale of all or any portion of said real property shall be made subject to reservation to the State of California of all rights of whatsoever character, including but not limited to riparian and appropriative rights, to the use of water of Rector Creek, and to the use of water of and from Rector Dam and Reservoir.

Reservation

- Exemption** **SEC. 2.** There is exempted from the provisions of this act the lands and properties described in Chapter 801, Statutes of 1943, the control over and management of which has been transferred to the Department of Fish and Game.
- Proceeds:** **SEC. 3.** Any moneys received from the sale or exchange of any of such property shall be paid into the General Fund in the State Treasury.
- Deeds** **SEC. 4.** A copy of each deed of conveyance executed and delivered by the Director of Finance pursuant to this act shall be delivered to the State Lands Commission.

CHAPTER 10

An act to amend Section 7306 of the Revenue and Taxation Code, relating to the definition of a distributor of motor vehicle fuel.

In effect
June 29,
1954

[Approved by Governor April 20, 1954. Filed with
Secretary of State April 20, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 7306 of the Revenue and Taxation Code is amended to read:

7306. "Distributor" includes every person who, within the meaning of the term "distribution" as defined in this chapter, distributes motor vehicle fuel and also includes every person who refines, manufactures, produces, blends or compounds motor vehicle fuel in this State and every person who imports motor vehicle fuel into this State or who receives in this State motor vehicle fuel of which there has been no prior taxable distribution, and any aircraft manufacturer, or certificated or licensed carrier by air, who files with the board an application for a license to engage in business as a distributor and to whom the board issues such a license. "Distributor" does not include any person who brings motor vehicle fuel into this State in the usual and ordinary supply tank connected to the engine of a motor vehicle if such fuel is not removed from the tank except as used for the propulsion of such engine, except to the extent such person acquires the fuel tax free for export or claims a refund of tax paid on account of exportation from the state from which such fuel is transported into this State.

Sec. 2. This act shall take effect on July 1, 1954.

CONCURRENT AND JOINT
RESOLUTIONS

REGULAR SESSION

1954

CONCURRENT AND JOINT RESOLUTIONS
Adopted at the 1954 Regular Session of the Legislature

CHAPTER 1

Assembly Concurrent Resolution No. 4—Relative to the selection of the Legislative Counsel of California.

[Filed with Secretary of State, March 4, 1954.]

Resolved by the Assembly of the State of California, the Senate thereof concurring, That pursuant to Section 10201 of the Government Code, Ralph N. Kleps is selected Legislative Counsel of California.

CHAPTER 2

Assembly Concurrent Resolution No. 1—Approving certain amendments to the charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-first day of January, 1954.

[Filed with Secretary of State, March 5, 1954.]

WHEREAS, Proceedings have been had for the proposal, adoption and ratification of certain amendments to the charter of the City of Long Beach, as set out in the certificate of the mayor and city clerk of said city, as follows, to wit:

City of
Long Beach
Charter
amendments

CERTIFICATE OF ADOPTION BY THE QUALIFIED ELECTORS OF THE
CITY OF LONG BEACH AT A SPECIAL MUNICIPAL ELECTION
HELD THEREIN ON THE 21ST DAY OF JANUARY, 1954, OF
CERTAIN AMENDMENTS TO THE CHARTER OF THE CITY OF
LONG BEACH, STATE OF CALIFORNIA.

STATE OF CALIFORNIA, }
COUNTY OF LOS ANGELES, } SS.
CITY OF LONG BEACH. }

We, Lyman B. Sutter, Mayor of the City of Long Beach, and Margaret L. Heartwell, City Clerk of the City of Long Beach, do hereby certify as follows:

Certificate

That said City of Long Beach, in the County of Los Angeles, State of California, is now, and was at all of the times herein mentioned, a city containing a population of more than fifty thousand inhabitants as ascertained by the last preceding census taken under the authority of the Congress of the United States; and

That said City of Long Beach is now, and was at all of the times herein mentioned, organized and existing under a freeholders' charter adopted under the provisions of Section 8, Article XI, of the Constitution of the State of California, which charter was duly ratified by a majority of the electors of said City at a special election held therein on the 14th day of April, 1921, and approved by the Legislature of the State of California and filed with the Secretary of State of the State of California on the 26th day of April, 1921, (Statutes of 1921, page 2054); and

That the legislative body of said City, namely, the City Council thereof, did, by motion duly adopted and pursuant to the provisions of Section 8, Article XI, of the Constitution of the State of California, duly vote to submit to the qualified electors of said City of Long Beach four (4) amendments to the charter of said City, and ordered that said proposed amendments be submitted to said qualified electors of said City at a special municipal election to be held in said City on the 21st day of January, 1954; and

That said proposed amendments were thereafter designated as Propositions 1, 2, 3, and 4 and were on December 3, 1953, duly published in the Long Beach Independent and in each edition thereof during said date of publication; and

That said Long Beach Independent was, upon the date of said publication, and at all times since has been, and now is, a daily newspaper of general circulation within said City of Long Beach, and was, upon the date of the publication of said proposed amendments, and at all times since has been, and now is, published in said City and said newspaper was, upon the date of the publication of said proposed amendments, and at all times since has been and now is, the official newspaper of said City, and was the newspaper designated by said City Council for the publication of said proposed amendments; and

That said proposed amendments were duly and regularly printed in convenient pamphlet form and, at and during the time and in the manner provided by law, a notice was published in said Long Beach Independent that such copies of said proposed amendments could be had upon application therefor in the office of the City Clerk of said City, and said proposed amendments so printed in convenient pamphlet form were duly and regularly distributed in the manner provided by law; and

That said City Council did, by ordinance designated as Ordinance No. C-3339, order the holding of a special municipal election in said City of Long Beach on the 21st day of January, 1954, which date was not less than forty nor more than sixty days after the completion of the publication of said proposed amendments, as aforesaid, and which ordinance was published at least three times in the Long Beach Independent, the official newspaper of the City of Long Beach, ten days prior to the date of said election, to wit: On the 7th, 8th, and 9th days of January, 1954, in the Long Beach Independent,

the official newspaper of the City of Long Beach and a newspaper of general circulation and published in said City, and said ordinance was posted in three conspicuous places in the City of Long Beach; and

That said special municipal election was held in said City of Long Beach on the 21st day of January, 1954, which day was not less than forty days nor more than sixty days after the completion of the publication of said proposed amendments once in the Long Beach Independent, as aforesaid; and

That the City Council did, by resolution adopted on the 9th day of February, 1954, duly declare the results of said special municipal election and did duly find, determine and declare that a majority of the qualified voters of said City of Long Beach voting thereon had voted in favor of and had ratified three of said proposed amendments; and

That at said special municipal election held, as aforesaid, a majority of the qualified voters of said City of Long Beach voting thereon voted in favor of and thereby ratified three (3) of said proposed charter amendments; and

That said proposed amendments to the charter of the City of Long Beach, so ratified by the voters of said City as aforesaid, are respectively in words and figures as follows, to wit:

PROPOSITION No. 1

That the Charter of the City of Long Beach be amended by adding a new subdivision to Section 229x thereof, to be known as subdivision (f), and a new section to be known as Section 298.5, to read, respectively, as follows:

(f) Subject to the provisions of subdivision (b) of this section:

1. The power to drill for, develop, extract, take or remove, or dispose of oil, gas or other hydrocarbon substances, invested in the Board of Harbor Commissioners by subdivisions (a) and (b) of this section, if effected by lease, contract or other agreement with other persons, firms, corporations or associations, such lease, contract or other agreement shall be made and entered into with the highest responsible bidder upon competitive bidding in the manner and form as shall be approved by said Board, after publication of notice calling for bids in the official newspaper of the City; provided, however, said Board may exercise said powers by including lands referred to in subdivision (a) of this section, other than tidelands and submerged lands granted to the City by the State of California, in a community lease embracing adjoining lands not belonging to the City without such competitive bidding.

2. Whenever said Board may determine it advisable in the public interest for the purpose of more properly conserving the natural resources of a single oil and gas pool, provision may be made in any such lease, contract or other agreement whereby lands, referred to in subdivision (a) of this section, may be united, jointly or separately, with others owning or operating lands not belonging to the City for the purpose of

and providing for the cooperative or unit development and operation of all or a part or parts of any oil and gas pool or field. Said Board may, with the consent of the party or parties to any such lease, contract or other agreement, heretofore or hereafter entered into, modify or amend any such lease, contract or other agreement to provide for the institution of any such cooperative or unit development and operation as said Board shall deem necessary or proper to secure the protection of the interests of the City.

OIL CONTRACTS—COMPETITIVE BIDDING AND UNIT DEVELOPMENT

Hydrocarbon
contracts,
etc .

Sec. 298.5. (a) Except as to lands referred to in Sections 229x and 217 of this Charter, the City Council may authorize and direct the execution of leases, contracts or other agreements between the City of Long Beach and other persons, firms, corporations or associations to drill for, develop, extract, take or remove, or dispose of oil, gas or other hydrocarbon substances, from, under, across or through any and all lands including tide, submerged and overflowed lands, whether filled or unfilled, belonging to the City of Long Beach, or such lands in or from which the City may now or hereafter have the right so to drill for, develop, extract, take or remove, and dispose of oil, gas and other hydrocarbon substances for the term or period in each instance not to exceed such as provided by law; provided, any such lease, contract or other agreement shall be made and entered into with the highest responsible bidder upon competitive bidding in the manner and form as shall be approved by said City Council, after publication of notice calling for bids in the official newspaper of the City; provided, further, said City Council may authorize the execution of any such lease, contract or other agreement between the City and other persons, firms, corporations or associations including such lands, other than tidelands and submerged lands granted to the City by the State of California, in a community lease embracing adjoining lands not belonging to the City without such competitive bidding.

Competitive
bidding

Unit
development

(b) Whenever said City Council may determine it advisable in the public interest for the purpose of more properly conserving the natural resources of any single oil and gas pool, provision may be made in any such lease, contract or other agreement whereby lands herein referred to other than those referred to in Sections 229x and 217 of this Charter may be united, jointly or separately, with others owning or operating lands not belonging to the City for the purpose of and providing for the cooperative or unit development and operation of all or a part or parts of any oil and gas pool or field. Said City Council may authorize and direct the modification or amendment of such lease, contract or other agreement to provide for the institution of any such cooperative or unit development and operation as said City Council may deem necessary or proper to secure the protection of the interests of the City.

PROPOSITION NO. 3

That the Charter of the City of Long Beach be amended by amending Section 212 thereof to read as follows:

Sec. 212. Subject to the supervision and control of the City Manager in all matters, the Director of Public Service shall have charge of the repair and maintenance of streets, sidewalks, alleys, lanes, bridges, viaducts, other public highways, sewers, drains, ditches, culverts, canals, streams, water courses, and public buildings, other than any of the foregoing as shall be under the jurisdiction of any board as provided by this Charter. He shall manage public markets and sewage disposal facilities. He shall have charge of cleaning, sprinkling and lighting of streets and other public places; the collection and disposal of waste; and shall perform such other duties as may be required of him by this Charter, by general law, by ordinance adopted by the City Council, or by the City Manager.

Director
of Public
Service:
Powers
and duties

PROPOSITION NO. 4

That the Charter of the City of Long Beach be amended by amending Section 103 thereof to read as follows:

Sec. 103. The Chief Examiner shall provide examinations for all positions in the classified service in accordance with regulations of the Civil Service Board and shall maintain lists of eligibles of each class of service of those meeting the requirements of said regulations. All positions in the classified service shall be filled by appointment from such eligible lists.

Civil service
examina-
tions, etc.

That the foregoing is a full, true and correct copy of said proposed amendments to the charter of the City of Long Beach, ratified by the electors of said City, as aforesaid, on file in the office of the City Clerk of said City of Long Beach.

IN WITNESS WHEREOF, Lyman B. Sutter, Mayor, as aforesaid, and Margaret L. Heartwell, City Clerk, as aforesaid, have hereunto set their hands and caused the corporate seal of the City of Long Beach to be thereunto duly affixed on this 24th day of February, 1954.

LYMAN B. SUTTER

(SEAL)

Mayor of the City of Long Beach

MARGARET L. HEARTWELL

City Clerk of the City of Long Beach

WHEREAS, Said proposed amendments to the charter of the City of Long Beach, ratified by the electors of said city, as aforesaid, have been, and are now, submitted to the Legislature of the State of California, for approval or rejection without power of alteration or amendment, in accordance with Section 8, Article XI, of the Constitution of the State of California; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, a majority of all the members elected to each house voting therefor and concurring therein,

Approval

That said amendments to the charter of the City of Long Beach, as proposed to, adopted and ratified by the qualified electors of said City of Long Beach, as hereinabove fully set forth, be and the same are hereby approved as a whole without amendment or alteration, for and as amendments to and as parts of the charter of the City of Long Beach.

CHAPTER 3

Assembly Concurrent Resolution No. 3—Approving amendments to the charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a general municipal election held therein on the third day of November, 1953.

[Filed with Secretary of State, March 5, 1954.]

City and
County of
San Fran-
cisco
Charter
amendments

WHEREAS, The City and County of San Francisco, State of California, contains a population of over 500,000 inhabitants, and has been ever since the eighth day of January, in the year 1932, and is now organized and acting under a freeholders' charter adopted under and by virtue of Section 8 of Article XI of the Constitution of the State of California, which charter was duly ratified by the qualified electors of said city and county at an election held for that purpose on the twenty-sixth day of March, 1931, and approved by the Legislature of the State of California and filed in the Office of the Secretary of State on the fifth day of May, 1931 (Statutes of 1931, page 2973); and

WHEREAS, The legislative authority of said city and county, namely, the board of supervisors thereof, duly proposed to the qualified electors of the city and county five (5) amendments to said charter; and

WHEREAS, Said legislative authority, in accordance with the provisions of Section 8 of Article XI of the Constitution of the State of California, did cause said five (5) proposed amendments to said charter to be published, once in the official newspaper of the said City and County of San Francisco and each edition thereof issued or published on the date of said publication, to wit, in "The San Francisco Chronicle," a newspaper of general circulation in the City and County of San Francisco and the official newspaper of said city and county; and

WHEREAS, Said legislative body caused copies of said charter amendments to be printed in convenient pamphlet form and in type of not less than 10 point, and caused copies thereof to be mailed to each of the qualified electors of said City and County of San Francisco, and until the day fixed for the election upon said charter amendments, advertised in said "The San Francisco Chronicle" a newspaper of general circulation in the City and County of San Francisco, a notice that copies of said charter amendments could be had upon application therefor at the office of the board of supervisors; and

WHEREAS, The said legislative authority of said city and county ordered placed upon the ballot at a general municipal election to be held in the City and County of San Francisco on the third day of November, 1953, the said five (5) several proposals to amend the charter of the City and County of San Francisco; and

WHEREAS, said general municipal election was held in said City and County of San Francisco on the third day of November, 1953, which day was more than 40 days and less than 60 days from the completion of the publication of said proposed charter amendments for one day in said "The San Francisco Chronicle," and each edition thereof as hereinbefore set forth; and

WHEREAS, The board of supervisors of said city and county did thereafter, in regular meeting assembled, by resolution duly adopted by said board and entered in the minutes thereof, direct that a canvass of said general municipal election held on the third day of November, 1953, be immediately begun and made by the registrar of voters of said city and county, it appearing to said board of supervisors that at the time of the commencement of said canvass all of the returns of said general municipal election held on the third day of November, 1953, from each election precinct in the City and County of San Francisco in which polls were opened had theretofore been received by the said registrar of voters; and

WHEREAS, Thereafter, to wit, on the thirtieth day of November, 1953, said board of supervisors duly approved the "official statement" of votes cast at the general municipal election held in the City and County of San Francisco, State of California, on Tuesday, the third day of November, 1953; and

WHEREAS, At said general municipal election so held on the third day of November, 1953, three (3) of said proposed amendments were ratified by a majority of the electors of said city and county voting thereon, to wit, charter amendments designated as Propositions J, K and L, and two (2) other charter amendments submitted at said general municipal election, to wit, charter amendments designated as Propositions C and H, received less than a majority of the votes of the electors voting thereon and were not ratified; and

WHEREAS, The said charter amendments so ratified by the electors of the City and County of San Francisco are now submitted to the Legislature of the State of California for approval or rejection as a whole without power of alteration or amendment in accordance with the provisions of Section 8 of Article XI of the Constitution of the State of California, and are in words and figures as follows:

PROPOSITION J

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said city and county by amending Section 38

THREE SIX-TENTHS OF ONE PER CENT OF THE TOTAL CREDITS ALLOWED
for the entire examination shall be allowed for each year of

thereof, relating to the Bureau of Fire Prevention and Public Safety.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said city and county at an election to be held therein on November 3, 1953, a proposal to amend the charter of said city and county by amending Section 38 thereof so that the same shall read as follows:

FIRE PREVENTION

Bureau of
Fire Pre-
vention and
Public Safety

Section 38. The Bureau of Fire Prevention and Public Safety under the jurisdiction of the fire commission is hereby established. The commission shall detail to said bureau from the uniformed force of the department an officer to have charge of said bureau and such other personnel as it may deem necessary, who shall be paid the salary or salaries for their respective ranks in the fire department. The bureau shall inspect all structures and premises to determine whether or not compliance is being had with statutes and ordinances relative to fire prevention, fire protection and firespread control, and the protection of persons and property from fire. It shall enforce said statutes and ordinances and shall report violations to departments having jurisdiction.

The bureau shall examine the application, plans and specifications for the erection, and for alterations or repairs estimated to exceed \$1,000 in cost, of any structure or premises subject to the statutes and ordinances referred to in this section. The bureau shall by written report, filed with the superintendent of building inspection, approve such plans and specifications, or report to said superintendent the particulars wherein non-compliance exists, and upon modification of the application, plans and specifications to comply therewith, the bureau shall inform said superintendent of its approval. No permit for alteration or repair exceeding \$1,000 in cost, or for erection, shall be issued unless said approval is given.

The fire commission, relative to permits subject to issuance or revocation by the chief of department, shall, by regulation, prescribe such duties of the bureau of fire prevention as it shall deem appropriate. Any structure or premises wherein there exists any violation of statutes and ordinances referred to in this section, or which is maintained or used in such manner as to endanger persons or property by hazard of fire, explosion or panic and any structure or premises hereafter constructed, altered or repaired in violation of said statutes and ordinances is hereby declared to be a public nuisance, and it shall be the duty of the bureau to prosecute abatement proceedings.

PROPOSITION K

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the charter of said city and county by amending Section 146

thereof, relating to meritorious public service credits in promotional examinations in the uniform forces of the Police and Fire Departments.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said city and county at an election to be held therein on November 3, 1953, a proposal to amend the charter of said city and county by amending Section 146 thereof so that the same shall read as follows:

CIVIL SERVICE
(continued)

PROMOTIONS

Section 146. Whenever it deems it to be practicable, the civil service commission shall provide for promotion in the service on the basis of such examinations and tests as the commission may deem appropriate, and shall, in addition, give consideration to ascertained merit and records of city and county service of applicants. The commission shall announce in the examination scope circular the next lower rank or ranks from which the promotion will be made. Except as specifically provided in other sections of this charter, all promotions in the uniform forces of the police and fire departments, respectively, shall be made from the next lower civil service rank attained by examinations, as herein set forth, giving consideration also to meritorious public service and seniority of service and a clean record in the respective departments. All such promotive examinations in the police and fire departments shall be entirely of a written character, and all questions asked or problems given in said examinations shall pertain to matters concerning the duties of members of the department for which the examination is held.

Civil service
promotions

Fifteen per cent of the total credits obtainable under any promotive examination for eligibles for the police or fire department shall be allowed for seniority of service, which said credits shall be distributed as follows:

EXAMINATIONS FOR ELIGIBLES FOR THE POLICE DEPARTMENT

(a) For Promotion to the Rank of Sergeant of Police: Policemen

One per cent of the total credits allowed for the entire examination shall be allowed for each year of service in the department until a total of fifteen per cent of the credits of the entire examination is reached;

(b) For Promotion to the Rank of Lieutenant of Police:

Six-tenths of one per cent of the total credits allowed for the entire examination shall be allowed for each year of service in the department until a total of nine per cent of said total credits of the entire examination is reached, and in addition thereto six-tenths of one per cent of the total credits allowed for the entire examination shall be allowed for each year of

service in the rank of corporal or sergeant until a total of six per cent of the credits of the entire examination is reached.

(c) For Promotion to the Rank of Captain of Police:

Forty-five hundredths of one per cent of the total credits allowed for the entire examination shall be allowed for each year of service in the department until a total of nine per cent of said total credits for said examination is reached, and in addition thereto six-tenths of one per cent of the total credits allowed for the entire examination shall be allowed for each year of service in the rank of lieutenant until a total of six per cent of the credits of the entire examination is reached.

(d) In addition to the foregoing credits for seniority, six per cent of the total credits allowed for said examination shall be allowed each applicant for a clean record in the department. All members of the department who have performed acts of meritorious public service and have not heretofore received credit for such meritorious public service in a promotional examination and all members of the department who shall perform acts of meritorious public service prior to the effective date of this amendment shall be allowed in addition a maximum of four credits for said examination according to the judgment of the commission. Credits for meritorious public service, in a promotional examination within the police department shall not be allowed by the Civil Service Commission except as herein provided.

EXAMINATIONS FOR ELIGIBLES FOR THE FIRE DEPARTMENT

Firemen

Fifteen per cent of the total credits allowed for any promotional examination shall be allowed for seniority of service, which said credits shall be distributed as follows:

(e) For Promotion to the Rank of Lieutenant in the Fire Department:

One per cent of the total credits allowed for the entire examination shall be allowed for each year of service in the fire department until a maximum of fifteen per cent is reached;

(f) For Promotion to the Rank of Captain in the Fire Department:

Six-tenths of one per cent of the total credits allowed for the entire examination shall be allowed for each year of service in the fire department until a total of nine per cent is reached; and in addition thereto there shall be allowed six-tenths of one per cent of the total credits allowed for the entire examination for each year of service in the rank of lieutenant until a total of six per cent of the credits of the entire examination is reached.

(g) For Promotion to all ranks above Captain in the Fire Department:

Forty-five hundredths of one per cent of the total credits allowed for the entire examination shall be allowed for each year of service in the fire department until a total of nine per cent of said credits is reached, and in addition thereto

there shall be allowed six-tenths of one per cent of the total credits allowed for the entire examination for each year of service as an officer in the rank held by the applicant at the time of the examination, until a total of six per cent of the credits of the entire examination is reached.

(h) In addition to the foregoing credits for seniority six per cent of the total credits allowed for said examinations shall be allowed to each applicant for a clean record in the department.

(i) In promotional examinations in the police and fire departments, seniority of service, and a clean record in the respective departments shall be added to the credit obtained by the applicant in the written portion of said examination, and shall be taken into consideration by the commission in determining his passing mark and his place upon the list of eligibles.

(j) In computing the credits for service in both the police department and the fire department, fractional parts of the year shall not be considered.

PROPOSITION L

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the charter of said city and county by adding Section 38.3 thereto, relating to pilots, marine engineers and marine firemen on fireboats.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said city and county at an election to be held therein on November 3, 1953, a proposal to amend the charter of said city and county by adding Section 38.3 thereto, reading as follows:

CURTAILMENT OR DISCONTINUANCE OF FIREBOAT OPERATION

Section 38.3. In the event that the services of any pilot, marine engineer or marine fireman holding permanent civil service status as such hereinafter referred to as the said member, are no longer required in connection with fireboat operation due to curtailment of such operation by the City and County of San Francisco or due to the conversion from steam fireboats to motorized fireboats the said member on the basis of seniority in rank may be reassigned to duties of a position of some other rank in the fire department in which a vacancy in a permanent position exists and not carrying a higher compensation than the compensation of the rank previously held by said member, as the Chief of Department, with the approval of the Fire Commission shall determine are within the said member's ability to perform, below the rank of Lieutenant, provided however, said member shall not be eligible for promotional examination in the fire department. Upon such reassignment the said member shall be declared to be per-

Fireboat
operation

manently appointed to such new rank as if appointed thereto after examination and certification from a list of eligibles under the civil service provisions of this charter, and he shall have seniority therein from date of such reassignment and he shall receive the same rate of pay as would be applicable to any other member of such new rank having the same number of years of service in the department under the provisions of Section 36.2 of the charter. If no vacancy in a permanent position exists to which immediate reassignment may be made as indicated above, then such member shall be laid off from his position subject to reassignment as indicated above when such a vacancy does occur.

If at any time after such reassignment the said member's original position, or a similar position becomes available on fireboats under jurisdiction of the San Francisco Fire Department the said member shall be assigned to such position in accordance with his seniority in rank in the department, preference in such assignment being given to the said member having the greatest seniority. Upon such assignment the said member shall be declared to be reappointed to the rank he held at the time he was transferred from such fireboat service and shall be restored to all the civil service rights and privileges appurtenant thereto, including such additional rights and privileges as may have accrued by reason of added seniority.

Nothing in this section shall affect the said member's pension and retirement rights and privileges under Sec. 168.3 and 171.

The Chief of Department, the Board of Fire Commissioners, the Civil Service Commission, the Controller and the Board of Supervisors shall perform all acts necessary to carry out the provisions of this section.

STATE OF CALIFORNIA }
 CITY AND COUNTY OF SAN FRANCISCO } SS

Certificate

This is to certify that we, Dewey Mead, President of the Board of Supervisors of the City and County of San Francisco, and John R. McGrath, Clerk of the Board of Supervisors of said City and County, have compared the foregoing proposed and ratified amendments to the Charter of the said City and County of San Francisco with the original proposals which were submitted to the electors of said City and County at a general municipal election held on Tuesday, the third day of November, One Thousand Nine Hundred Fifty-Three; and find that the foregoing is a full, true, correct and exact copy thereof, and we further certify that the facts set forth in the preamble preceding said amendments to said Charter are true.

IN WITNESS WHEREOF, we have hereunto set our hands and caused the same to be authenticated by the seal of the City and

County of San Francisco, this fourteenth day of December,
One Thousand Nine Hundred and Fifty-three.

(SEAL) DEWEY MEAD
President of the Board of Supervisors of
the City and County of San Francisco

JOHN R. McGRATH
Clerk of the Board of Supervisors of
the City and County of San Francisco

Approved as to form
DION R. HOLM, City Attorney
By: THOMAS J. BLANCHARD, Deputy

now, therefore, be it

Resolved by the Assembly of the State of California, the Approval
Senate thereof concurring, a majority of all the members
elected to each house voting therefor and concurring therein,
that said amendments to the charter of the City and County
of San Francisco, as proposed to, and adopted and ratified by
the electors of said city and county, and as hereinbefore fully
set forth, be and the same are hereby approved as a whole
without amendment or alteration, for and as amendments to,
and as part of the charter of the City and County of San
Francisco.

CHAPTER 4

*Assembly Concurrent Resolution No. 5—Relative to the death
of Jonathan J. Hollibaugh.*

[Filed with Secretary of State, March 5, 1954.]

WHEREAS, The day following adjournment of the 1953 Regu-
lar Session, June 11, 1953, Jonathan J. Hollibaugh suffered a
fatal heart attack while preparing to leave for his home; and

WHEREAS, "Joe" Hollibaugh had represented the Fifty-
second Assembly District of the State continuously since 1942,
for much of that time was Chairman of the Committee on
Revenue and Taxation, and was Chairman of the Assembly
delegation from Los Angeles; and

WHEREAS, He was an Iowa farm boy born in 1891, educated
in the schools of Des Moines, married Mary Ann Shields in
1920, and came to California in 1922; and

WHEREAS, He resided in Huntington Park from 1933 until
his untimely death, engaging in the retail business and serving
on the city council for three terms, one of them as mayor; and

WHEREAS, His civic and fraternal associations were the
Royal Arch Masons, the Commandery Knights Templar, Con-
sistory 32d Degree, Sciots, Elks, Chamber of Commerce,
Y. M. C. A., Rotary Club, Shrine Club, and American Legion
as a veteran of World War I; and

WHEREAS, The State of California has lost a conscientious
legislator who was an active participant in legislative debates,

often championing the cause of the small businessman; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the absence of "Joe" Hollibaugh from his familiar seat at the front of the Assembly Chamber upon the convening of the 1954 Regular Session is a poignant reminder of our loss and we wish to extend to Mrs. Hollibaugh our deeply felt sympathy for her loss; and be it further

Resolved, That when the Legislature shall adjourn this day, it shall do so in respect to the memory of the late Jonathan J. Hollibaugh; and be it further

Resolved, That the Chief Clerk of the Assembly have prepared a suitable copy of this resolution to be sent to Mrs. Hollibaugh.

CHAPTER 5

Assembly Concurrent Resolution No. 8—Relative to congratulating the Humboldt Times on its one hundredth anniversary.

[Filed with Secretary of State, March 8, 1954.]

WHEREAS, The Humboldt Times came into existence 100 years ago through the efforts of a few courageous and hearty pioneers of the rugged redwood country of Northwestern California; and

WHEREAS, This newspaper, after starting as a small weekly which was printed in the back room of a saloon, has grown straight and strong in the manner of the redwoods for which that area of California is noted; and

WHEREAS, The Humboldt Times has chronicled the events of this past historic 100 years without bias or prejudice, always attempting to give to the people of Northwestern California a factual account of the news so that they could become a more informed citizenry and a powerful force in the historic decisions made during these past years; and

WHEREAS, The Humboldt Times, in so performing its function, has rendered a great and valuable service not only to its readers but to the State and Nation; and

WHEREAS, Notwithstanding this magnificent record of past performance and service, the Humboldt Times under the leadership of its publisher, Mr. Don O'Kane, continues to courageously seek more ways to serve the people of the State of California; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Members of the Legislature welcome this opportunity to congratulate the Humboldt Times on its one hundredth anniversary and sincerely wish it many more years of success and service; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to send a suitably prepared copy of this resolution to Mr. Don O'Kane, publisher of the Humboldt Times.

CHAPTER 6

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

[Filed with Secretary of State, March 16, 1954]

Resolved by the Senate of the State of California, the Assembly thereof concurring. That the following Rules be adopted as the Joint Rules of the Senate and Assembly for the 1954 Regular Session of the California Legislature. Joint rules

JOINT RULES OF THE SENATE AND ASSEMBLY

COMMITTEES AND COMMITTEE MEETINGS

Standing Committees

1 Each house shall appoint such standing committees as the business of the house may require, the committees, the number of members and the manner of selection to be determined by the Rules of each house. Standing committees

Joint Committees

2. The Rules Committees of each house shall constitute the Joint Standing Committee on Joint Rules of the Senate and the Assembly. Joint committees

Joint Meeting of Committees

3. Whenever any bill has been referred by the Senate to one of its committees, and the same or a like bill has been referred by the Assembly to one of its committees, the chairmen of the respective committees, when in their judgment the interests of legislation or the expedition of business will be better served thereby, shall arrange for a joint meeting of their committees for the consideration of such bill. Joint meeting of committees

Effect of Adoption of Joint Rules

3.5. The adoption of the Joint Rules for any budget session or extraordinary session shall not be construed as modifying or rescinding the Joint Rules of the Senate and Assembly for any previous session, nor as affecting in any way the status or powers of the interim committees created by those rules. Effect of adoption of joint rules

BILLS AND RESOLUTIONS

Definition of Word Bill

4. Whenever the word "bill" is used in these Rules, it shall include constitutional amendments, concurrent and joint resolutions. "Bill"

Concurrent and Joint Resolutions

- Concurrent and joint resolutions** 5. Concurrent resolutions relate to matters to be treated by both houses of the Legislature.
- Joint resolutions are those which relate to matters connected with the Federal Government.

Resolutions Treated as Bills

- Resolutions treated as bills** 6. Constitutional amendments, concurrent and joint resolutions shall be treated in all respects as bills; except that they shall be given only one formal reading in each house and that they shall not be deemed bills within the meaning of Section 2 of Article IV of the Constitution, and shall not be referred to the Committee on Introduction of Bills, and shall not require a vote to authorize their introduction, and except as provided in Rule 24. As in the case of bills, they shall be engrossed in the house in which they originate before being voted upon.

PREPARATION AND INTRODUCTION OF BILLS

Title of Bill

- Title** 7. The title of every bill introduced shall convey an accurate idea of the contents of the bill and shall be indicative of the scope of the act and the object to be accomplished. In amending a code section, the mere reference to the section by number shall not be deemed sufficient.

Division of Bill Into Sections

- Sections** 8. A bill amending more than one section of an existing law shall contain a separate section for each section amended.
- Bills which are not amendatory of existing laws shall be divided into short sections, where this can be done without destroying the sense of any particular section, to the end that future amendments may be made without the necessity of setting forth and repeating sections of unnecessary length.

Restrictions As to Amendments

- Amendments** 9. A substitute or amendment must relate to the same subject as the original bill, constitutional amendment or resolution under consideration.

Changes in Existing Law to Be Marked by Author

- Marking of changes** 10. In a bill amending a code section or a general law, any new matter shall be underlined and any matter to be omitted shall be in type bearing a horizontal line through the center and commonly known as "strikeout" type. When printed the new matter shall be printed in italics, and the matter to be omitted shall be printed in "strikeout" type.

In any amendment to a bill which sets out for the first time a section being amended, any new matter to be added and any matter to be omitted shall be indicated by the author and shall be printed in the same manner as though the section as amended were a part of the original bill and was being printed for the first time.

Printing of Amendments

11. All bills amended by either house shall be immediately reprinted; in the case new matter is added by the amendment such new matter shall be printed in italics in the printed bill, and in the case of matter being omitted, the matter to be omitted shall be printed in ~~strikeout~~ type. When a bill is amended in either house, the first or previous markings shall be omitted.

Printing of amendments

Printing and Distribution of Bills— Manner of Printing Bills

12. The State Printer shall observe the following directions in printing all bills, constitutional amendments, concurrent and joint resolutions:

Printing of bills

(a) The body of such bills shall be printed in solid unspaced form in 10-point roman type so that the same type shall be used both before and after enrollment. Concurrent resolutions approving city or county charters or amendments thereto may be set in smaller type.

(b) All titles of bills shall be set in italics, statute form and the length of the lines used in the titles shall not exceed that of the body of the bill.

(c) The lines of all printed bills shall be numbered by page and not by sections, and amendments shall be identified by reference to title, page and line only.

Distribution of Legislative Publications

13. All requests for mailing or distribution of bills and legislative publications shall be filed with the Secretary of the Senate or the Chief Clerk of the Assembly. Except as otherwise provided by either the Assembly or Senate, each Member of the Senate and Assembly shall be permitted to submit a list of 10 organizations or individuals. The Secretary of the Senate and the Chief Clerk of the Assembly shall order a sufficient number of bills and legislative publications to supply this list together with such number as may be necessary for legislative requirements.

Distribution of publications

Except as hereinabove provided, no complete list of bills shall be delivered except upon payment therefor of the sum of one hundred fifty dollars (\$150) at a General Session or twenty-five dollars (\$25) at a Budget Session, nor shall more than two copies of bills or other legislative publications be distributed free to any person, office or organization except to

Members of the Legislature, the Secretary of the Senate and the Chief Clerk of the Assembly for the proper functioning of their respective houses; the Legislative Counsel Bureau; Attorney General's Office; Secretary of State's Office; Controller's Office; Governor's Office; the Clerk of the Supreme Court; the clerk of the district court of appeal for each district; the Judicial Council; the State Library; the Library of Congress and to libraries of the University of California at Berkeley and at Los Angeles; and accredited members of the press. The State Printer shall fix the cost of such bills and publications, including postage, and such moneys as may be received by him shall, after deducting the cost of handling and mailing, be remitted on the first day of each month, one-half each to the Secretary of the Senate and the Chief Clerk of the Assembly for credit to legislative printing. Legislative publications heretofore distributed through the Bureau of Documents shall be distributed through the Bill Room. Unless otherwise provided for, the total number of each bill to be printed shall be not more than 2,500.

OTHER LEGISLATIVE PRINTING

Printing of the Daily Journal

Daily
Journal

14. The State Printer shall print in such quantity as directed by the Secretary of the Senate and the Chief Clerk of the Assembly, copies of the Journal of each day's proceedings of each house. At the end of the session he shall also print, as directed by the Secretary of the Senate and the Chief Clerk of the Assembly a sufficient number of copies properly paged after being corrected and indexed by the Secretary of the Senate and the Chief Clerk of the Assembly, to bind in book form as the Journal of the respective houses of the Legislature.

What Shall Be Printed in the Journal

Same
Contents

15. The following shall always be printed in the Journal of each house:

(a) Messages from the Governor and messages from the other house, and the titles of all bills, joint and concurrent resolutions and constitutional amendments when introduced in, offered to, or acted upon by the house.

(b) Every vote taken in the house, and a statement of the contents of each petition, memorial or paper presented to the house.

(c) A true and accurate account of the proceedings of the house, when not acting as a Committee of the Whole.

Printing of the Daily File

Daily File

16. A daily File of bills ready for consideration shall be printed each legislative day for each house.

The material to be printed in the File and the form and arrangement shall be determined by the respective houses.

Printing of History

17. Each house shall cause to be printed, once each week, ^{History} during the session, a complete History of all bills, constitutional amendments, concurrent, joint and house resolutions originating in or acted upon by the respective houses. A regular form shall be prescribed by the Secretary of the Senate and the Chief Clerk of the Assembly. Such History shall show the action taken upon each measure up to and including the legislative day preceding its issuance. For each legislative day intervening there shall be printed a Supplementary History showing the action taken upon any measure since the issuance of the complete History.

Immediately following the adjournment for the constitutional recess, the History shall be compiled and printed to date of recess by the Secretary of the Senate and the Chief Clerk of the Assembly.

Authority for Printing Orders

18. The State Printer shall not print for use of either house ^{Printing orders} nor charge to legislative printing any matter other than provided by law or by the Rules, except upon a written order signed by the Secretary of the Senate or the Chief Clerk of the Assembly. The Secretary of the Senate and the Chief Clerk of the Assembly may, when necessity requires it, order certain matter printed in advance of the regular order, by the issuance of a rush order.

The Secretary of the Senate and the Chief Clerk of the Assembly are hereby authorized and directed between sessions to order and distribute for the members stationery and legislative publications for which there is a demand, and, subject to the Rules of their respective houses, to approve the bills covering such orders. All bills for printing must be presented by the State Printer within 30 days after the completion of said printing.

RECORD OF BILLS

Secretary and Chief Clerk to Keep Records

19. The Secretary of the Senate and the Chief Clerk of the ^{Record of bills} Assembly shall keep a complete and accurate record of every action taken by the Senate and Assembly on every bill.

Secretary and Chief Clerk Shall Endorse Bills

20. The Secretary of the Senate and the Chief Clerk of the Assembly shall endorse on every original or engrossed bill a statement of any action taken by the Senate or Assembly concerning such bill.

ACTION IN ONE HOUSE ON BILL TRANSMITTED
FROM THE OTHER

After a Bill Has Been Passed by the Senate or Assembly

Bills from
other house

21. When a bill has been passed by either house it shall be transmitted promptly to the other unless a motion to reconsider or a notice of motion to reconsider has been made or it is held pursuant to some rule or order of the house.

The procedure of referring bills to committees shall be determined by the respective houses.

Messages to Be in Writing Under Proper Signatures

Messages

22. Notice of the action of either house to the other shall be in writing and under the signature of the Secretary of the Senate or the Chief Clerk of the Assembly from which such message is to be conveyed. A receipt shall be taken from the officer to whom such message is delivered.

PASSAGE AND ENROLLING OF BILLS

Passage of Bills Preceding Final Adjournment

Passage pre-
ceding final
adjournment

23. No Senate bill shall be passed by the Senate and no Assembly bill shall be passed by the Assembly within nine days prior to the adjournment sine die of the two houses of the Legislature at a general session or within one day prior to the adjournment sine die of the two houses of the Legislature at a budget session, unless permission to vote on such bill shall be granted by a three-fourths vote of the house of its origin after being recommended by the Committee on Rules (if it be a Senate bill) or by the Speaker of the Assembly (if it be an Assembly bill).

Enrollment of Bill After Passage

Enrollment

24. After a bill has passed both houses it shall be printed in enrolled form, omitting symbols indicating amendments, and shall be compared by the Engrossing and Enrolling Clerk and the proper committee of the house where it originated to determine that it is in the form approved by the houses. The enrolled bill shall thereupon be signed by the presiding officers of both houses and the Secretary of the Senate and Chief Clerk of the Assembly and presented without delay to the Governor. The committee shall report the time of presentation of the bill to the Governor to the House and the record shall be entered in the Journal. After enrollment and signature by the officers of the Legislature, constitutional amendments, concurrent and joint resolutions shall be filed without delay in the office of the Secretary of State and the time of filing shall be reported to the house and the record entered in the Journal.

AMENDMENTS AND CONFERENCES

Amendments to Amended Bills Must Be Attached

25. Whenever a bill or resolution which shall have been ^{Amendments} passed in one house shall be amended in the other, it shall immediately be reprinted as amended by the house making such amendment or amendments. Two copies of such amendment or amendments shall be attached to the bill or resolution so amended, and endorsed "adopted" and such amendment or amendments, if concurred in by the house in which such bill or resolution originated, shall be endorsed "concurred in," and such endorsement shall be signed by the Secretary or Assistant Secretary of the Senate, or the Chief Clerk or Assistant Clerk of the Assembly as the case may be; provided, however, that an amendment to the title of a bill adopted after the passage of such bill shall not necessitate reprinting, but such amendment must be concurred in by the house in which such bill originated.

To Concur or Refuse to Concur in Amendments

26. In case the Senate amend and pass an Assembly bill, or the Assembly amend and pass a Senate bill, the Senate (if it be a Senate bill) or the Assembly (if it be an Assembly bill) must either "concur" or "refuse to concur" in the amendments. If the Senate concur (if it be a Senate bill), or the Assembly concur (if it be an Assembly bill), the Secretary or Chief Clerk shall notify the house making the amendments and the bill shall be ordered to enrollment. ^{Concurrence in amendments}

Concurring in Amendments Adding Urgency Section

27. When a bill which has been passed in one house is amended in the other by the addition of a section providing that the act shall take effect immediately as an urgency measure, and is returned to the house in which it originated for concurrence in the amendment or amendments thereto, the procedure and vote thereon shall be as follows: ^{Same: Urgency action}

The presiding officer shall first direct that the urgency section be read and put to a vote. If two-thirds of the members elected to the house vote in the affirmative the presiding officer shall then direct that the question of whether the house shall concur in the amendment or amendments shall be put to a vote. If two-thirds of all the members elected to the house vote in the affirmative, concurrence in the amendments shall be effective.

If the affirmative vote on either of such questions is less than two-thirds of all the members elected to such house, the effect is a refusal to concur in the amendment or amendments, and the procedure thereupon shall be as provided in Joint Rule No. 28.

When Senate or Assembly Refuse to Concur

28. If the Senate or the Assembly refuse to concur in the amendments, the Committee on Rules (if it be a Senate bill) or ^{Conference committees}

the Speaker of the Assembly (if it be an Assembly bill) shall appoint a Committee of Three (3) on Conference and the Secretary or the Chief Clerk shall immediately notify the other house of the action taken and request the appointment of a like committee. Two of the members comprising such committee from each house shall be selected from those voting with the majority on the point about which the difference has arisen, and the other member from each house of such committee shall be selected from the minority, in the event there is a minority vote. The first Senator named on the Conference Committee shall act as chairman of the committee from the Senate, and the first Assemblyman named on such committee shall act as chairman of the committee from the Assembly and the chairman thus selected shall arrange the time and place of all meetings and prepare or direct the preparation of reports. The Committee on Conference shall report to both the Senate and the Assembly.

Report of Committee on Conference

Same
Report

29. The report of the Committee on Conference shall not be subject to amendment, and if either house refuse to adopt such report the conferees may be discharged and other conferees appointed; provided, however, that no more than three different Conference Committees shall be appointed on any one bill.

It shall require the affirmative vote of not less than two of the Senate members and two of the Assembly members constituting the committee to agree upon a report. No member who has served on a Committee on Conference shall be appointed a member of another Committee on Conference on the same bill.

When Conference Committee Report Is in Order

Same

30. The presentation of the report of a Committee on Conference shall always be in order, except when a question of order or a motion to adjourn is pending, or during roll call, and, when received, the question of proceeding to the consideration of the report, if raised, shall be immediately passed upon, and shall be determined without debate.

30.5. When the report of a Committee on Conference recommends the amendment of a bill by the addition of a section providing that the act shall take effect immediately as an urgency measure, the procedure and the vote thereon shall be as follows:

The presiding officer shall first direct that the urgency section be read and put to a vote. If two-thirds of the members elected to the house vote in the affirmative the presiding officer shall then direct that the question of whether the house shall adopt the report of the Committee on Conference shall be put to a vote. If two-thirds of all the members elected to the house vote in the affirmative, the adoption of the report and the amendments proposed thereby shall be effective.

If the affirmative vote on either of such questions is less than two-thirds of all the members elected to such house, the effect is a refusal to adopt the report of the Committee on Conference.

MISCELLANEOUS PROVISIONS

Authority When Rules Do Not Govern

31. All relations between the houses which are not covered by these Rules shall be governed by Mason's Manual. Mason's
Manual

Press Rules

32. (a) Persons desiring privileges of accredited press representatives shall make application to the Speaker of the Assembly, as required by Rule 24 of Assembly Rules, and to the Committee on Rules of the Senate, as required by Rule 13 of Senate Rules; and shall state in writing the names of the daily newspapers or news associations by which they are employed, and what other occupation or employment they may have, if any; and they shall further declare that they are not employed, directly or indirectly, to assist in the prosecution of the legislative business of any person, corporation or association, and will not become so employed while retaining the privileges of accredited press representatives. Press rules

(b) The applications required by the above rule shall be authenticated in a manner that shall be satisfactory to the standing committee of the Capitol Correspondents Association which shall see that occupation of seats and desks in the Senate and the Assembly Chambers is confined to bona fide correspondents of reputable standing in their business, who represent daily newspapers requiring a daily file of legislative news, or who represent news associations requiring daily telegraphic or radio service on legislative news. It shall be the duty of the standing committee at their discretion, to report violation of accredited press privileges to the Speaker of the Assembly, or to the Senate Committee on Rules, and pending action thereon the offending correspondent may be suspended by the standing committee.

(c) Persons engaged in other occupations whose chief attention is not given to newspaper correspondence or to newspaper associations requiring telegraphic service shall not be entitled to the privileges accorded accredited press representatives; and the press list in the Handbook of the California Legislature and the Senate and Assembly Histories shall be a list only of persons authenticated by the standing committee of correspondents.

(d) The press seats and desks in the Senate and Assembly Chambers shall be under the control of the standing committee of correspondents, subject to the approval and supervision of the Speaker of the Assembly and the Senate Committee on Rules. Press cards shall be issued by the President of the

Senate and the Speaker of the Assembly only to correspondents properly accredited in accordance with the provisions of this rule.

(e) One or more rooms shall be assigned for the exclusive use of correspondents during the legislative session, which rooms shall be known as the Press Room. The Press Room shall be under the control of the Chief of the Bureau of Buildings and Grounds; provided, that all rules and regulations shall be approved by the Senate Committee on Rules and the Speaker of the Assembly.

Dispensing With Joint Rules

Dispensing
with rules

33. No joint rule shall be dispensed with except by a vote of two-thirds of each house; and Joint Rule No. 23 can be dispensed with only in the manner provided for in said joint rule. If either house shall violate a joint rule a question of order may be raised in the other house and decided in the same manner as in the case of the violation of the Rules of such house; and if it shall be decided that the Joint Rules have been violated, the bill involving such violations shall be returned to the house in which it originated, and such disputed matter be considered in like manner as in Conference Committee.

Opinions of Legislative Counsel

Legislative
Counsel
opinions

34. Whenever the Legislative Counsel issues an opinion to any person other than the first named author analyzing the constitutionality, operation or effect of a pending bill or other legislative measure, he is authorized and instructed to deliver two copies of the opinion to the first named author as promptly as feasible after the delivery of the original opinion and also to deliver a copy to any other author of the bill or measure who so requests.

34.1. Whenever the Legislative Counsel has been requested to draft a resolution commemorating or taking note of any event, or a resolution congratulating or expressing sympathy toward any person, and subsequently receives a similar request from another Member of the Legislature, he shall inform each such subsequent requester that such a resolution is being, or has been, prepared, and shall furnish such subsequent requester with the name of the member for whom the resolution was, or is being, prepared.

Expense of Members

Expenses of
members

35. As provided in Section 23b of Article IV of the Constitution, each Member of the Legislature is allowed and reimbursed as the expenses necessarily incurred by him while attending regular and special and extraordinary sessions of the Legislature (including any recess of three days or less) an allowance authorized for other elected state officers at the time the expense is incurred.

Expense allowances for Members of the Senate and Assembly shall be approved and certified to the Controller by the Secretary of the Senate or the Chief Clerk of the Assembly respectively, weekly or as otherwise directed by either house, and upon certification by the Secretary or the Chief Clerk the Controller shall draw his warrants in payment of the allowances to the respective members.

Investigating Committees

36. In order to expedite the work of the Legislature either house, or both houses jointly, may by resolution or statute provide for the appointment of committees to ascertain facts and to make recommendations as to any subject within the scope of legislative regulation or control. Investigating
committees

The resolution providing for the appointment of a committee shall state the purpose of the committee, and the scope of the subject concerning which it is to act and may authorize it to act either during sessions of the Legislature or, when such authorization may lawfully be made, after final adjournment.

In the exercise of the power granted by this rule, each committee may appoint a secretary and adopt and amend such rules governing its procedure (including the fixing of its own quorum and the number of votes necessary to take action on any matter) as may appear necessary and proper to carry out the powers granted and duties imposed under this rule. It may employ such clerical, legal and technical assistants as may appear necessary.

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

Each member of such committees is authorized and empowered to administer oaths, and all of the provisions of Chapter 4, Part 1, Division 2, Title 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and the committees thereof, shall apply to such committees.

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

Every department, commission, board, agency, officer and employee of the State Government, including the Legislative Counsel and the Attorney General and their subordinates, and of every political subdivision, county, city, or public district of or in this State, shall give and furnish to these committees and to their subcommittees upon request such information, records and documents as the committees deem necessary or proper for

the achievement of the purposes for which each such committee was created.

Each such committee may meet at any time during the period in which it is authorized to act, even though the Legislature is in session, either, at the State Capitol or at any other place in the State of California, in public or executive session, and do any and all things necessary or convenient to enable it to exercise the powers and perform the duties herein granted to it or to accomplish the objects and purposes of the resolution creating it. Each such committee may expend such money as may be made available to it for such purpose; but no committee shall incur any indebtedness unless money shall have been first made available therefor.

Members shall not be entitled to any salary because of membership on any such committee but shall be allowed mileage at the rate of ten cents (\$0.10) per mile each way incurred in connection with their services upon the committee and actual and necessary expenses for living accommodations and meals incurred in connection with their services upon the committee, or in lieu of such expenses for accommodations and meals, an allowance of fifteen dollars (\$15) per day. No expenses for accommodations or meals or any allowance in lieu thereof shall be allowed for a day when the member is entitled to reimbursement for expenses under Joint Rule No. 35. The chairman of each committee shall audit and approve the expense claims of the members of the committee and shall certify the amount approved to the Controller, and the Controller shall draw his warrants upon the certification of the chairman.

The chairman of any such committee may appoint subcommittees and chairman thereof for the purpose of more expeditiously handling and considering matters referred to it, and such subcommittees and the chairman thereof shall have all the powers and authority herein conferred upon the committee and its chairman. The chairman of such subcommittee shall audit the expense claims of the members of such subcommittees and other claims and the expenses incurred by it and shall certify the amount thereof to the chairman of the committee who shall, if he approves the same, certify the amount thereof to the Controller, and the Controller shall draw his warrant therefor upon such certification, and the Treasurer shall pay the same. Whenever such committee or any subcommittee thereof is authorized to leave the State of California in the performance of its duties, then such committee or subcommittee shall, while out of the State, have the same authority as if it were acting and functioning within the State, and the members thereof shall be entitled to receive the same expense allowances as if the committee were functioning within the State.

Notwithstanding any provision of this rule, if the Standing Rules of either house require that expense claims of members of committees be audited or approved, after approval of the committee chairman, by another agency of either house, the

Controller shall draw his warrants only upon the certification of such other agency.

Except salary claims of employees clearly subject to federal withheld tax and the requirement as to loyalty oaths, claims presented for services or pursuant to contract shall refer to the agreement, the terms of which shall be made available to the Controller.

36.1. Unless otherwise provided by respective house or committee rule or resolution, employees of legislative committees shall, when entitled to traveling expenses, be entitled to allowances in lieu of actual expenses for hotel accommodations, breakfast, lunch and dinner, at the rates fixed by the Board of Control from time to time in limitation of reimbursement of expenses of state employees generally; provided, that if an allowance for hotel accommodations, breakfast, lunch and dinner is made by a committee at a rate in excess of those fixed by the Board of Control the chairman of the committee shall notify the Controller of that fact in writing.

Expenses of
employees

Legislative Budget Committee

37. In addition to any other committee provided for by these rules, there shall be a joint committee to be known and called the Legislative Budget Committee, which is hereby declared to be a continuing body.

Legislative
Budget
Committee

It shall be the duty of the committee to ascertain facts and make recommendations to the Legislature and to the houses thereof concerning the State Budget, the revenues and expenditures of the State, and of the organization and functions of the State, its departments, subdivisions and agencies, with a view of reducing the cost of the State Government, and securing greater efficiency and economy.

The committee shall consist of five Members of the Senate and five Members of the Assembly. The Senate members of the committee shall be the President pro Tempore of the Senate and four members appointed by the Committee on Rules. The Assembly members of the committee shall consist of the Speaker and four other Members of the Assembly appointed by the Speaker. The committee shall select its own chairman.

Any vacancies occurring between general sessions, in the Senate membership of the Legislative Budget Committee, shall be filled by the Senate Committee on Rules, and the Senators appointed shall hold over until their successors are regularly selected. For the purposes of this provision, a vacancy shall be deemed to exist as to a Senator whose term is expiring whenever he is not re-elected at the general election.

Any vacancies occurring between general sessions, in the Assembly membership of the Legislative Budget Committee, shall be filled by the Speaker of the Assembly, and the Members of the Assembly appointed shall hold over until their successors are regularly selected. For the purposes of this

provision, a vacancy shall be deemed to exist as to a Member of the Assembly whose term is expiring whenever he is not re-elected at the general election.

Any vacancy occurring at any time in the Assembly membership of the committee shall be filled by appointment by the Speaker.

The committee shall have the authority to make rules to govern its own proceedings and its employees. It may also create subcommittees from its membership, assigning to its subcommittees any study, inquiry, investigation or hearing which the committee itself has authority to undertake or hold, and the subcommittee for the purpose of this assignment shall have and may exercise all the powers conferred upon the committee, limited only by the expressed terms of any rule or resolution of the committee defining the powers and duties of the subcommittee. Such powers may be withdrawn or terminated at any time by the committee.

The Legislative Budget Committee may render services to any investigating committee of the Legislature pursuant to contract between the Legislative Budget Committee and the committee for which the services are to be performed. The contract may provide for payment to the Legislative Budget Committee of the cost of such services from the funds appropriated to the contracting investigating committee. All legislative investigating committees are authorized to enter such contracts with the Legislative Budget Committee. Money received by the Legislative Budget Committee pursuant to any such agreement shall be in augmentation of the current appropriation for the support of the Legislative Budget Committee.

The provisions of Joint Rule 36 above shall apply to the Legislative Budget Committee, and it shall have all the authority provided in such rule or in Article IV, Section 37, of the Constitution.

Legislative
Auditor

The committee shall have authority to appoint a Legislative Auditor, to fix his compensation and to prescribe his duties, and to appoint such other clerical and technical employees as may appear necessary. The duties of the Legislative Auditor shall be as follows:

(1) To ascertain the facts and make recommendations to the Budget Committee and under their direction to the committees of the Legislature concerning:

- (a) State Budget.
- (b) Revenues and expenditures of the State
- (c) The organization and functions of the State, its departments, subdivisions and agencies.

(2) To assist the Senate Finance Committee and the Assembly Ways and Means Committee in consideration of the budget and all bills carrying express or implied appropriations and all legislation affecting state departments and their efficiency; to appear before any other legislative committee, and to assist any other legislative committees upon instruction by the Legislative Budget Committee.

(3) To provide all legislative committees and Members of the Legislature with information obtained under the direction of the Legislative Budget Committee.

(4) To maintain a record of all work performed by the Legislative Auditor under the direction of the Legislative Budget Committee and to keep and make available all documents, data and reports submitted to him by any Senate, Assembly or joint committee. The committee may meet either during sessions of the Legislature, any recess thereof, or after final adjournment, and may meet or conduct business at any place within the State of California.

The members of the committee shall serve without compensation but shall be entitled to actual and necessary expenses including expenses for living accommodations and meals incurred in connection with their services on the committee, or in lieu of such expenses for accommodations and meals they shall be entitled to the same allowance as members of other committees authorized to function after adjournment. The chairman of the committee, or in the event of his inability to act, the vice chairman shall audit and approve the expenses of members of the committee or salaries of the employees, and all other expenses incurred in connection with the performance of its duties by the committee, and the chairman shall certify the amount approved to the Controller, and the Controller shall draw his warrants upon the certification of the chairman, and the Treasurer shall pay the same to the chairman of the committee to be disbursed by him.

On and after the commencement of a succeeding general session those members of the committee who continue to be Members of the Senate and Assembly, respectively, continue as members of the committee until their successors are appointed, and the committee continues with all its powers, duties, authority, records, papers, personnel and staff, and all funds theretofore made available for its use.

Upon the conclusion of its work, any Assembly, Senate, or joint committee (other than a standing committee) shall deliver to the Legislative Auditor for use and custody, available to the Members of the Legislature, all documents, data, reports and other materials that have come into the possession of such committee and which are not included within the final report of such committee to the Assembly, Senate, or the Legislature, as the case may be.

The Legislative Auditor with the consent of the committee shall make available to such members or committees any records, documents or other data under his control or shall secure and provide any information falling within the scope of his employment or which concerns the administration of the government of the State of California. But, except as hereinabove provided, neither the Legislative Auditor or any employee of the committee shall reveal to any person not a member of or employed by the committee the contents or nature of any matter or the author of any request, except with the permission

of the committee or legislator making such request, or under the express direction of the Legislative Budget Committee.

The Legislative Auditor upon the receipt of a request from any committee or Member of the Legislature, shall at once secure the consent of the committee without disclosing the nature of the request or the name of the requestor to provide the requesting committee or legislator with the service or information requested, and thereupon shall notify the requestor or committee or legislator that he is authorized to provide the information, and shall inform the committee or legislator the approximate date when this information will be available. Should there be any material delay he shall subsequently communicate this fact to the requestor. In the event the committee refuses such authorization, he shall inform such requestor forthwith.

Same

37.5. In addition to the duties hereinabove prescribed the Legislative Auditor is directed, so long as he is designated to be "clerk" or "secretary" pursuant to Section 9900(d) of the Government Code, to assign one or more members of his staff to carry out the filing duties imposed by Sections 9900 through 9907 of the Government Code, but he shall undertake no duties which are not specifically authorized by the joint rules, by contracts entered into pursuant to such rules, or by direction of the Legislative Budget Committee.

Adjournment

Adjournment

38. Adjournment for the constitutional recess and adjournment sine die shall be made only by concurrent resolution.

Designating Legislative Sessions

Designation
of sessions

39. Hereafter all regular sessions of the Legislature shall be designated by the year in which held, and all extraordinary sessions shall be designated in numerical order by the year in which convened.

Joint Committee on Interhouse Cooperation

Joint Com-
mittee on
Interhouse
Cooperation

40. The Joint Committee on Interhouse Cooperation is hereby created. It shall be the duty of the committee to ascertain facts and make recommendations to the Legislature and to the houses thereof, concerning the relationship between the two houses and procedures calculated to expedite the affairs of the Legislature by improving that relationship

Any matter of business of either house, the transaction of which would affect the interests of the other house, may be referred to the committee for action if the Legislature is in session, and shall be referred to the committee for action if the Legislature is not in session.

The committee has a continuing existence and may meet, act, and conduct its business at any place within the State,

during sessions of the Legislature or any recess thereof, and in the interim period between sessions.

The committee shall consist of five Members of the Senate and five Members of the Assembly. The Senate membership shall consist of the President pro Tempore of the Senate, and four members appointed by the Committee on Rules. The Assembly members of the committee shall consist of the Speaker, the Chairman of the Assembly Committee on Rules and the three other Members of the Assembly appointed by the Speaker. The committee shall select its own chairman.

Any vacancies occurring between sessions in the Senate membership of the committee shall be filled by the Senate Committee on Rules. Vacancies occurring in the Assembly membership shall be filled by appointment by the Speaker.

The committee shall have authority to make rules to govern its own proceedings. It may also create subcommittees from its membership and assign to such subcommittees any study, inquiry, investigation or hearing which the committee itself has authority to undertake or hold.

The provisions of Joint Rule 36 shall apply to the committee, and it shall have all the authority provided in such rule or in Article IV, Section 37 of the Constitution.

Industrial Injury Reports

41. The chairman of the Rules Committee of each house of the Legislature shall sign any required workmen's compensation report regarding injuries or death arising out of and within the course of employment suffered by any member, officer or employee of the house, or any employee of a standing or interim committee thereof. In the case of a joint committee, the chairman of the Rules Committee of either house may sign any such report in respect to a member or employee of such joint committee.

Industrial
injury
reports

CHAPTER 7

Senate Concurrent Resolution No. 2—Relative to the death of the Honorable George J. Hatfield.

[Filed with Secretary of State, March 16, 1954]

WHEREAS, On November 15, 1953, the Honorable George J. Hatfield passed from this life, and

WHEREAS, The Honorable George J. Hatfield was born in California in 1887, attended grammar school in Nevada City, high school in Oakland, graduated from Stanford University with the degrees of Bachelor of Arts, Master of Arts and Doctor of Jurisprudence, was admitted to the bar a year before he graduated from law school and taught political science at Stanford University; and

WHEREAS, The Honorable George J. Hatfield early in life manifested an interest in public affairs, becoming active in various civic organizations and distinguishing himself as a barrister. He served as U. S. Attorney for the District of Northern California from 1925 to 1933, was elected Lieutenant Governor of California in 1935 and served until 1939, was elected State Senator from Merced and Madera Counties in 1942, to which office he was re-elected until his death. He served in the field artillery replacement troops in 1918, and as a Lieutenant Commander in the Naval Reserve from 1929 to 1940; and

WHEREAS, In addition to his intimate familiarity with legal and political matters he was interested in agriculture and the breeding and raising of livestock, in that capacity becoming keenly concerned with the problems of the farmer and the cattleman; and

WHEREAS, The Honorable George J. Hatfield was possessed of a keen and analytical mind and was distinguished by his unusual capacity to grasp and analyze obtuse problems in the realm of government becoming widely known as one to whom friends could resort for sage counsel and advice on problems relating to public affairs; and

WHEREAS, The Honorable George J. Hatfield was a man of great versatility and capacity in widely differing activities, being a member of the California Academy of Science, the American Legion, Phi Beta Kappa, Episcopal Church, Masons, Elks, Sciots, Eagles and Moose, the Grange, the Farm Bureau, and the Veterans Welfare Board; and

WHEREAS, The Honorable George J. Hatfield, during his years as a Member of the Senate was accorded high honors by the Legislature in having served as chairman of important interim committees, and for many years as a member of the Senate Committee on Rules: now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the passing of the Honorable George J. Hatfield has deprived the Legislature of one of its most brilliant minds, and that the Members of the Senate and the Assembly experience a deep feeling of loss at his demise, and desire by this resolution to convey their sympathy to the bereaved members of his family, and be it further

Resolved, That when the Legislature shall adjourn from its labors on this the first day of March, 1954, it shall do so in honor of the memory of the late George J. Hatfield, and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to have prepared suitably engrossed copies of this resolution, and to forward the same to Mrs. Robert Snyder and Mrs. Robert Kelley, daughters of the Honorable George J. Hatfield.

CHAPTER 8

Senate Concurrent Resolution No. 3—Relative to the passing of the Honorable Joseph L. Pedrotti.

[Filed with Secretary of State, March 16, 1954]

WHEREAS, The Members of the California Legislature have learned with sorrow of the passing, on January 13, 1954, of the Honorable Joseph L. Pedrotti, a former member of the Assembly and of the Senate; and

WHEREAS, The Honorable Joseph L. Pedrotti was born in San Antonio, Texas, on April 6, 1886 and in the same year was brought by his family to Los Angeles where he was educated in the public schools and Saint Vincent's College; and

WHEREAS, The Honorable Joseph L. Pedrotti was elected to the Assembly in 1920 to represent the 65th Assembly District after having been a member of the Los Angeles County Central Committee from that district for three terms; and

WHEREAS, He was re-elected to the Assembly in 1924 and in 1926 he was elected to the Senate in which he served two terms, and retired from the legislative field when the senatorial representation of Los Angeles County was reduced from eight senators to one during his last term; and

WHEREAS, In his second session as an Assemblyman he became chairman of the Standing Committee on Prisons and Reformatories of the Assembly, having been a member of that committee during the previous session, and in his second session as a Senator he became chairman of the Standing Committee on Prisons and Reformatories of the Senate, having been a member of that committee during the previous session; and

WHEREAS, He continued as chairman of the Senate Standing Committee on Prisons and Reformatories throughout his legislative career, becoming known as an expert on matters relating to penology, and was joint author of the first comprehensive law providing for convict labor on highways; and

WHEREAS, The Honorable Joseph L. Pedrotti was a conscientious and forward looking legislator and an ardent advocate of legislation dealing with the education of our youth, assistance to the aged and unfortunate, child labor, and all other legislation of a humanitarian nature; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Legislature of California desires by this resolution to convey its most profound sympathy to the bereaved members of the family of the Honorable Joseph L. Pedrotti; and be it further

Resolved, That when the Legislature shall this day adjourn its labors it shall do so in respect to the memory of the late Joseph L. Pedrotti; and be it further

Resolved. That the Secretary of the Senate be, and he hereby is, directed to transmit suitably prepared copies of this resolution to Mrs. Frances Pedrotti, his widow, Miss Elizabeth

Pedrotti, his daughter, and to Mr. Charles H. Pedrotti, brother of the Honorable Joseph L. Pedrotti.

CHAPTER 9

Senate Concurrent Resolution No. 4—Approving amendments to the charter of the City of Stockton, State of California, ratified by the qualified electors thereof, at a general municipal election held therein on Tuesday, October 13, 1953.

[Filed with Secretary of State, March 16, 1954.]

City of
Stockton
Charter
amendments

WHEREAS, The City of Stockton in the County of San Joaquin, State of California, contains a population of over 70,000 as ascertained by the last preceding census taken under the authority of the Congress of the United States, and has been ever since July 2, 1923, and now is, organized and acting under a freeholders charter adopted under and by virtue of Section 8, Article XI of the Constitution of the State of California, which charter was duly ratified by a majority of the electors of said city at a special election held for that purpose on the twenty-eighth day of November, 1922, and approved by the Senate of the State of California on January 22, 1923, and by the Assembly of the State of California on January 24, 1923, and filed with the Secretary of State on January 29, 1923, which said freeholders charter is printed in full in Chapter 7 of concurrent and joint resolutions and constitutional amendments passed at the regular session of the Forty-fifth Legislature of the State of California and found in Statutes of 1923 at page 1321 and following; and

WHEREAS, Proceedings have been had for the adoption and ratification of certain amendments to the charter of the City of Stockton as set out in the certificate of the Mayor and City Clerk of the City of Stockton, to wit:

CERTIFICATE OF THE ADOPTION BY THE QUALIFIED ELECTORS OF THE CITY OF STOCKTON AT A GENERAL MUNICIPAL ELECTION HELD THEREIN ON THE 13TH DAY OF OCTOBER, 1953, OF CERTAIN AMENDMENTS TO THE CHARTER OF THE CITY OF STOCKTON, STATE OF CALIFORNIA.

STATE OF CALIFORNIA, }
COUNTY OF SAN JOAQUIN, } SS.
CITY OF STOCKTON, }

Certificate

We, Harvey M. Stull, mayor of the city of Stockton and B. L. Trahern, city Clerk of the city of Stockton, do hereby certify as follows:

That the said city of Stockton in the county of San Joaquin, state of California, is now and at all of the times mentioned herein was a city containing a population of more than seventy thousand inhabitants, as ascertained by the last preceding

census taken under the authority of the congress of the United States; and

That said city of Stockton is now and at all of the times herein mentioned was organized and existing under a freeholders charter adopted pursuant to the provisions of section 8, article XI of the constitution of the state of California, which charter was duly ratified by a majority of the electors of said city at a special election held therein on the twenty-eighth day of November, 1922, and approved by the Legislature of the state of California on the twenty-fourth day of January 1923 (Stat. 1923, page 1321), and filed with the secretary of state of the state of California on January 29, 1923; and

That pursuant to section 8 of article XI of the constitution of the state of California, the legislative body of said city, i.e., the city council of said city, did on its own motion and pursuant to the provisions of said article and section of the constitution of the state of California duly propose to the electors of the city of Stockton certain proposals for the amendment of the charter of said city to be voted upon by said qualified electors at a certain general municipal election held on October 13th, 1953, which said proposals were designated as Proposed Charter Amendments numbered 1 to 8, inclusive; and

That said proposed charter amendments were, on the 21st day of August, 1953, duly published in each issue of the Stockton Daily Record, a daily newspaper published and circulated in the city of Stockton and the official newspaper of said city, said paper having been designated for said purpose by the said city council; and

That said city council did, by Resolution No. 18,745 adopted on September 21st, 1953, fix October 13th, 1953, the date of the general municipal election in Stockton, as the date of the election on said proposed charter amendments.

That said proposed charter amendments were printed in convenient pamphlet form and in type of not less than ten-point, and that the clerk of the city of Stockton caused copies of said proposed charter amendments to be mailed, postage prepaid, to each of the qualified electors of the city of Stockton, said mailing having been commenced not more than forty nor less than fifteen days before the day fixed for election, to-wit: October 13th, 1953, and said mailing having been completed at least ten whole days before said election

That the city clerk of the city of Stockton did, commencing August 14th, 1953, and continuing through October 13th, 1953, the date of the election, advertise in the Stockton Daily Record, a newspaper of general circulation in said city, and the official newspaper for said city, a notice that copies of said proposed charter amendments might be had upon application at the office of the said city clerk.

That said general municipal election was held in the said city of Stockton on the thirteenth day of October, 1953, which said day was not less than forty, nor more than sixty days

after the completion of the advertising of said proposed charter amendments in the Stockton Daily Record, the official newspaper of the city of Stockton, as hereinabove stated;

That at such general municipal election held as aforesaid on said thirteenth day of October, 1953, a majority of the qualified voters of said city of Stockton voting thereon voted in favor of seven proposed amendments to the charter of the city of Stockton and duly ratified the same;

That said proposed amendments to the charter of the city of Stockton as aforesaid were and are amendments numbered 1, 3, 4, 5, 6, 7 and 8.

That one amendment received less than the majority of the votes of the qualified voters voting thereon and was rejected;

That the city council of said city of Stockton after duly and regularly canvassing the returns of said municipal election at the time and in the manner and form prescribed by law duly found, determined and declared that a majority of the qualified voters of the city of Stockton voting thereon had voted for and ratified the proposed amendments to the charter of the city of Stockton numbered 1, 3, 4, 5, 6, 7 and 8;

That a majority of the qualified voters of the city of Stockton voting thereon had voted against and rejected proposed amendment to the charter of the city of Stockton known as amendment numbered 2;

That said proposed amendments to the charter of the city of Stockton ratified by the electors of said city, as aforesaid, are in the words and figures as follows, to-wit:

CHARTER AMENDMENT No. 1

That Section 32-6 of Article XXXII be amended to read as follows:

APPLICATIONS

Police
and fire
department
personnel
Qualifications

Sec. 32-6. (a) Citizenship. An applicant for a position in the police and fire departments under civil service must be a citizen of the United States of America who can read and write the English language. An applicant for original appointment list of eligibles must have been a resident within the city limits of the City of Stockton one (1) year last past continuously prior to the date of the examination for the position for which he is applying. The city manager shall, however, have the authority to waive the requirement of one (1) year's residence for applicants, if in his opinion, the need for otherwise qualified applicants warrants such a waiver.

(b) Foreign Born. Any applicant for a position of any kind under this act who is of foreign birth is hereby required to furnish satisfactory proof to the commission that he is a naturalized citizen of the United States of America and can read and write the English language.

(c) Character and Fitness. An applicant for a position of any kind under civil service in the police and fire departments

shall be not less than 21 years nor more than 29 years on the date of his appointment.

In addition to the above, all applicants must pass a satisfactory physical medical examination, be of good moral character and of temperate and industrious habits. These facts to be ascertained in such manner as the commission may deem advisable. The commission may require a prerequisite educational back-ground for eligibility for examination, a minimum intelligence quotient of not higher than 110, and not lower than 95, and a minimum of agility to be determined by an agility test. The I.Q. Test to be used is to be comparable to the revised edition of the Army Alpha with the test selected by the chief examiner.

That Section 1 of Article VII be amended to read as follows:

GENERAL QUALIFICATIONS

Sec. 1. Every officer or employee of the city, except as Officers and employees Qualifications otherwise in this charter provided, must be a citizen of the United States and have resided in the city of Stockton not less than one (1) year preceding his election or appointment. The city manager shall, however, have the authority in all cases of appointments made by him, to waive the requirement of one (1) year's residence, if in his opinion, the need for otherwise qualified personnel warrants such a waiver. Every officer or employee of the city must live in the city of Stockton or on city-owned or rented property during his term of office or employment. Where 50% or more of the salary of a city officer or employee comes directly or indirectly from the county of San Joaquin, the Stockton Unified School District, or governmental subdivision within San Joaquin County, or any combination of these, the residence requirements of the preceding two sentences shall be relaxed so as to permit residence by such officer or employee in said San Joaquin county, Stockton Unified School District, or governmental subdivision within San Joaquin County to be considered as residence within the City of Stockton. In case of flood, fire, or other public calamity, the city manager may employ on city work persons other than citizens or residents. The provisions of this section regarding residence before employment or office shall not apply in the case of the city manager or professionally trained experts.

CHARTER AMENDMENT No. 3

That Section 2 of Article XX be amended to read as follows:

QUALIFICATIONS

Sec. 2. The city attorney shall be an attorney-at-law, duly City attorney Qualifications licensed to practice in all the courts of California and prior to his appointment must have engaged in the practice of law in the State of California for at least five years. Deputy City At-

torneys shall be duly licensed attorneys-at-law at the time of their appointment.

CHARTER AMENDMENT No. 4

That Section 1a of Article XXII be amended to read as follows:

Department
of Finance
Organization

Sec. 1a. Organization. There is hereby created a Department of Finance which shall be composed of the divisions of Assessing, Accounting, Purchasing, Treasury, General Services and such other divisions as may hereafter be created, all of which divisions shall be under the supervision of the Director of Finance.

That Section 2a of Article XXII be amended to read as follows:

Director of
Finance and
assistants

Sec. 2a. Director of Finance and Assistants. The Director of Finance shall be appointed by the City Manager and shall serve at his pleasure. He shall be charged with the administration of the Department of Finance and the financial affairs of the City. The Director of Finance may be assisted by an Assistant Director of Finance. The Director of Finance, the Assistant Director of Finance, the Field Auditor, the heads of the several divisions, and any other officers or employees specifically excluded from Civil Service by ordinance shall not have Civil Service status.

For the first appointments hereunder the heads of the respective divisions shall be the persons who are at the effective date of this amendment occupying such positions

The Director of Finance and the Assistant Director of Finance may in addition to their duties as such, act as head of one or more of the divisions of the Department of Finance.

Employees

The City Manager shall appoint clerks, employees, and attaches of the Department of Finance. All officers or employees in the Finance Department except the Director of Finance, the Assistant Director of Finance, the Field Auditor, the heads of the several divisions and any other officer or employees specifically excluded from Civil Service by ordinance shall have Civil Service status and shall retain their existing status and rights so far as compatible with the structure of the Department of Finance established hereby.

The employees shall be freely allocable from position to position, from duty to duty, and from division to division within the Department of Finance at the order of the Director of Finance to increase efficiency, economy and handle varying work loads of the various positions and divisions.

That Section 3a of Article XXII be amended to read as follows:

Powers
and duties

Sec. 3a. Powers and Duties. The Department of Finance is charged with the duties of the assessing of real and personal property, billing and collection of taxes and assessments, billing and collection of all revenue due to the City of Stockton, except as provided by general law; assistance in preparation of the annual budget, preparation of monthly and annual fi-

financial reports of the City and such other financial reports as are required by City Council or State or Federal law, maintenance of an adequate accounting system for the purpose of recording all revenues of the City of Stockton, all expenditures and all financial transactions affecting the financial condition of the City of Stockton, installation, maintenance and supervision of the collection, custody and disbursements of all City moneys, payments of claims and demands against the City of Stockton, the preparation for payment and issuance of checks in payment of payrolls, bills, and other claims and demands against the City of Stockton; the computation and extending of the tax rate for the various sections of the City and submission of the same to the City Manager; the issuance of licenses; certification and taking of affidavits and administration of oaths in all matters pertaining to the business of the Finance Department, the receipt and keeping of all moneys belonging to the City and paying out the same in payment of principal and interest of outstanding bonds of the City, the preparation of audited legal claims and demands against the City; the inventory and appraisal of the value of all real estate, buildings, furniture and fixtures, supplies and moveable property of every kind and nature in every department, building and office of the City; the purchase, storage and issuance of all articles or supplies not required by this Charter to be made by the Council. Purchases shall be made, whenever possible, at wholesale and only after consideration of price, exact need, quality and workmanship.

The Department of Finance shall be the custodian of all contracts, performance and surety bonds, and insurance policies except as otherwise provided in this Charter or by general law and shall have the responsibility of ensuring that the ordinances, resolutions and regulations of the City in regard to such documents are being complied with. Duties heretofore performed by or assigned to the City Auditor by other articles of this Charter or by law or by ordinance or resolution are hereby assigned to and are hereafter to be performed by the Director of Finance or the division or subordinate that he allots the duty to, except as in this amendment otherwise provided.

The City Assessor shall handle among other duties real and personal property appraisals, assessing and other assigned duties. In his capacity as real and personal property tax assessor he shall exercise his free and independent judgment but in all other respects he shall be subject to the control of the Director of Finance.

That Section 4a of Article XXII be amended to read as follows:

Sec 4a. Appointment of Assistants. The Assistant Director of Finance, the Field Auditor, the heads of the several divisions, and any other officers or employees specifically excluded from Civil Service by ordinance shall be appointed as follows: Each shall be appointed by the City Manager and

Appointment
of assistants

shall serve at his pleasure. Each shall be selected by the "rule of three," solely according to merit, efficiency and fitness which shall be ascertained by an impartial investigation and an examination, assembled or unassembled, given or provided by the personnel officer. The examination may be open or promotional at the discretion of the City Manager.

CHARTER AMENDMENT NO. 5

That Section 13a be added to Article IV, the same to read as follows:

Ordinance
code

Sec. 13a. Any or all ordinances which have been enacted and published in accordance with the provisions of Section 13 of this Article, and which have not been repealed, may be compiled, consolidated, revised, indexed, including such restatement and substantive change as may be necessary in the interests of clarity and arranged as a comprehensive ordinance code and such code adopted by reference by the passage of an ordinance for such purpose, which ordinance shall be required to be adopted and approved in the manner provided by this charter. The ordinance code itself need not be published in the manner required for other ordinances but not less than three copies of such code shall be filed, for use and examination by the public, in the office of the city clerk, prior to the adoption thereof. After the code has been adopted all ordinances of general application thereafter adopted shall be amendatory or revisory of the code, and no section of the code shall be revised or amended by reference, but the section revised or amended shall be readopted and published at length as revised or amended.

CHARTER AMENDMENT NO. 6

That Section 32-11.1 be added to Article XXXII, the same to read as follows:

Military
service
of police
and fire
department
personnel

Sec. 32-11.1. Any member of the police or fire departments who, in time of war or national emergency as proclaimed by the President or Congress, or when any of the armed forces of the United States are serving outside of the United States or their territories pursuant to order or request of the United Nations, or while any national conscription act is in effect, leaves or has left his office or position prior to the end of the war, or the termination of the national emergency or during the effective period of any such order or request of the United Nations or prior to the expiration of the National Conscription Act, to join the armed forces of the United States and who does or did without unreasonable and unnecessary delay join the armed forces or, being a member of any reserve force or corps of any of the armed forces of the United States or of the militia of this state, is or was ordered to duty therewith by competent military authority and served or serves in compliance with such orders, shall have a right, if released, sep-

arated or discharged under conditions other than dishonorable, providing he was on an eligible list for promotion and would have been promoted to the next higher rank during the period of such military service had he not been absent on such military service, to be appointed to such next higher rank subject to passing a satisfactory physical medical examination, if he resumes his employment with the police or fire department within three (3) months after the termination of his active service with the armed forces, but not later than six (6) months after the end of the war or national emergency or military or police operations under the United Nations or after the Governor finds and proclaims that, for the purposes of this section, the war, national emergency, or United Nations military or police operation no longer exists, or after the expiration of the National Conscription Act.

In order to preserve the promotional rights guaranteed by this section and still maintain the operating efficiency of the departments, the appointing power, with the approval of the commission may make temporary appointments to a higher rank to fill vacancies. such temporary appointments to be for an indefinite term and pending the exercise of the promotional rights conferred upon returning veterans by the provisions of this section. The time limitations imposed by Section 32-11 of this Article on provisional and temporary emergency appointments shall not apply to temporary appointments made under this subsection 32-11.1.

Temporary
appointments

CHARTER AMENDMENT No. 7

That Sections 4, 7-3(a), 7-3(b) and 7-3(c) of Article VI and all of Article XXI, be repealed.

That Section 1 of Article VI be amended to read as follows:

ELECTIVE OFFICERS

Sec 1. The elective officers of the city of Stockton shall be nine councilmen and five school directors.

Elective
officers

That Section 5 of Article VI be amended to read as follows:

Sec. 5. Each councilman and each school director shall, before entering upon the duties of his office, give and execute to the city a bond as follows: each councilman in the penal sum of five thousand dollars (\$5000); each school director in the penal sum of twenty-five hundred dollars (\$2500); the city of Stockton to pay the costs of acceptable surety bonds. Every bond shall contain the conditions that the principal will well, truly, honestly, and faithfully perform the duties of his office. The bonds of the school directors must be approved by the council and the bonds of the several councilmen must be approved by the city attorney, and the approval of the official bonds must be endorsed thereon. All bonds when approved shall be filed with the city clerk All the provisions of any law of this state, relating to official bonds, not incon-

Bonds

sistent with the provisions of this charter, shall be complied with.

CHARTER AMENDMENT NO. 8

That Section 15 of Article IV be amended to read as follows:

Ordinances

Sec. 15. No action for the appropriation, acquisition or sale, of public property, or levying any tax or assessment, or granting any franchise, or establishing or changing fire limits, or imposing any penalty shall be taken except by ordinance, provided that where the council takes action in pursuance of general laws of the state, it may proceed in any manner permitted or required by such laws.

Resolutions

Any action for the lease of public property shall be by resolution and no such action shall be taken unless as many as five full days shall have intervened after the day upon which the authorizing resolution was introduced and before the day of final adoption thereof, and until notice of the fact that the City intends to enter into the lease shall have been given by one publication in the official newspaper of the City. Said notice shall contain the name of the lessee, the term of the lease the amount of the rental, and a general description of the property to be leased.

We further certify that we have compared the text of the foregoing amendments with the original proposals submitting the same to the electors of said city and find that the foregoing are full, true, correct, complete and exact copies thereof, and of each of them.

That as to all said amendments this certificate shall be taken as a full and complete certification of the regularity of all proceedings had and done in connection therewith.

IN WITNESS WHEREOF, Harvey M. Stull, mayor of the city of Stockton, and B. L. Trahern, city clerk, as aforesaid, have hereunto set their hands and caused the corporate seal of the city of Stockton to be thereunto affixed on this 25th day of January, 1954.

(SEAL) HARVEY M. STULL
Mayor of the City of Stockton
B. L. TRAHERN
City Clerk of the City of Stockton

WHEREAS, Said proposed amendments to the charter of the City of Stockton ratified by the electors of said city, as aforesaid, have been, and are now duly presented and submitted to the Legislature of the State of California for approval or rejection as a whole without alteration or amendment in accordance with Section 8 of Article XI of the Constitution of the State of California; now, therefore, be it

Approval

Resolved by the Senate of the State of California, the Assembly concurring, a majority of all the members elected to each house voting therefor and concurring therein, That said amendments to the charter of the City of Stockton, after being presented to, adopted and ratified by the qualified electors of said City of Stockton as hereinbefore fully set forth,

be and the same are hereby approved as a whole without amendment or alteration as amendments to and a part of the charter of the City of Stockton.

CHAPTER 10

Senate Concurrent Resolution No. 5—Relative to congratulating Chief Justice Earl Warren on his appointment and commending the President of the United States on his selection and the United States Senate on its unanimous confirmation.

[Filed with Secretary of State, March 16, 1954.]

WHEREAS, Since the adjournment of the Legislature, sine die, on June 10, 1953, an illustrious Californian, who at that time served as Governor of this great State, has resigned his position as California's Chief Executive; and

WHEREAS, His resignation closed a career of service in State Government of 15 years' duration, which time was served in posts of the highest responsibility; to wit, for four years as Attorney General and 11 years as Governor; and

WHEREAS, The manner in which he has discharged his duties has been outstanding and he has demonstrated an ability for keen analysis, intelligent understanding, sound judgment, forthright and courageous action, and capable administration, during a dynamic and challenging period in our history; and

WHEREAS, He has attained an enviable, unsullied reputation and has displayed unimpeachable evidence of a sterling character, the highest integrity, and possession of truly great principle; and

WHEREAS, His resignation was submitted in order that he might accept on his own behalf, and on behalf of the people of this great State, a much deserved appointment by the President of the United States to the highest judicial office of this Nation, the position of Chief Justice of the United States, which appointment was on March 1, 1954, unanimously confirmed by the United States Senate; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That we do extend our most sincere congratulations to the Honorable Earl Warren, Chief Justice of the United States, on his well merited appointment; and be it further

Resolved, That we do commend the President of the United States for his wise selection of Earl Warren for this post, and the Senate of the United States for its unanimous confirmation of that appointment; and be it further

Resolved, That the Secretary of the Senate be, and hereby is, directed to transmit a suitably prepared copy of this resolution to Chief Justice Earl Warren as a token of esteem from the members of the California Legislature, and to the President of the United States and the President of the United States Senate.

CHAPTER 11

Senate Concurrent Resolution No 6—Relative to the death of Elbert G. Adams.

[Filed with Secretary of State, March 16, 1954]

WHEREAS, The Legislature has received the sad news of the passing of Elbert G. (Bert) Adams, a former member of the Assembly and, at the time of his death, County Clerk of Merced County; and

WHEREAS, Mr Adams was a newspaperman of note, having been successively a reporter for the Sacramento Star, San Francisco telegraphic editor for the United Press, a reporter for the Fresno Herald and the Merced Sun, and owner and editor of the Livingston Chronicle, which latter position he held for 35 years; and

WHEREAS, A direct descendant of John Adams and John Quincy Adams, Elbert G. Adams himself made a record for public service, highlighted by his settlement, with fairness to the State and settlers alike, of the difficult Delhi Colony controversy of 1930; and

WHEREAS, He played a leading role in development of the State's water resources, being instrumental in the formation of the Merced Irrigation District, and, during the period from 1925 to 1931 in which he was an Assemblyman, serving as a member of the Joint Water Resources Board, which helped lay the foundation for the present Central Valley Project; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Members of this Legislature express their regret and personal sorrow at the loss of so fine a citizen and public servant; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to forward suitably prepared copies of this resolution to Mr. Adams' widow, Mayme Hamlet Adams, and to his daughter, Mrs. Udell Roy of San Francisco.

CHAPTER 12

Assembly Concurrent Resolution No. 2—Approving certain amendments to the charter of the City of Eureka, a municipal corporation in the County of Humboldt, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on the fifteenth day of June, 1953.

[Filed with Secretary of State, March 17, 1954]

City of
Eureka.
Charter
amendments

WHEREAS, Proceedings have been taken and had for the proposal, adoption and ratification of certain amendments to the charter of the City of Eureka, a municipal corporation in the County of Humboldt, State of California, as hereinafter set

forth in the certificate of the mayor and city clerk of said city, as follows, to wit:

CERTIFICATION OF RATIFICATION BY ELECTORS OF THE CITY
OF EUREKA OF CERTAIN PROPOSED CHARTER
AMENDMENTS

STATE OF CALIFORNIA }
COUNTY OF HUMBOLDT } SS.
CITY OF EUREKA }

We, the undersigned, George C. Jacobs, Mayor of the City of Eureka, State of California, and Ruby C. Shanahan, City Clerk of said City, do hereby certify and declare as follows. Certificate

That the City of Eureka, a Municipal Corporation of the County of Humboldt, State of California, now is, and at all times herein mentioned was, a City containing a population of more than 3,500 inhabitants, and now has a population of over 23,058 inhabitants, and ever since the year 1895 has been, and now is, organized, existing and acting under a Freeholder's Charter adopted under and by virtue of Section 8 of Article XI of the Constitution of the State of California, which Charter was duly ratified by a majority of the qualified electors of said City at a Special Election held for that purpose on the 26th day of January, 1895, and approved by the Legislature of the State of California on the 8th day of February, 1895 (Statutes of 1895, page 355).

That in accordance with the provisions of Section 8 of Article XI of the Constitution of the State of California, the City Council of the City of Eureka, being the legislative body thereof, on its own motion, by Ordinance No. 2568, adopted on the 8th day of April, 1953, duly and regularly proposed and submitted to the qualified electors of the City of Eureka a certain proposal for the amendment of the Charter of said City by amending Section 186—Article XV so that the City Council may by resolution adopted by three-fourths vote waive such residential requirements as to any appointee or employee for a period of not longer than six (6) months for any such appointee or employee, and upon such other terms and conditions as the Council may by its said resolution impose and prescribe. That all of said proposed Charter Amendment was directed to be voted upon by the qualified electors at a General Municipal Election called and held on the 15th day of June, 1953. That said election was duly and regularly called, authorized and provided for by the Council by Ordinance No. 2580, adopted on the 2nd day of June, 1953, which said Ordinance called for a General Municipal Election and submission of said Proposed Charter Amendment, to be held in said City on the 15th day of June, 1953, and that by said Ordinance the said General Municipal Election was held and said Proposed Charter Amendment duly submitted. That said Election was duly and regularly called and held on the 15th of June, 1953, which day was not less than 40 nor more than

60 days after the completion of the publication and advertising of the Proposed Charter Amendment aforesaid in the official newspaper.

That said Proposed Charter Amendment amending Section 186—Article XV of the Charter so that the City Council may by resolution adopted by three-fourths vote waive such residential requirements as to any appointee or employee for a period of not longer than six (6) months for any such appointee or employee, and upon such other terms and conditions as the Council may by its said resolution impose and prescribe was separately published and advertised in accordance with Section 8 of Article XI of the Constitution of the State of California and in accordance with the provisions of the Charter of the City of Eureka on the 21st day of April, 1953 in the Humboldt Standard, a newspaper of general circulation published in the City of Eureka.

That copies of said Proposed Charter Amendment was printed in convenient pamphlet form and in black-face type of not less than ten point, and as required by Section 8 of Article XI of the Constitution and by the Charter of the City of Eureka, a Notice was advertised and published in the Humboldt Standard, the same being a newspaper of general circulation in said City, that copies might be had upon application therefor at the office of the City Clerk of the City of Eureka.

That such copies could be had upon application therefor at the office of the City Clerk of said City until the day fixed for said Election. That a copy thereof was mailed to each of the qualified electors of said City as required by law. That in accordance with the provisions of Section 8 of Article XI of the Constitution and of the Charter of said City of Eureka and said Ordinance of the Legislative body thereof, there was, in the said City of Eureka, on the 15th day of June, 1953, a General Municipal Election, and that pursuant to the provisions of Section 8 of Article XI of the Constitution and of said Charter and said Ordinances the said Proposed Charter Amendment was submitted to the qualified electors of said City for their ratification at said Election, and that at said Election a majority of the qualified electors voting thereon voted in favor of the ratification of and did ratify said Proposed Charter Amendment to the Charter of said City, which Amendment is hereinafter set forth.

That in accordance with the provisions of the Charter of the City of Eureka and with the law in such cases made and provided, the City Council of the City of Eureka met on the 7th day of July, 1953, at its usual time and place of meeting, and did duly and regularly canvass the returns of said Election and on said 7th day of July, 1953, the said City Council did duly find, determine and declare the result of said General Municipal Election as determined from the canvass the returns therefor aforesaid to be that a majority of the qualified electors of said City voting on the Proposed Charter Amendment had voted for and ratified the said Amendment.

That said Amendment to the Charter of the City of Eureka there is added an additional paragraph to Section 186—Article XV of said Charter in words and figures as follows:

“Provided, however, that the City Council may by resolution adopted by three-fourths vote waive such residential requirements as to any appointee or employee for a period of not longer than six (6) months for any such appointee or employee, and upon such other terms and conditions as the Council may by its said resolution impose and prescribe, so that said Section as amended is in words and figures as follows:

“Section 186: All officers, deputies, clerks assistants and other employees and appointees of the city, and of the several departments thereof, must be citizens of the United States, and during their respective terms of office or employment, with the exception of the city superintendent of schools, and teachers of the public schools, reside in the city, and where not otherwise provided for, must have been residents of the city one year next preceding their election or appointment. They, and each of them, shall perform such duties as may be required of them respectively by law, ordinance, or this charter, and shall only receive such compensation as may have been previously provided, and such compensation shall not be increased during the term of their respective offices or employment, except as in this charter provided.

Residence of officers and employees

Provided, however, that the City Council may by resolution adopted by three-fourths vote waive such residential requirements as to any appointee or employee for a period of not longer than six (6) months for any such appointee or employee, and upon such other terms and conditions as the Council may by its said resolution impose and prescribe.”

Waiver

That we have compared the foregoing Amendment with the original Proposed Charter Amendment submitting the same to the electors of said City and find that the foregoing are full, true, correct and exact copies thereof.

That as to said Amendment, this Certificate shall be taken as a full and complete certification as to the regularity of all proceedings had and done in connection therewith.

IN WITNESS WHEREOF, we have hereunto set our hands and caused the Seal of the said City of Eureka to be affixed hereto this 15th day of January, 1954.

(SEAL)

GEO. C. JACOBS
Mayor
RUBY C. SHANAHAN
City Clerk

and

WHEREAS, Said proposed charter amendments as ratified as hereinabove set forth have been and now are duly presented and submitted to the Legislature of the State of California for approval or rejection, as a whole without power of alteration or amendment, in accordance with Section 8 of Article XI of

the Constitution of the State of California; now, therefore, be it

Approval

Resolved by the Assembly of the State of California, the Senate concurring, a majority of all the members elected to each house voting therefor and concurring therein, That said amendments to the charter of the City of Eureka, as proposed to and adopted and ratified by the electors of said city, as hereinbefore fully set forth, be and the same are hereby approved as a whole without alteration or amendment, for and as amendments to and as part of the charter of said City of Eureka.

CHAPTER 13

Assembly Concurrent Resolution No. 12—Approving a certain amendment to the charter of the City of Pasadena, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-fifth day of February, 1954.

[Filed with Secretary of State, March 17, 1954]

City of Pasadena Charter amendment

WHEREAS, The City of Pasadena, a municipal corporation in the County of Los Angeles, State of California, contains a population of over 50,000 inhabitants, and has been, ever since the year 1901, and now is, organized, existing and acting under and by virtue of a freeholders' charter, adopted under and by virtue of Section 8, Article XI, of the Constitution of the State of California, which charter was duly ratified by a majority of the qualified electors of said city at a special election held for that purpose on the twentieth day of November, 1900, and approved by the Legislature of the State of California, on the twenty-ninth day of January, 1901 (Statutes of 1901, page 884), and amendments thereto duly ratified by the qualified voters of said city and approved by resolutions of said Legislature; and

WHEREAS, Proceedings have been had for the proposal, adoption and ratification of one amendment to the charter of said City of Pasadena, as set out in the certificate of the Chairman of the Board of Directors and City Clerk of said City of Pasadena, as follows, to wit:

CERTIFICATE OF RATIFICATION BY ELECTORS OF THE CITY OF PASADENA OF ONE CHARTER AMENDMENT

STATE OF CALIFORNIA }
COUNTY OF LOS ANGELES } SS
CITY OF PASADENA }

Certificate

We, the undersigned, Clarence A. Winder, Chairman of the Board of Directors of the City of Pasadena, State of California, and Clara Belle MacLellan, City Clerk of said city, do hereby certify and declare as follows:

That the City of Pasadena, a municipal corporation in the County of Los Angeles, State of California, now is and at all times herein mentioned was a city containing a population of more than 3,500 inhabitants, and now has a population of over 50,000 inhabitants, and ever since the year 1901 has been and now is organized, existing and acting under and by virtue of a freeholders' charter, adopted under and by virtue of Section 8 of Article XI of the Constitution of the State of California, which charter was duly ratified by a majority of the qualified electors of said city at a special election held for that purpose on the 20th day of November, 1900, and approved by the Legislature of the State of California on the 29th day of January, 1901 (Statutes of 1901, page 884), and amendments thereto duly ratified by the qualified voters of said city and approved by the Legislature.

That in accordance with the provisions of Section 8 of Article XI of the Constitution of the State of California, the Board of Directors of the City of Pasadena, being the legislative body thereof, on its own motion, by Ordinance No. 4315 adopted by said board on the 12th day of January, 1954, duly and regularly proposed that there be submitted to the qualified electors of the City of Pasadena one certain proposal for the amendment of the Charter of said city, to be voted upon by said qualified electors at a special election called and held for that purpose in said city on the 25th day of February, 1954. That said election was duly and regularly called, authorized and provided for by said Board of Directors by Ordinance No. 4316 adopted on the 12th day of January, 1954, which said ordinance called said special election, for the submission of said amendment, to be held in said city on the 25th day of February, 1954. That said election was duly and regularly called and held on said 25th day of February, 1954, which day was not less than forty, and not more than sixty days after the completion of the publication and advertising of the proposed amendment aforesaid in the official newspaper.

That said proposed amendment was published and advertised in accordance with Section 8 of Article XI of the Constitution of the State of California, and in accordance with the provisions of the Charter of the City of Pasadena, in the Pasadena Star-News, a daily newspaper of general circulation, published in said City of Pasadena, and the official newspaper of said city, and in each edition thereof during the day of publication.

That copies of said proposed amendment were printed in convenient pamphlet form and in type of not less than ten point, and until the day fixed for the said election, and as required by Section 8 of Article XI of the Constitution and by the Charter of the City of Pasadena, a notice was advertised and published in the Pasadena Star-News, the same being a newspaper of general circulation in said city, that copies thereof might be had upon application therefor at the office of the City Clerk of the City of Pasadena.

That such copies could be had upon application therefor at the office of the City Clerk of said city until the day fixed for said election. That a copy thereof was mailed to each of the qualified electors of said city as required by law.

That in accordance with the provisions of Section 8 of Article XI of the Constitution and of the Charter of said City of Pasadena and said ordinances of the legislative body thereof, said special election was held in the said City of Pasadena on the 25th day of February, 1954, and that pursuant to the provisions of Section 8 of Article XI of the Constitution and of said Charter and said ordinances the said proposed Charter amendment was submitted to the qualified electors of said city for its ratification at said election, and that at said election a majority of the qualified electors voting thereon voted in favor of the ratification of and did ratify said proposed amendment to the Charter of said city hereinafter set forth.

That, in accordance with the provisions of the Charter of the City of Pasadena and with the law in such cases made and provided, the Board of Directors of the City of Pasadena met on the 1st day of March, 1954, at the time fixed by the Charter and at its usual place of meeting, and did duly and regularly canvass the returns of said election, and on the 1st day of March, 1954, the said Board of Directors did duly find, determine and declare the result of said special election as determined from the canvass of the returns therefor aforesaid to be that a majority of the qualified electors of said city voting on the said proposed amendment had voted for and ratified said amendment.

That the said amendment to the Charter so ratified by the electors of the City of Pasadena is in words and figures as follows:

CHARTER AMENDMENT

That the Charter of the City of Pasadena be amended by adding thereto a new article to be numbered Article 6 $\frac{3}{4}$, and to read as follows:

“Article 6 $\frac{3}{4}$. Waterworks and Electric Works Revenue Bonds

Section 1. Revenue Bond Purposes: Revenue bonds for the purpose of providing moneys for the acquisition and construction of additions to, extensions, improvements and repairs of the works managed and controlled by the “Water Department” of the City (herein sometimes called the “Waterworks”) or the works managed and controlled by the Municipal Light and Power Department of the City (herein sometimes called the “Electric Works”) may be issued only as provided in this Article. Such revenue bonds shall not constitute an indebtedness of the City but shall constitute obligations which shall be payable, principal and interest and any premiums upon the redemption of any thereof prior to maturity, only from the fund derived from the public utility

to be added to, extended, improved or repaired with the proceeds of said bonds (the "Water Fund" established in Article 6½ of this Charter in the case of revenue bonds issued for Waterworks purposes, and the "Light and Power Fund" established in Article 6½ of this Charter in the case of revenue bonds issued for Electric Works purposes; and each of said funds may hereinafter in this Article be referred to as a "Revenue Fund"); provided, however, that this shall not preclude the payment thereof from the proceeds of refunding bonds issued to refund said revenue bonds. Refunding bonds for the purpose of refunding any revenue bonds issued under this Article may be issued only as provided in this Article and shall be payable only from the fund from which the revenue bonds to be refunded are payable. No restrictions or limitations upon or procedure for the issuance of bonds in other Articles of this Charter shall apply to such revenue bonds (including Refunding revenue bonds) and this Article shall constitute complete authority for the issuance of such revenue bonds (including such Refunding revenue bonds), and no action or proceeding not required by this Article shall be necessary for the valid authorization and issuance of such revenue bonds.

Section 2. Revenue Bond Ordinance: Whenever the Board of Directors proposes to issue revenue bonds pursuant to this Article it shall adopt an ordinance authorizing the issuance of such bonds which shall recite the objects and purposes for which the bonds are to be issued, which may include any or all of the purposes stated in this Article, the principal amount of the bonds, the maximum rate of interest to be payable thereon, the date of issue of said bonds, the maturity dates thereof, and the fund from which said bonds and the interest thereon and premiums upon the redemption of any thereof are to be payable, and such provisions authorized by Section 3 of this Article as the Board of Directors deems desirable. Said bonds shall be issued in negotiable form and shall be negotiable. The recitals of regularity of proceedings in any revenue bond issued and sold under this Article shall be conclusive evidence of compliance with the provisions of this Article and of the validity of such bond.

Section 3 Revenue Bonds—Terms and Conditions: In the ordinance authorizing the issuance of said bonds the Board of Directors may also fix additional terms and conditions thereof and may in any article, section or clause thereof make such provision as it may deem necessary or desirable to facilitate the issuance and sale of the bonds or for the protection or security of the holders thereof, including, without affecting the generality of the foregoing, provision for any or all of the following:

1. The denomination or denominations of the bonds, the medium of payment thereof, the place or places of payment thereof, which may be within or without the State of California, the form of said bonds (including recitals of regu-

larity) and of interest coupons pertaining thereto, the form, denomination and conditions of any temporary bonds or interim certificates, and the manual and facsimile signatures to be affixed to said bonds or certificates (one signature upon which must be manual) and the manual or facsimile signature to be affixed to interest coupons.

2. The terms and conditions under which said bonds may be issued, sold, paid, redeemed before maturity (including the premiums, if any, to be payable upon bonds redeemed prior to maturity), exchanged, registered, transferred and negotiated.

3. Rates to be charged for services furnished by the public utility added to, extended, improved or repaired with the proceeds of said bonds (or in the case of refunding bonds, with the proceeds of the bonds to be refunded), such rates to provide revenue at least sufficient to pay, as the same become due, principal and interest of such bonds and all other obligations payable from the Revenue Fund of such works (or from any fund derived therefrom) and the necessary expenses of maintaining and operating such works, and the extent to which such services may be furnished or rendered to the City or to any public corporation or body, free or at lower rates than otherwise charged.

4. The Revenue Fund from which said bonds and the interest thereon shall be paid; the collection, deposit and safekeeping of the revenues; the permissible uses thereof, including restrictions upon or prohibitions against any contributions provided for in Sections 4 $\frac{1}{2}$, 4 $\frac{3}{4}$ and 5 of Article 6 $\frac{1}{2}$ of this Charter; provided, however, that nothing in this Article or in any ordinance authorizing the issuance of revenue bonds hereunder or in any resolution or order in the revenue bond proceeding shall prevent, restrict or prohibit the payment from the revenues of the necessary or proper expenses of maintenance and operation of the utility and of conducting the Department prior to the payment of principal and interest of the revenue bonds or the setting aside in the bond service, sinking, redemption, reserve, or other fund, monthly or otherwise, of funds therefor; the special fund or funds to be pledged and kept for the payment of principal and interest of the bonds, including reserve, sinking, bond service, redemption, and trust funds, and any revenue bond payable from the Revenue Fund of a public utility may be paid from any such special fund set up therefor; the permissible investments for moneys in said funds, or any thereof; the accounts and records to be kept, audits thereof and examination thereof by bondholders and others

5. The carrying of insurance upon such public utility or any part thereof against any or all risks, and in case of loss the application of the insurance proceeds.

6. Prohibitions against or limitations upon the sale, lease, or other disposition of such public utility.

7. Prohibitions or limitations upon the issuance of any additional bonds payable from the revenues of the public utility so added to, extended, improved or repaired with the proceeds of said bonds, but no bonds shall be issued pursuant to this Article or under any other provision of this Charter or any other law having any priority in payment of principal or interest out of such revenues over revenue bonds theretofore or thereafter issued and payable out of said revenues.

8. Provisions whereby the consent or agreement of a stated percentage or number of the holders of the bonds may bind all holders to modifications of the provisions of any ordinance, resolution or order authorizing or providing for the issuance of such bonds, or to a refunding of said bonds and to calls or exchanges in connection with such refunding.

9. For the issuance of a duplicate in the manner and upon such terms and conditions as the Board of Directors may determine, in the event any bond, temporary bond, coupon or interim certificate of any such issue is lost, destroyed or mutilated.

10. Any other provision valid under the Constitutions of the State of California and the United States of America which the Board of Directors deems necessary or desirable to facilitate the issuance and sale of said bonds or for the protection of holders thereof.

Such ordinance shall be subject to referendum in the manner that other ordinances of the City are subject to referendum. The ordinance authorizing the issuance of said bonds and all other ordinances, resolutions or orders in the proceeding for the issuance of said bonds shall constitute a contract with the holders of the bonds, and such contract may be enforced by any holder by mandamus, injunction or any applicable legal action, suit, proceeding or other remedy.

Section 4. Revenue Bonds—Limitations. The following Limitations limitations shall apply to the issuance of bonds under this Article:

1. Said bonds shall be payable within not more than forty years from the date of issue thereof, and not less than one-fortieth part of the whole of any issue of bonds shall be payable annually beginning not later than ten years from the date of such issue.

2. Said bonds shall be designated "Revenue Bonds" and each bond shall state on its face that it does not constitute an indebtedness of the City of Pasadena but is an obligation payable, principal and interest, only from the Revenue Fund of the utility for which the proceeds of the bonds will be used.

3. Said bonds shall be sold only at public sale following such notice as the Board of Directors by resolution or order may prescribe; provided, however, that if no satisfactory bid is received pursuant to such notice the Board of Directors may reject all bids received, if any, and thereafter sell said bonds at public or private sale; provided, further, that the provisions of this subsection shall not apply to the exchange of any

refunding bonds. Any such revenue bonds may be sold at a fixed rate of interest or the bidders may be invited to state the rate or rates of interest at which they will purchase said bonds, but no rate on any of the bonds shall exceed the maximum rate stated in the ordinance authorizing the issuance of such bonds. If the bidders are invited to state the interest rate or rates, then upon the acceptance of a bid the Board of Directors shall by resolution or order, which shall not be subject to referendum, fix such interest rate or rates as have been bid by the successful bidder as the rate or rates of interest on the bonds.

4. Said bonds shall be sold for not less than par and accrued interest to date of delivery. The proceeds from the sale (except premium and accrued interest which shall be paid into the Bond Service or other fund designated or established for the payment of principal and interest of the bonds) shall be paid into the construction fund designated by the ordinance authorizing the issuance of such bonds and not into the "Water Fund" or the "Light and Power Fund", and shall be applied exclusively to the objects and purposes set forth in such ordinance; provided, however, (1) that the revenue fund from which the bonds are payable may be reimbursed from such proceeds for expenditures for purposes for which the bonds were issued made from such revenue fund after the ordinance authorizing the issuance of such bonds became effective; (2) that said proceeds may be used for the payment of interest on said bonds during the period of acquisition and construction and for the first six months thereafter; and (3) that when the objects and purposes for which the bonds were issued have been accomplished any remaining unexpended funds derived from the sale of said bonds shall be used for the payment of the principal and interest of said bonds.

Refunding
bonds

Section 5. Refunding Bonds: Refunding bonds may be issued for the purpose of refunding any revenue bonds issued pursuant to this Article, and such refunding bonds may be issued in principal amount sufficient to refund the outstanding bonds proposed to be refunded thereby, including payments of accrued interest and of any premiums thereon. Refunding bonds shall be authorized, issued and sold in the manner provided for the sale of other revenue bonds hereunder, or may be exchanged for the outstanding bonds to be refunded upon such terms and conditions as may be stated in the ordinance authorizing such refunding bonds.

Proceedings
Effect

Section 6. Revenue Bond Proceedings—Effect of: To the extent that any provision of an ordinance authorizing the issuance of bonds pursuant to this Article or any provision of any ordinance, resolution or order pertaining to such bonds adopted pursuant to the authority of this Article is inconsistent with any of the provisions of any other Article of this Charter, the provisions of such ordinance, resolution or order shall control so long as any of the bonds and interest coupons to which the same pertain are outstanding and unpaid. No bond shall be deemed to be outstanding and unpaid within

the meaning of this Article if moneys for the purpose of paying the same or redeeming the same prior to maturity and sufficient therefor have been irrevocably set aside in a Bond Service Fund, sinking fund, redemption fund, or other trust fund created to insure the payment or redemption thereof."

That we have compared the foregoing amendment with the original proposal proposed by said Ordinance No. 4315 to be submitted to the electors of said city, and find that the foregoing is a full, true, correct and exact copy thereof.

That as to said amendment this certificate shall be taken as a full and complete certification as to the regularity of all proceedings had and done in connection therewith.

IN WITNESS WHEREOF, we have hereunto set our hands and caused the seal of the said City of Pasadena to be affixed hereto this 1st day of March, 1954.

(SEAL)

CLARENCE A. WINDER
Chairman of the Board of Directors
of the City of Pasadena
CLARA BELLE MACLELLAN
City Clerk

and

WHEREAS, Said proposed amendment to the charter of the City of Pasadena, ratified by the electors of said city, as aforesaid, has been, and is now, submitted to the Legislature of the State of California, for approval or rejection without power of alteration or amendment, in accordance with Section 8 of Article XI of the Constitution of the State of California; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, a majority of all the members elected to each house voting therefor and concurring therein, ^{Approval}
That said amendment to the charter of the City of Pasadena, as proposed to, adopted and ratified by the qualified electors of said City of Pasadena, as hereinabove fully set forth, be and the same is hereby approved as a whole without amendment or alteration, for and as an amendment to and as part of the charter of the City of Pasadena.

CHAPTER 14

Senate Concurrent Resolution No. 7—Approving certain amendments to the charter of the City of Napa, a municipal corporation in the County of Napa, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the tenth day of November, 1953

[Filed with Secretary of State, March 22, 1954]

WHEREAS, Proceedings have been taken and had for the proposal, adoption and ratification of certain amendments to the charter of the City of Napa, a municipal corporation in ^{City of Napa Charter amendments}

the County of Napa, State of California, as hereinafter set forth in the certificate of the mayor and city clerk of said city, as follows, to wit:

STATE OF CALIFORNIA	}	SS.
COUNTY OF NAPA		
CITY OF NAPA		

CERTIFICATE OF RATIFICATION OF AMENDMENT TO THE
CHARTER OF THE CITY OF NAPA

Certificate

We, the undersigned Geo. C. Warner, Mayor of the City of Napa, and Allen R. Thorpe, City Clerk of said city, do hereby certify as follows:

That the City of Napa, a municipal corporation in the County of Napa, State of California, now is and at all times herein mentioned, was a city containing a population of more than 3,500 and less than 50,000 inhabitants and is now, and has been ever since January 26, 1915, organized, existing and acting under a freeholders' charter adopted under and by virtue of Section 8 of Article XI of the Constitution of the State of California, which said Charter was duly ratified by the qualified electors of said City of Napa at an election held for that purpose on the 16th day of December, 1914 and approved by the Legislature of the State of California on the 26th day of January, 1915.

That in accordance with the provisions of Section 8 of Article XI of the Constitution of the State of California the City Council of the City of Napa on its own motion duly made and entered on the minutes of said City Council, on September 29, 1953, duly and regularly prepared and proposed to submit to the qualified voters of said City of Napa a proposed amendment to the Charter of said City of Napa, said charter amendment being designated as Charter Amendment No. 1, filed in the office of the Clerk of said City of Napa on said September 29, 1953, and further ordered that said charter amendment should be submitted to and voted upon by the qualified voters of said City at a special election called and held for that purpose in said City on the 10th day of November, 1953;

That said proposed charter amendment was published and advertised in accordance with the provisions of Section 8 of Article XI of the Constitution of the State of California on September 30, 1953, in "The Napa Register," a daily newspaper of general circulation printed and published in said City of Napa (it being the official newspaper of said city), and in all the editions thereof issued during said days of publication.

That said special municipal election was held in said City of Napa on November 10, 1953, and that at said election a majority of the qualified voters voting thereon voted in favor of said proposed charter amendment designated as said Charter Amendment No. 1, and that said City Council, as provided by law, duly and regularly canvassed the returns of said

election and did duly find, determine and declare the result of said special election to be that a majority of the qualified voters of said City voting on said proposed charter amendment had voted for and ratified said amendment, and that the City Clerk did enter on the record and in the minutes of said City Council a statement of the result of said election.

That said amendment to the Charter of the City of Napa, so ratified by the electors of said City of Napa is in words and figures as follows, to wit:

CHARTER AMENDMENT No. 1

That a new section be added to the Charter of the City of Napa, to be numbered Section 171, comprising subsections 171.1 to 171.12, inclusive, to read as follows:

Off-Street Parking Revenue Bonds

Section 171. General Authority. The City of Napa, in addition to all other powers elsewhere enumerated in this Charter or granted to it by the Constitution or laws of the State of California, shall have power to acquire (whether by purchase, lease, eminent domain, or otherwise), construct, establish, improve, extend, maintain, operate, administer, lease and sublease off-street vehicular parking facilities and places within the City of Napa, including any and all public parking lots, garages, or other automotive parking facilities, in order to relieve traffic congestion and promote the welfare of the citizens and inhabitants of said City, and, for the payment of the cost thereof, to issue bonds payable from the revenues of any or all such off-street vehicular parking facilities and from other revenues, all as hereinafter provided in this Section 171. The provisions of this Section 171 (comprising subsections 171.1 to 171.12, inclusive) constitute full and complete authority for the issuance of revenue bonds as herein provided by the Council of the City of Napa and no other procedure, or proceedings, consents, approvals, orders or permission from any municipal officer or board of the City of Napa shall be required for the acquisition, construction or completion of any project, or the issuance of any revenue bonds under this Section 171, except only as specifically provided in this Section 171. The powers and authorities conferred by this Section 171 are in addition to and supplemental to all other powers and authorities conferred upon the City of Napa. The method provided in this Section for the acquisition, construction and completion of projects and the issuance of revenue bonds shall be deemed an additional method for acquiring, constructing and completing such projects and providing funds therefor; provided that the City of Napa may in its discretion, acquire, construct or complete off-street vehicular parking facilities and issue general obligation bonds of the City of Napa therefor, subject however, to the condition that the City of Napa shall not, while any revenue bonds au-

Off-street
parking
revenue
bonds:
General
authority

thorized by this Section 171 are issued and outstanding, acquire, construct or complete any off-street vehicular parking facilities, other than those specifically described in a resolution of issue pursuant to the provisions of this Section 171 which compete with any project acquired, constructed, operated or maintained through the issuance of such outstanding revenue bonds by the Council.

Definitions

Subsection 171.1. Definitions. The following terms whenever used or referred to in this Section 171, or in any resolution of issue, shall have the following meanings, respectively, unless a different meaning appears from the context, viz.:

(a) Bonds. The term "bonds" or "revenue bonds" means the written evidence of any obligation issued by the City, payment of which is secured by a pledge of revenues or any part of revenues, as provided in this Section 171, in order to obtain funds with which to carry out any of the purposes of this section, irrespective of the form of such obligation.

(b) Project. The term "project" means any one or more off-street vehicular parking facilities which is designated by the City as a project in a resolution of issue.

(c) Existing Off-Street Parking Facilities. The term "existing off-street parking facilities" means and includes any off-street vehicular parking facilities now or hereafter owned by the City and operated or controlled by the City at the time of adoption of a resolution of issue and not theretofore designated by the City as a project in a resolution of issue and not acquired, constructed, established, improved, extended, maintained or operated, in whole or in part, from the proceeds of sale of any revenue bonds issued under this Section 171.

(d) Revenues. The term "revenues" means and includes any and all rates, fees and other charges received or receivable in connection with, and any and all income and receipts of whatever kind and character derived by the City from, the operation of a project, or arising from a project, including any such revenues as may have been or may be impounded or deposited in any fund created for the security or further protection of revenue bonds or for the purpose of providing for the payment of the principal thereof or the interest thereon. The term "revenues" also includes (a) net revenues from on-street parking meters within the City at any time owned or controlled by the City and (b) net revenues of any existing off-street parking facilities to the extent that net revenues from either or both of said sources shall be pledged or otherwise made available for the payment of principal and interest of revenue bonds and the operation and maintenance costs of any project or as security or further protection for bonds by a resolution of issue.

(e) Net Revenues. The term "net revenues" when used with reference to on-street parking meters within the City means and includes the gross revenues collected by the City during any fiscal year from the establishment and operation of such on-street parking meters after deducting therefrom the

actual necessary costs and expenses of (a) the acquisition, installation, maintenance and replacement of such parking meters, (b) the collection of revenues therefrom and (c) enforcement of all parking meter ordinances and regulations, all calculated on sound accounting principles, but without any allowance for depreciation or obsolescence. The term "net-revenues" when used with reference to any existing off-street parking facilities, means and includes the gross revenues collected by the City during any fiscal year from the establishment and operation of such existing off-street parking facilities after deducting therefrom all taxes and payments in lieu of taxes payable with respect to such facilities and the actual necessary expenses of maintaining and operating such facilities, calculated on sound accounting principles, but without any allowance for depreciation or obsolescence.

(f) Resolution of Issue. The term "resolution of issue" means any agreement entered into by the Council, including any resolution adopted by the Council, pursuant to which revenue bonds are issued, and includes any agreement entered into or resolution adopted by the Council amending, modifying or supplementing a resolution of issue irrespective of the form thereof.

Subsection 171 2. Powers. Without limiting the generality of Section 171, the Council of the City of Napa shall have the following powers, viz. : Powers of council

(a) Acquisition of Properties. To acquire, by grant, purchase, gift, devise, lease, or by the exercise of right of eminent domain, and to hold, use, sell, lease, sublease or dispose of any real or personal property or any interest in any thereof, including rights-of-way, necessary or appropriate for the full exercise, or convenient or useful for the carrying on, of any of its powers pursuant to this Section 171.

(b) Street Improvements. To acquire any lands, property or rights-of-way necessary or convenient for the opening, widening, straightening and extending of streets or alleys necessary or convenient for the ingress to or egress from any project.

(c) Improvements. To improve any lands so acquired by the construction thereon of garages or other buildings or improvements necessary or convenient for any project.

(d) Administration. To construct, establish, improve, extend, maintain, operate, administer, lease and sublease any project.

(e) Fees and Charges. To fix rates, fees or charges for the use of the facilities provided by any project, or for any services rendered in connection therewith, and to alter, change or modify the same at its pleasure; and, by a resolution of issue or otherwise, to enter into covenants to increase rates, fees or charges from time to time; provided, however, that any person shall be permitted to use or operate any facilities provided by any project only upon payment of the regularly established charge therefor, except as may be otherwise specifically provided in a resolution of issue. All rates, fees and charges shall

be paid only in such coin or currency as on the date of payment is legal tender for public and private debts, or in scrip or tokens issued only upon payment of the face value thereof in such coin or currency.

(f) Revenue Bonds. To issue revenue bonds in order to raise funds for the purpose of acquiring, constructing and establishing any project or of acquiring lands for any project or of acquiring, constructing, completing, improving, extending, maintaining, operating or administering any project, or of refinancing any project, or for any combination of such purposes, which bonds may be secured as hereinafter provided.

(g) Agreements. To make contracts, leases, subleases and agreements relative to the acquisition, operation or maintenance of any project or any part of any project with any person, private corporation or public corporation, political subdivision, city, county, district, the State of California, or the United States of America, or any department or agency of any thereof.

(h) Leases. To rent or lease for commercial purposes space in any project which in the opinion of the Council is not and will not during the term of such lease be required for off-street vehicular parking facilities, provided that the aggregate of all such space so rented or leased at any one time in any project shall not exceed twenty per cent (20%) of the surface area of such project and that the term of any such rental or lease shall not exceed a period of five (5) years from its date.

(i) Regulations. To adopt such rules and regulations as may be necessary regarding the operation and maintenance of any project and to enable the City to exercise the powers and perform the duties conferred or imposed by this Section 171.

(j) General Authority. To do any and all acts or things necessary or appropriate to carry out the purposes of this Section 171 and the provisions, covenants and agreements contained in any resolution of issue adopted pursuant to the authority conferred by this Section 171, provided that nothing in this Section 171 contained shall be construed directly or by implication to be in any way in derogation or in limitation of any powers conferred upon or existing in the City by virtue of the provisions of the Constitution or laws of the State of California or any other provision of this Charter. All powers herein granted are subject to all contractual obligations which may be entered into by the City with the holders of revenue bonds issued hereunder.

Pledge of
net parking
meter
revenues

Subsection 171.3. Pledge of Net Parking Meter Revenues. In addition to all other powers elsewhere enumerated in this section, the Council shall have power to pledge, place a charge upon, or otherwise make available and authorize payment of all or any part of the net revenues collected by the City from the establishment and operation of (a) on-street parking meters within the City now owned or controlled or hereafter acquired or controlled by the City, and (b) existing off-street parking facilities, for such periods of years as shall be determined by

the Council, for the payment of operation and maintenance costs of any one or more projects authorized by this Section 171 or as security or further protection for the payment of principal of and interest on bonds issued pursuant to this Section 171.

Subsection 171.4. Issues of Revenue Bonds; Series and Divisions. The Council may provide for one or several issues of revenue bonds and may issue bonds in series, or may divide any issue into one or more series or divisions and fix different maturities or dates for each series or division, different rates of interest, or different terms and conditions for the bonds of the several series or divisions. It is not necessary that all bonds of the same authorized issue be of the same kind or character, have the same security, or be of the same interest rate, but the terms thereof shall in each case be provided for by the Council by a resolution of issue at the time of or prior to the issue thereof.

Revenue
bonds
Issues

Subsection 171.5. Authorization of Revenue Bonds. Each issue of revenue bonds shall be authorized by the Council by a resolution of issue adopted by affirmative votes of at least three (3) members of the Council at any duly assembled meeting which may be a regular, adjourned regular or a special meeting. A resolution of issue shall provide for the aggregate principal amount, date or dates, maturities, interest rates, denominations and form of revenue bonds and may provide for the registration, transfer and interchange, of any revenue bonds and coupons issued pursuant to this Section 171; and shall prescribe the purpose or purposes for which said revenue bonds are to be issued and the terms and conditions on which said revenue bonds are to be executed, issued, secured, sold and paid, and, if desired, the terms and conditions on which said revenue bonds may be redeemed prior to maturity or refunded.

Author-
ization

Subsection 171.6. Provisions Relating to Bonds. The following provisions shall apply to (a) all revenue bonds issued pursuant to this Section 171 and (b) each resolution of issue relating to the revenue bonds thereby authorized.

Provisions

(a) Date of Bonds. Bonds shall bear dates prescribed by the resolution of issue.

(b) Maturity. Bonds may be serial bonds or sinking fund bonds or a combination thereof, with such maturities as shall be provided in the resolution of issue. No bond by its terms shall mature in more than forty (40) years from its own date and, in the event of any authorized issue is divided into two or more series or divisions, the maximum maturity date of each such series or division shall be calculated from the date on the face of each bond separately, irrespective of the fact that different dates may be prescribed for the bonds of each separate series or division of any authorized issue.

(c) Interest. Bonds shall bear interest at a rate of not to exceed six (6) per cent annum, payable annually or semi-annually, or in part annually and in part semi-annually.

(d) *Coupon or Registered Bonds.* Bonds may be issued as coupon bonds or as registered bonds. A resolution of issue may provide for the interchange of coupon bonds for registered bonds and registered bonds for coupon bonds, and may provide that the bonds shall be registered as to principal only, or as to both principal and interest, or otherwise as the resolution of issue shall prescribe.

(e) *Redemption.* Bonds may be called upon such terms and conditions and upon such notice as the resolution of issue shall prescribe and upon payment of such premium (not exceeding six per cent (6%) of the par value of such bonds), if any, as may be fixed in the resolution of issue. No bond shall be subject to call or redemption prior to its fixed maturity date, unless the right to exercise such call is expressly stated on the face of the bond.

(f) *Source of Payment.* All revenue bonds shall be payable exclusively from revenues pledged to their payment. No taxes for the payment of such revenue bonds shall be levied upon the taxable property of the City.

(g) *Reference on Bonds to Resolution of Issue.* Reference on the face of a revenue bond to the resolution of issue by its date of adoption is sufficient to incorporate all of the provisions thereof and of this Section 171 into the body of said revenue bond and its appurtenant coupons. Each taker and subsequent holder of a revenue bond or coupons, whether such coupons are attached to or detached from said revenue bond, shall have recourse to all of the provisions of the resolution of issue and of this Section 171 and shall be bound thereby.

(h) *Recital in Bonds.* All revenue bonds shall contain a recital on their face that neither the payment of principal of nor of interest on such revenue bonds constitutes an indebtedness of the City of Napa.

(i) *Place and Manner of Payment.* The principal of and interest on bonds may be paid at any one or more places within or without the State of California and in any specified coin or currency of the United States of America.

(j) *Execution and Authentication of Bonds.* Bonds may be executed and authenticated by the manual, lithographed or printed facsimile signature of any officer or officers of the City and may also be authenticated by a trustee or fiscal agent appointed by the Council, all as may be provided in the resolution of issue. If any of the officers whose signatures or countersignatures appear on the bonds cease to be officers before the delivery of the bonds or coupons to the purchasers thereof, their signatures or countersignatures shall nevertheless be valid and of the same force and effect as if such officers had remained in office until the delivery of the bonds and coupons.

(k) *Issuance of Temporary Bonds.* Pending the actual issuance or delivery of definitive bonds, the Council may issue temporary or interim bonds, certificates or receipts of any denominations whatsoever, and with or without coupons, and

with such provisions as the Council may determine, to be exchanged for definitive bonds when ready for delivery. In the absence of an express recital on its face that a temporary bond or interim receipt is non-negotiable, such bond or interim receipt is a negotiable instrument.

(l) Replacement of Lost, Destroyed, Mutilated or Stolen Bonds. Lost, destroyed, mutilated or stolen bonds or coupons may be replaced as provided in the resolution of issue.

(m) Security. All revenue bonds shall be secured by an exclusive pledge and charge upon all or a portion of (a) the revenues of the project for the acquisition, construction and completion of which said bonds are issued or authorized to be issued, (b) revenues from on-street parking meters, and (c) revenues of any existing off-street parking facilities, all as provided for in the resolution of issue. Revenues of a project include improvements and extensions of such project later constructed or acquired. The revenues of the project, any interest earned on the revenues of the project, and all pledged on-street parking meter revenues and pledged revenues of existing off-street parking facilities shall constitute a trust fund for the security and payment of the principal of and interest on the bonds and so long as any bonds or interest thereon are unpaid said revenues and interest shall not be used for any other purpose; provided, however, that a resolution of issue may provide that any amounts required for the maintenance and operation costs of the project and any and all other costs and expenses relative to the project or to the bonds, may be apportioned from revenues, but only to the extent specified in the resolution of issue.

(n) Bonds of Same Issue to Be Equally Secured. Bonds of the same issue shall be equally secured by a pledge and charge upon revenues, without priority for number, date of bonds, of sale, of execution, or of delivery; except that if the Council authorizes the issuance of bonds of different series it may provide that the bonds in any series shall, to the extent and in the manner prescribed in the resolution of issue, be subordinated and be junior in standing with respect to the payment of principal and interest and the security thereof to such other bonds as may be specified in the resolution of issue.

(o) Refunding Bonds. The Council may provide for the issuance, sale or exchange of refunding bonds for the purpose of redeeming, retiring or refunding any revenue bonds issued under this section, subject to any limitations contained in the resolution of issue pursuant to which such revenue bonds are issued. All provisions of this section applicable to the issuance of revenue bonds shall be applicable to the refunding bonds and to the issuance, sale or exchange thereof. Refunding bonds may be issued in a principal amount sufficient to provide funds for the payment of all bonds to be refunded thereby, and in addition, for the payment of all expenses incident to the calling, retiring or paying of such outstanding bonds and the issuance of such refunding bonds. Such expenses may include the

difference in amount between the par value of the refunding bonds and any amount less than par for which the refunding bonds are sold, any amount necessary to be made available for the payment of interest upon such refunding bonds from the date of sale thereof to the date of payment of the bonds to be refunded, or to the date upon which the bonds to be refunded will be paid pursuant to call thereof or agreement with the holders thereof, and also the premium, if any, necessary to be paid in order to call and retire the outstanding bonds and the interest accruing thereon to the date of call or retirement.

(p) **Validity of Bonds.** The Council shall have power to determine that, upon the issuance of any revenue bonds hereunder, any and all acts, conditions and things required to exist, to happen and to be performed, precedent to and in the issuance thereof, will have existed, will have happened and will have been performed, in due time, form and manner, as required by the Constitution and laws of the State of California and by this Charter and any resolution of issue and to include such determination by appropriate recital in the revenue bonds which shall be conclusive and binding upon the City. From and after the issuance of any issue of revenue bonds such findings and determinations of the Council shall be conclusive evidence of the existence of the facts so found and determined in any action or proceedings in any court, State or Federal, and no bona fide purchaser of any revenue bond containing a recital as set forth above shall be required to see to the existence of any fact or the performance of any condition or the taking of any proceeding required prior to such issue or to the application of the purchase price paid for such revenue bonds. Revenue bonds shall be deemed to be issued whenever definitive bonds or any temporary bonds or interim receipts exchangeable therefor have been delivered to the purchasers thereof and the purchase price thereof has been received by the City Treasurer of the City, or in the case of bonds to be refunded through exchange, whenever such exchange has been made.

Validity

Subsection 171.7. **Validity of Bonds Not Affected by Actions of City Relative to Project.** The validity of the authorization and issuance of any revenue bonds by the Council shall not be dependent on or affected in any way by:

(a) Proceedings taken by the City for the acquisition, construction or completion of any project or any part thereof.

(b) Any contracts made in connection with the acquisition, construction or completion of any project; or

(c) The failure to complete any project for which bonds are authorized to be issued.

Sale

Subsection 171.8. **Sale of Bonds.** Before selling any bonds the Council shall give notice inviting sealed bids in such manner as the Council may prescribe. If satisfactory bids are received, the bonds offered for sale shall be awarded to the highest responsible bidder. If no bids are received or if the Council determines that the bids received are not satisfactory,

the Council may reject all bids received, if any, and either re-advertise or sell the bonds at private sale. The Council may sell bonds at a price below the par or face value thereof, provided that the maximum net interest cost (computed on a 360-day year basis) on bonds sold below par or face value shall not exceed an average of six per cent (6%) per annum payable semi-annually, to the respective maturity dates of said bonds. In connection with any sale of revenue bonds the Council may cause to be prepared and circulated such official statements or circulars as in the opinion of the Council may be necessary or desirable to effect such sale on the most advantageous terms to the City.

Subsection 171.9. Payment of Incidental Expenses and Interest and Creation of Funds from Proceeds of Sale of Bonds. All costs and expenses incidental to the issuance and sale of bonds, including (without limiting the generality of the foregoing) the cost of preparation of the bonds and coupons, the cost of all traffic and economic surveys, of preparation of plans and specifications, of all architectural, engineering, inspection, legal, financial and economic consultant's, trustee's and fiscal agent's fees, the creation of a bond reserve fund, the creation of a working capital fund or other funds and bond interest estimated to accrue during the period of acquisition or construction of a project and for a period of not to exceed six (6) months thereafter, all as provided for in the resolution of issue, may be paid out of the proceeds of sale of the bonds.

Subsection 171.10. Provisions Relating to Resolutions of Issue. The following provisions shall govern and apply to each resolution of issue adopted by the Council, viz., a resolution of issue may provide that

(a—Bond Construction Fund) the proceeds of sale of all revenue bonds authorized thereby shall either be deposited in a fund separate and apart from all other funds of the City or paid direct to any bank or trust company designated by the Council as the fiscal agent of the City, and that said proceeds shall be held by the City or such fiscal agent in a separate account to be designated the "Construction Fund" and be disbursed in the manner and upon the conditions provided therein for the object and purpose of the acquisition, construction and completion of the project therein designated, including the payment of all incidental expenses and interest and the creation of other funds therein provided for, and may provide that moneys in any construction fund may be invested subject to such limitations as may be provided therein; and that any moneys in a construction fund remaining unexpended after said object and purpose shall have been completed shall be applied to the payment of the principal of and interest on said bonds, and that none of said moneys shall be transferred to any other fund of the City or used for any purpose other than as specified therein.

(b—Continuous Operation of Project) the City shall, so long as any bonds thereby authorized shall be outstanding,

Proceeds
of sale
Payment of
expenses,
etc.

Creation
of funds

Resolutions
of issue

operate the project designated in the resolution of issue continuously and in an efficient and economical manner and in good working order and condition and shall make all necessary repairs, improvements and replacements.

(c—Rates, Fees and Other Charges) the Council will prescribe, revise and collect rates, fees and charges (aa) for use of the facilities provided by the project acquired, constructed or completed from the proceeds of sale of the bonds issued pursuant to such resolution of issue, (bb) for any services rendered in connection with such project, and (cc) for use of any on-street parking meters and existing off-street parking facilities, any revenues from which are pledged to secure the bonds; that such rates, fees and charges shall at all times be sufficient to yield revenues from the project and net revenues from such on-street parking meters and existing off-street parking facilities equal to all redemption payments and interest charges on said bonds as the same fall due, together with such additional sums as may be required for any sinking fund, reserve fund or other special fund provided for the security or further protection of said bonds, or as a depreciation charge or other charge in connection with such project and for the payment of all costs of maintenance and operation of the project; and that such rates, fees and charges shall not be reduced below an amount sufficient to provide funds to meet all obligations specified in the resolution of issue.

(d—Holding and Application of Revenues) the City will hold or cause to be held in trust the revenues pledged to the payment of the principal of and interest on the bonds issued thereunder, or to any reserve or other fund created for the security or further protection of the bonds, and will apply such revenues or cause them to be applied only as provided therein.

(e—Preservation and Protection of Security) the City will preserve and protect the security of the bonds issued thereunder and the rights of the holders thereof and will warrant and defend such rights; that the City will pay and discharge or cause to be paid and discharged all lawful claims for labor, materials and supplies or other charges which, if unpaid, might become a lien or charge upon revenues, or which might impair the security of any bonds issued for the acquisition, construction or completion of any project; and that any right, power or privilege of the City to mortgage or otherwise encumber, or to sell, lease or dispose of a project or to enter into any lease or agreement which impairs or impedes the operation of a project or of any part thereof necessary to provide adequate revenues, or which otherwise impairs or impedes the rights of the holders of the bonds with respect to such revenues may be limited, restricted or prohibited upon such terms and conditions as may be provided therein.

(f—Proceeds of Project Taken by Eminent Domain) if any part of a project shall be taken by eminent domain or other proceeding authorized by law, the proceeds to the City there-

from shall be applied to the replacement of such project or to the payment and retirement of the bonds issued pursuant to such resolution of issue, or as otherwise set forth therein.

(g—Insurance) the City shall maintain the kinds and amounts of insurance specified therein on a project, or any part thereof (including insurance of any project against loss of revenues from any cause whatsoever, against public liability or property damage and against loss by fire or any other hazard, as may be provided therein) and may provide for the payment of the premiums thereon, and for the use and disposition of proceeds of any such insurance thereafter collected.

(h—Books, Records and Accounts) the City will keep accurate books and records of account showing all revenues received from the operation of any project and all expenditures thereof, and all revenues from on-street parking meters and existing off-street parking facilities pledged or otherwise made available as security or as further protection for the bonds issued pursuant to said resolution of issue; that all such books and records shall be open at all times during business hours to the inspection of the holders of one or more of the bonds or of any specified percentage of such holders or their duly authorized representatives; that annual or other periodic statements of the condition of such project and of all of said other revenues will be furnished to the holders of the bonds; that summaries of all such statements will be published at least annually in the official newspaper of the City; and that the books and records of the City pertaining to the operation of any project and to all of said other revenues shall be audited by independent public accountants in such manner and under such circumstances as may be set forth therein.

(i—Trustee; Fiscal Agent; Paying Agents) the City will designate a bank or trust company, qualified to do business in the State of California, as a trustee or fiscal agent for the City and holders of bonds issued under said resolution of issue; that such trustee will be authorized to act on behalf of the holders of the bonds or any stated percentage thereof, and to exercise and prosecute on behalf of the holders of the bonds such rights and remedies as may be available to the holders; that the City shall designate any bank or trust company in any city in which any bonds are made payable as the City's paying agent in such city; the City shall fix and determine the conditions upon which any trustee, fiscal agent or paying agent shall receive, hold or disburse any or all revenues deposited with it by or by authority of the City; and that the duties and powers of any such trustee, fiscal agent or paying agent with respect to the issuance, authentication, sale and delivery of the bonds, the payment of the principal thereof and interest thereon, the redemption thereof, the registration and discharge from registration of bonds and the management of any funds provided for in the resolution of issue shall be as specified therein.

(j—Competitive Projects) the City shall not, while any revenue bonds authorized hereunder are outstanding and unpaid, acquire, construct, complete or maintain within the City, or permit any person to maintain on any city-owned property within the City, any off-street vehicular parking facilities or places, excepting those therein described, which compete in any way with any project or which are similar to any off-street vehicular parking facilities or places maintained or operated by the City through the issuance of revenue bonds hereunder; and may define the word “compete” as used in the preceding sentence and in such resolution of issue, and may except from the covenant authorized to be made by this section any and all off-street vehicular parking facilities then or thereafter maintained by the City.

(k—Limitation on Additional Indebtedness) the incurring of additional indebtedness payable in whole or in part from the revenues charged with payment of the bonds issued pursuant to such resolution of issue shall be limited or restricted as therein provided.

(l—Events of Default) the rights, limitations, powers and duties arising upon breach by the City of any of the covenants, conditions or obligations therein contained shall be as therein provided and may provide the terms and conditions upon which all bonds issued thereunder may be declared or become due and payable prior to maturity and the terms and conditions upon which such declaration and its consequences may be waived.

(m—Amendment or Modification of Resolution of Issue) may prescribe a procedure by which its terms and conditions and the terms and conditions of the revenue bonds issued thereunder may be subsequently amended or modified with the consent of the City and the vote or written consent of the holders of a specified principal amount or proportion of the bonds issued and outstanding, including provision for meetings with bondholders and the manner in which the consents of the bondholders may be given; may set forth a specific statement of the effect of each such amendment or modification upon the rights of the holders of all of the bonds and interest coupons appertaining thereto; and may contain a provision that bonds held by the City or by the State of California or any public corporation, political subdivision, city, county, district or any agency of any thereof, shall not be counted as outstanding bonds or be entitled to vote or consent, but shall nevertheless be subject, to any such amendment or modification.

(n—Use of Surplus) after all of the revenue bonds issued thereunder shall have been fully paid or discharged, or provision for their payment and discharge irrevocably made, any surplus moneys in any construction fund or other fund provided for the security or further protection of the bonds shall become and be the property of the City and be used by the City for any lawful purpose.

(o—Additional Covenants and Agreements) such other acts and matters may be included therein together with any and all such additional covenants and agreements on the part of the City as the Council shall deem necessary or advisable.

Subsection 171.11. Rights of Bondholders. Except as provided otherwise in any resolution of issue, the holder of any bond issued pursuant to this Section 171 may by mandamus or other appropriate proceedings require and compel the performance of any of the duties imposed upon the City or any official or employee of the City or assumed by any thereof in connection with the acquisition, construction, completion, operation, maintenance, repair, reconstruction or insurance of any project, or the collection, deposit, investment, application and disbursement of rates, fees and charges derived from the operation and use of any project and all other revenues, or in connection with the deposit, investment or disbursement of the proceeds received from the sale of the bonds under this section. The enumeration of such rights and remedies does not, however, exclude the exercise or prosecution of any other rights or remedies available to the holders of bonds issued pursuant to this Section 171.

Rights of
bondholders

Subsection 171.12. Revenue Bonds Excluded from Bonded Indebtedness of City. Revenue bonds issued under this Section 171 shall not be taken into consideration in determining the bonded indebtedness which the City of Napa is authorized to incur and shall be excluded from any limitation provided by this Charter or by general law on the amount of bonded indebtedness of the City.

Exclusion of
revenue
bonds from
bonded
indebtedness
of city

That we have compared the foregoing amendment with the original proposal submitted to the electors of said City of Napa and find that the foregoing is a full, true, correct and exact copy thereof, and we further certify that the facts set forth in the preambles of this Certificate preceding said amendment to said Charter are, and each of them is true.

The foregoing proposed and ratified amendment to the Charter of the City of Napa is hereby submitted to the Legislature of the State of California for approval or rejection as a whole without power of alteration or amendment in accordance with the provisions of Section 8 of Article XI of the Constitution of the State of California.

IN WITNESS WHEREOF, we have hereunto set our hands and caused the seal of said City of Napa to be affixed hereto this 4th day of January, 1954.

(SEAL)

GEO. C. WARNER
Mayor of the City of Napa,
State of California
ALLEN R. THORPE
City Clerk of the City of Napa,
State of California

and

WHEREAS, Said proposed charter amendments as ratified as hereinabove set forth have been and now are duly presented

and submitted to the Legislature of the State of California for approval or rejection, as a whole without power of alteration or amendment, in accordance with Section 8 of Article XI of the Constitution of the State of California; now, therefore, be it

Approval

Resolved by the Senate of the State of California, the Assembly concurring, a majority of all the members elected to each house voting therefor and concurring therein, That said amendments to the charter of the City of Napa, as proposed to and adopted and ratified by the electors of said city, as hereinbefore fully set forth, be and the same are hereby approved as a whole without alteration or amendment, for and as amendments to and as part of the charter of said City of Napa.

CHAPTER 15

Assembly Joint Resolution No. 4—Relative to closing the United States-Mexico border to unescorted minors.

[Filed with Secretary of State, March 23, 1954]

WHEREAS, Citizens of the United States are permitted to visit and return from many towns across the Mexican border without restriction; and

WHEREAS, A congressional committee has reported information that many minors are visiting these towns for the sole purpose of obtaining drugs, including marijuana and heroin; and

WHEREAS, The increased use of narcotics by minors is becoming a serious problem in the United States; and

WHEREAS, Recently more and more sinister crimes have been committed by minors while under the influence of narcotics; and

WHEREAS, Restrictions on narcotic drugs under the laws of the United States are of little force and effect if minors have free access to the drugs; now, therefore, be it

Resolved by the Assembly and Senate of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the President and the State Department to take such measures as may be necessary to close the United States-Mexico border to all minors who are not accompanied by adults; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the President and to the Secretary of State of the United States, and to each Member of Congress from California

CHAPTER 16

Assembly Concurrent Resolution No. 9—Commending Assemblywoman Kathryn Theresa Niehouse on her outstanding services to the State and to the people of her district as a Member of the Legislature.

[Filed with Secretary of State, March 23, 1954]

WHEREAS, Kathryn Theresa Niehouse has given outstanding service to this State and during the 12 years in which she has been a Member of the Legislature has distinguished herself for her devoted and capable representation to the interests of the people of her district and of the State; and

WHEREAS, The outstanding capabilities of Kathryn Niehouse are illustrated by the legislation she has sponsored, including the many laws relating to social welfare, and by the fact that in 1943, shortly after she was first elected to the Legislature, she became Chairman of the Assembly Standing Committee on Social Welfare, and continued as chairman until the 1953 Regular Session, and was Chairman of the Interim Committee on Social Welfare from 1950 until 1953, and served on many of the most important committees in the Assembly, among which are Education, Manufacturing, Oil, and Mining Industry, Military Affairs, Public Morals, and Crime and Correction; and

WHEREAS, After many years of devoting much time and energy to valuable public service, Assemblywoman Niehouse has announced that the condition of her health prevents her from seeking re-election; and

WHEREAS, This announcement is received by her fellow Members of the Legislature with deep regret; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Members of the Legislature hereby commend the Honorable Kathryn Niehouse for the outstanding and valuable service she has rendered in the California Legislature to the people of her district and to the State and wish her a speedy return to good health; and be it further

Resolved, That the Chief Clerk of the Assembly is instructed to deliver a suitably engrossed copy of this resolution to the Honorable Kathryn Theresa Niehouse.

CHAPTER 17

Assembly Concurrent Resolution No. 13—Relative to the death of Judge James G. Crichton.

[Filed with Secretary of State, March 23, 1954]

WHEREAS, After a year's illness, death came Friday, March 5, 1954, to Presiding Judge James G. Crichton of the Fresno Municipal Court in his 61st year; and

WHEREAS, Judge Crichton ably and conscientiously represented the 32d Assembly District in this House from 1942 to 1950; and

WHEREAS, The public service of Judge Crichton commenced with two years as clerk to the late Superior Court Judge H. Z. Austin, followed by two years as deputy district attorney for Fresno County and later as police judge from 1922 to 1933, and after his eight years in the Assembly he served again as police judge and finally on the municipal court bench; and

WHEREAS, He was a veteran of the field artillery in World War I and a member of the American Legion, Woodmen of the World, Elks, Masons, and county and state bar associations; and

WHEREAS, He was born in Eureka, California, on June 4, 1893, going to Fresno in 1910 and was admitted to the practice of law in 1917; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the passing of Judge James G. Crichton has saddened the Members of the Legislature and is a loss to the public life of the State of California; and be it further

Resolved, That the Members of the Legislature extend their condolences to his widow, Mrs. Rose Crichton, to whom the Chief Clerk is directed to send a suitably prepared copy of this resolution; and be it further

Resolved, That when the Legislature adjourns this day it shall do so out of respect to the memory of Judge James G. Crichton.

CHAPTER 18

Assembly Concurrent Resolution No. 10—Relative to the passing of Judge Benjamin J. Scheinman.

[Filed with Secretary of State, March 24, 1954.]

WHEREAS, The Members of the Legislature have received with the deepest regret news of the untimely passing of Judge Benjamin J. Scheinman in Los Angeles on February 18, 1954, at the young age of 57; and

WHEREAS, Judge Scheinman, a native of Detroit, graduated from the University of Michigan and the Harvard Law School, coming to Los Angeles shortly thereafter; and

WHEREAS, Devoting his life to public service, Judge Scheinman served as Deputy District Attorney of Los Angeles County from 1924 to 1930, was appointed to the municipal bench by Governor James Rolph, Jr., in 1931, and was elevated to the superior court in 1937, to which office he was re-elected again and again with increasing majorities; and

WHEREAS, Judge Scheinman served in both world wars, as a Navy ensign in World War I and as a lieutenant colonel in the Army in World War II serving in the military government in Germany. He was an active member of several organi-

zations of war veterans and was Commander of the Military Order of World Wars in 1950-1951; and

WHEREAS, Long active in community affairs, he was a leader in the Boy Scouts movement serving as President of the Los Angeles Area Council in 1941-1942; was Exalted Ruler of B. P. O. Elks Los Angeles 99 in 1937-1938; Master of Westgate Lodge 335—F. & A. M. in 1936; President of the Los Angeles Chapter of the American Jewish Committee; President of Vista Del Mar Child Care Service; President of the Jewish Committee for Personal Service; and at the time of his passing was President of the Jewish Big Brothers Association; and

WHEREAS, In addition, he was a member of the Los Angeles Lodge of B'nai B'rith which he served as president in 1930, followed by service on the Executive Committee of the Grand Lodge and as Grand Orator of District No. 4 in 1932. He was one of the early members of the Board of Directors of the Los Angeles Jewish Community Council, a trustee of the Federation of Jewish Welfare organizations, President of the Los Angeles Zionist District, member of the Community Relations Committee, and Chairman of Friendship House, the first intercultural activity in Los Angeles for Negroes and whites; and

WHEREAS, Of Judge Scheinman, it may be aptly said in the words of Holy Scripture: "A wise man shall inherit honor among his people, and his name shall live forever"—Eclus. 37: 29; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Legislature of the State of California expresses its deep sense of sorrow at the loss of Judge Benjamin J. Scheinman, a jurist whose services to the welfare of the public will be long remembered and appreciated, and the Members of the Legislature hereby extend their sincerest and deepest condolences to his family and friends; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably engrossed copy of this resolution to Mrs. Marie Antoinette Scheinman, his widow; and be it further

Resolved, That when the Legislature adjourns on this day it shall do so in honor of Judge Benjamin J. Scheinman.

CHAPTER 19

Assembly Concurrent Resolution No. 16—Relative to congratulating the City of Lakewood upon its incorporation as a city of the sixth class.

[Filed with Secretary of State, March 25, 1954]

WHEREAS, Those residents of California with homes in a well-defined unincorporated area situated within the Seventieth Assembly District in the County of Los Angeles on March 9,

1954, voted on the question of incorporation as a city of the sixth class; and

WHEREAS, The vote favored incorporation by a very substantial majority; and

WHEREAS, The newly incorporated area will be known as the City of Lakewood; and

WHEREAS, The estimates of official bodies place the population of the new city at approximately 57,000, thus making it eighth in population in the County of Los Angeles and one of the major cities of California; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring. That the Members of the Legislature of the State of California congratulate the residents of the City of Lakewood upon their attainment of the status of a city in the State of California and wish them prosperity and success in the years ahead; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the Mayor of the City of Lakewood and to the Chairman of the Board of Supervisors of the County of Los Angeles.

CHAPTER 20

Assembly Joint Resolution No. 1—Relative to increasing the pay of the armed services.

[Filed with Secretary of State, March 29, 1954]

WHEREAS, It has come to the attention of the Legislature of the State of California that the pay of the officers and enlisted personnel of the armed services of the United States of America is far behind the present cost of living and has lagged behind the pay of other groups of government employees; and

WHEREAS, A significant portion of the population of the Nation and of this State is service connected and great hardship is being caused to the individuals concerned and their families and to the communities in which they reside by the existing pay status; and

WHEREAS, The Legislature of the State of California has been informed that legislation has been introduced in Congress, in the form of H. R. 1437, to adjust the pay of the armed forces of the United States and that an increase has been recommended by the Department of Defense; now, therefore, be it

Resolved by the Assembly and Senate of the State of California, jointly, That the Congress and the President of the United States are hereby urged and memorialized to enact legislation which will eliminate the great inequities in the pay and benefits provided for the personnel of the armed services

of the United States of America, which inequities directly effect the morale and efficiency of the armed services and place great hardship upon a large number of families throughout the Nation; and that special attention be given to legislation increasing the pay of the armed services and protecting such other and further benefits as are extended to such persons; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby directed to transmit copies of this resolution to the President of the United States, to the President of the Senate, to the Speaker of the House of Representatives, to each Senator and Representative from California in the Congress of the United States.

CHAPTER 21

Assembly Joint Resolution No. 2—Relative to using money collected by federal gasoline, diesel fuel, and lubricating oil taxes upon federal-aid primary highway systems.

[Filed with Secretary of State, March 29, 1954]

WHEREAS, The Federal Government imposes a six cent (\$0.06) a gallon tax on lubricating oil, and a tax on gasoline and diesel fuel sold by the producer or importer thereof, which at the present amounts to two cents (\$0.02) a gallon and effective April 1, 1954, will amount to one and a half cents (\$0.015) a gallon; and

WHEREAS, The ultimate burden of paying such taxes is on those who operate motor vehicles over the Nation's highways and who use lubricating oil to lubricate machinery; and

WHEREAS, It is only just and equitable that the revenue derived from such taxes be used primarily for the benefit of those who make them possible; now, therefore, be it

Resolved by the Assembly and Senate of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the Congress of the United States to amend the federal gasoline, diesel fuel, and lubricating oil tax acts so that all revenues collected thereunder shall be used solely for the construction, improvement, repair and maintenance of federal-aid highway systems throughout the United States; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the President of the United States, the President of the Senate, the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 22

Senate Concurrent Resolution No. 14—Relative to the acquisition and development of Hearst Castle at San Simeon, California.

[Filed with Secretary of State, March 29, 1954.]

WHEREAS, It has been proposed that the Hearst Castle at San Simeon, together with its furnishings and works of art, with 300 acres of surrounding grounds, be offered as a gift to the State of California by the estate of the late William Randolph Hearst; and

WHEREAS, The California State Park Commission in its meeting of November 20, 1953, resolved that it would report favorably upon this project to the State Legislature and accept title to the property as a state historical monument, whenever the Legislature has passed a concurrent resolution favoring such acquisition and administration; and

WHEREAS, This structure represents one of the unique architectural achievements in America; and

WHEREAS, The furnishings and works of art comprise one of the outstanding collections of European art and furnishings; and

WHEREAS, In addition to its cultural and artistic interest, this property has historical significance; and

WHEREAS, It is the belief of the California State Park Commission that the Hearst Castle, if preserved, will be an outstanding object of interest and a tourist attraction, which will result in both economic and cultural benefit to the people of California and the Nation and that, if arrangements are perfected for inspection by the public and an admission fee imposed, the property can be partly self-supporting; now therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Legislature favors the establishment of the Hearst Castle as a state historical monument and the appropriation of funds by the Legislature to preserve, develop, maintain, and operate the property under the jurisdiction of the California State Park Commission.

CHAPTER 23

Senate Concurrent Resolution No. 16—Relative to memorializing Judge William Maxwell Conley.

[Filed with Secretary of State, March 29, 1954.]

WHEREAS, The Members of the Legislature have learned with sorrow of the passing from mortal life of Judge William Maxwell Conley, on March 7, 1954; and

WHEREAS, Judge Conley contributed substantially to the development of this State through his efforts to establish

Madera County, through his service as the first judge of the Superior Court of Madera County, and through his many, varied, and successful contributions to the development of the Central San Joaquin Valley; and

WHEREAS, Born in Maxwell Creek, Mariposa County, July 11, 1866, Judge Conley was admitted to the California Bar in 1891 and was married to Emma Bedesen in 1893, with whom he enjoyed a long and rewarding companionship until her death in 1946; and

WHEREAS, There is left to carry on the heritage of this remarkable man his two sons, Philip Conley, now Judge of the Fresno County Superior Court, and Matthew Conley, and three grandchildren, Mrs. Clifford B. Hughes, Thomas M. Conley and Phillip R. Conley and a great-grandson, Clifford Conley; and

WHEREAS, The life of Judge Conley will be long remembered by the Elks Lodge of Fresno, which he joined in 1900, by the Native Sons of the Golden West, of which he was the senior past president, and by the Knights of Pythias, of which he was a life member; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the people of the State of California have lost a good leader, a fine lawyer, and an eminent jurist and by this resolution do mark their respect by the spreading of this resolution on the statute books of this State; and be it further

Resolved, That the Secretary of the Senate transmit to the Honorable Philip Conley and to Matthew Conley, sons of Judge Conley, an engrossed copy of this resolution together with the sincere condolences of the Members of the Legislature.

CHAPTER 24

Senate Concurrent Resolution No. 17—Approving certain amendments to the charter of the City of Marysville, a municipal corporation in the County of Yuba, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election held therein on the eighteenth day of January, 1954.

[Filed with Secretary of State, March 29, 1954.]

WHEREAS, Proceedings have been taken and had for the proposal, adoption and ratification of certain amendments to the charter of the City of Marysville, a municipal corporation in the County of Yuba, State of California, as hereinafter set forth in the certificate of the mayor and city clerk of said city, as follows, to wit:

City of
Marysville
Charter
amendments

CERTIFICATE OF RATIFICATION BY ELECTORS OF THE CITY OF
MARYSVILLE OF 7 CERTAIN CHARTER AMENDMENTS

STATE OF CALIFORNIA }
COUNTY OF YUBA } ss.
CITY OF MARYSVILLE }

Certificate

We, the undersigned, Roy G Cunningham, Mayor of the City of Marysville, and Chester O. Gates, City Clerk of the City of Marysville, do hereby certify and declare as follows:

That the City of Marysville, County of Yuba, State of California, is a city containing a population of more than three thousand five hundred (3,500) and less than fifty thousand (50,000) inhabitants as ascertained by the last preceding census taken under the authority of the Congress of the United States, and ever since the year 1919 has been and is now organized, existing and acting under a freeholders charter adopted under and by virtue of Section 8 of Article XI, of the Constitution of the State of California, which charter was duly ratified by the qualified electors of said city at a special election held for that purpose on the 25th day of February, 1919, and approved by the Legislature of the State of California by concurrent resolution filed with the Secretary of State on the 5th day of April, 1919 (Statutes of 1919, page 1467).

That the Common Council of the City of Marysville, being the legislative body of said city, in accordance with Section 8 of Article XI of the Constitution of the State of California, by its Resolution No. 2, adopted on December 7, 1953, duly and regularly submitted to the qualified electors of said City nine certain proposals designated respectively Measures Nos 1 to 9, both inclusive, for the amendment of the Charter of said City, eight of which said proposals (being Measures Nos. 1 to 8, both inclusive,) were submitted on its own motion and one of which said proposals (being Measure No. 9) was submitted on petition signed by 15% of the registered electors of said City, to be voted on by said qualified electors at a special municipal charter amendment election, consolidated by said Resolution No. 2 with the general municipal election held in said City on January 18, 1954.

That said proposed amendments were published and advertised for the time and in the manner prescribed in Section 8 of Article XI of the Constitution of the State of California, viz., on the 9th day of December, 1953, in the Appeal-Democrat, the official newspaper of said City of Marysville, a newspaper of general circulation printed and published in said City of Marysville, and in each edition thereof during said day of publication.

That said general municipal election and said special municipal charter amendment election consolidated therewith were duly called, held and conducted in the time, form and manner required by the Charter of said City and by law on said 18th day of January, 1954, which day was not less than

forty (40) and not more than sixty (60) days after the completion of said publication and advertisement of said proposed amendments in said Appeal-Democrat.

That a majority of the qualified voters voting on each of said amendments voted in favor of the ratification of and did ratify 7 of said proposed amendments to said charter, to wit: Measures Nos. 2, 3, 4, 5, 6, 7 and 8.

That the Common Council of said City of Marysville on January 19, 1954, officially canvassed all ballots cast at said general municipal election and said special municipal charter amendment election consolidated therewith as aforesaid, and did, by resolution, duly find and declare that a majority of the qualified voters voting on each of said 7 charter amendments, voted in favor thereof and that all of said 7 charter amendments were ratified.

That said charter amendments so ratified by the majority of the qualified voters of said city voting at said special municipal charter amendment election are in the words and figures following, to wit:

CHARTER AMENDMENT PROPOSAL No. 2

To repeal Article II of the Charter of the City of Marysville and to re-enact said Article II to read as follows:

Article II
Legislature

Section 1. The legislative power of the City of Marysville shall be vested in a body to be designated as the Council. Legislative power

Section 2. The Council. The Council of the City of Marysville shall consist of five Councilmen who shall be elected by the qualified electors of said City, and shall hold their office as councilmen for a period of four years from and after the first Monday in February next succeeding their election and until their successors are elected and qualified. At the next general election following the amendment of this Charter, three Councilmen shall be elected for a term of four years and at the next succeeding general election two Councilmen shall be elected for a term of four years and thereafter alternating three and two for a term of four years at each general election thereafter. Council Election

Section 3. Eligibility. No person shall be eligible to be nominated for or to hold office as Councilman unless he is or shall have been for at least three years preceding his election or appointment a resident of the City of Marysville or of any territory hereafter annexed thereto, and also a qualified elector at the date of the making of his appointment or at the date of the filing of his nomination papers. Eligibility

Section 4. When Offices Become Vacant. An elective office shall become vacant when the incumbent thereof dies, resigns, is removed from office under recall proceedings, is adjudged insane, convicted of a felony, or of any offense in violation of his official duties, or ceases to be a resident of the Vacation of office

City of Marysville, or neglects to qualify within the time prescribed by the provisions of this Charter, or shall have been absent from the State of California without leave for more than sixty (60) consecutive days, or failed to attend the meetings of the body of which he is a member for a like period without being excused therefrom by said body.

Vacancies

Section 5 Vacancies. If a vacancy shall occur in the Council, the remaining members of the Council shall forthwith appoint a qualified person to fill the unexpired term. If the Council fails to make the appointment within sixty (60) days after the occurrence of such vacancy a special election shall be called for the purpose of filling such vacancy.

General powers of city

Section 6. General Powers of the City. The City shall have the power to make and endorse all laws and regulations in respect to municipal affairs, subject only to such restrictions and limitations as may be provided in this Charter and in the Constitution of the State of California. It shall also have the power to exercise any and all rights, powers, and privileges heretofore or hereafter established, granted or prescribed by any law of the State, by this Charter, or by other lawful authority or which a municipal corporation might or could exercise under the Constitution of the State of California, including all powers not in conflict with the provisions of this Charter now or hereafter granted to cities of the Sixth Class by the Municipal Corporation Act.

The enumeration in this Charter of any particular power shall not be held to be exclusive of or any limitation upon this general grant of power.

Procedures

Section 7. Procedures. The City shall have the power and may act pursuant to procedure established by any law of the State unless a different procedure is established by ordinance or by this Charter.

Administering oaths

Section 8. Administering Oath. Where testimony is required to be given under oath, the City Clerk shall administer such oath or affirmation.

Governing body

Section 9. Governing Body. All powers herein granted to and invested in the City of Marysville shall, except as herein otherwise provided, be exercised by a Council to be designated the Council of the City of Marysville. Said Council shall be the governing body of the City and subject to the express limitations of this Charter, shall be vested with all powers of legislation in municipal affairs adequate to a complete system of local government consistent with the Constitution of the State.

Council meetings

Section 10 Meetings of Council. The Council shall by ordinance provide for the time and place of holding its meetings and the manner in which its special meetings may be called.

Open to public

Section 11. Meetings to Be Public. All legislative sessions of the Council and all sessions of any administrative board of the City, whether regular or special, shall be open to the public.

Section 12. Quorum. A majority of the Council shall constitute a quorum for the transaction of business, but a less number may adjourn from time to time and postpone the consideration of pending business. Quorum

Section 13. Rules of Procedure. The Council shall determine its own rules of procedure and may prescribe rules to compel the attendance of council members at the council meetings. Rules

Section 14. Ordinances, Resolutions and Motions; Methods of Action. Legislative action shall be taken by the Council only by means of an ordinance, a motion duly made, seconded and carried by a majority of the Council, or by resolution. Ordinances, etc
Methods of action

Section 15. Ayes and Noes. The ayes and noes shall be taken upon the passage of all ordinances, resolutions, and motions and entered upon the journal or minutes of the proceedings of the Council. Upon the request of any member, the ayes and noes shall be taken and recorded on any vote. All members when present must vote unless legally disqualified to vote on any proposition or matter. Ayes and noes

Section 16. Majority Vote of Council. No ordinance, resolution or motion shall be passed or become effective without receiving the affirmative vote of at least three members of the Council. Majority vote

Section 17. Titles. Every ordinance shall be preceded by a brief title which shall indicate the subject and purport thereof. Titles

Section 18. Enacting Clause of Ordinances. The ordaining clause of all ordinances adopted by the Council shall be essentially as follows: "The Council of the City of Marysville does ordain as follows," and the ordaining clause of all ordinances adopted by the people shall be, "The people of the City of Marysville do ordain as follows." Enacting clauses

Section 19. Adoption of Ordinances and Resolutions. With the sole exception of ordinances which take effect upon adoption hereinafter referred to, no ordinance shall be adopted by the Council on the day of its introduction nor within five days thereafter nor at any time than at a regular or adjourned regular meeting. At the time of adoption of an ordinance or resolution it shall be read in full unless after the reading of the title thereof, the further reading thereof is waived by unanimous consent of the Councilmen present. In the event that any ordinance is altered after its introduction, the same shall not be finally adopted except at a regular or adjourned regular meeting held not less than five days after the date on which such ordinance was so altered. The correction of typographical or clerical errors shall not constitute the making of any alteration within the meaning of the foregoing sentence. Adoption

No order for the payment of money shall be adopted or made at any other than a regular or adjourned regular meeting except for wages and salaries due and payable to any employee of the City of Marysville. Payment of money

Emergency ordinances **Section 20. Emergency Ordinances.** Any ordinance declared by the Council to be necessary as an emergency measure for preserving the public peace, health, safety, and containing a statement of the reasons for its urgency, may be introduced and adopted at one and the same meeting if passed by at least four affirmative votes.

Enactment **Section 21. Ordinance Enactment.** In addition to such acts of the Council as are required by this Charter to be by ordinance, every act of the City Council establishing a fine or other penalty or granting a franchise shall be by ordinance.

Publication **Section 22 Ordinances Publications.** The Council shall cause each ordinance to be published at least once within fifteen days after its adoption in the official newspaper, or, as an alternative method of publication, the Council in its discretion may order copies of any ordinance to be posted in three public places in the City.

Codification **Section 23. Codification of Ordinances.** Any or all ordinances of the City which have been enacted and published in the manner required at the time of their adoption and which have not been repealed, may be compiled, consolidated, revised, indexed and arranged as a Comprehensive Ordinance Code, and such code may be adopted by reference by the passage of an ordinance for such purpose. Such code need not be published in the manner required for other ordinances, but not less than three copies thereof shall be filed for use and examination by the public in the office of the City Clerk prior to the adoption thereof. Ordinances codified shall be repealed as of the effective date of the code. Subsequent amendment to sections of the code shall be enacted in the same manner as herein required for the enactment of ordinances generally.

Detailed regulations pertaining to any subject such as the construction of buildings, plumbing, wiring or other subjects which require extensive regulations, after having been arranged as a Comprehensive Code, may likewise be adopted by reference in the manner above provided.

Effective date **Section 24. Ordinances When Effective.** No ordinance shall become effective until thirty days from and after the date of its adoption and publication or posting except the following which shall take effect upon adoption:

(a) An ordinance calling or otherwise relating to an election;

(b) An improvement proceeding ordinance adopted under some law or procedural ordinance;

(c) An ordinance declaring the amount of money necessary to be raised by taxation or fixing the rate of taxation or levying the annual tax on property;

(d) An emergency ordinance adopted in the manner herein provided;

(e) An ordinance annexing areas to the City

Record **Section 25. Record of City Ordinances.** A true and correct copy of all ordinances shall be kept in and certified to by the City Clerk in a book marked "Ordinances". A certified

copy of any ordinance or the original ordinance shall be prima facie evidence of the content of the ordinance and of the due passage and publication of the same and shall be admissible as such in any court or proceedings. Such records shall not be filed in any case but shall be returned to the custody of the City Clerk. Nothing herein contained shall be construed to prevent the proof of the passage and publication of an ordinance in the usual way.

Section 26. Ordinances, Violations, Penalties. The penalty for the violation of any city ordinance shall be the same as that provided for a misdemeanor by the penal code of this State, except that imprisonment therefor may be in either the City Prison or in the County jail of the County of Yuba in said State. Violations

Section 27. Mayor. The Council at its first meeting in February of each year shall elect one of its members as Mayor of the City to serve for the term of one year. Mayor Election

Section 28. Powers and Duties. The Mayor shall be the presiding officer of the Council and shall preside at all of its meetings and shall perform such other duties consistent with his office as may be imposed by the Council or by vote of the people. He shall be entitled to only one vote, and must vote, but shall possess no veto power. Powers and duties

He shall be recognized as the official head of the City for all ceremonial purposes, by the Court for the purpose of serving civil processes, and by the Governor for military purposes.

Section 29. Additional Duties: The Mayor shall exercise such other powers or perform such other duties as may be prescribed by law or ordinance or by resolution of the Council except as limited by this Charter. Additional duties

Section 30. Mayor Pro Tempore. The Council shall also at its first meeting in February of each year elect one of its members as Mayor Pro tempore. During the temporary absence or disability of the Mayor, the Mayor Pro tempore of the Council shall act as Mayor. In the case of the temporary absence or disability of both the Mayor and the Mayor Pro tempore, the Council shall elect one of its members as Acting Mayor. In the case of vacancy in the office of Mayor, the Mayor Pro tempore of the Council shall act as Mayor until the first meeting of February of the year following. Mayor pro tempore

Section 31. Appointment of Subordinate Officers. The Council shall appoint all subordinate officers of the city prescribed by the ordinances thereof, to serve at the will and pleasure of the Council. Subordinate officers

Section 32. Interest in Contracts. Neither the Mayor nor any other member of the Council nor any official or employee of the City shall be interested in any contract to which the City is a party. The ownership of less than five percent of the capital stock or shares of a corporation or association with which a contract may be made shall not be considered as constituting an interest in the contract within the meaning of this section. Interest in contracts

Departments Section 33. Departments of the City Government. The Council shall establish by ordinance the various departments of the City Government.

The Council by majority vote shall appoint a head or Chief of the Fire Department and prescribe his duties.

The Council by majority vote shall appoint a head or Chief of the Police Department and prescribe his duties.

The Council by majority vote shall also appoint a head or superintendent of the Department of:

- (1) Streets and Roads,
- (2) Sanitation and Drainage,
- (3) Public Buildings and Parks,

and prescribe his duties.

The Council shall elect the heads of all other departments from its own members, who shall serve without remuneration, such appointments to be, as far as practicable, equally apportioned among the members of the Council and prescribe their duties, provided, however, that the Council may, in its discretion, appoint a head of any other department other than from its own members and prescribe his duties.

**Public
utilities**

Section 34. Purchase of Public Utilities. Upon the approval by two-thirds of the voters of the City of Marysville voting at an election called for that purpose, the City acting through the Council may establish and operate Public Works for supplying its inhabitants with light, power, heat, water, transportation, telephone service or other means of communication; such works may be acquired by original construction or by the purchase of existing works, including their franchise or both, in such manner as is provided by the Constitution of the State of California as the same now exists or as hereinafter amended and the laws of said State now or to be hereinafter enacted in relation thereto, subject however, to the approval of at least two-thirds of the voters as hereinabove provided.

Levees

Section 35. Construction and Repair of Levees. An act of the Legislature of the State of California entitled "An Act Concerning the Construction and Repair of Levees in the City of Marysville and the Mode of Raising Revenue Therefor" approved March 6, 1876, insofar as same can be effected by this Charter, is hereby re-adopted and continued in force.

**Borrowing
power**

Section 36. Borrowing Power. The Council of said City shall not contract any debt or liability by borrowing money, loaning the credit of the City, or otherwise, which said indebtedness shall at any time either singularly or in the aggregate exceed the sum of Ten Thousand Dollars (\$10,000.00), except for levee purposes, without the assent of two-thirds of the qualified electors of said City, voting at an election held for that purpose.

CHARTER AMENDMENT
PROPOSAL No. 3

To repeal Articles II A and VI of the Charter of the City of Marysville and to re-enact said Article VI to read as follows:

Article VI
Accounting and Finance

Section 1. Fiscal Year. The fiscal year of the City shall begin on the first day of July of each year. Fiscal
year

Section 2. Fiscal and Accounting and Audit. The Council shall by ordinance provide for the fiscal and accounting procedures of the City, especially making provisions for (1) budgetary procedures (2) the accounting system (3) accounting procedures (4) financial reports to be rendered (5) a yearly post audit by a certified public accountant preferably having his office in the City of Marysville. The same Certified Public Accountant shall not be employed by the Council for more than two years in succession in the making of said yearly post audit. All ordinances adopted by the Council shall be in accordance with the principals and practices of municipal accounting as recommended by state and national authorities on municipal accounting. Fiscal, etc.
procedu. es

Section 3. Appropriation of Unapportioned Reserve. The yearly budget shall include an appropriation of Five Thousand Dollars (\$5,000.00) to be known as "Appropriation Unapportioned Reserve" which shall be used for unexpected expenditures during the fiscal year for which the budget does not otherwise provide. Appropriation
of
unapportioned
reserve

Section 4. General Reserve. Within a period of three years after the adoption of this section the Council shall set aside, out of the unapportioned surplus of the General Fund, a reserve of Thirty Thousand Dollars (\$30,000.00) to be known as a "General Reserve." This cash may be invested in readily convertible securities. This General Reserve may be expended only by four-fifths ($\frac{4}{5}$) vote of the Council. Any money so expended must be replaced out of the next succeeding cash levy or levies in an amount of Ten Thousand Dollars (\$10,000 00) during each fiscal year until the fund is fully restored. General
reserve

Section 5. Equipment Depreciation. All mobile equipment purchased at a cost of \$500.00 or more after the adoption of this section shall be depreciated. Depreciation shall be based on the normal usable life of all mobile equipment. The council shall by ordinance create and establish a schedule for the depreciation of all mobile equipment and set up a special fund to be known as "Mobile Equipment Depreciation Fund," which shall be expended for mobile equipment having an actual cost, exclusive of any trade-in value, of at least \$500.00 or more for each piece of equipment purchased. Such fund shall not be used for purchasing any mobile equipment having an actual cost of less than \$500.00 or for any other purpose. Equipment
depreciation

All depreciation monies shall be budgeted each year in accordance with the depreciation schedule adopted and shall be deposited in the Mobile Equipment Depreciation Fund and may be invested in short term U. S. Bonds.

Demands
against city

Section 6. Demands Against the City. Money shall be drawn from the City Treasury only in the manner prescribed by ordinance of the Council.

Actions
against city

Section 7. Actions Against the City. No suit shall be brought on any claim for money or damages against the City or any board or officer thereof until a demand for the same has been presented as herein provided and rejected in whole or in part. If rejected in part, suit may be brought to recover the whole. Except in those cases where a shorter time is otherwise provided by law, all claims for damages against the City must be presented to the Council within ninety (90) days after the occurrence of the event of transaction from which the damages allegedly arose, and shall set forth in detail the name and address of the claimant, the time, date, place, and circumstances of the occurrence and the extent of the injuries or damages received; all other claims or demands shall be presented within ninety (90) days after the last item of the account or claim accrued. In case any claim shall be rejected, notice of such rejection shall be given in writing to the claimant. Failure to complete the action approving or rejecting any claim or demand within sixty (60) days from the day the claim is filed before the City Council, shall be deemed a rejection thereof.

Competitive
bidding

Section 8 Competitive Bidding. Before making purchases of, or contracts for, supplies, materials or equipment, ample opportunity shall be given for competitive bidding, under such rules and regulations and with such exceptions as the Council may prescribe in the ordinance setting up such rules and regulations. When making purchases for the City, local merchants shall be given preference, quality and prices being equal.

CHARTER AMENDMENT
PROPOSAL No. 4

To repeal Article III of the Charter of the City of Marysville and to re-enact said Article III to read as follows:

Article III
Salaries

The following salaries shall be paid to the several officers of the city, to-wit:

Salaries
Mayor and
councilmen

Section 1. Salary of Mayor and Councilmen. The Mayor and each member of the Council, Five Dollars (\$5.00) for attendance upon each meeting of the Council. Council members on order of the Council shall be reimbursed for expenses incurred on city business and shall be reimbursed to make a full report to the Council at its next regular meeting.

Section 2. Salaries—Subordinate Officers. Salaries of all subordinate officers shall be fixed by the Council by ordinance, and subordinate officers on order of the Council shall be reimbursed for expenses incurred on City business.

CHARTER AMENDMENT
PROPOSAL No. 5

To repeal Article IV of the Charter of the City of Marysville and to re-enact said Article IV to read as follows:

Article IV
Taxation

Section 1. Property Subject. All property within the City not exempt under the laws of the United States or the laws of the State of California is subject to taxation for municipal purposes.

Section 2. State Laws Applicable Unless Modified by Ordinance. City taxes shall be assessed, levied and collected as now is or shall hereafter be provided by the laws of the State of California in reference to assessing, levying, and collecting County taxes, except as the same may be modified by Ordinances duly passed and ordained by the Council.

Section 3. Tax Limit and Bonded Debt Limit. The total tax rate for any one year shall not exceed one and one-half percent (1½%) of the assessed valuation except for levee purposes, and except also that the bonded indebtedness of the City may not exceed the sum of fifteen per cent (15%) of the total assessed valuation of all the taxable real and personal property within the City of Marysville.

Section 4. Scientific Appraisal By Recognized Expert. Within ten years after this amendment to the Charter takes effect, and at intervals of ten years or less thereafter, the Council shall at its regular meeting at least five months prior to the date for assessing property, enter into a contract for a scientific appraisal by a recognized expert of all the real property in the City. The appraiser shall deliver his report to the Assessor not less than one month prior to the date for assessing property in the City after said report has been approved by the Council of the City. This appraisal shall be used by the assessor as the basis for the assessment for the year, and he shall revise his valuation in each intervening year.

CHARTER AMENDMENT
PROPOSAL No. 6

To repeal Article V of the Charter of the City of Marysville and to re-enact said Article V to read as follows:

Article V Education

General
school
district

Section 1. General School District. The School Department of the City of Marysville shall comprise all of the elementary schools within the City of Marysville, and all territory that is now or may hereafter be annexed thereto for elementary school purposes and shall be known as the "Marysville Elementary School District." It is further provided that the Board of Education may, under due process of law, and in conformity with the Education Code, change the basic plan of organization of the Marysville Elementary Schools.

Boundaries

Section 2. Boundaries. All territory included within the limits of the Marysville Elementary School District or that may hereafter be included within such limits, but not within the city limits, shall be deemed a part of said City for the purpose of holding general municipal elections and shall constitute one or more separate election precincts, and the qualified electors therein shall vote only for members of the Board of Education and on questions submitted to a vote of the people at a special or general election pertaining to school matters; and said outside territory shall be deemed a part of said city for all matters connected with the school department and with the levying and collection of all taxes for school purposes.

Board of
education

Section 3. Board of Education. The government of the school department shall be vested in the Board of Education which shall consist of five members to be elected from the school district at large, as herein provided, to be called members of the Board of Education, who shall serve without compensation. The members of said board shall be elected at the general municipal elections, and shall hold office for a period of four years, from and after the first Monday in February next succeeding their election and until their successors are elected and have qualified. Two members shall be appointed for the next two years by the Council to fill the vacancies created by the amendment of this Charter, and at the next municipal election following the amendment of this Charter, five members shall be elected, and the three receiving the highest number of votes to serve for four years, the two receiving the next highest to serve for two years as members of said Board, and thereafter, alternating, two and three, as the case may be, shall be elected at the succeeding municipal elections.

Board
members
Eligibility

Section 4. Board of Education—Eligibility. No person shall be eligible to be nominated for or to hold office as a member of the Board of Education unless he is and shall have been for at least three years preceding his election or appointment a resident of the Marysville Elementary School District or of territory annexed thereto, and a qualified elector of the Marysville Elementary School District at the date of his appointment or at the date of the filing of his nomination papers.

Vacancies

Section 5. Vacancies. If a vacancy shall occur in the Board of Education, the Council shall forthwith appoint a qualified person to fill the unexpired term.

Section 6. Present Board to Remain in Office. The mem- ^{Incumbents}
bers of the Board of Education, who shall be in office at the time
this amendment to the Charter shall take effect shall remain in
office until their successors have been elected and qualified.

Section 7. Board of Education. Powers and Duties. The <sup>Powers
and duties</sup>
general government and administration of the Marysville Ele-
mentary School District shall be vested in the Board of Educa-
tion.

Except as otherwise provided by legislative action of the
Board, the provisions of Chapters 5 and 6 of Division 2 of the
Education Code of the State of California as the same now exists
or may hereafter be amended, shall apply to the Marysville Ele-
mentary School District insofar as they are not inconsistent with
the provisions of this Charter.

CHARTER AMENDMENT PROPOSAL No. 7

To repeal Article VII of the Charter of the City of Marysville
and to re-enact said Article VII to read as follows:

Article VII Elections

Section 1. State Laws Applicable. Except as otherwise <sup>Elections
State laws</sup>
provided, all elections under this Charter shall be called, held
and conducted in accordance with the laws of the State of Cali-
fornia governing elections.

Section 2. Councilmen. For the purpose of choosing the ^{Councilmen}
officers mentioned in Section 2 of Article II of this Charter, there
shall be an election held in the City on the third Monday in Janu-
ary, 1920, and upon the third Monday in January, every two
years thereafter.

Section 3. Board of Education. For the purpose of choos- <sup>Board of
Education</sup>
ing the officers mentioned in Section 3 of Article V of this
Charter there shall be an election held in the City on the third
Monday in January, 1956, and upon the third Monday in Janu-
ary, every two years thereafter.

Section 4. Initiative Referendum and Recall. The provi- <sup>Initiative,
referendum,
and recall</sup>
sions of the Elections Code of the State of California as the same
now exist or may hereafter be amended, governing the initiative,
referendum and the recall of municipal officers, shall apply to
use thereof in the City.

CHARTER AMENDMENT PROPOSAL No. 8

To add a new article to the Charter of the City of Marysville
to be known as Article VIII and to read as follows:

Article VIII Miscellaneous

Section 1. Definitions. Unless the provisions or the con- ^{Definitions}
text otherwise requires, as used in this Charter.

(a) (Shall) is mandatory, (may) is permissive;

(b) (City) is the City of Marysville, "department", "board", "commission," "agent", "officer", "employee" is a department, board, commission, agency, officer or employee as the case may be in the City of Marysville.

(c) The masculine gender includes the feminine.

Validity

Section 2. Validity. If any provisions of this Charter or the application thereof to any person or circumstance is held invalid, the remainder of the Charter and the application of such provision to other persons or circumstances shall not be affected thereby. And the people of the City of Marysville hereby declare that they would have adopted the amendments to this Charter and each Section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or void.

Effective date

Section 3. Effective Date of Charter Amendments. Charter amendments shall take effect from the time of approval thereof by the Legislature of the State of California.

And we and each of us further certify that we have compared the foregoing proposed and ratified amendments to the charter of the City of Marysville with the original proposals submitting the same to the electors of said City and find that the foregoing is a full, true and correct copy of said amendments.

IN WITNESS WHEREOF, we have hereunto set our hands and caused the seal of the City of Marysville to be affixed hereto this 5th day of March, 1954.

(SEAL)

ROY G. CUNNINGHAM

Mayor of the City of Marysville

CHESTER O. GATES

City Clerk of the City of Marysville

and

WHEREAS, said proposed charter amendments as ratified as hereinabove set forth have been and now are duly presented and submitted to the Legislature of the State of California for approval or rejection, as a whole without power of alteration or amendment, in accordance with Section 8 of Article XI of the Constitution of the State of California; now, therefore, be it

Approval

Resolved by the Senate of the State of California, the Assembly concurring, a majority of all the members elected to each house voting therefor and concurring therein, That said amendments to the charter of the City of Marysville, as proposed to and adopted and ratified by the electors of said city, as hereinbefore fully set forth, be and the same are hereby approved as a whole without alteration or amendment, for and as amendments to and as part of the charter of said City of Marysville.

CHAPTER 25

Assembly Concurrent Resolution No. 7—Relative to the re-establishment of the California Highway Patrol Auxiliary.

[Filed with Secretary of State, March 30, 1954.]

WHEREAS, The Federal Government has requested city governments to formulate plans on how they can rapidly evacuate their inhabitants in case of impending air raids; and

WHEREAS, Such large-scale evacuation would require the immediate imposition of widespread and rigid traffic control, if complete chaos is to be avoided; and

WHEREAS, The principal responsibility for such traffic control would be placed upon the California Highway Patrol; and

WHEREAS, The California Highway Patrol because of its small size could only enforce a small part of the necessary traffic control, even if the patrol was reinforced by the police departments of communities along the evacuation routes; and

WHEREAS, The small size of the California Highway Patrol makes it imperative that the patrol should be given permission to undertake the training of a volunteer auxiliary organization; and

WHEREAS, Such an auxiliary organization is not an untried innovation as the California Highway Patrol Auxiliary successfully functioned in the past; and

WHEREAS, The re-establishment of the California Highway Patrol Auxiliary would supply the traffic control officers necessary for the successful evacuation of the cities of this State; and

WHEREAS, The California Highway Patrol Auxiliary would be re-established without requesting any appropriation; and

WHEREAS, So long as the California Highway Patrol Auxiliary is not re-established a crucial weakness will exist in the civil defense in this State and such weakness could well result in a disaster of catastrophic proportions in case of an air raid; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Governor, the Commissioner of the California Highway Patrol, and the Director of Civil Defense take the necessary action to re-establish the California Highway Patrol Auxiliary; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit copies of this resolution to the Governor, the Director of the California Highway Patrol, and the Director of Civil Defense.

CHAPTER 26

Senate Concurrent Resolution No. 22—Relative to the retirement of Gordon F. Irvine.

[Filed with Secretary of State, March 30, 1954.]

WHEREAS, For a great number of years, Gordon F. Irvine has been a leading representative of the railroad workers of

California, and has, for a period of 37 years, served as Chairman of the State Legislative Board of California, in which capacity he has represented with honor and distinction the members of the Brotherhood of Locomotive Firemen and Enginemen; and

WHEREAS, As a representative of the railroad employees of California Gordon F. Irvine was ever an ardent and fair advocate of all legislation designed for the protection of the public and for the improvement of the status and working conditions of railroad workers; and

WHEREAS, Gordon F. Irvine was a tireless student of the problems of the railroad industry and its many types of employees, and was always willing to lend his knowledge and talents to the various committees and Members of the Legislature who requested his expert advice to assist them in their deliberations; and

WHEREAS, The Members of the Legislature have learned that Gordon F. Irvine has recently retired as the legislative representative of the Brotherhood of Locomotive Firemen and Enginemen; and

WHEREAS, Throughout the years Gordon F. Irvine has deservedly won the friendship of the Members of the Legislature by reason of his sincerity of purpose and meritorious service to the people of California; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Members of the Legislature do hereby desire to extend their congratulations and felicitations to Gordon F. Irvine for his meritorious service upon the occasion of his retirement as representative of the Brotherhood of Firemen and Enginemen; and be it further

Resolved, That the Members of the Legislature do hereby extend their best wishes and hopes to Gordon F. Irvine for many years of happiness in the future; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Gordon F. Irvine.

CHAPTER 27

Assembly Joint Resolution No. 5—Relative to Congress appropriating funds for the construction, operation and maintenance of the Western Land Boundary Fence along the border between the United States and Mexico.

[Filed with Secretary of State, March 31, 1954.]

WHEREAS, The fence constructed by the United States several years ago along the border between the United States and Mexico to prevent diseased livestock from straying across that border into California and other states is now in a bad state of repair; and

WHEREAS, In order to properly protect our livestock from exposure to such diseases as southern cattle tick fever, foot-

and-mouth disease, and dourine, the construction, operation and maintenance of an effective fence is urgently needed; and

WHEREAS, Animals straying into this Country from Mexico have infected domestic livestock with disease and continue to threaten our livestock industry; and

WHEREAS, The cost and inconvenience resulting from control and eradication of disease of livestock are great; and

WHEREAS, Should such disease again be carried into California or other western areas, economic loss would result not only from the disease but also from quarantine restrictions; and

WHEREAS, The United States Section, International Boundary and Water Commission, United States and Mexico, has agreed to supervise the construction of a fence if funds are provided therefor; and

WHEREAS, There is now pending before the Congress legislation, S. 114 (83d Congress, First Session), authorizing an appropriation for the construction, operation and maintenance of the Western Land Boundary Fence between the Republic of Mexico and the United States of America; now, therefore, be it

Resolved by the Assembly and the Senate of the State of California, jointly, That the Congress of the United States is hereby urged and memorialized to give favorable consideration to the legislation mentioned, or comparable legislation, to permit early repair, construction, operation and maintenance of the Western Land Boundary Fence; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the President of the United States, the President of the Senate, and the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 28

Assembly Concurrent Resolution No. 20—Relative to a memorial honoring H. A. Van Norman, E. F. Scattergood, and W. B. Mathews.

[Filed with Secretary of State, March 31, 1954.]

WHEREAS, The recent death of H. A. Van Norman marks the end of an era in which four pioneers whose vision, foresight and dedication to the public welfare made possible the growth and economic development of the City of Los Angeles; and

WHEREAS, It was during this era that these four men, H. A. Van Norman, E. F. Scattergood, W. B. Mathews, and William Mulholland, provided the engineering, administrative and legal leadership necessary to conceive, plan, and effect the

development of the water and power resources which have so adequately provided Los Angeles with the water and power to make possible its phenomenal growth and industrial development; and

WHEREAS, A memorial has been built in recognition of public service rendered by William Mulholland; and

WHEREAS, Mr. Van Norman, during his 37 years of public service, including many years as head of the bureau of water works and supply and as the first general manager of the department of water and power, contributed much to the planning and building of the Owens River Aqueduct and to the original plans and surveys of the Colorado River Aqueduct, projects that brought to Los Angeles a new and much needed water supply; and

WHEREAS, Mr. Scattergood, long known as the "father of municipal power," served for nearly 30 years as head of the Bureau of Power and Light of the Department of Water and Power of the City of Los Angeles during which time he conceived, planned and supervised the construction of power projects built in conjunction with the Los Angeles Aqueduct and the Hoover Dam, making available to the City of Los Angeles low-cost electric energy; and

WHEREAS, Mr. Mathews, long known as one of the leading authorities on water law in the West, by his sage counsel and untiring efforts during this era guided the Department of Water and Power of the City of Los Angeles and the Metropolitan Water District of Southern California through the many legal obstacles which had to be surmounted in order that the projects necessary for the development of the water and power resources might be built; and

WHEREAS, It is most appropriate that there be a memorial to honor H. A. Van Norman, E. F. Scattergood, and W. B. Mathews; and

WHEREAS, The Board of Water and Power Commissioners of the City of Los Angeles and the Water and Power Retired Employees' Association have taken action to establish such a memorial; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Board of Water and Power Commissioners of the City of Los Angeles and the Water and Power Retired Employees' Association are commended in taking action to initiate a plan for providing a so richly deserved memorial in honor of H. A. Van Norman, E. F. Scattergood, and W. B. Mathews; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the President of the Board of Water and Power Commissioners of the City of Los Angeles and to the President of the Water and Power Retired Employees' Association.

CHAPTER 29

Assembly Joint Resolution No. 6—Relative to memorializing Congress to appropriate the necessary funds to widen and deepen the entrance channel to Mission Bay Harbor.

[Filed with Secretary of State, March 31, 1954]

WHEREAS, Mission Bay Harbor, located in San Diego County, California, is, without doubt, potentially one of the finest and most beautiful small boat harbors in the United States; and

WHEREAS, The development of this magnificent anchorage is being stymied by the exceedingly treacherous condition of the entrance channel into the harbor; and

WHEREAS, The dangerous condition of the channel is extremely perilous to the lives of even the most skilled mariners; and

WHEREAS, The cost of alleviating this grave threat to navigation is infinitesimal in comparison to the sum spent thus far by the United States on the Mission Bay Project; and

WHEREAS, The six million five hundred thirty-five thousand dollars (\$6,535,000) spent on the project by the United States will have been completely wasted unless prompt action is taken to widen and deepen the harbor entrance channel; and

WHEREAS, The soil removed from the channel can be immediately used to halt erosion at Ocean Beach, located south of the channel; and

WHEREAS, The dredging of the channel will stimulate private enterprise, create new jobs, provide a cushion for defense employment cutbacks, and bring added enjoyment and pleasure not only to the people of San Diego, but also to the thousands of guests from every state in the Union and from other nations who annually visit the area; now, therefore, be it

Resolved by the Assembly and Senate of the State of California, jointly, That the Legislature of California respectfully memorializes the Congress of the United States to appropriate the funds necessary to widen and deepen the entrance channel to Mission Bay Harbor to permit pleasure craft traffic once more to move freely into and out of the bay; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to prepare and to transmit suitable copies of this resolution to the President and the Vice President of the United States, to the Speaker of the House of Representatives, and to each Member of the United States Congress from California.

CHAPTER 30

Assembly Joint Resolution No. 7—Relative to the establishment of the Air Force Academy in California.

[Filed with Secretary of State, March 31, 1954]

WHEREAS, The Congress of the United States is now considering the location for the new Air Force Academy; and

WHEREAS, The mild salubrious climate of California is particularly suited to flight training operations; and

WHEREAS, California has available large areas of land, safely removed from congested metropolitan areas, which are eminently suited as the location of the academy; and

WHEREAS, The workers of California are highly skilled and experienced in large construction projects of this nature; and

WHEREAS, The materials and supplies required for the construction and operation of such an institution including the cement, the steel, the fuel, the food, and even the planes are produced by California's manufacturers, refiners, and farmers; and

WHEREAS, The transportation system of California is efficient and has the facilities to meet any demand made upon it by such a school; and

WHEREAS, The California educational and research institutions, which are the finest in the world, are ready to aid and cooperate with such an institution; and

WHEREAS, California offers greater and more varied recreational opportunities for the off-duty relaxation of the personnel of such an academy than are to be found in any other state; now, therefore, be it

Resolved by the Assembly and Senate of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the Congress of the United States to locate the new Air Force Academy in California, the state best fitted for such an institution and the state where such an institution may be constructed and operated with the least burden on the taxpayers of the United States; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to prepare and to transmit suitable copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 31

Assembly Concurrent Resolution No. 14—Relating to the commending and congratulating of Richard J. Hoffman for his prize-winning essay in the second annual Victor M. Carter Citizen Contest.

[Filed with Secretary of State, March 31, 1954.]

WHEREAS, The Members of the California Legislature and many of the officials of this State have each received a copy of an essay written by Richard J. Hoffman, Chairman of the Journalism and Graphic Arts Department of Los Angeles City College, which was awarded first prize in the second annual Victor M. Carter Citizenship Contest, July, 1953; and

WHEREAS, The prize-winning essay reads as follows:

I believe in the United States of America without reservations.

Here is security for my loved ones.

Here my toil is rewarded with an unmatched abundance for my well-being.

Here freedom to live, to think, and to worship is mine, guaranteed by law and our Constitution.

Here I am part of government, able to vote, to serve, and to carry my share of the common load.

God grant me wisdom and strength to safeguard my Country's welfare with devotion great enough to measure up to her greatness.

and

WHEREAS, The evening student body of Los Angeles City College, in observance of the twenty-fifth anniversary of its founding, has proudly presented handsomely printed copies of Mr. Hoffman's essay to the citizens of Los Angeles and civic and state officials; and

WHEREAS, The words of the essay are at once an expression of loyal citizenship, a prayer and an inspiration; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate concurring, That the people of the State of California commend Richard J. Hoffman for the fine expression of citizenship expressed in his essay and congratulate him on having been awarded first prize in the second annual Victor M. Carter Citizenship Contest; and be it further

Resolved, That a suitably engrossed copy of this resolution be sent to Richard J. Hoffman by the Chief Clerk of the Assembly and that an additional copy of the same be sent to Frederick G. Fox, Dean of the Evening Division of Los Angeles City College, for presentation to the evening student body of Los Angeles City College.

CHAPTER 32

Assembly Concurrent Resolution No. 15—Relative to Joint Rules of the Assembly and Senate.

[Filed with Secretary of State, March 31, 1954.]

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the following amendment to the Rules be adopted to the Joint Rules of the Assembly and Senate for the 1954 Regular Session of the California Legislature.

AMENDMENT No. 1

40. The Joint Committee on Interhouse Cooperation is hereby created. It shall be the duty of the committee to ascertain facts and make recommendations to the Legislature and

to the houses thereof, concerning the relationship between the two houses and procedures calculated to expedite the affairs of the Legislature by improving that relationship.

Any matter of business of either house, the transaction of which would affect the interests of the other house, may be referred to the committee for action if the Legislature is in session, and shall be referred to the committee for action if the Legislature is not in session.

The committee has a continuing existence and may meet, act, and conduct its business at any place within the State, during sessions of the Legislature or any recess thereof, and in the interim period between sessions.

The committee shall consist of five Members of the Assembly and five Members of the Senate. The Senate membership shall consist of the President pro Tempore of the Senate, and four members appointed by the Committee on Rules. The Assembly members of the committee shall consist of the Speaker and the four other Members of the Assembly appointed by the Speaker. The committee shall select its own chairman.

Any vacancies occurring between sessions in the Senate membership of the committee shall be filled by the Senate Committee on Rules. Vacancies occurring in the Assembly membership shall be filled by appointment by the Speaker.

The committee shall have authority to make rules to govern its own proceedings. It may also create subcommittees from its membership and assign to such subcommittees any study, inquiry, investigation or hearing which the committee itself has authority to undertake or hold.

The provisions of Joint Rule 36 shall apply to the committee, and it shall have all the authority provided in such rule or in Article IV, Section 37 of the Constitution.

CHAPTER 33

Assembly Concurrent Resolution No. 18—Relative to the continuance of the Joint Legislative Committee on Impounded Funds from Tide and Submerged Lands.

[Filed with Secretary of State, March 31, 1954.]

WHEREAS, The Joint Legislative Committee on Impounded Funds from Tide and Submerged Lands (created by Assembly Concurrent Resolution No. 109 of the 1953 General Session) was authorized and directed to ascertain, study and analyze all facts relating to impounded revenues from tide and submerged lands and the handling, disposition and proposed disposition thereof, and to report thereon to the Legislature; and

WHEREAS, Other committees of each house of the Legislature are conducting studies which may affect these funds or lead to proposals that they be used for specified public purposes; and

WHEREAS, Included among these other committees are the Senate Interim Committee on Public Lands, the Senate Interim Committee on Oil and Gas Development of State Lands,

the Senate Interim Committee on Riding and Hiking Trails, the Assembly Interim Committee on Conservation, Planning and Public Works, and the Assembly Interim Committee on Manufacturing, Oil and Mining Industry; and

WHEREAS, The committee will not be able to reach any final conclusions to report to the 1954 Session of the Legislature since any such conclusion may be materially affected by the findings and conclusions of the committees mentioned in the preceding paragraph; and

WHEREAS, Such conclusions may also be materially affected by the final disposition of litigation now pending in the federal courts involving the constitutionality of Public Law 31 of the 83d Congress; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Joint Legislative Committee on Impounded Funds from Tide and Submerged Lands (created by Assembly Concurrent Resolution No. 109 of the 1953 General Session) is authorized and directed to meet and act until the thirtieth legislative day of the 1955 General Session, and to file its final report not later than that date; and be it further

Resolved, That said committee is authorized and directed to make partial reports to the Legislature and to the people, from time to time and at any time until the last legislative day of the 1955 General Session.

CHAPTER 34

Assembly Concurrent Resolution No. 21—Relative to designating the Old San Diego area as the "Birthplace of California."

[Filed with Secretary of State, March 31, 1954]

WHEREAS, The first settlement of California was established at Old San Diego in 1769; and

WHEREAS, The historical significance of Old San Diego becomes increasingly important with the passage of time; and

WHEREAS, A shrine area created to provide the citizens of the State of California with an opportunity to visit this important area where the State had its beginnings, and to view its historical sites and buildings, would be of immense value; and

WHEREAS, It is truly fitting that the Old San Diego area be known as the "Birthplace of California"; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Legislature hereby requests the California State Park Commission to make a study of the Old San Diego area to determine the suitability of preserving it as a historical shrine, and to cooperate with the City of San Diego in formulating plans for such preservation; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the California State Park Commission and to the Mayor and City Council of the City of San Diego.

CHAPTER 35

Assembly Concurrent Resolution No. 22—Relative to the untimely passing of the Honorable J. M. Inman.

[Filed with Secretary of State, March 31, 1954]

WHEREAS, On the twenty-fourth day of March, in the year 1954, there came for the Honorable J. M. Inman that inevitable final tolling of the bell; and

WHEREAS, The passing of his soul from this mortal coil shall leave the days of those who knew him poorer for the loss of his ever steady guiding hand and constant availability to counsel with all to whom he could be of assistance; and

WHEREAS, The Honorable J. M. Inman led a full and productive life from the time of his birth in 1875 at Bishop, Inyo County, California, and, after he moved at an early age, during his residence in Sacramento, California, through his term in the Assembly representing the Fourteenth District, being elected thereto in 1912, and his terms in the Senate representing the Seventh District, being elected thereto in 1916 and re-elected in 1920, 1924, 1928 and 1932, during which time in 1927 he was a member of the Special Water Investigation Committee of the Legislature of 1927 and also in 1927 was elected, without opposition, to be one of the first members of the governing board of the State Bar; and

WHEREAS, The Honorable J. M. Inman served his State and Nation as a volunteer in the First World War; and

WHEREAS, The Honorable J. M. Inman served his State both in his chosen profession of a lawyer and also as a judge of the Superior Court of Sierra County; and

WHEREAS, J. M. Inman can truly bear the title statesman for his incomparable contributions to the successful growth and expansion of the State of California not only as a legislator but also as a citizen leader in all public affairs; and

WHEREAS, The Honorable J. M. Inman leaves behind to grieve his passing and to receive the heartfelt sympathy of all, a wife, Mrs. Edith Inman, two daughters, Miss Minerva Inman and Mrs. Edgar Hurley; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Members of the Legislature hereby express the deepest of condolences to the loved ones of the Honorable J. M. Inman and sincerely hope they will take heart from the knowledge that his was truly a job well done; and be it further

Resolved, That the Chief Clerk of the Assembly of the State of California is hereby directed to prepare suitably engrossed copies of this resolution and to forward the same to the members of the bereaved family of the Honorable J. M. Inman.

CHAPTER 36

Assembly Concurrent Resolution No. 23—Relative to uniforms of school crossing guards

[Filed with Secretary of State, March 31, 1954]

WHEREAS, The enormity of the traffic load on the streets and highways of California is an ever present danger to the lives of our school children; and

WHEREAS, We are fortunate in having school crossing guards in most of our cities and unincorporated areas; and

WHEREAS, It is of the utmost importance that the school crossing guards have distinctive, eye-catching uniforms by which they may be identified by the motoring public; and

WHEREAS, The Department of the California Highway Patrol, under Headquarters General Order No. 73.1, now requires that crossing guards in unincorporated areas wear silver-gray uniforms with departmental shoulder patches; and

WHEREAS, It is common experience that gray is one of the least distinguishable of colors, and that red, white, and yellow are notoriously eye-catching colors; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Department of the California Highway Patrol permit all school crossing guards which such department employs to wear distinctive uniforms of red, white, or yellow, or a combination thereof, and that such department advise and encourage all other public agencies which employ school crossing guards to require such employees to wear such distinctive uniforms; and be it further

Resolved, That the Department of the California Highway Patrol investigate the possibilities of making available standard types of such uniforms to be worn by crossing guards in the same manner that flagmen employed by the Division of Highways, Department of Public Works, are furnished with distinctive red coats; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby directed to transmit a copy of this resolution to the Commissioner of the California Highway Patrol.

CHAPTER 37

Senate Concurrent Resolution No. 8—Relative to a study of the Uniform Commercial Code by the Interim Judiciary Committees of the Assembly and the Senate.

[Filed with Secretary of State, March 31, 1954]

WHEREAS, Nation-wide efforts since 1940 have been carried on for the purpose of producing a comprehensive and uniform restatement of the statutes governing commercial transactions

in the several states of the United States, culminating in a joint project undertaken between 1945 and 1952 by the American Law Institute and the National Conference of Commissioners on Uniform State Laws and financed by private donations in excess of three hundred fifty thousand dollars (\$350,000); and

WHEREAS, This tremendous project involves the modernization and standardization of all parts of the statute law governing commercial subjects such as sales, negotiable instruments, bank deposits and collections, letters of credit, bulk transfers, warehouse receipts, bills of lading, investment securities, and secured transactions and has engaged the continuous efforts of hundreds of judges, practising lawyers and law teachers throughout the United States for over seven years; and,

WHEREAS, The product of this work constitutes the Uniform Commercial Code which, after receiving the approval of the American Bar Association, was introduced at the 1953 Regular Session of the California Legislature and at sessions of a number of other state legislatures, and has received the unanimous approval of both houses of the Pennsylvania Legislature has been signed by the Governor and is now the law of Pennsylvania, and will doubtless be introduced at the 1955 Regular Session of the California Legislature; and

WHEREAS, Despite the efforts of the California Commission on Uniform State Laws to bring this important piece of legislation to the attention of those who will be affected by it in California by holding conferences and by the publication of a study entitled "California Annotations to the Uniform Commercial Code," it appears that substantial numbers of the business and commercial interests in the State have not yet had sufficient opportunity to familiarize themselves with the provisions of the new code; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the interim committees of the Assembly and the Senate on the judiciary or the judicial system are hereby authorized and directed to select not less than three members of each committee to serve together as a joint study committee on the Uniform Commercial Code, and said joint study committee shall be given the power to designate interested members of the public who shall serve without compensation or expenses as an advisory committee on the code; and be it further

Resolved, That the results of the joint study committee's consideration of the code, together with the recommendations of the advisory committee and a summary of the material presented at any public hearings which may be called, shall be presented to the interim committees of the Assembly and the Senate on the judiciary or the judicial system sufficiently in advance of the 1955 Regular Session of the Legislature so that said committees can include their recommendations on the Uniform Commercial Code in their regular reports at that session.

CHAPTER 38

Senate Concurrent Resolution No. 9—Relative to the Joint Interim Committee on Agriculture and Livestock Problems.

[Filed with Secretary of State, March 31, 1954.]

WHEREAS, There are numerous items appropriating large sums of money for capital outlay in the State Budget for 1954-55 which include providing structures and facilities for agricultural activities at the several institutions, schools and colleges; and

WHEREAS, There are similar capital outlay items in the Post-war Building Program from funds already appropriated but as yet unexpended; and

WHEREAS, The inspection, recommendation and advice of the Joint Interim Committee on Agriculture and Livestock Problems resulting from its activity in 1948, 1949, 1950, 1951, 1952, 1953 and 1954 has resulted in a more orderly and economical development of agricultural activities at the several state institutions and schools; and

WHEREAS, The procedure of having the said joint committee inspect and review such expenditures has met with the general approval of all concerned; and

WHEREAS, In the process of making a review of the budgets of various institutions it has come to the attention of this committee that the manner in which expenditures are made for agricultural facilities at the institutions materially affects the operating costs of the institutions; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That no money be spent which was appropriated by the Budget Act of 1954 or previously appropriated for capital outlay providing for plans, specifications, construction or purchase of new facilities which is used for agricultural purposes until such facilities, equipment or item to be provided thereby is reviewed and inspected by the Joint Interim Committee on Agriculture and Livestock Problems and a report thereon has been filed with the Director of Finance of the State of California; and be it further

Resolved, That the recommendations of said committee be immediately put into effect by the Department of Finance in order that any resulting economies may be reflected in the 1954-55 Budget as soon as practicable.

CHAPTER 39

Senate Concurrent Resolution No. 11—Relative to renaming the approaches to Golden Gate Bridge.

[Filed with Secretary of State, March 31, 1954.]

WHEREAS, The Golden Gate Bridge, connecting San Francisco and Marin Counties and the vast Redwood Empire counties of California to the north, is famous as the world's greatest suspension bridge; and

WHEREAS, The Golden Gate Bridge is connected on both sides by State Highway Routes 1 and 2, which is popularly known north of San Francisco to the Oregon border as the Redwood Highway; and

WHEREAS, The State of California and the Golden Gate Bridge and Highway District are now engaged in widening the Marin County approach to the bridge on State Highway Route 1 from Waldo Point to the north bridgehead as a cooperative project and also converting this section into a modern six-lane divided freeway as part of the State Highway System; and

WHEREAS, This portion of State Highway Route 1 is known locally as the Waldo approach, which is misleading and confusing to motorists; and

WHEREAS, The section of State Highway Route 56 from Lake Street in San Francisco to State Highway Route 2 in San Francisco connecting with the Golden Gate Bridge is a freeway and known locally as Funston Avenue approach, which designation is likewise misleading and confusing to motorists since it does not connect with or transverse Funston Avenue; and

WHEREAS, These sections of the state highway described herein, as well as the section of State Highway Route 2 from the terminus of Richardson Avenue in San Francisco to the junction of State Highway Route 56 are approaches to the Golden Gate Bridge and should be so designated as such; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the section of State Highway Route 1 from a point near Waldo Point in Marin County to the Golden Gate Bridge and that section of State Highway Route 56 from Lake Street in San Francisco to the junction of State Highway Route 2 in San Francisco and State Highway Route 2 from the terminus of Richardson Avenue in San Francisco to the junction of State Highway Route 56 be designated as the "Golden Gate Bridge Freeway"; and be it further

Resolved, That the State Division of Highways is hereby requested to erect directional signs of appropriate size at the termini of the sections of highway described in this resolution; and be it further

Resolved, That the Secretary of the Senate be directed to transmit copies of this resolution to the Director of Public Works and to the State Highway Engineer.

CHAPTER 40

Senate Concurrent Resolution No. 12—Relative to making additional funds available to the Legislative Budget Committee, established by Chapter 1667, Statutes of 1951.

[Filed with Secretary of State, March 31, 1954.]

Resolved by the Senate of the State of California, the Assembly thereof concurring, That in addition to any money hereto-

fore made available to it, the sum of two hundred eighty thousand dollars (\$280,000) or so much thereof as may be necessary is hereby appropriated from the Contingent Funds of the Senate and of the Assembly for the payment of any and all expenses incurred by the Legislative Budget Committee or its members pursuant to and under authority of the provisions of Joint Rule No. 37 to be expended equally from the Contingent Funds of the Senate and of the Assembly, and be it further

Resolved, That in addition thereto the sum of one hundred thousand dollars (\$100,000), or so much thereof as may be necessary, is hereby appropriated from the Contingent Funds of the Senate and of the Assembly for the payment of any and all expenses incurred by the Legislative Budget Committee or its members pursuant to and under authority of the provisions of Joint Rule No. 37, to be expended equally from the Contingent Funds of the Senate and of the Assembly for the purpose of conducting a study of the organization, management, and operations of the Division of Highways of the Department of Public Works, and of the administration of the Department of Public Works with relationship to the operations of the Division of Highways.

CHAPTER 41

Senate Concurrent Resolution No. 15—Relative to thanking Portugal for its gift to the State of a statue of Cabrillo.

[Filed with Secretary of State, March 31, 1954]

WHEREAS, The Nation of Portugal through its Consul General, the Honorable E. G. deCosta, has presented to the State of California a remarkable and invaluable statue of Cabrillo; and

WHEREAS, San Diego was the first port of call in California by Cabrillo; and

WHEREAS, The State of California is most grateful for this splendid gift and token of friendship; and

WHEREAS, The State of California accepts this gift with reverence and deep appreciation and wishes to extend its thanks to the sculptor, Alvaro deBree, who created this splendid work of art admired the world over, and to President General Francisco Higinio Craveiro Lopes and Premier Antonio de Oliveira Salazar; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the State of California, through its Legislature, cordially invites President General Francisco Higinio Craveiro Lopes, Premier Antonio de Oliveira Salazar and Alvaro deBree to come to California to see our beautiful State and particularly the Cabrillo National Monument, Point Loma, San Diego, California, which has the

largest attendance of any national monument in the United States; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit suitably prepared copies of this resolution to President General Francisco Higinio Craveiro Lopes, Premier Antonio de Oliveire Salazar and Alvaro deBree.

CHAPTER 42

Senate Concurrent Resolution No. 18—Relating to a survey of natural resource roads by the Department of Public Works.

[Filed with Secretary of State, March 31, 1954.]

WHEREAS, Timber, minerals, and other natural resources are an index to the present and future wealth of the State; and

WHEREAS, It is necessary to waste an increasing amount of our natural resources because of the rising cost of transportation; and

WHEREAS, The Legislature of the State of Washington authorized in November, 1951 (Section 46, Chapter 269, Item 4; Laws of 1951) a study of natural resource roads, which study is still under way; and

WHEREAS, The State of Oregon is engaged in a similar study; and

WHEREAS, The industries harvesting these natural resources for the benefit of the people of California have indicated a willingness and desire to participate in the cost of the development of natural resource roads; and

WHEREAS, Testimony before legislative committees has shown the desirability of a comprehensive study of the problems involved in harvesting our natural resources, with particular reference to transportation; and

WHEREAS, It is desirable to ascertain the extent of the public's interest in this problem; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the State Department of Public Works be and it is hereby requested to make a comprehensive economic and engineering survey to determine whether it would be in the public interest to designate specific sections of the public highway system as natural resource roads; and be it further

Resolved, That the study be supplemented by consideration of reports dealing with a comparison of any saving recognized through the use of heavier commercial vehicles on natural resource roads with any corresponding increase in the cost of highway construction and maintenance that might be imposed by the use of such heavier vehicles; and be it further

Resolved, That this study be further supplemented with information which may be secured from the Highway Research Board, the Bureau of Public Roads, the State Department of

Natural Resources, the United States Forest Service, the University of California School of Forestry, and from the agencies now making a similar study in the states of Washington and Oregon; and be it further

Resolved. That the Secretary of the Senate be directed to transmit copies of this resolution to the Honorable Frank B. Durkee, Director of Public Works, and to Mr. G. T. McCoy, State Highway Engineer.

CHAPTER 43

Senate Concurrent Resolution No. 20—Approving a certain amendment to the charter of the City of Sunnyvale, a municipal corporation in the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the twenty-sixth day of January, 1954.

[Filed with Secretary of State, March 31, 1954.]

WHEREAS, Proceedings have been taken and had for the proposal, adoption and ratification of a certain amendment to the charter of the City of Sunnyvale, a municipal corporation in the County of Santa Clara, State of California, as hereinafter set forth in the certificate of the mayor and city clerk of said city, as follows, to wit:

City of Sunnyvale Charter amendment

CERTIFICATE OF RATIFICATION OF AMENDMENT TO THE CHARTER OF THE CITY OF SUNNYVALE

STATE OF CALIFORNIA }
COUNTY OF SANTA CLARA } ss.
CITY OF SUNNYVALE }

We, the undersigned, R. B. GILMORE, Mayor of the City of Sunnyvale, and IDA TRUBSCHENCK, City Clerk of said City, do hereby certify as follows:

Certificate

That the City of Sunnyvale, a municipal corporation in the County of Santa Clara, State of California, now is and at all times herein mentioned, was a city containing a population of more than 3,500 and less than 50,000 inhabitants and is now, and has been ever since June 7, 1949, organized, existing and acting under a freeholders' charter adopted under and by virtue of Section 8 of Article XI of the Constitution of the State of California, which said Charter was duly ratified by the qualified electors of said City of Sunnyvale at an election held for that purpose on the 10th day of May, 1949 and approved by the Legislature of the State of California on the 2nd day of June, 1949.

That in accordance with the provisions of Section 8 of Article XI of the Constitution of the State of California, the City Council of the City of Sunnyvale on its own motion duly

made and entered on the minutes of said City Council, on the 1st day of December, 1953, duly and regularly prepared and proposed to submit to the qualified voters of said City of Sunnyvale a proposed amendment to the Charter of said City of Sunnyvale, said charter amendment being designated as Charter Amendment No. 1, filed in the office of the Clerk of said City of Sunnyvale on said 1st day of December, 1953, and further ordered that said charter amendment should be submitted to and voted upon by the qualified voters of said City at a special election called and held for that purpose in said City on the 26th day of January, 1954;

That said proposed charter amendment was published and advertised in accordance with the provisions of Section 8 of Article XI of the Constitution of the State of California on the 11th day of December, 1953, in "The Sunnyvale Standard", a weekly newspaper of general circulation printed and published in said City of Sunnyvale (it being the official newspaper of said City), and in all the editions thereof issued during said days of publication.

That said special municipal election was held in said City of Sunnyvale on January 26, 1954, which day was not less than forty (40) and not more than sixty (60) days after the completion of said publication and advertisement of said proposed amendment, and that at said election a majority of the qualified voters voting thereon voted in favor of said proposed charter amendment designated as said Charter Amendment No. 1, and that said City Council, as provided by law, duly and regularly canvassed the returns of said election and did duly find, determine and declare the result of said special election to be that a majority of the qualified voters of said City voting on said proposed charter amendment had voted for and ratified said amendment, and that the City Clerk did enter on the record and in the minutes of said City Council a statement of the result of said election.

That said amendment to the Charter of the City of Sunnyvale, so ratified by the electors of said City of Sunnyvale, is in words and figures as follows, to-wit:

CHARTER AMENDMENT NO. 1

That Sections 1700 and 1701 of the Charter of the City of Sunnyvale be amended to read as follows:

Board of
trustees
Number
and term

Section 1700. Number and Term The Board of Trustees of the Sunnyvale School District of Santa Clara County shall consist of five members who shall have been residents of the territory of said school district, or any additions thereto, for at least three years immediately preceding their election. Except as provided in Section 1701, the members shall serve without compensation for a term of four years and until their successors are elected and qualified.

Election
Vacancies

Section 1701. Election. Vacancies. The members of the Board shall be elected at large at an election to be called by

the Board of Trustees in accordance with and pursuant to the provisions of the Education Code of the State of California as it now exists, and as the same may hereafter be changed and amended. At the general school election to be held in 1954, two additional members shall be elected in addition to the member whose term expires that year. At the general school election to be held in 1955, a member shall be elected for a term of one year to fill the vacancy that shall occur at that time. In the general school election to be held in 1956, two members shall be elected for a term of four years. Vacancies on the Board shall be filled by appointment in accordance with and pursuant to the provisions of the Education Code of the State of California as it now exists, and as the same may be hereafter changed and amended.

That we have compared the foregoing amendment with the original proposal submitted to the electors of said City of Sunnyvale and find that the foregoing is a full, true, correct and exact copy thereof, and we further certify that the facts set forth in the preambles of this Certificate preceding said amendment to said Charter are, and each of them is true.

The foregoing proposed and ratified amendment to the Charter of the City of Sunnyvale is hereby submitted to the Legislature of the State of California for approval or rejection as a whole without power of alteration or amendment in accordance with the provisions of Section 8 of Article XI of the Constitution of the State of California.

IN WITNESS WHEREOF, we have hereunto set our hands and caused the seal of said City of Sunnyvale to be affixed hereto this 19th day of March, 1954.

(SEAL) R. B. GILMORE
Mayor of the City of Sunnyvale
State of California
IDA TRUBSCHENCK
City Clerk of the City of Sunnyvale
State of California

Subscribed and sworn to before me
this 19th day of March, 1954.

CAROLINE A. MUSSO, Notary Public in
and for the County of Santa Clara,
State of California.

and

WHEREAS, Said proposed charter amendment as ratified as hereinabove set forth has been and now is duly presented and submitted to the Legislature of the State of California for approval or rejection, as a whole without power of alteration or amendment, in accordance with Section 8 of Article XI of the Constitution of the State of California; now, therefore, be it

*Resolved by the Senate of the State of California, the As- Approval
sembly concurring, a majority of all the members elected to
each house voting therefor and concurring therein, That said*

amendment to the charter of the City of Sunnyvale, as proposed to and adopted and ratified by the electors of said city, as hereinbefore fully set forth, be and the same is hereby approved as a whole without alteration or amendment, for and as an amendment to and as part of the charter of said City of Sunnyvale.

CHAPTER 44

Senate Concurrent Resolution No. 24—Relative to augmenting funds of the Joint Legislative Committee on Soil Conservation.

[Filed with Secretary of State, March 31, 1954.]

Resolved by the Senate of the State of California, the Assembly thereof concurring. That in addition to any money heretofore made available, the sum of five thousand dollars (\$5,000) or so much thereof as may be necessary is hereby made available from the Contingent Funds of the Senate and Assembly for the expenses of the Joint Legislative Committee on Soil Conservation (created by Senate Concurrent Resolution No. 93, 1953 Regular Session) and its members, and for any charges, expenses, or claims it may incur under said resolution, to be paid from said contingent funds equally and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

CHAPTER 45

Senate Concurrent Resolution No. 25—Relative to augmenting the funds of the Joint Legislative Committee on Governmental Reorganization

[Filed with Secretary of State, March 31, 1954.]

Resolved by the Senate of the State of California, the Assembly thereof concurring. That in addition to any money heretofore made available at this or any other session the sum of ten thousand dollars (\$10,000) or so much thereof as may be necessary is hereby made available from the Contingent Funds of the Senate and Assembly for the expenses of the Joint Legislative Committee on Governmental Reorganization (created by Resolutions Chapter No. 233 of the Statutes of 1953) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the said contingent funds equally and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

CHAPTER 46

Senate Joint Resolution No. 3—Relative to securing the land comprising Forts Baker, Barry and Cronkhite for state park purposes.

[Filed with Secretary of State, March 31, 1954.]

WHEREAS, Forts Baker, Barry and Cronkhite were established in Marin County for the defense of the San Francisco Harbor area; and

WHEREAS, The 2,000 acres of land occupied by these forts are especially valuable for park purposes; and

WHEREAS, The use of this land would not only provide recreation for millions of people in this State but would contribute substantially to the development of other lands in the vicinity; now, therefore, be it

Resolved by the Senate and Assembly of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the Congress of the United States to take immediate steps to investigate the feasibility of conveying the lands occupied by these forts to the County of Marin in the State of California for development of park, recreational and other purposes, and be it further

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the President and Vice President of the United States, to the Secretary of Defense, to the Speaker of the House of Representatives and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 47

Senate Joint Resolution No. 4—Relative to granting the Territory of Hawaii statehood in the United States.

[Filed with Secretary of State, March 31, 1954.]

WHEREAS, For many years the people and the Governments of the State of California and the Territory of Hawaii have enjoyed the most close and friendly business, personal, and cultural relationships; and

WHEREAS, The people of the Territory of Hawaii, regardless of racial descent, at all times have demonstrated their complete loyalty to the United States and during World War II, particularly, served with great valor and distinction in the armed forces of the United States; and

WHEREAS, In April of 1950 a convention drafted a Constitution, which was approved by the voters in the 1950 General Election and also the Territorial Legislature; and

WHEREAS, It is important for the Territory of Hawaii in its present status to enjoy the sovereignty to which it is entitled

and to develop its resources most advantageously; now, therefore, be it

Resolved by the Senate and Assembly of the State of California, jointly, That the Congress and the President of the United States be, and they are hereby, urged and memorialized to enact at this session of the Congress such laws as will grant the present Territory of Hawaii the status of statehood in the United States and create the State of Hawaii as the forty-ninth state of our Country; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to transmit copies of this resolution to the President of the United States, to the President of the Senate, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 48

Senate Joint Resolution No. 10—Relative to survey of small craft harbors.

[Filed with Secretary of State, March 31, 1954]

WHEREAS, There is an urgent demand for the development of small boat harbors as harbors of refuge and home ports for fishing boats and other small craft along the coast and in the navigable waters of the State of California; and

WHEREAS, The improvement and development of such harbors will be useful in augmenting the Nation's food supply by facilitating the further exploration of the food resources of the ocean by small craft, as well as providing harbor facilities for the use of the armed forces in the event of hostilities; and

WHEREAS, In 1945 and 1946 the Congress of the United States authorized preliminary examinations and surveys with the view to the establishment of such harbors, which surveys were recommended by preliminary examinations by the United States Army Corps of Engineers; and

WHEREAS, In 1950 funds were provided to initiate such surveys but with the outbreak of hostilities in Korea, President Truman issued a directive that no further studies be made unless they had a direct bearing on national defense, with the result that work on these important surveys was discontinued; and

WHEREAS, There are great stretches of the California coast which are at present devoid of harbors of refuge but within which are situated places which are adapted by nature to ready development at nominal cost into useful ports; and

WHEREAS, There is a Joint Interim Committee of the California Legislature studying the subject of small craft harbors and planning to lend all possible aid in the improvement and development of such harbors; and

WHEREAS, Such legislative committee wishes to be guided in its activities by such surveys and recommendations as are made by the U. S. Corps of Engineers; and

WHEREAS, In addition to the aid to navigation and the benefit to the general economy of the State, the development of such harbors will aid in flood control and prevention of beach erosion; and

WHEREAS, The United States of America is not now engaged in active hostilities; therefore be it

Resolved by the Senate and Assembly of the State of California, jointly, That the Legislature of the State of California respectfully petitions the President of the United States to take such steps as may be necessary to permit these important surveys to be completed in order that a comprehensive plan may be evolved for the development of these natural resources which are now dormant; and be it further

Resolved, That the Secretary of the Senate is hereby directed to forward copies of this resolution to the President of the United States, the President of the Senate, the Speaker of the House of Representatives, the Secretary of Defense, and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 49

Senate Concurrent Resolution No. 10—Relative to the twenty-fifth anniversary of the consecration and installation of the Most Reverend Robert J. Armstrong as Bishop of Sacramento.

[Filed with Secretary of State, April 2, 1954.]

WHEREAS, His Excellency, the Most Reverend Robert J. Armstrong, will celebrate on March 12, 1954, the twenty-fifth anniversary of his consecration, and on March 21, 1954, the twenty-fifth anniversary of his installation, as Bishop of the Diocese of Sacramento of the Roman Catholic Church; and

WHEREAS, His Excellency, the devoted son of Mr. and Mrs. William and Margaret Armstrong, was born on November 17, 1884, in San Francisco, California; and in response to God's call to the priesthood, prepared for his noble vocation at Gonzaga University, Spokane, Washington, and at the Grand Seminary, Montreal, Canada; and

WHEREAS, His Excellency was ordained a priest of the Roman Catholic Church on December 10, 1910, in Montreal, Canada, by His Excellency, the Most Reverend Paul Bruchesi, Archbishop of Montreal; and then devoted himself to pastoral work in the Diocese of Seattle, Washington, during the years 1910-1929, during which time he served as Assistant Pastor of the Cathedral of Our Lady of Lourdes Church in Spokane,

Washington, from 1910 to 1914; and in 1914 was appointed Pastor of St. Paul's Parish, Yakima, Washington, during which term he erected the magnificent edifice, St. Paul's Church, which was later elevated to the rank of Cathedral in the newly established Diocese of Yakima; and

WHEREAS, The Most Reverend Robert J. Armstrong was elected to the See of Sacramento on January 4, 1929, was consecrated Bishop of Sacramento on March 12, 1929, in St. James Cathedral, Seattle, Washington, by His Excellency, the Most Reverend Edward John O'Dea, Bishop of Seattle, and was installed as the fourth Bishop of Sacramento on March 21, 1929; and

WHEREAS, During his years of distinguished service as Bishop of Sacramento, His Excellency has proven himself to be a great religious and civic leader, with his never failing wisdom, benign understanding, and apostolic guidance, being a great source of inspiration to the members of his flock, and his devoted charity to all mankind endearing him to all of his fellow citizens regardless of religious belief and affiliation; and

WHEREAS, During his administration as Bishop of Sacramento, His Excellency has rendered outstanding service in ministering to the spiritual needs of his diocese, increasing, from the time he first took office to the present day, the Catholic population of his diocese from 60,000 to over 200,000, the number of secular priests from 87 to over 160, the number of parishes from 52 to 74, and the number of schools from 16 to 31, which are now serving over 8,500 students, and established as the official newspaper of his diocese the Superior California Register, now known as the Superior California Catholic Herald, one of the finest Catholic newspapers in the United States; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Legislature of the State of California extends its congratulations to His Excellency, the Most Reverend Robert J. Armstrong on the twenty-fifth anniversary of his consecration and installation as Bishop of the Diocese of Sacramento of the Roman Catholic Church; and be it further

Resolved, That the Secretary of the Senate is directed to have prepared a suitably engrossed copy of this resolution, and to transmit the same to His Excellency, the Most Reverend Robert J. Armstrong, Bishop of Sacramento.

STATUTES OF CALIFORNIA
FIRST EXTRAORDINARY SESSION
1954

Began Monday, March 1, 1954, and Adjourned
Thursday, April 1, 1954

PROCLAMATIONS BY THE GOVERNOR

CONVENING THE LEGISLATURE IN FIRST EXTRAORDINARY SESSION

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

PROCLAMATION

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

I, GOODWIN J. KNIGHT, Governor of the State of California, by virtue of the power and authority in me vested by Section 9 of Article V of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California, on the first day of March, 1954, at 12 20 p. m. of said day for the following purposes and to legislate upon the following subjects:

Item No. 1. To consider and act upon legislation relating to alcoholic beverages and the administration of the alcoholic beverage laws.

Item No. 2. To consider and act upon legislation relative to increasing unemployment insurance benefits

Item No. 3. To consider and act upon legislation relative to the providing of funds for the purchase of farms and homes under the Veterans' Farm and Home Purchase Act of 1943.

Item No. 4. To consider and act upon legislation relative to validating the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies.

Item No. 5. To consider and act upon legislation relative to the size and number of license plates for registered vehicles.

Item No. 6. To consider and act upon legislation relative to the administration of the Department of the California Highway Patrol.

Item No. 7. To consider and act upon legislation amending Section 53021 of the Government Code to remove budgetary and other restrictions upon the authority of local agencies to spend funds in meeting emergencies created by great public calamity, such as extraordinary fire, flood, storm, epidemic, earthquake or other disaster.

Item No. 8. To consider and act upon legislation to provide for the reinclusion in State Highway Route 75 of the portion of said route from Route 4 near Stockton via Copperopolis to Route 65 near Altaville and to provide for the payment of maintenance costs of the highway constituting such portion of said route on and after October 6, 1953.

Item No. 9. To consider and act upon legislation relative to short-term financing of water districts organized under the California Water District Law.

Item No. 10. To consider and act upon legislation concerning school districts reorganized pursuant to Chapter 16 of Division 2 of the Education Code.

Item No. 11. To consider and act upon legislation relative to providing for an additional bond issue to finance capital outlay for construction or improvement of public schools.

Item No. 12. To consider and act upon legislation relative to student transportation districts.

Item No. 13. To consider and act upon legislation relative to the Military Department, the National Guard, and the wearing of military uniforms.

Item No. 14. To consider and act upon legislation to repeal an act entitled "An act for the certification of land titles and the simplification of the transfer of real estate," approved March 17, 1897, as amended by initiative approved by the electors November 3, 1914, and to provide for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Item No. 15. To consider and act upon legislation relative to extending the period for which a city may lease property owned by it.

Item No. 16. To consider and act upon legislation relative to extending the provisions of Chapter 47 of the 1944 Fourth Extraordinary Session and the provisions of the Construction and Employment Act to newly incorporated cities.

Item No. 17. To consider and act upon legislation relative to the exclusion from a sanitary district of territory situated within the corporate limits of a city.

Item No. 18. To consider and act upon legislation relative to depositories of funds for community services districts.

Item No. 19. To consider and act upon legislation relative to allocations to counties for highway projects completed during the 1953-1954 Fiscal Year

Item No. 20. To consider and act upon legislation to grant to the City of Redwood City the right to construct flood control projects on certain lands of the State of California in San Mateo County.

Item No. 21. To consider and act upon legislation relative to amending the Water Conservation Act of 1931 with respect to the issuance and payment of bonds and the levy and collection of special assessment taxes pursuant to that act

Item No. 22. To consider and act upon legislation relating to the continuation of an authorized excess tax rate by a school district following unification of school districts.

Item No. 23. To consider and act upon legislation to provide adequate minimum retirement allowances for school teachers retired for age before rendering service sufficient to entitle them to full benefits for service retirement.

Item No. 24. To approve or reject charters and charter amendments of cities, cities and counties, and counties, ratified by the electors pursuant to the Constitution of the State of California.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 26th day of February, 1954

(SIGNED) GOODWIN J. KNIGHT
Governor of California

(SEAL)

ATTEST: FRANK M. JORDAN
Secretary of State

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

PROCLAMATION

WHEREAS, The Legislature of the State of California has been called in extraordinary session to convene on March 1, 1954; and

WHEREAS, On account of extraordinary occasions which have arisen and now exist it is deemed desirable and necessary to submit additional subjects to the Legislature for consideration; now, therefore,

I, GOODWIN J. KNIGHT, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my proclamation dated February 26, 1954, by adding the following additional purposes thereto, and thereby permitting the Legislature to legislate upon the following subjects, in addition to the subjects specified in the original proclamation, to wit:

Item No. 25. To consider and act upon legislation relative to flood control in Lake County.

Item No. 26. To consider and act upon legislation relative to the number and compensation of officers and attaches of the municipal court established in a district embracing the City of North Sacramento.

Item No. 27. To consider and act upon legislation relative to penalties for violation of the narcotic laws.

Item No 28 To consider and act upon legislation to authorize county boards of supervisors to fix the number and compensation of employees of municipal courts.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this ninth day of March, 1954.

(SIGNED) GOODWIN J. KNIGHT
Governor of California

(SEAL)

ATTEST: FRANK M. JORDAN
Secretary of State

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

PROCLAMATION

WHEREAS, The Legislature of the State of California has been called in extraordinary session to convene on March 1, 1954; and

WHEREAS, On account of extraordinary occasions which have arisen and now exist it is deemed desirable and necessary to submit additional subjects to the Legislature for consideration; now, therefore,

I, GOODWIN J. KNIGHT, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my proclamation dated February 26, 1954, by adding the following additional purposes thereto, and thereby permitting the Legislature to legislate upon the following subjects, in addition to the subjects specified in the original proclamation, to wit:

Item No 29. To consider and act upon legislation to permit local governmental agencies to loan money to, or to invest in the securities of other local public agencies.

Item No 30 To consider and act upon legislation relative to the construction of awnings, cabanas, windbreaks and buildings as attachments to, or within six feet of, trailer coaches

Item No. 31. To consider and act upon legislation relative to short-term financing of community services districts.

Item No 32. To consider and act upon legislation relative to advertising the sale of governmental securities

Item No. 33. To consider and act upon legislation relative to cooking in hotel rooms.

Item No 34 To consider and act upon legislation relating to the salary of the Director of Finance.

Item No. 35. To consider and act upon legislation relative to validation of the Orange County Water District and the provisions of the Orange County Water District Act

Item No. 36. To consider and act upon legislation relative to the salaries of Members of the State Legislature.

Item No. 37. To consider and act upon legislation to authorize the construction of a building in Los Angeles County for the Department of Employment.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this sixteenth day of March, 1954.

(SIGNED) GOODWIN J. KNIGHT
Governor of California

(SEAL)

ATTEST. FRANK M. JORDAN
Secretary of State
By CHARLES J. HAGERTY
Assistant Secretary of State

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

PROCLAMATION

WHEREAS, The Legislature of the State of California has been called in extraordinary session to convene on March 1, 1954; and

WHEREAS, On account of extraordinary occasions which have arisen and now exist it is deemed desirable and necessary to submit additional subjects to the Legislature for consideration; now, therefore,

I, GOODWIN J. KNIGHT, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my proclamation dated February 26, 1954, by adding the following additional purpose thereto, and thereby permitting the Legislature to legislate upon the following subject, in addition to the subjects specified in the original proclamation, to wit:

Item No. 38. To consider and act upon legislation relative to the annexation of one irrigation district to another such district.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twenty-sixth day of March, 1954.

(SIGNED) GOODWIN J. KNIGHT
Governor of California

(SEAL)

ATTEST: FRANK M. JORDAN
Secretary of State
By CHARLES J. HAGERTY
Assistant Secretary of State

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

PROCLAMATION

WHEREAS, The Legislature of the State of California has been called in extraordinary session to convene on March 1, 1954; and

WHEREAS, On account of an extraordinary occasion which has arisen and now exists it is deemed desirable and necessary to submit an additional subject to the Legislature for consideration; now, therefore,

I, GOODWIN J. KNIGHT, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my proclamation dated February 26, 1954, by adding the following additional purpose thereto, and thereby permitting the Legislature to legislate upon the following subject, in addition to the subjects specified in the original proclamation, to wit:

Item No. 39. To consider and act upon legislation relating to the distribution of fines and forfeitures in justice courts.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twenty-ninth day of March, 1954.

(SIGNED) GOODWIN J. KNIGHT
Governor of California

(SEAL)

ATTEST: FRANK M. JORDAN
Secretary of State
By CHARLES J. HAGERTY
Assistant Secretary of State

STATUTES OF CALIFORNIA

PASSED AT THE 1954 FIRST EXTRAORDINARY SESSION
OF THE LEGISLATURE

CHAPTER 1

An act to amend Sections 28, 30 and 36 of the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to the issuance and payment of bonds and the levy and collection of special assessment taxes, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor March 23, 1954. Filed with
Secretary of State March 23, 1954]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Section 28 of the Water Conservation Act of 1931 is amended to read:

Sec. 28. The board of directors must, on or before the tenth day of July of each fiscal year (hereinafter called the "ensuing fiscal year"), furnish the board of supervisors and the auditor of the county wherein the district is situated, or if such district is not entirely within one county, then, as hereinafter provided, to the supervisors and auditors of each county in which any portion of the district is situated, an estimate in writing of the amount of money needed for the purposes of the district for the ensuing fiscal year, for any reserve funds necessary for the first six months of the following fiscal year, and to provide for the prompt payment, when due, of principal of and interest on bonds. This amount must be sufficient to raise a sum of money which shall be sufficient to pay the incidental expenses of the district, and the costs of the work of spreading and sinking waters which the board of directors may deem advisable to be done during the ensuing fiscal year; the estimated costs of repairs to and maintenance of any property or works of the district; the amount of any indebtedness (other than bonded debt) of the district currently due or to become due in the ensuing fiscal year; the amount deemed necessary by the board of directors for reserve funds to meet the costs and expenses of the district during the first six months of the following fiscal year; the estimated amount necessary for the payment of the costs of any action or proceeding which may be taken by the district, including the cost of employment of attorneys and engineers; and if bonds have been voted and sold by the district the board of directors shall include in said

Estimate of
expenses

estimate an amount which together with any moneys available therefor in the bond fund shall be at least sufficient to pay all bond principal and interest coming due during the ensuing fiscal year and also during that part of the following fiscal year before the proceeds of an assessment tax levied at the time for making the general tax levy in such following fiscal year can be made available for the payment thereof, and such estimate each year shall include an amount clearly sufficient to provide for the payment of principal of and interest on bonds of the district as the same become due; and if bonds have been voted but not sold, and the board expects to sell such bonds prior to the end of the ensuing fiscal year there shall be included in such estimate an amount estimated to be sufficient to provide for the payment of all principal and interest of such unsold bonds which the board believes will come due during the ensuing fiscal year and also during that part of the following fiscal year before the proceeds of an assessment tax levied at the time for making the general tax levy in such following fiscal year can be made available for the payment thereof; and also if said district shall have voted a special assessment as provided in Section 35 hereof, the board shall include in said estimate the amount of the installment of said special assessment to be levied each year; and such estimate may also include such an amount as the board of directors may deem advisable to expend in the acquisition or construction of settling basins, wells, dams, reservoirs and other works for the storing, spreading and sinking of waters, together with canals, ditches, conduits and necessary rights of way for use of all such works; provided, however, that if at the time of making said estimates herein referred to the district shall not have voted a special assessment as provided for in Section 35 hereof and said district shall not have voted bonds as in this act provided, then the assessment levied during any year for the raising of said funds shall not exceed two and one-half ($2\frac{1}{2}$) mills on each one hundred cents (100ϕ) of the assessed values of the lands within the district, according to the last assessment rolls, but if a special assessment has been voted or if bonds have been voted by the district then the assessment for the payment thereof shall be in excess of the two and one-half ($2\frac{1}{2}$) mills on each one hundred cents (100ϕ) of the assessed values of the lands within the district.

“Following
fiscal year”

The words “following fiscal year” as used in this section mean that fiscal year which next follows the ensuing fiscal year.

SEC. 2. Section 30 of said act is amended to read:

Assessment
tax

SEC. 30. The board of supervisors of each county wherein is situated a district, or any part thereof, organized under the provisions of this act, must, annually, at the time of levying county taxes, levy an assessment tax to be known as the “----- (name of district) water conservation district assessment,” sufficient to raise the amount (except the amount required to pay principal and interest of bonds) reported to them as herein provided by the board of directors, and also

levy an assessment tax to be known as the “_____ (name of district) water conservation district bond fund assessment,” sufficient to raise the amount reported to them as required for bond service as herein provided by the board of directors. The supervisors must determine the rate of each such assessment tax by deducting 15 percent for anticipated delinquencies from the total assessed value of the land or real property (as the case may be) in the district within the county, as it appears on the assessment-roll of the county, and then dividing the sum reported by the board of directors, as required to be raised, by the remainder of such total assessed value; provided, that if a fraction of a cent occur on a valuation of one hundred dollars (\$100), it shall be taken as a full cent. The assessment tax levied to pay bond principal and interest, when collected, shall be paid into the bond fund and shall be used only for the payment of principal and interest of the bonds of the district and for no other purpose until such principal and interest have been fully paid.

SEC. 3. Section 36 of said act is amended to read:

Sec. 36. The district may incur a bonded indebtedness for any purpose for which the board of directors is authorized to expend the funds of the district in the manner in this act set forth, including any works, property or rights, contract or otherwise, acquired under or pursuant to the provisions of Sections 20, 20.5, 20.6, and 20.7 of this act, or the refunding of any obligations incurred pursuant to said sections of this act.

The board of directors, whenever the interest of the district shall require, may cause a report to be made to the effect that the acquisition of certain property or works or the construction of such works is convenient or necessary to serve or fulfill the purpose for which the district exists and that the cost of such property or works cannot be paid for out of the annual revenue of the district. Such report shall be in such detail and be accompanied by such exhibits as will disclose the purpose sought to be accomplished and the means to be employed therefor. Such report shall be printed in convenient form for distribution to the electors of the district.

After the printing of said report the board of directors by resolution adopted by a majority of the members of the board may call an election to be held in the district for the purpose of authorizing the incurring of a bonded indebtedness by the district. Such resolution shall specify the purpose for which the indebtedness is to be incurred, the amount of bonds which it is proposed shall be issued, the maximum rate of interest such bonds shall bear, and the number of years, not exceeding 40, the whole or any part of said bonds are to run until maturity. It shall further provide for submitting the question of the incurring of such indebtedness to the qualified electors of the district at an election called for that purpose, and the words to appear upon the ballot shall be “Bonds—Yes,” and “Bonds—No,” or words of similar import, together with a general statement of the amount and purpose of the bonds to

be issued. Several propositions may be submitted at the same election. None but qualified electors of the district shall be permitted to vote at such election.

Notice

A notice shall be given of such election by publication in a newspaper of general circulation published in the district once a week for at least three weeks if published in a weekly or semiweekly newspaper or for at least 10 days if published in a daily newspaper and the first publication shall be at least 30 days prior to the date fixed for the election.

Such notice shall state the time and place for holding the election, the names or numbers of election precincts, which may be the general election precincts established by the boards of supervisors for general state or county elections, or a consolidation of such precincts, or such other special precincts for the purpose of such bond election as the board of directors of such water conservation district may designate and establish, the location of the polling places and the names of the election officers appointed to conduct such election. Such notice shall also state the amount of the debt that it is proposed to incur, a brief statement of the purpose thereof and refer to the report hereinbefore provided to be made for further particulars, the number of years the bonds or any part thereof are to run before the maturity thereof and the maximum rate of interest such bonds shall bear.

Proceedings

The manner of holding and conducting such election, the selection of officers to conduct the same, the designation of precincts and polling places, the preparation of ballots and the receipt, counting and return of the same, and the canvassing and determining the results thereof shall be as provided for the election of directors as provided in this act as nearly as practicable, and in particulars not so provided shall be in accordance with the general laws of the State relative to elections whereat propositions are submitted and voted upon. In the event that such election has been fairly held and conducted, no informality nor omission to perform a prescribed duty shall be held to invalidate or affect the legality of any bonded debt authorized to be incurred.

If two-thirds of the votes cast upon the proposition shall have been marked and counted "Bonds—Yes" or appear to favor the proposition submitted, then such proposition shall be deemed to have been accepted by the voters and to authorize the incurring of a bonded debt and the issuance of bonds therefor to the amount of and for the purpose stated in the proposition.

Issuance

Thereafter the board of directors of the district may issue the bonds of the district for the whole or any part of the amount of the indebtedness so authorized, and may, from time to time, provide for the issuance of such amounts as the necessity therefor shall appear, until the full amount of such bonds authorized shall have been issued. Each separate issue shall be given a serial number or letter.

The board of directors shall, by a resolution adopted by a majority of its members, prescribe the form of the bonds and the form of the coupons attached thereto and fix the time when the whole or any part of the principal shall become due and payable. The payment of the first installment may be deferred for a period not longer than five years from the date of the bond. The bonds shall bear interest at a rate not exceeding 6 per centum per annum, payable semiannually. The board of directors may also provide for redemption of bonds before maturity at prices determined by it. A bond shall not be subject to call or redemption prior to maturity unless it contains a recital to that effect. Form, etc

The denomination of the bonds shall be stated in the resolution providing for their issuance, but shall not be less than one hundred dollars (\$100) nor more than one thousand dollars (\$1,000). The principal and interest shall be payable in lawful money of the United States at the office of the treasurer of the county or such other place as may be designated or at either place at the option of the holder of the bond.

The bonds shall be dated, numbered consecutively, and be signed by the president of the district and attested by the secretary with the official seal of the district. The interest coupons shall bear the actual or facsimile signature of the president of the district.

The bonds as the same shall be issued may be sold at such times and in such amounts as the board of directors shall deem expedient, after a notice inviting bids therefor shall have been given by publication in a newspaper of general circulation published in the district for a period of at least 10 days prior to such sale. A certified check payable to the district for at least 5 percent of the amount of the bonds offered shall accompany each bid conditioned that the bidder will accept and pay for the bonds bid for if awarded to him, otherwise such check shall be forfeited to the district and the amount thereof paid into the treasury. In case no bids are received the bonds offered may be sold at private sale. Sale

The proceeds arising from the sale of bonds shall be paid into the treasury of the district and placed to the credit of a special fund and expended only for the purpose for which the indebtedness was created. Proceeds

It shall be the duty of the board of supervisors of the county or counties within which the district is situated to provide for the levy and collection of an assessment tax as in this act provided sufficient and in season to pay the interest on the bonds of the district as the same becomes due and also to pay such part of the principal of the bonds as shall become due before the proceeds of an assessment tax levied at the time for making the next general tax levy can be made available for the payment of such principal. Such assessment tax shall be levied upon the land or the real property in the district, as the case may be, and shall be levied at the time of levying county taxes and shall be in addition to all other taxes levied for district Assessment tax

purposes, and when collected shall be paid into the bond fund of the district and shall be used only for the payment of principal and interest of the bonds of the district and for no other purpose until such principal and interest have been fully paid.

Certification At any time the board of directors may apply to the commission authorized by law to approve bonds of irrigation and other districts for certification as legal investments for savings banks or for other purposes specified in the act creating such commission and when such certification shall have been given, the bonds of the district shall be acceptable for investment and surety purposes to the same extent as are county or municipal bonds.

Urgency SEC. 4. This act is an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Article IV of the Constitution, and shall go into immediate effect. The facts constituting such necessity are:

Bonds have been voted under said Water Conservation Act of 1931 for the purpose of conserving water and providing adequate supplies of pure water to cities and adjacent areas where the water supply is diminishing and endangered by intrusion of salt water. Additional supplies of pure water are required immediately to protect the public health in these cities and adjacent areas. Difficulties in dating bonds and levying taxes for payment thereof under the present law must be changed as provided in this act in order that the voted bonds can be issued and sold in time for the basic construction work to be completed during the dry season of this year. If such changes are not made to take effect immediately the issuance of bonds will be delayed and the construction work will be carried into the rainy season, creating a year's delay and excessive costs. Therefore, to provide additional and pure water at an early date it is necessary that this act take effect immediately.

CHAPTER 2

An act to add Chapter 1.5 to Part 6 of Division 13 of the Water Code, relating to California water districts, declaring the urgency thereof, to take effect immediately.

In effect
immediately

[Approved by Governor March 30, 1954. Filed with
Secretary of State March 30, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Chapter 4.5 is added to Part 6 of Division 13 of the Water Code, to read:

CHAPTER 4.5. PROVISIONS RELATING TO SHORT TERM BORROWINGS

Authority
to borrow

36400. A district may borrow money and incur indebtedness as provided in this chapter by action of the board and

without the necessity of calling and holding an election in the district.

36401. Indebtedness may be incurred pursuant to this chapter for any purpose for which the district is authorized to expend funds, including provisions for the payment of current expenses of the district and for the funding or refunding of any outstanding warrants. Purposes

36402. Indebtedness incurred under this chapter shall be evidenced by warrants of the district payable in not to exceed five years from their date and bearing interest at a rate not exceeding 6 percent per annum, payable annually or semi-annually. Warrants

36403. Such warrants shall be issued in the name of the district after the adoption, by a four-fifths vote of all the members of the board, of a resolution setting forth the form of the warrant, the maturity date or dates thereof, and the manner of execution thereof. Issuance

36404. The board may, in its resolution authorizing the issuance of such warrants, provide that the warrants shall be subject to call and redemption prior to maturity, at the option of the district, at such price or prices as may be fixed in the resolution, not exceeding a premium of 6 percent of the par value of the warrants so subject to redemption. The resolution shall fix the method of giving notice of redemption to the holders of warrants to be redeemed and the price or prices at which the warrants shall be subject to redemption. Warrants so subject to call and redemption prior to maturity shall contain a recital to that effect on their face, and no warrant issued under this chapter shall be subject to call or redemption prior to its fixed maturity date unless it contains such recital. Call and redemption

36405. Coupons payable to bearer shall be in a form and signed as prescribed by the board and may be attached to warrants issued under this chapter to evidence their interest. Coupons

36406. Warrants issued under this chapter shall be offered for public sale upon notice inviting sealed bids therefor. Such notice shall be given by publication once in a newspaper of general circulation printed and published in the district or if such a newspaper is not printed and published in the district by posting in three public places in the district, and the sale shall not be held before 10 days after such publication or posting. The board may reject all bids received on public sale and either readvertise or sell the warrants at private sale, but no sale at private sale shall be made for less than the par value of the warrants and accrued interest thereon. Sale

36407. Warrants issued under this chapter shall constitute general obligations of the district for the payment of both principal and interest of which all land in the district subject to assessment by the district shall be assessed without limitation of rate or amount. It shall be the duty of the board to include in its annual estimate filed with the board of supervisors all sums necessary to pay the principal of, and interest Assessments

on, all warrants issued under this chapter coming due during the next year, and any sums that the board shall direct to be set aside in a special fund for the future payment of principal of and interest on any outstanding warrants issued under this chapter which will come due in any year following the next year. It shall be the duty of the board of supervisors, at the time and in the manner provided in this division for making the annual assessment, to fix an ad valorem rate of assessment sufficient to pay the principal of and interest on all warrants issued under this chapter as the same become due, and the sums required for the special fund established by the board. Such ad valorem assessment shall be in addition to all other assessments in this division provided for and when collected shall be used for no purpose other than the payment of said warrants and the interest thereon.

Districts
Securities
Commission

36408. Warrants shall not be issued under this chapter in excess of an amount authorized by the California Districts Securities Commission. The California Districts Securities Commission shall not authorize the issuance of any warrants under this chapter unless the commission shall find and determine that in its judgment the district will be able to pay the principal of and interest on the warrants as the same respectively become due. Such warrants shall be subject to investigation and certification in the same manner, by the same officers and with the same force and effect as prescribed for the investigation and certification of bonds of irrigation districts by the provisions of Division 10 of this code.

Urgency

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Many districts newly organized under the California Water District Act have entered into contracts with the Bureau of Reclamation for a supply of vitally needed water, and must obtain funds immediately to meet the payments under such contracts if they are to secure a supply of water for this coming irrigation season. Such districts are unable to issue and sell warrants with a fixed due date, as may be done by irrigation districts. Therefore, it is difficult to finance the purchase of water. It is therefore necessary that this act take effect immediately.

CHAPTER 3

An act to add Section 37395 to the Government Code, relating to the leasing of city-owned property.

In effect
July 1, 1954

[Approved by Governor April 1, 1954. Filed with
Secretary of State April 1, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 37395 is added to the Government Code to read:

37395. A city may lease for not to exceed 50 years property owned or held or controlled by it, or any of its departments, for commercial development for business purposes, when the governing body determines by ordinance or resolution that such property is not required for other city purposes.

CHAPTER 4

An act to amend Sections 156, 157.5, 164, and 170 of the Vehicle Code, relating to license plates, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 5, 1954 Filed with
Secretary of State April 6, 1954]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Section 156 of the Vehicle Code is amended to read:

156. License Plates to Be Furnished by the Department. License plates
(a) The department upon registering a vehicle shall issue to the owner two suitable license plates or devices for a motor vehicle other than a motorcycle or power cycle and one suitable license plate or device for all other vehicles required to be registered hereunder. Such plates or devices shall identify the vehicles for which they are issued for the period of their validity.

(b) Every license plate shall have displayed upon it the registration number assigned to the vehicle for which it is issued, together with the word "California" or the abbreviation "Cal." and the year number for which it is issued or a suitable device issued by the department for validation purposes, which device shall contain the year number for which issued.

(c) License plates issued for motor vehicles other than motorcycles and power cycles shall be rectangular in shape, 12 inches in length and 6 inches in width.

(d) The department upon originally registering a vehicle and at annual reregistration of such vehicle shall issue to the owner suitable plates or devices indicating such annual registration, which shall be attached to the vehicle as provided in this code.

SEC. 2. Section 157.5 of the Vehicle Code is amended to read:

157.5. Special License Plates for Vehicles of Historic Value. Special plates
Historic vehicles
Notwithstanding any other provision of this code, any owner of a motor vehicle of the age of 35 years or more from the date of manufacture, operated or moved over the highway primarily for the purpose of historical exhibition or other similar purpose shall, upon application in the manner and at the time prescribed by the department, be issued special license plates for such motor vehicle in lieu of the regular license plates. In addition to the payment of all other fees required by law, the applicant shall pay such fee for the issuance of the special

license plates as may be prescribed by the department. The registration numbers and special license plates assigned to such motor vehicles shall run in a separate numerical series, commencing with "Horseless Carriage No. 1" and the plates shall be of a distinguishing color.

Upon annual renewal of registration of such motor vehicles, they shall, until January 1, 1956, be issued symbols or devices instead of new license plates, as provided in Section 164 of this code, and thereafter they shall be issued new special license plates every fifth year, and during each intervening four-year period the department shall annually issue symbols or devices as provided in Section 164 of this code.

SEC. 3. Section 164 of the Vehicle Code is amended to read:

Registration
renewal

164. Department to Renew Registration. The department, upon renewing a registration, shall issue a new registration card and license plates to the owner as upon an original registration. In lieu of issuing a new registration card the department may endorse or authorize the endorsement of a receipt or validation upon payment of the required fees, such receipt or validation to be stamped upon the registration card last issued for such vehicle during the preceding registration year, or upon a potential registration card issued near the close of the preceding year, which registration card so endorsed or validated shall constitute the registration card for the ensuing registration year, and the department may, in place of issuing new license plates for the ensuing year, issue in lieu thereof a single tab indicating the year number for which issued, which tab shall be attached to the rear license plate issued for such vehicle for the last preceding calendar year in which license plates were issued, and, when so attached, said license plates with such tab shall for the purposes of this code be deemed to be the license plate or plates for the ensuing registration year.

On January 1, 1951, the department shall issue license plates and thereafter issue license plates every fifth year, and during each intervening four-year period the department shall annually issue a tab, sticker, or other suitable device as herein provided.

The department may authorize an endorsement of a receipt or the validation of a registration card or potential registration card as hereinbefore provided by a person or organization holding a certificate of authority issued under the provisions of Part 5 of Division 2 of the Insurance Code.

SEC. 4. Section 170 of the Vehicle Code is amended to read:

Special
plates
Amateur
radio
licensees

170. Issuance of Special Plates to Amateur Radio Station Licensees. Any person holding an unexpired amateur radio station license, other than a novice station license, issued by the Federal Communication Commission may, at the time he makes application for an original or a renewal registration of a vehicle required to be registered, also apply for special

license plates, to be affixed to the vehicle for which registration is sought, on which, in lieu of the numbers otherwise prescribed by law, shall be inscribed the official amateur radio station call letters of such applicant as assigned by the Federal Communication Commission.

The director shall provide for the issuance of the special license plates specified in this section upon the applicant's showing of satisfactory proof that he is the holder of such an unexpired license, and may, in addition to the regular annual registration fee, charge an annual fee not exceeding three dollars (\$3) for each set of plates so issued.

The department shall make such rules and regulations as necessary to ascertain compliance with all state license and registration laws relating to use and operation of a motor vehicle before issuing such plates in lieu of the regular license plates, and all applications for such plates shall be made to the department. The department shall not issue more than one set of special plates for any licensed amateur radio station.

The department shall, on or before the first day of August of each year, furnish to the sheriff of each county and the chief of police of each incorporated city in the State an alphabetically arranged list of the names, addresses and license plate letters of each person to whom license plates are issued under the provisions of this section, and it shall be the duty of said sheriffs and chiefs of police to maintain and keep current such lists for public information and inquiry, particularly in relation to public emergencies.

The provisions of this section shall remain in effect until January 1, 1956, and thereafter shall have no further force or effect. Termination
date

SEC. 5. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health, or safety within the meaning of Section 1 of Article IV of the Constitution, and shall go into effect immediately. The facts constituting such necessity are as follows: Urgency

In 1956 new motor vehicles will be designed to carry a plate of uniform dimensions. The plates for automobiles in California are manufactured in the State Prison at Folsom and, in order to produce the plates in time for the 1956 registration, it is necessary that production be started immediately for such production cannot wait until the acts in this 1954 First Extra Session become effective in the usual course.

CHAPTER 5

An act to amend Section 139.53 of the Vehicle Code, relating to promotions.

[Approved by Governor April 6, 1954. Filed with
Secretary of State April 6, 1954.]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 139.53 of the Vehicle Code is amended to read:

139.53. Rules Regarding Promotions. All appointments to the classes of assistant commissioner, inspector, captain, lieutenant, and sergeant shall be made from promotional eligible lists resulting from promotional examination of persons in the next lower class. For the purposes of examinations for captain the classes of lieutenant and sergeant shall be eligible.

The filling of any position of lieutenant shall not be by demotion of any member holding a permanent rating of captain on July 1, 1949, except as provided in the Government Code.

CHAPTER 6

An act to repeal Sections 139.52 and 139.56 of the Vehicle Code, relating to efficiency ratings and punitive action.

In effect
July 1, 1954

[Approved by Governor April 6, 1954. Filed with
Secretary of State April 6, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 139.52 of the Vehicle Code is repealed.

SEC. 2. Section 139.56 of the Vehicle Code is repealed.

CHAPTER 7

An act to amend Sections 44, 44.1, 44.2, 44.5, 44.7, 44.9, 44.10 and 44.11 of the Vehicle Code, relating to authorized emergency vehicles.

In effect
July 1, 1954

[Approved by Governor April 6, 1954. Filed with
Secretary of State April 6, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 44 of the Vehicle Code is amended to read:

“Authorized
emergency
vehicle”

44. Authorized Emergency Vehicle. An “authorized emergency vehicle” is a vehicle of any of the following types:

(a) A vehicle publicly owned and operated in the performance of his duty, by a member of any police or fire department, including the California Division of Forestry, any sheriff, constable, or deputy sheriff, or deputy constable, or traffic law enforcement officer who is regularly employed by the State, or any city, or any city and county, or any county in responding to emergency calls or in a traffic patrol duty.

(b) A motorcycle, either publicly or privately owned, operated by a police or traffic law enforcement officer in enforcing the provisions of this code.

(c) A motor vehicle, either publicly or privately owned, operated by a state or county forest ranger, or a fire warden on salary and directly in charge of fire protection work upon behalf of the State or in any county, or the chief or assistant

chief of an organized fire department, in responding to emergency fire calls.

(1) A vehicle, privately owned, operated by the chief or other authorized member of an organized fire department in responding to emergency calls in connection with lifesaving or other public purposes, not connected with fire calls.

(2) A permit must be obtained from the Commissioner of the California Highway Patrol in respect to any privately owned vehicle referred to in subsection (c) and when any such privately owned vehicle is not at the time engaged in responding to an emergency fire call or in connection with lifesaving or other public purposes any siren thereon must be disconnected and any red front lights must be covered.

(d) Any fire fighting equipment designed and operated exclusively as such by an oil company and used in responding to emergency fire calls and in combating fires.

(e) When used in responding to emergency calls, any privately owned ambulance, specially constructed and maintained exclusively for ambulance purposes, authorized by permit issued by the Commissioner of the California Highway Patrol, and any publicly owned ambulance.

(f) An emergency repair vehicle of a utility or public utility, whether privately, municipally or publicly owned, used in responding to emergency calls when authorized by the Commissioner of the California Highway Patrol.

(g) Any fire fighting equipment, emergency wrecking equipment or emergency repair equipment, owned and operated by a bridge and highway district for the purpose of extinguishing fires, removing wrecked motor vehicles, caring for injured persons, or repairing damaged lighting, or electrical equipment, of such bridge and highway district, when such vehicles are responding to emergency calls.

(h) A motor vehicle, owned by the State, and operated by a regularly employed special agent, investigator, or inspector of the Department of Justice in the performance of his duties.

SEC 2. Section 44.1 of the Vehicle Code is amended to read:

44.1. Authorized Emergency Vehicle, Privately Owned. Privately owned emergency vehicle
 In addition to the vehicles defined as "authorized emergency vehicle" by Section 44, the provisions of this code relating to authorized emergency vehicles shall apply to vehicles publicly maintained in whole or in part by the State, or city, or city and county, or county, and privately owned and operated by a member of, and who receives salary from, and is regularly employed by, an organized municipal police department, or by any sheriff, constable, or deputy sheriff, or deputy constable regularly employed by the county, or by a marshal or deputy marshal of a municipal court, and such vehicles shall be "authorized emergency vehicles," but only under each and all of the following conditions:

1. When such vehicle has a permit from the Commissioner of the California Highway Patrol

2. When said vehicle has affixed to the license plates thereon distinguishing signs of a type approved by the Commissioner of the California Highway Patrol and when said signs are so located as to be plainly visible at a distance of not less than 50 feet from the front and rear of said vehicle.

3. Where said person operates such vehicle so owned by him in responding to emergency calls or fire alarms or in street or highway patrol duty, or operates such vehicle in the pursuit of actual or suspected violators of the law.

4. When the State, city, or any city and county, or any county does not furnish to such sheriff, constable, deputy sheriff, marshal or deputy marshal of a municipal court, or any member of a police department, a publicly owned vehicle for the purpose above stated.

5. Whenever such vehicle is being used for purposes other than those specifically authorized herein, the siren must be disconnected and the red lights covered. Any violation of this provision shall constitute a misdemeanor and the permit granted hereunder shall be revoked.

SEC. 3. Section 44.2 of the Vehicle Code is amended to read:

Emergency
service
utility
vehicles

44.2. Emergency Service Utility Vehicles Any emergency vehicle of a public utility, whether privately, municipally or publicly owned, used in responding to emergency calls for the repair or maintenance of its services, may be approved by the Commissioner of the California Highway Patrol for operation when equipped with a red light or lights for purposes of identification and without a siren, but any such vehicle not equipped with a siren shall be subject to provisions of this code applicable to the movement of vehicles and shall not be entitled to the exemptions granted authorized emergency vehicles by Section 454.

SEC. 4. Section 44.5 of the Vehicle Code is amended to read:

Fish and
game warden
vehicles

44.5. Authorized Emergency Vehicles: Fish and Game Wardens. A motor vehicle owned by the State when authorized by the Commissioner of the California Highway Patrol and when used by a fish and game warden in the actual pursuit of a violator or suspected violator of the fish and game laws is an authorized emergency vehicle.

This section shall not limit the liability for negligent operation of such motor vehicle when in actual pursuit of such violator or suspected violator.

SEC. 5. Section 44.7 of the Vehicle Code is amended to read:

Fire fighting
equipment

44.7. Authorized Emergency Vehicle: Fire Fighting Equipment. Any fire fighting equipment designed and operated exclusively as such when equipped with a siren and red

light or lights and used in responding to emergency fire calls and in combating fires and when operated under a permit issued by the Commissioner of the California Highway Patrol is an authorized emergency vehicle.

SEC. 6. Section 44.9 of the Vehicle Code is amended to read:

44.9. Suspension or Revocation of Authorized Emergency Vehicle Permit. The Commissioner of the California Highway Patrol is hereby authorized to suspend or revoke any permit issued by him or by the department to any authorized emergency vehicle under the following conditions:

Suspension or
revocation
of permits

(1) In the event the Commissioner of the California Highway Patrol determines that any person operating any such vehicle pursuant to such permit has operated the vehicle in a reckless or illegal manner or in violation of any of the provisions of this code. No such order of suspension or revocation shall be effective unless notice of the alleged offense is first given to the person so charged and he is afforded an opportunity to make answer thereto.

(2) In the event any person operating such authorized emergency vehicle pursuant to such permit is convicted of operating the vehicle in violation of any of the provisions of this code.

SEC. 7. Section 44.10 of the Vehicle Code is amended to read:

44.10. Authorized Emergency Vehicle Owned by Member California Highway Patrol. In addition to the vehicles defined as "authorized emergency vehicle" by Section 44, a privately owned vehicle of a member of the California Highway Patrol, when authorized by permit from the Commissioner of the California Highway Patrol, shall be deemed an authorized emergency vehicle only when responding to an emergency call. No such permit shall be granted until proper proof of financial responsibility is filed with the Department of Finance. Whenever such a vehicle is not being used as an authorized emergency vehicle the siren must be disconnected and the red light covered.

Vehicles
owned by
Highway
Patrol
members

SEC. 8. Section 44.11 of the Vehicle Code is amended to read:

44.11. Lifeguard or Lifesaving Equipment. In addition to the vehicles designated as "authorized emergency vehicles" by Section 44, the provisions of this code relating to authorized emergency vehicles shall apply to any lifeguard or lifesaving automotive equipment which is owned by the State of California or by any city, city and county or county and operated exclusively as such by an officer or employee of the State or of any such agency in responding to emergency calls and when operating under a permit issued by the Commissioner of the California Highway Patrol and such automotive equipment shall constitute "authorized emergency vehicles."

Lifeguard
or lifesaving
equipment

CHAPTER 8

An act to amend Section 375 of the Streets and Highways Code, relating to State Highway Route 75, and to provide for the payment of the cost of maintenance of the portion of said route deleted by Chapter 1737 of the Statutes of 1953, declaring the urgency thereof, to take effect immediately.

In effect
immediately

[Approved by Governor April 6, 1954 Filed with
Secretary of State April 6, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 375 of the Streets and Highways Code is amended to read:

375. Route 75 is from:

(a) Oakland to Route 4 near Stockton via Walnut Creek and Antioch.

(b) Route (a) above, north of Walnut Creek to a connection with Route 74 in Benicia.

(c) Route 4 near Stockton via Copperopolis to Route 65 near Altaville.

SEC. 2. All expenditures for the maintenance of the portion of Route 75 added to the State Highway System by this act during the period from October 6, 1953, to the effective date of this act shall be paid from money in the State Highway Fund available for maintenance of state highways, and no claim shall be made against any county for any portion thereof.

SEC. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The portion of State Highway Route 75 which extends from Route 4 near Stockton to Route 65 near Altaville, via Copperopolis, was unintentionally deleted from the description of said route contained in Section 375 of the Streets and Highways Code by Chapter 1737 of the Statutes of 1953. Chapter 1737 amended Section 375 in order to include in Route 75 the ferry system operated across Carquinez Straits between the cities of Benicia and Martinez. In order to provide, at the earliest possible time, for the reinclusion of this omitted portion of Route 75 in the State Highway System and to make provision for the payment by the State of the cost of maintenance of this portion during the period it was unintentionally omitted from the State Highway System, it is necessary that this act take effect immediately.

CHAPTER 9

An act to add Chapter 8 comprising Sections 60742 to 60749, inclusive, to Part 5 of Division 3 of Title 5 of the Government Code, relating to short term financing of community services districts organized under the Community Services District Law, declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 6, 1954 Filed with
Secretary of State April 6, 1954]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Chapter 8 is added to Part 5 of Division 3 of Title 5 of the Government Code, to read:

CHAPTER 8. SHORT TERM BORROWING

60742. A district may borrow money and incur indebtedness as provided in this chapter by action of the board and without the necessity of calling and holding an election in the district. Authority
to borrow

60743. Indebtedness may be incurred pursuant to this chapter for any purpose for which the district is authorized to expend funds, including provisions for payment of current expenses of the district and for the funding or refunding of any outstanding warrants issued for the payment of current expenses. Purposes

60744. Indebtedness incurred under this chapter shall be evidenced by notes of the district payable in not to exceed five years from their date and bearing interest at not exceeding 6 percent per annum, payable annually or semiannually. Notes

60745. Such notes shall be issued in the name of the district after the adoption by a two-thirds vote of all of the members of the board on a resolution setting forth the form of the note, the maturity date or dates thereof, and the manner of execution thereof. Issuance

60746. The board may, in its resolution authorizing the issuance of notes, provide that the note shall be subject to call and redemption prior to maturity, at the option of the district, at such price or prices as may be fixed in the resolution, not exceeding a premium of 6 percent of the par value of the note so subject to redemption. The resolution shall fix the method of giving notice of redemption to the holders of notes to be redeemed and the price or prices at which the note shall be subject to redemption. Notes so subject to call and redemption prior to maturity shall contain a recital to that effect on their face, and no note shall be subject to call or redemption prior to its fixed maturity date unless it contains such recital. Call and
redemption

60747. Notes issued under this chapter shall be offered for public sale upon notice inviting sealed bids therefor. Such notice shall be given by publication once in a newspaper of general circulation printed and published in the district or if Sale

such a newspaper is not printed and published in the district by posting in three public places in the district, and the sale shall not be held before 10 days after such publication or posting. The board may reject all bids received on public sale and either readvertise or sell the notes at private sale, but no sale at private sale shall be made for less than the par value of the note and accrued interest thereon.

Taxes 60748. Notes issued under this chapter shall constitute general obligations of the district for the payment of both principal and interest of which all property in the district subject to taxation by the district shall be taxed without limitation of rate or amount. It shall be the duty of the board at the time and in the manner provided in Part 6 of this division for levying annual taxes to fix an ad valorem rate of tax sufficient to pay the principal of and interest on all notes as the same become due. Such ad valorem taxes shall be in addition to all other taxes in this division provided for, shall not be subject to the limitation provided in Section 60755.5, and when collected shall be used for no purpose other than the payment of said notes and the interest thereon.

Limitation 60749. Notes shall not be issued under this chapter by any district in any one fiscal year in excess of an amount equal to one dollar (\$1) for each acre in the district.

Urgency SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Many community services districts have recently been organized but have been unable to complete the procedure required by the Government Code in time to levy taxes for the current year. Due to severe drought conditions prevailing in this State and shortages of water in many counties it is vitally necessary that such districts immediately install works to serve and to protect the public health of the inhabitants thereof. In order to finance such works without delay it is necessary that this act take effect immediately.

CHAPTER 10

An act to amend Sections 53601 and 53602 of the Government Code, relating to authorized investments of local agencies and declaring the urgency thereof, to take effect immediately.

In effect
immediately

[Approved by Governor April 6, 1954. Filed with
Secretary of State April 6, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 53601 of the Government Code is amended to read:

53601. The legislative body of a local agency having money in a sinking fund of, or surplus money in, its treasury not required for the immediate necessities of the local agency may invest such portion of the money as it deems wise or expedient in:

(a) Bonds issued by it including bonds payable solely out of the revenues from a revenue-producing property owned, controlled or operated by it or by a department, board, agency or authority thereof.

(b) United States Treasury notes, bonds, bills or certificates of indebtedness, or those for which the faith and credit of the United States are pledged for the payment of principal and interest.

(c) Registered state warrants or treasury notes or bonds of this State including bonds payable solely out of the revenues from a revenue-producing property owned, controlled, or operated by the State or by a department, board, agency or authority thereof.

(d) Bonds, notes, warrants or other evidences of indebtedness of any local agency within this State, including bonds payable solely out of the revenues from a revenue-producing property owned, controlled or operated by the local agency, or by a department, board, agency or authority thereof.

SEC. 2. Section 53602 of the Government Code is amended to read:

53602. The legislative body shall invest only in notes, bonds, bills, certificates of indebtedness, warrants, or registered warrants which are legal investments for savings banks in the State, provided, that the board of supervisors of a county may, by a four-fifths vote thereof, invest in notes, warrants or other evidences of indebtedness of public districts wholly or partly within the county, whether or not such notes, warrants, or other evidences of indebtedness are legal investments for savings banks.

SEC. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Many local agencies, including public districts, have been unable to complete the procedure required in order to finance their operations for the current year and in order to avoid costly delay and excessive future costs and to properly perform their functions vital to the protection of public health, peace and safety, must have the immediate market for their evidences of indebtedness provided by this act. Therefore, it is necessary that this act take effect immediately

CHAPTER 11

An act to amend Section 11721 of the Health and Safety Code, relating to unlawful use of narcotics, declaring the urgency thereof, to take effect immediately.

In effect
immediately

[Approved by Governor April 6, 1954. Filed with
Secretary of State April 6, 1954]

The people of the State of California do enact as follows:

SECTION 1. Section 11721 of the Health and Safety Code is amended to read:

11721. No person shall unlawfully use or be addicted to the unlawful use of narcotics. Any person convicted of violating any provision of this section is guilty of a misdemeanor and shall be sentenced to serve a term of not less than 90 days nor more than one year in the county jail. The court may place a person convicted hereunder on probation for a period not to exceed five years and shall in all cases in which probation is granted require as a condition thereof that such person be confined in the county jail for at least 90 days. In no event does the court have the power to absolve a person who violates this section from the obligation of spending at least 90 days in confinement in the county jail.

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

There exists in this State an extremely serious problem due to the very rapid and alarming increase in the use of and addiction to narcotics. This condition has become worse in that many addicts are punished too lightly as a result of the excessive granting of probation. It is thus exceedingly difficult to discourage materially the unlawful use of these vicious drugs. In order to combat this deplorable rise in drug addiction promptly and more effectively by prohibiting the granting of probation to a narcotic addict for at least the first 90 days of his term of sentence and thereby better preserve the public peace, health and safety, it is necessary that this act take effect immediately.

CHAPTER 12

An act to amend Sections 11713 and 11715.5 of the Health and Safety Code, relating to penalties for violation of narcotics laws.

In effect
July 1, 1954

[Approved by Governor April 6, 1954. Filed with
Secretary of State April 6, 1954]

The people of the State of California do enact as follows:

SECTION 1. Section 11713 of the Health and Safety Code is amended to read:

11713. Any person convicted under this division for transporting, selling, furnishing, administering, or giving away, or offering to transport, sell, furnish, administer, or give away, any narcotic, shall be punished by imprisonment in the county jail for not more than one year, or in the state prison from five years to life.

If such a person has been previously convicted of any offense described in this division or has been previously convicted of any offense under the laws of any other state or of the United States which if committed in this State would have been punishable as an offense described in this division, the previous conviction shall be charged in the indictment or information and if found to be true by the jury, upon a jury trial, or if found to be true by the court, upon a court trial, or is admitted by the defendant, he shall be imprisoned in a state prison from 10 years to life.

SEC. 2. Section 11715.5 of said code is amended to read:

11715.5. When there is reason to believe that any person arrested for violation of Section 11501, 11502, 11712, 11713, 11714, 11715, or 11721, or any offense referred to in those sections, may not be a citizen of the United States, the arresting agency shall notify the appropriate agency of the United States having charge of deportation matters.

CHAPTER 13

An act to validate the incorporation of cities incorporated on or after February 1, 1954, and on or prior to April 20, 1954, to validate matters pertaining to such cities, including acts of counties or any boards or officers thereof.

[Approved by Governor April 8, 1954 Filed with
Secretary of State April 12, 1954]

In effect
July 1 1954

The people of the State of California do enact as follows:

SECTION 1. As used in this act, "city" means any city for which an order of incorporation has been filed with the Secretary of State on or after February 1, 1954, and on or prior to April 20, 1954.

SEC. 2. Each city is hereby declared to have been legally organized and to be legally functioning as a city as of and subsequent to the date upon which an order of incorporation was filed for it with the Secretary of State. Validations
Cities

SEC. 3. The boundaries of each city as heretofore established, defined, or recorded, or as heretofore actually shown on maps or plats used by the assessors, are hereby confirmed, validated, and declared legally established. Boundaries

SEC. 4. The incorporation of each city is hereby validated for purposes of assessment and taxation if the statement, together with the map or plat, required to be filed under Sections 54900 to 54904, inclusive, of the Government Code, is filed on or before May 1, 1954. Incorporation

Budget tax
rate, etc.,
ordinances

SEC. 5. Every act, proceeding, and ordinance heretofore taken or adopted (either now in effect or hereafter to take effect) by each city or by any county, county officer or board with regard to such city, relative to the preparation, transmitting, computing, determining or fixing the budget or the tax rate or rates or the property tax lien date of each city, or to the assessment or equalization of property or to the levy of taxes thereon or of tax sales or certificates of tax sales, tax deeds or other conveyances, are hereby confirmed, validated and declared legally effective.

Scope
of act

SEC. 6. (a) This act shall be limited to the correction of defects, irregularities, omissions, and ministerial errors in carrying out statutory provisions which the Legislature could have originally omitted from the law under which such acts or proceedings were taken; provided, that this act shall also operate to supply such legislative authorization as may be necessary to validate any such proceedings heretofore taken which the Legislature could have supplied or provided for in the law under which such acts or proceedings were taken.

(b) This act is limited to the validation of acts and proceedings to the extent to which the same can be effectuated under the State and Federal Constitutions.

Definitions

SEC. 7. As used in this act, "now" means the date this act takes effect; the word "heretofore" means any time prior to such effective date; and the word "hereafter" means any time subsequent to such effective date.

CHAPTER 14

An act to amend Sections 979, 1280 and 1281 of the Unemployment Insurance Code, relating to unemployment insurance.

In effect
July 1, 1954

[Approved by Governor April 9, 1954 Filed with
Secretary of State April 12, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 979 of the Unemployment Insurance Code is amended to read:

Solvency
factor for
additional
rate
reductions

979. After December 31, 1947, whenever the balance in the Unemployment Fund on December 31st of any calendar year equals 7.1 percent of the wages in employment subject to this part paid during the 12-month period ending upon the computation date immediately preceding such December 31st, employers shall pay into the Unemployment Fund contributions for the succeeding calendar year upon all wages with respect to employment at the following rates.

If, as of the computation date, the employer's net balance of reserve equals or exceeds that percentage of his average base pay roll which appears on any line in Column 1 of the following table, but is less than that percentage of his average base pay roll which appears on the same line in Column 2 of that table, his contribution rate shall be the figure appearing on that same line in Column 3 of that table.

Line	Reserve balance		Contribution
	Column 1	Column 2	rate Column 3
1	0 %	6 %	2.7%
2	6 %	6½%	2.5%
3	6½%	7 %	2.3%
4	7 %	7½%	2.1%
5	7½%	8 %	1.9%
6	8 %	8½%	1.7%
7	8½%	9 %	1.5%
8	9 %	9½%	1.3%
9	9½%	10 %	1.1%
10	10 %	10½%	0.9%
11	10½%	11 %	0.7%
12	11 %	11½%	0.5%
13	11½%	12 %	0.3%
14	12 %	12½%	0.1%
15	12½%	100 % or more	0 %

SEC. 2. Section 1280 of the Unemployment Insurance Code is amended to read :

1280. An individual's "weekly benefit amount" is the amount appearing in Column B in the following table opposite that wage bracket in Column A which contains the amount of wages paid to the individual for employment by employers during the quarter of his base period in which his wages were the highest.

A	B
Amount of wages in highest quarter	Weekly benefit amount
\$75.00-\$199.99	\$10
200.00- 219.99	11
220.00- 239.99	12
240.00- 259.99	13
260.00- 279.99	14
280.00- 299.99	15
300.00- 319.99	16
320.00- 339.99	17
340.00- 359.99	18
360.00- 379.99	19
380.00- 419.99	20
420.00- 459.99	21
460.00- 499.99	22
500.00- 539.99	23
540.00- 579.99	24
580.00- 619.99	25
620.00- 659.99	26
660.00- 699.99	27
700.00- 739.99	28
740.00- 779.99	29
780.00 and over	30

For the purposes of this section, when an individual has been paid remuneration which would be taxable except for the three thousand dollars (\$3,000) limitation on taxable wages, the "quarter of his base period in which his wages were the highest" may be determined by allocating to any quarter of the calendar year falling within the base period that portion of the taxable wages which is equal to the amount of remuneration paid to him in that quarter or seven hundred eighty dollars (\$780), whichever is the lesser. The term "remuneration" as used in this section means taxable wages as well as wages which would be taxable except for the three thousand dollars (\$3,000) limitation on taxable wages.

The provisions of this section as amended at the 1954 First Extraordinary Session shall be applicable to new claims for unemployment compensation benefits filed on and after July 1, 1954. The provisions of this section as they existed prior to the effective date of the amendments enacted at the 1954 First Extraordinary Session shall remain applicable to new claims filed prior to July 1, 1954.

SEC. 3. Section 1281 of said code is amended to read:

Minimum
earnings
requirement

1281. (a) An individual cannot establish a valid claim or a benefit year during which any benefits are payable unless he has during his base period been paid wages for employment by employers of not less than three hundred dollars (\$300). If more than 75 percent of his base-period wages were paid during a single calendar quarter, he is not eligible for unemployment compensation benefits unless his total wages during the base period are not less than 30 times his weekly benefit amount, or not less than seven hundred fifty dollars (\$750), whichever is lower.

Maximum
benefits
payable

(b) The maximum amount of unemployment compensation benefits payable to an individual during any one benefit year shall be 26 times his weekly benefit amount but in no case shall the total amount of such benefits payable be more than one-half the total wages paid to the individual during his base period. If the benefit is not a multiple of one dollar (\$1) it shall be computed to the next higher multiple of one dollar (\$1).

"Wages"

(c) For the purpose of this section and Section 1280, "wages" includes wages due to any individual but unpaid within the time limit provided by law.

CHAPTER 15

An act to amend Section 1032 of the Unemployment Insurance Code, relating to unemployment insurance benefits.

In effect
July 1, 1954

[Approved by Governor April 9, 1954 Filed with
Secretary of State April 12, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 1032 of the Unemployment Insurance Code is amended to read:

1032. If it is ruled under Section 1030 or 1328 that the claimant left the employer's employ voluntarily and without good cause or was discharged by reason of misconduct connected with his work, benefits paid to the claimant subsequent to the termination of employment due to such voluntary leaving or discharge which are based upon wages earned from such employer prior to the date of such termination of employment, shall not be charged to the account of such employer unless he failed to furnish the information specified in Section 1030 within the time limit prescribed in that section.

CHAPTER 16

An act to amend Section 3003 of, and to add Article 6 to Chapter 5 of Part 2 of, the Unemployment Insurance Code, comprising Sections 3151 to 3156, inclusive, relating to investments in branch office buildings for the Department of Employment.

[Approved by Governor April 9, 1954. Filed with Secretary of State April 12, 1954.]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Article 6 is added to Chapter 5 of Part 2 of the Unemployment Insurance Code, to read:

Article 6. Investments in Branch Office Buildings

3151. The Department of Finance may from time to time, with the approval of the director, invest money in the Disability Fund for the acquisition of real property, pursuant to the Property Acquisition Act, and the construction and equipment of a building or buildings and appurtenant facilities thereon after approval of preliminary plans under the procedure provided by Section 16 of the Budget Act of 1954, for the use of the Department of Employment as a branch office in Los Angeles. The aggregate amount which may be invested under this section shall not exceed two million seven hundred fifty thousand dollars (\$2,750,000).

Authority
to invest
funds

3152. Any buildings or facilities acquired pursuant to this article shall be primarily for the occupancy of the Department of Employment but shall be subject to the administration and supervision of the Department of Finance.

Occupancy

3153. The Department of Finance shall allocate space to the agencies and services comprising the department. Any buildings or facilities acquired pursuant to this article may contain space in excess of the requirements of the Department of Employment and, until needed, may be leased or let at such rental and upon such terms and conditions as may be determined by the Department of Finance.

Allocation
of space

3154. For all space allocated to the agencies and services comprising the department, or otherwise leased or let, there

Rental
charge

shall be charged a rental as fixed by the Department of Finance, which rentals shall be paid into the Disability Fund as repayment of any money invested under the provisions of this article, together with interest to be compounded annually at the close of business on December 31st of each year at a reasonable rate to be determined by the Department of Finance subject to the approval of the director.

Priority of
occupancy)

3155. When the money invested under the provisions of this article for the providing and equipment of buildings or facilities has been repaid to the Disability Fund together with interest, the Department of Employment shall continue to have priority to occupy any space within said buildings or facilities at rental rates not exceeding the cost of providing maintenance and other services.

Construction

3156. The construction of buildings and facilities under this article shall be subject to the provisions of the State Contract Act.

SEC. 2. Section 3003 of the Unemployment Insurance Code is amended to read:

Disability
fund
investments

3003. Except as provided in Sections 3125 and 3151, all surplus money in the Disability Fund may be invested solely in interest-bearing obligations of the United States Government or of the State of California, and all interest or earnings therefrom shall be deposited in the Disability Fund.

CHAPTER 17

An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, declaring the urgency of this act, to take effect immediately.

In effect
immediately

[Approved by Governor April 12, 1954. Filed with Secretary of State April 12, 1954.]

The people of the State of California do enact as follows:

SECTION 1. The following terms shall have the following meanings herein:

"Public
body"

(a) The term "public body" means counties, cities and counties, and cities, and the following districts and authorities:

- Air pollution control districts
- Airport districts
- Assessment districts
- Bridge and highway districts
- Cemetery districts
- Citrous pest control districts
- Community service districts
- Conservancy districts
- County fire protection districts
- County maintenance districts
- County power pumping districts
- County sewerage and water districts
- County water authorities

County water districts
County waterworks districts
Drainage districts
Fire protection districts
Flood control districts
Garbage and refuse disposal districts
Garbage disposal districts
Harbor districts
Harbor improvement districts
Highway districts
Highway lighting districts
Horticultural protection districts
Horticultural development districts
Irrigation district distribution districts
Irrigation district improvement districts
Irrigation districts
Joint harbor improvement districts
Joint highway districts
Joint municipal sewage disposal districts
Junior college districts
Levee districts
Library districts
Local health districts
Local hospital districts
Metropolitan water districts
Mosquito abatement districts
Municipal improvement assessment districts
Municipal port districts
Municipal sewer districts
Municipal utility districts
Municipal water district improvement districts
Municipal water districts of any kind
Parking authorities
Parking districts
Park recreation and parkway districts
Permanent road divisions
Pest abatement districts
Port districts
Public cemetery districts
Public utility districts
Reclamation districts
Recreational harbor districts
Recreation park and parkway districts
Regional park districts
River port districts
Road districts
Sanitary districts
County sanitation districts
School districts of any kind or class
Separation of grade districts
Sewer maintenance districts
Soil conservation districts

Storm water districts
 Unified air pollution control districts
 Vehicle parking districts
 Veterans' memorial districts
 Water conservation districts
 Water districts
 Water storage districts
 Weed abatement districts
 Zones of flood control districts

The term "public body" and the plural thereof, as used in this act, shall include only those entities which are specifically enumerated in this section.

"Bonds"

(b) The term "bonds" means all instruments evidencing an indebtedness of a public body incurred or to be incurred for any public purpose, and all instruments evidencing the borrowing of money in anticipation of taxes, revenues or other income of such body, and all instruments payable from revenues or special funds of such public bodies, and all instruments funding or refunding any thereof or any indebtedness.

Validation
 organiza-
 tion, etc

SEC. 2. All public bodies heretofore organized or existing under, or under color of, any law are hereby declared to have been legally organized and to be legally functioning as such public body. Every such public body shall have all the rights, powers, and privileges, and be subject to all the duties and obligations of such a public body regularly formed pursuant to law.

Boundaries

SEC. 3. The boundaries of every public body as heretofore established, defined, or recorded, or as heretofore actually shown on maps or plats used by the assessor, are hereby confirmed, validated, and declared legally established.

Annexation

SEC. 4. All acts and proceedings heretofore taken by any public body under any law, or under color of any law, for the annexation or inclusion of territory into any such public body or for the annexation of any such public body to any other such public body are hereby confirmed, validated, and declared legally effective. This shall include all acts and proceedings of the governing board of such public body and of any person, public officer, board or agency heretofore done or taken upon the question of the annexation or inclusion of such territory.

Bonds

SEC. 5. All acts and proceedings heretofore taken by or on behalf of any public body under any law, or under color of any law, for the authorization, issuance, sale, or exchange of bonds of any such public body for any public purpose are hereby confirmed, validated, and declared legally effective. This shall include all acts and proceedings of the governing board of such public body and of any person, public officer, board or agency heretofore done or taken upon the question of the authorization, issuance, sale, or exchange of such bonds.

All bonds of any public body heretofore issued shall be, in the form and manner in which issued and delivered, the legal, valid and binding obligations of the public body. All such

bonds heretofore authorized to be issued and hereafter issued and delivered in accordance with such authorization shall be the legal, valid and binding obligations of the public body. Whenever an election has heretofore been called for the purpose of submitting to the voters of any public body the question of issuing bonds for any public purpose, such bonds, if hereafter authorized by the required vote and in accordance with the proceedings heretofore taken, and issued and delivered in accordance with such authorization, shall be the legal, valid and binding obligations of the public body.

SEC. 6. (a) This act shall operate to supply such legislative authorization as may be necessary to validate any such acts and proceedings heretofore taken which the Legislature could have supplied or provided for in the law under which such acts or proceedings were taken. Operative effect

(b) This act shall be limited to the validation of acts and proceedings to the extent to which the same can be effectuated under the State and Federal Constitutions. Limitations

(c) Nothing contained herein shall be construed to render the creation of any city or district, or any change in the boundaries of any city or district, effective for purposes of assessment or taxation unless the statement, together with the map or plat, required to be filed under Sections 54900 to 54904, inclusive, of the Government Code, is filed within the time and substantially in the manner required by said sections, except that statements, together with maps or plats filed for community services districts and county water districts on or before March 15, 1954 are hereby confirmed, validated and declared as legally effective for all purposes as though filed on or before February 1, 1954.

(d) This act shall not operate to confirm, validate, or legalize any act, proceeding, or other matter the legality of which is being contested or inquired into in any legal proceeding now pending and undetermined or which may be pending and undetermined during the period of 30 days from and after the effective date of this act, and shall not operate to confirm, validate, or legalize any act, proceeding, or other matter which has heretofore been determined in any legal proceeding to be illegal, void or ineffective, or to confirm, validate or legalize the organization of, or any proceedings for the organization of any municipal corporation, when any part of the area of such municipal corporation within the boundaries thereof described in the resolution or order of the board of supervisors defining and establishing the boundaries of the proposed municipal corporation has been held by any court to be a part of another municipal corporation or has, directly or indirectly, been held illegally included within such boundaries of the proposed municipal corporation as described in said resolution or order of the board of supervisors or in the notice of election on the incorporation of the proposed municipal corporation.

(e) This act shall not operate to confirm, validate, or legalize a contract between any district and the United States.

Definitions SEC. 7. As used in this act, the word "now" means the date this act takes effect; the word "heretofore" means any time prior to such effective date; and the word "hereafter" means any time subsequent to such effective date.

Short title SEC. 8. This act may be cited as the First Validating Act of 1954.

Urgency SEC. 9. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The peace, health and safety of the citizens of the State require the orderly and unhampered functioning of public bodies and such functioning depends upon the validity of the organization, boundaries, and governing officers or boards of public bodies, and upon the validity of acts, proceedings, and bonds of public bodies, and it is therefore imperative and essential that such matters be validated so that during the period before this act would otherwise become effective:

(1) Citizens of the State can be afforded the protection of the police, fire, safety, sanitary and other regulations and protections provided by public bodies;

(2) Public works and construction by public bodies can be commenced and continued without delay or restriction, to provide sewers, water works, schools, storm drains, flood control works, sanitary facilities, electric and other utility works, fire houses and facilities, police stations and facilities, streets, hospitals, and other works, structures, improvements, and facilities required for the public peace, health, and safety, and immediately needed to provide for an increased population;

(3) Public bodies can issue and sell bonds heretofore authorized for the purpose of providing sewers, water works, schools, storm drains, flood control works, sanitary facilities, electric and other utility works, fire houses and facilities, police stations and facilities, streets, hospitals, and other works, structures, improvements, and facilities required for the public peace, health and safety and immediately needed to provide for an increased population, which cannot now be sold because of defects in the organization or boundaries of some public body or in the authorization of such bonds, which defects will be cured by this act.

CHAPTER 18

An act to validate acts, proceedings, and elections in connection with bonds of school districts, and declaring the urgency thereof, to take effect immediately.

In effect
immediately

[Approved by Governor April 12, 1954. Filed with
Secretary of State April 12, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Meaning of Terms. The following terms shall have the following meanings herein:

(a) The term "school districts" means school districts of any kind or class. "School districts"

(b) The term "bonds" means all instruments evidencing an indebtedness of a school district incurred or to be incurred for any public purpose. "Bonds"

SEC. 2. Acts and Proceedings Relating to Bonds: Bonds Declared Binding Obligations. All acts and proceedings heretofore taken by or on behalf of any school district under any law or under color of any law for the authorization, issuance, or sale of bonds of any such school district for any public purpose are hereby confirmed, validated, and declared legally effective. This shall include all acts and proceedings of the governing board of such school district and of any person, public officer, board, or agency heretofore done or taken upon the question of the authorization, issuance, or sale of such bonds. Validation School district bonds

All bonds of any school district heretofore issued shall be in the form and manner in which issued and delivered the legal, valid, and binding obligations of the school district. All such bonds heretofore authorized to be issued and hereafter issued and delivered in accordance with such authorization shall be the legal, valid and binding obligations of the school district. Whenever an election has heretofore been called for the purpose of submitting to the voters of any school district the question of issuing bonds for any public purpose, such bonds, if hereafter authorized by the required vote and in accordance with the proceedings heretofore taken, and issued and delivered in accordance with such authorization, shall be legal, valid and binding obligations of the school district.

SEC. 3. Operation of Act: Limitation. (a) This act shall operate to supply such legislative authorization as may be necessary to validate any such acts and proceedings, heretofore taken in school districts which the Legislature could have supplied or provided in the law under which such acts or proceedings were taken. Operative effect

(b) This act shall be limited to validation of acts and proceedings in school districts to the extent to which the same can be effectuated under the State and Federal Constitutions. Limitation

(c) This act shall not operate to confirm, validate or legalize any act, proceeding, or other matter, the legality of which is being contested or inquired into in any legal proceeding now pending and undetermined, and shall not operate to confirm, validate or legalize any act, proceeding or other matter which has heretofore been determined in any legal proceeding to be illegal, void or ineffective.

SEC. 4. "Now"; "Heretofore"; "Hereafter." As used in this act, the word "now" means the date this act takes effect; the word "heretofore" means any time prior to such effective date; and the word "hereafter" means any time subsequent to such effective date. Definitions

SEC. 5. Citation of Act. This act may be cited as the First School Bond Validating Act of 1954. Short title

Urgency

SEC. 6. Declaration of Urgency. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The peace, health and safety of the citizens of the State require the orderly and unhampered functioning of school districts and such functioning depends upon the validity of the bonds of such school districts, and it is therefore imperative and essential that such school bonds be validated so that during the period before this act would otherwise become effective:

(1) Public works and construction by school districts can be continued without delay or restriction to provide school facilities required for the public peace, health and safety, and immediately needed to provide for an increased population.

(2) School districts can issue and sell bonds heretofore authorized for the purpose of providing school facilities required for the public peace, health and safety and immediately needed to provide for an increased school population which cannot now be sold because of defects in the authorization of such bonds which defects will be cured by this act.

CHAPTER 19

An act to amend Sections 27262, 27267, and 27268 of the Water Code, relating to irrigation districts, declaring the urgency thereof, to take effect immediately.

In effect
immediately

[Approved by Governor April 12, 1954. Filed with
Secretary of State April 12, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 27262 of the Water Code is amended to read:

Annexation
to other
irrigation
district
Order

27262. The combined boards shall also, at the conclusion of said hearing, by a majority vote of the members of each board, if the proposed annexation is approved as proposed or as the boundaries of the territory to be annexed may be modified at the hearing, make an order:

(a) Determining that the annexation of the district will benefit the lands as described or referred to in the order as proposed to be annexed or the lands described in the order if the boundaries have been modified, and will also benefit the lands within the annexing district;

(b) Describing the lands, if any, which the combined boards have determined will not be benefited by the annexation and which are to be excluded from the district in the event the annexation becomes effective;

(c) Stating the terms and conditions upon which the annexation is to be made. Unless otherwise stated in said terms and conditions, any annexed district or any portion of such

district annexed under this article shall, upon annexation, become subject to all of the outstanding indebtedness of the annexing district, and all lands so annexed shall become, be and remain liable to be assessed in the manner provided in the Irrigation District Law for the payment of such outstanding indebtedness of the annexing district.

Such terms and conditions may also state the sum or sums or otherwise describe the indebtedness, or method of payment of any sum or amount to be paid to any metropolitan water district or any county water authority for or on behalf of the annexed district or the lands annexed and for which the lands in the annexed district shall be and remain liable to be assessed;

(d) Such terms and conditions shall state whether authorized, but unissued, bonds of the annexed district which it is proposed are to be issued after the annexation in the name of the annexing district shall be paid from assessments to be levied upon lands in the annexing district, or from assessments to be levied upon land in the annexed district, or other revenues of the annexing district, or from other revenues derived from the area in the annexed district, or in part from assessments to be levied upon land in the annexing district and in part from other revenues of or derived from the area in either or both of such districts, or in part from assessments to be levied upon land in the annexed district and in part from other revenues of or derived from the area in either or both of such districts, or from assessments to be levied upon lands in the annexed district and other revenues derived from the area in the annexed district, and in the event such assessments and other revenues are insufficient then be payable from a fund or funds to be raised either by assessments to be levied upon all lands in the annexing district or from other revenues of the annexing district or both thereof. If the unissued bonds are to be payable entirely from assessments upon lands in the annexed district, or such lands therein as are not excluded in the annexation, then upon annexation and the issuance of such bonds such bonded indebtedness shall be payable solely from moneys derived from an annual assessment upon such lands in the annexed district or charges which, in the discretion of the board of the annexing district, are fixed and collected in lieu thereof, and all such lands in the annexed district shall be and remain liable to be assessed for such payments;

(e) Fixing the date when the annexation becomes effective if approved by the voters, which date shall not be later than six months subsequent to the canvass of the election returns.

SEC. 2. Section 27267 of said code is amended to read:

27267. If the annexation is approved at the election, it shall become effective upon the date specified in the order of the combined boards, and the territory in the annexed district shall thereupon become incorporated in and a part of the annexing district, and the annexing district on said date shall

Effect of
annexation

succeed to all of the rights, privileges and properties of the annexed district and shall carry out all contracts and other obligations of such annexed district and said annexed district shall be dissolved; provided, however, that all property in said annexed district shall be and remain liable to be assessed for the payment of any and all contracts or obligations of said annexed district incurred prior to the effective date of annexation and if the terms and conditions of the annexation so provide, to assessment for the payment of any bonds theretofore authorized by the annexed district which are to be issued later by the annexing district for such annexed district. After such effective date any territory excluded in such annexation shall not be a part of either district, but shall be and remain liable to be assessed for all outstanding indebtedness of the annexed district, and such territory shall not be liable for any indebtedness of any kind or nature, bonded or otherwise incurred after the effective date of the annexation.

SEC. 3. Section 27268 of said code is amended to read:

Bonds of
annexed
district

27268. Any bonds of the annexed district, which were authorized prior to the annexation, but which were not issued, may, by order of the board of the annexing district, be issued by and in the name of the annexing district and may be sold or disposed of in the manner provided in this division, and the proceeds of the sale or other disposition of such bonds shall be applied to the purposes for which the bonds were authorized. Such bonds shall be signed by the officers of the annexing district and shall mature at such times and bear such rate or rates of interest as may be fixed by the board of the annexing district. Such bonds shall recite upon their face the source or sources from which they are payable.

The board of the annexing district may prescribe the form of the bonds and coupons and provide for the issuance thereof, all in accordance with the authorization of the bonds at the election in the annexed district and the terms and conditions fixed by the annexation, and said board shall take all steps and perform all acts necessary to carry out said terms and conditions, and the holder of any of said bonds may by appropriate suit or action enforce the terms and conditions for the payment of the bonds and the raising of funds therefor as provided in the annexation proceeding. Said bonds may be certified as legal investments by the Districts Securities Commission in substantially the same manner as other bonds of irrigation districts are certified, and the certification of such bonds by the Controller shall have the same force and effect as the certification of any other bonds under the Districts Securities Commission Law.

Urgency

SEC. 4. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

There are water shortages in many parts of the State, and in order to fill their water needs, irrigation districts have found it necessary and expedient to consolidate or to annex other irrigation districts. This act amplifies and improves the present method of financing the consolidation of irrigation districts. Such consolidations result in better and more dependable supplies of water, and in order that these supplies of water can be assured for the coming summer and the early autumn, it is necessary that this act take effect immediately.

CHAPTER 20

An act to create a Department of Alcoholic Beverage Control, an Alcoholic Beverage Control Appeals Board, and the Office of Director of Alcoholic Beverage Control, by amending Sections 11554 and 11556 of the Government Code, and adding Chapter 1.5 to Division 9 of the Business and Professions Code, relating to the state administration of alcoholic beverage control.

[Approved by Governor April 13, 1954 Filed with
Secretary of State April 13, 1954]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 11554 of the Government Code is amended to read:

11554. An annual salary of fourteen thousand dollars (\$14,000) shall be paid to each of the following:

State
officers
Salaries

- (a) Each member of the California Unemployment Insurance Appeals Board.
- (b) Secretary of State.
- (c) Each member of the State Board of Equalization.
- (d) State Treasurer.
- (e) Insurance Commissioner.
- (f) Lieutenant Governor.
- (g) Each member of the Public Utilities Commission.
- (h) Executive Officer of the Franchise Tax Board.
- (i) Director of Corrections.
- (j) Director of Agriculture.
- (k) Director of Alcoholic Beverage Control

SEC. 2. Section 11556 of the Government Code is amended to read:

11556. An annual salary of twelve thousand dollars (\$12,- Same
000) shall be paid to each of the following.

- (a) Commissioner of the California Highway Patrol.
- (b) Each member of the Adult Authority
- (c) Each member of the Youth Authority.
- (d) Director of Professional and Vocational Standards.
- (e) Director of Industrial Relations.
- (f) Commissioner of Corporations.
- (g) Real Estate Commissioner.
- (h) Director of Veterans Affairs.

- (i) Building and Loan Commissioner.
- (j) Each member of the Alcoholic Beverage Control Appeals Board.

SEC. 3. Chapter 1.5 is added to Division 9 of the Business and Professions Code, to read:

CHAPTER 1.5. ADMINISTRATION

Article 1. The Department of Alcoholic Beverage Control

Legislative
intent

23049. It is the intention of the Legislature in enacting this chapter to provide a governmental organization which will ensure a strict, honest, impartial, and uniform administration and enforcement of the liquor laws throughout the State.

Department
of Alcoholic
Beverage
Control
Director

23050. There is in the State Government a Department of Alcoholic Beverage Control. The department shall be administered through a civil executive officer who shall be known as the Director of Alcoholic Beverage Control. The director shall be appointed and shall serve as provided in Section 22 of Article XX of the Constitution and shall receive an annual salary as provided for by Chapter 6 of Part 1 of Division 3 of Title 2 of the Government Code. The director shall be a member of the Governor's Council. Before entering upon the duties of his office, the director shall execute an official bond to the State in the penal sum of twenty-five thousand dollars (\$25,000).

Successor
to State
Board of
Equalization

23051. On and after January 1, 1955, the department shall succeed to all of the powers, duties, purposes, responsibilities, and jurisdiction now conferred on the State Board of Equalization under Section 22 of Article XX of the Constitution and this division, except the power to assess and collect such excise taxes as are or may be imposed by law on account of the manufacture, importation, and sale of alcoholic beverages in this State, which shall remain the exclusive power of the State Board of Equalization.

Exception
Excise taxes

All other laws heretofore or hereafter applicable to the State Board of Equalization with respect to alcoholic beverages, except as to excise taxes, shall hereafter be construed to apply to the department.

Licenses

Any license issued by the board and in effect on December 31, 1954, shall be deemed on and after January 1, 1955, to be a license of the department.

Conduct of
department

23052. The provisions of Chapter 2, Part 1, Division 3, Title 2 of the Government Code shall govern and apply to the conduct of the department in every respect the same as if such provisions were herein set forth at length, and wherever in that chapter the term "head of the department" or similar designation occurs, for the purposes of this section it shall mean the director.

Appointment
of employees

23053. The director shall be the appointing power of all employees within the department, and all heads of divisions, bureaus and other employees in the department shall be re-

sponsible to the director for the proper carrying out of the duties and responsibilities of their respective positions.

23054. All persons in the state civil service employed on the operative date hereof in the State Board of Equalization in carrying out functions transferred to the Department of Alcoholic Beverage Control by this article are transferred to the department and retain their respective positions in the state civil service, subject to the provisions of Article XXIV of the Constitution and laws continued in force thereby or adopted pursuant thereto. Transfer of civil service employees

The transfer of personnel made by this section shall be subject to the power of the director, in accordance with the State Civil Service Act, to reorganize the department, to discipline employees transferred for incompetency, inefficiency, inexcusable neglect of duty, prior or subsequent to the transfer, or for any other cause for discipline provided by law, and to lay off and demote employees for lack of funds, in accordance with the State Civil Service Act.

23055. On and after January 1, 1955, the unencumbered balance of all money available for expenditure by the State Board of Equalization in carrying out any functions transferred to the Department of Alcoholic Beverage Control by this article shall be made available for the support and maintenance of the department, and all books, documents, records and property of the State Board of Equalization relating to such functions shall be transferred to the department. Transfer of funds, records, etc

Article 2. Prohibited Activity

23060. Neither the Director of Alcoholic Beverage Control nor any member of the Alcoholic Beverage Control Appeals Board shall have or do any of the following: Prohibited activities

(a) Receive any commission or profit whatsoever, directly or indirectly, from any person applying for or receiving any license or permit under the Alcoholic Beverage Control Act.

(b) Engage or have any interest in the sale or any insurance covering a licensee's business or premises.

(c) Engage or have any interest in the sale of equipment for use upon licensed premises.

(d) Knowingly solicit any licensee for the purchase of tickets for benefits or contributions for benefits.

(e) Knowingly request any licensee to donate or receive money, or any other thing of value, for the benefit of any person whatsoever.

Any person who violates any provision of this section shall be removed from office. Penalty

Article 3. The Alcoholic Beverage Control Appeals Board

23075. There is in the State Government an Alcoholic Beverage Control Appeals Board the members of which shall be appointed and shall serve as provided in Section 22 of Article Alcoholic Beverage Control Appeals Board: Members

XX of the Constitution, and shall receive an annual salary as provided for by Chapter 6 of Part 1 of Division 3 of Title 2 of the Government Code.

Personnel
etc

23076. All personnel of the Alcoholic Beverage Control Appeals Board shall be appointed, directed and controlled by the board. The director shall furnish the equipment, supplies, and housing necessary to the operation of the board and shall perform such other mechanics of administration as the board and the director may agree upon.

Powers

23077. The Alcoholic Beverage Control Appeals Board shall exercise such powers as are vested in it by Section 22 of Article XX of the Constitution and may adopt such rules pertaining to appeals and other matters within its jurisdiction as may be required. The board and its duly authorized representatives in the performance of its duties under this chapter shall have the powers of a head of a department as set forth in Sections 11180 to 11191, inclusive, of the Government Code.

Article 4. Appeals From Decisions of the Department

"Decision"

23080. As used in this article "decision" means any determination of the department imposing a penalty assessment or affecting a license which may be appealed to the board under Section 22 of Article XX of the Constitution.

Appeals

23081. Within 40 days after the decision of the department is delivered or mailed to the parties, any party aggrieved by a final decision of the department may appeal to the board from such decision. The appeal shall be in writing and shall state the grounds upon which a review is sought. A copy of the appeal shall be mailed by the appellant to each party who appeared in the proceeding before the department, including the department which shall thereafter be treated in all respects as a party to the appeal.

Stay of
decision

23082. No decision of the department shall become effective during the period in which an appeal may be filed and the filing of an appeal shall stay the effect of the decision until such time as a final order is made by the board.

Determina-
tion of
appeal

23083. The board shall determine the appeal upon the record of the department and upon any briefs which may be filed by the parties. If any party to the appeal requests the right to appear before the board, the board shall fix a time and place for argument. The board shall not receive any evidence other than that contained in the record of the proceedings of the department.

Review

23084. The review by the board of a decision of the department shall be limited to the questions:

(a) Whether the department has proceeded without, or in excess of, its jurisdiction.

(b) Whether the department has proceeded in the manner required by law.

(c) Whether the decision is supported by the findings.

(d) Whether the findings are supported by substantial evidence in the light of the whole record.

(e) Whether there is relevant evidence, which, in the exercise of reasonable diligence, could not have been produced or which was improperly excluded at the hearing before the department.

23085. In appeals where the board finds that there is relevant evidence which, in the exercise of reasonable diligence, could not have been produced or which was improperly excluded at the hearing before the department, it may enter an order remanding the matter to the department for reconsideration in the light of such evidence. In all other appeals the board shall enter an order either affirming or reversing the decision of the department. When the order reverses the decision of the department, the board may direct the reconsideration of the matter in the light of its order and may direct the department to take such further action as is specially enjoined upon it by law, but the order shall not limit or control in any way the discretion vested by law in the department. Orders

23086. In all cases, the board shall enter its order within 60 days after the filing of an appeal. Limitation

Article 5. Judicial Review

23090. A final order of the board on appeal from a decision shall be in writing, and copies thereof shall be delivered to the parties personally or sent to them by registered mail. The order shall be final upon its delivery or mailing, and no reconsideration or rehearing shall be permitted. Final orders: Delivery

23091. Final orders of the board shall be subject to judicial review as prescribed by law. Where any statute specifies a limited period within which an action for judicial review of any matter within the jurisdiction of the board may be instituted, the time for filing the action shall commence to run on the date on which the final order of the board is delivered to the parties personally or sent to them by registered mail. Judicial review

SEC. 4. This act shall be operative only if a constitutional amendment providing for the transfer to the Department of Alcoholic Beverage Control of the alcoholic beverage control powers, duties, and functions of the State Board of Equalization, other than those relating to excise taxes, is proposed by the Legislature at this session and is adopted by vote of the people prior to January 1, 1955, in which event this act shall become operative January 1, 1955. Contingent effect (See table, p. 1v)
Operative date

CHAPTER 21

An act to amend Sections 23987 and 23988 of the Business and Professions Code, relating to alcoholic beverage licenses.

[Approved by Governor April 13, 1954. Filed with Secretary of State April 13, 1954.]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 23987 of the Business and Professions Code is amended to read:

Mailing
application
notice to
sheriff, etc

23987. Upon the receipt by the board of an original application for any license or an application for transfer of any license, written notice thereof, which shall consist of a copy of the application, shall immediately be mailed by the board to the sheriff, chief of police, and district attorney of the locality in which the premises are situated, to the board of supervisors of the county in which the premises are situated, if in unincorporated territory, and to the city council or other governing body of the city in which the premises are situated, if within an incorporated area.

No license shall be issued or transferred by the board until at least 30 days after the mailing by the board of the notices required by this section.

SEC. 2. Section 23988 of said act is amended to read:

Protest by
governing
body

23988. Upon receipt by the board within such 30 days of a protest by the governing body of the city or county to whom notice of a license issuance or transfer application has been mailed against the issuance or transfer of a license, the board shall not issue or transfer the license until after a public hearing is held by the board within the county or city affected. The proceedings shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the board shall have all the powers granted therein.

CHAPTER 22

An act to amend Sections 23320 and 25761 of, and to add Chapter 18 to Division 9 of, the Business and Professions Code, relating to alcoholic beverages, and making an appropriation.

In effect
July 1, 1954

[Approved by Governor April 13, 1954. Filed with
Secretary of State April 13, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Chapter 18 is added to Division 9 of the Business and Professions Code, to read:

CHAPTER 18. ALCOHOLIC REHABILITATION

Alcoholic
Beverage
Rehabilita-
tion Com-
mission.
Members

26000. There is in the State Government the Alcoholic Rehabilitation Commission which shall consist of nine members, at least three of whom shall be physicians and surgeons licensed under the provisions of Division 2, Chapter 5 of the Business and Professions Code, and six qualified members of the public, at least one of whom shall be a woman, appointed by the Governor and serving at his pleasure.

Expenses

26001. The members of the commission shall serve without compensation, but shall be reimbursed for their necessary expenses incurred in the performance of their duties as members of the commission.

26002. The commission shall annually elect a chairman from the public members of the commission. The commission shall select a secretary whose duties shall be specified by the commission and who shall be paid such compensation for his services as the commission may determine, in accordance with law, and may employ and appoint such other officers and employees as may be required, in accordance with law.

Officers and employees

26003. The commission shall meet at least once every three months and at such other times as they are called by the chairman.

Meetings

26004. The commission shall investigate, study, and engage in all phases of the treatment and rehabilitation of alcoholics, and shall investigate and study other factors necessary to the reduction and prevention of chronic alcoholism and other excessive uses of alcohol, and shall periodically report its findings thereon to the Governor and to the Legislature together with its recommendations, and shall make its final report to the Governor and to the Legislature not later than October 15, 1956. The commission shall cease to exist on September 30, 1957.

Study and treatment of alcoholics, etc.

Termination date

SEC. 2. Out of any money in the State Treasury not otherwise appropriated, the sum of one hundred thousand dollars (\$100,000) is hereby appropriated to the Alcoholic Rehabilitation Commission for the purposes of this act.

Appropriation

SEC. 3. Section 23320 of the Business and Professions Code is amended to read:

23320. The following are the types of licenses to be issued under this division and the annual fees to be charged therefor:

Licenses and fees

- (1) Beer manufacturer's license----- \$825.00 per year
- (2) Wine grower's license (to be computed only on the gallonage produced),
5,000 gallons or less----- 22.00 per year
Over 5,000 gallons to 20,000 gallons per year ----- 44.00 per year
Over 20,000 to 100,000 gallons per year 82.50 per year
Over 100,000 to 200,000 gallons per year 110.00 per year
Over 200,000 gallons to 1,000,000 gallons a year ----- 165.00 per year
For each 1,000,000 gallons or fraction thereof over 1,000,000 gallons an additional ----- 110.00 per year
- (3) Brandy manufacturer's license ----- 165.00 per year
- (4) Distilled spirits manufacturer's license 275.00 per year
- (5) Distilled spirits manufacturer's agent's license ----- 275.00 per year
- (6) Still license ----- 11.00 per year
- (7) Rectifier's license ----- 275.00 per year
- (8) Wine rectifier's license ----- 275.00 per year
- (9) Beer bottling or packaging license----- 550.00 per year
- (10) Beer and wine importer's license----- No fee
- (11) Brandy importer's license ----- No fee

(12) Distilled spirits importer's license----	No fee
(13) Public warehouse license-----	\$11.00 per year
(14) Customs broker's license-----	55.00 per year
(15) Wine broker's license-----	55.00 per year
(16) Beer and wine wholesaler's license----	55.00 per year
(17) Distilled spirits wholesaler's license---	275.00 per year
(18) Industrial alcohol dealer's license-----	55.00 per year
(19) Retail package off-sale beer and wine license -----	11.00 per year
(20) Retail package off-sale general license for the first \$10,000 retail sales of distilled spirits per year-----	121.00 per year
For each \$1,000 or fraction thereof of retail sales of distilled spirits over \$10,000 per year -----	11.00 per year
But not exceeding in all the maximum of -----	825.00 per year
(21) On-sale beer license -----	27.50 per year
(22) On-sale beer and wine license-----	82.50 per year
(23) On-sale beer and wine license for trains (per train) -----	16.50 per year
(24) On-sale beer and wine license for boats (per boat) -----	55.00 per year
(25) On-sale general license ----- plus an additional fee as set by the board for the distilled spirits privi- leges	82.50 per year
(26) On-sale general license for seasonal business ----- plus an additional fee as set by the board for the distilled spirits privi- leges	20.62 per quar- ter year

Increase
in fees

Every fee imposed with respect to a license by any other provision of this division shall be increased to an amount equal to ten percent (10%) of the amount of such fee.

The increase in fees made by this amendment shall not be affected by the limitation placed by Section 26004 upon the existence of the Alcoholic Rehabilitation Commission.

SEC. 4. Section 25761 of the Business and Professions Code is amended to read:

Alcohol
Beverage
Control
Fund
Deposits

25761. All money collected as license fees and under the excise tax provisions of this division shall be deposited in the State Treasury to the credit of the Alcohol Beverage Control Fund, which fund is continued in existence.

Appro-
priation

The money in the Alcohol Beverage Control Fund is appropriated as follows:

(a) All money collected from fees, except the additional revenue produced by the 10 percent increase in fees made by the act amending this section, shall be paid semiannually to the counties, cities and counties, and cities of this State in the proportion that the amount of the fees collected in the

particular county, city and county. or city bears to the total amount collected throughout the State. The Controller shall, during the months of April and October of the year, draw his warrants upon the fund in favor of the treasurer of each county, city and county, and city for the amount to which each is entitled under this section.

(b) Such amount as is necessary for the allowance of the refunds provided for in this division.

(c) Any remaining balance shall be transferred to the General Fund on the order of the Controller.

CHAPTER 23

An act to add Section 24200.5 to the Business and Professions Code, relating to disciplinary action against licensees under the Alcoholic Beverage Control Act.

[Approved by Governor April 13, 1954 Filed with
Secretary of State April 13, 1954]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 24200.5 is added to the Business and Professions Code, to read:

24200.5. Notwithstanding the provisions of Section 24200, the board shall revoke a license upon any of the following grounds:

(a) If a retail licensee has knowingly permitted the illegal sale of narcotics upon his licensed premises. Successive sales over any continuous period of time shall be deemed evidence of such permission.

(b) If the licensee has employed or permitted any persons to solicit or encourage others, directly or indirectly, to buy them drinks in the licensed premises under any commission, percentage, salary, or other profit-sharing plan, scheme, or conspiracy.

CHAPTER 24

An act to amend Section 25762 of the Business and Professions Code, relating to the disposition of fines and forfeitures imposed for violations of the Alcoholic Beverage Control Act.

[Approved by Governor April 13, 1954. Filed with
Secretary of State April 13, 1954.]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 25762 of the Business and Professions Code is amended to read:

25762. All fines and forfeitures of bail imposed for a violation of this division and collected in any court other than a

municipal court or a justice court shall be paid to the county treasurer of the county in which the court is held.

All fines and forfeitures of bail imposed for violation of this division and collected upon conviction or upon forfeiture of bail, together with money deposited as bail, in any municipal court or justice court shall be deposited with the county treasurer of the county in which such court is situated and the money deposited shall be distributed and disposed of pursuant to Penal Code Section 1463.

CHAPTER 25

An act to amend Section 172a of the Penal Code, relating to sale of alcoholic beverages near certain universities.

In effect
July 1, 1954

[Approved by Governor April 13, 1954. Filed with
Secretary of State April 13, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 172a of the Penal Code is amended to read:

172a. Every person who, upon or within one and one-half miles of the university grounds or campus, upon which are located the principal administrative offices of any university having an enrollment of more than 1,000 students, more than 500 of whom reside or lodge upon such university grounds or campus, sells, gives away or exposes for sale, any intoxicating liquor, is guilty of a misdemeanor; except that the provisions of this sentence shall not apply to the sale, giving away, exposing for sale or serving of alcoholic beverages by any licensee under the Alcoholic Beverage Control Act in any premises for which a license is issued and in effect at the time when the number of students enrolled increases to exceed 1,000 and the number of students residing or lodging upon the grounds or campus of any university increases to exceed 500, and this section first becomes operative as to such university grounds or campus, and the provisions of this sentence do not prohibit the transfer of any such retail package off-sale beer and wine license or any such on-sale beer and wine license from one premises to another within the prescribed area; provided, however, that the provisions of this act shall not apply to nor prohibit the sale of any of said liquors by any regularly licensed pharmacist who shall maintain a fixed place of business in said territory, upon the written prescription of a physician regularly licensed to practice medicine under the laws of the State of California when such prescription is dated by the physician issuing it, contains the name of the person for whom the prescription is written, and is filled for such person only and within 48 hours of its date; provided further, that the provisions of this act shall not apply to nor prohibit the sale of any of said liquors for chemical or mechanical purposes; provided further, that the provisions of this section shall not apply to nor prohibit the sale, gift, or exposing, or

offering for sale of beer, lager beer, ale, porter, wine, similar fermented malt, or vinous liquor or fruit juice containing one-half of 1 percent or more of alcohol by volume and not more than 3.2 percent of alcohol by weight.

In measuring distances from the university grounds or campus of the University of Southern California in the City of Los Angeles, such distances shall not be measured by air line but by following the shortest road or roads connecting the points in question.

CHAPTER 26

An act to amend Sections 139.04, 139.15 and 139.16 of the Vehicle Code, relating to definitions.

[Approved by Governor April 16, 1954 Filed with Secretary of State April 16, 1954.]

In effect July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 139.04 of the Vehicle Code is amended to read:

139.04. Definitions: "Department" and "Commissioner." "Department" Wherever in this division the word "department" occurs, it means the Department of the California Highway Patrol and "commissioner" refers to Commissioner of the California Highway Patrol. "Commissioner"

SEC. 2. Section 139.15 of the Vehicle Code is amended to read:

139.15. Assistant Commissioner of the California Highway Patrol. The Assistant Commissioner of the California Highway Patrol shall be appointed by the commissioner, subject to the approval of the Governor, pursuant to the provisions of Article XXIV of the State Constitution. He shall execute and deliver as provided by law an official bond in the sum of twenty-five thousand dollars (\$25,000). Assistant commissioner

SEC. 3. Section 139.16 of the Vehicle Code is amended to read:

139.16. Duties of Assistant Commissioner of the California Highway Patrol. The assistant commissioner shall carry out and execute such duties with respect to traffic law enforcement as may be specified by the commissioner. Duties

CHAPTER 27

An act to amend Section 139.51 of the Vehicle Code, relating to members of the California Highway Patrol.

[Approved by Governor April 16, 1954. Filed with Secretary of State April 16, 1954.]

In effect July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 139.51 of the Vehicle Code is amended to read:

139.51. The California Highway Patrol Personnel Enumerated. The members of the California Highway Patrol shall consist of: the commissioner, deputy commissioner, assistant commissioners, inspectors, captains, lieutenants, sergeants, traffic officers, and investigators.

CHAPTER 28

An act to add Article 5e to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of state bonds, to create a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans Farm and Home Purchase Act of 1943 and acts amendatory and supplemental thereto; defining the powers and duties of said committee and of the Department of Veterans Affairs and other state officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1954.

In effect
July 1, 1954

[Approved by Governor April 16, 1954 Filed with
Secretary of State April 16, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Article 5e is added to Chapter 6 of Division 4 of the Military and Veterans Code, to read:

Article 5e. Veterans Bond Act of 1954

Short title 996.25. This article may be cited as the Veterans Bond Act of 1954.

Authority to
create debts 996.26. For the purpose of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans Farm and Home Purchase Act of 1943 and of all acts amendatory thereof and supplemental thereto, the Veterans' Finance Committee of 1943, created by Section 991, shall be and it hereby is authorized and empowered to create a debt or debts, liability or liabilities, of the State of California, in the manner and to the extent hereinafter provided, but not otherwise, nor in excess thereof.

Bonds.
Preparation 996.27. After adoption of any resolution by the Veterans' Finance Committee of 1943, provided for in Section 996.34 the State Treasurer shall arrange for the preparation of the requisite number of suitable bonds in accordance with the specifications contained in such resolution. The aggregate par value of all bonds issued under this article shall not exceed the sum

of one hundred seventy-five million dollars (\$175,000,000) and shall bear interest at a rate not exceeding 5 percent per annum payable as provided in such resolution. Both principal and interest shall be payable in lawful money of the United States, at the Office of the State Treasurer, or at the office of any duly authorized agent of the State Treasurer.

All bonds issued under this article shall bear the facsimile signature of the Governor and the facsimile countersignature of the Controller and shall be endorsed by the State Treasurer either by original signature or by a signature stamp, and the bonds shall be signed, countersigned, and endorsed by the officers who shall be in office on the date of adoption of the resolution of the Veterans' Finance Committee of 1943, and each of said bonds shall bear an impress of the Great Seal of the State of California. Interest coupons attached to each bond shall bear the facsimile signature of the State Treasurer who shall be in office on the date of adoption of the resolution of the Veterans' Finance Committee of 1943. The Veterans' Finance Committee of 1943 may require that said bonds be authenticated by the State Controller or by any Deputy State Controller, and in such event no bond authorized hereunder shall be valid unless so authenticated in the manner so required. The bonds or coupons so signed, countersigned, endorsed, and sealed, when sold, shall be and constitute a valid and binding general obligation upon the State of California, although the sale or delivery thereof be made at a date or dates upon which the officers having signed, countersigned, and endorsed said bonds or coupons, or any or either of said officers, shall have ceased to be the incumbents of the offices held by them at the date of adoption of the resolution of the Veterans' Finance Committee of 1943. Each bond issue under this article shall contain a clause or clauses referring to this article and to the resolution of the Veterans' Finance Committee of 1943 hereunder by virtue of which said bond is issued, and if subject to call or redemption prior to maturity, shall contain a recital to that effect.

996.28. The State Treasurer shall, on the respective dates of maturity or prior redemption of said bonds, or as soon thereafter as said bonds are surrendered to him, pay the same out of the proceeds of the Controller's warrants drawn in his favor as provided in Section 996.29 and perforate the bonds so paid with a suitable device in a manner to indicate such payment and the date thereof. The State Treasurer, or his duly authorized agent, shall also, on the respective dates of maturity, cancel all bonds and appurtenant coupons bearing said dates of maturity and remaining unsold, by perforation with a suitable device in a manner to indicate such cancellation and the date thereof; provided, however, new bonds may be prepared and executed in lieu of bonds canceled solely by reason of the fact that such bonds have not been sold prior to their fixed maturity dates, whenever the Veterans' Finance Committee of 1943 shall determine such new bonds shall be

prepared and executed, subject to the condition the total indebtedness created hereunder shall not exceed the maximum limit herein specified. Not less than four years after the final maturity date of a particular issue of bonds, the State Treasurer, or his duly authorized agent, may destroy or cremate any bonds of such issue which have been previously paid or canceled as hereinbefore provided.

Appropriation

996.29. All bonds herein authorized, which shall have been duly sold and delivered as herein provided, shall constitute valid and legally binding general obligations of the State of California, and the full faith and credit of the State of California is hereby pledged for the punctual payment of both principal and interest thereof. There is hereby appropriated from the General Fund in the State Treasury such sum annually as will be necessary to pay the principal of and the interest on the bonds issued and sold pursuant to the provisions of this article, as said principal and interest become due and payable.

Collection of revenues

There shall be collected annually in the same manner and at the same time as other state revenue is collected such a sum, in addition to the ordinary revenues of the State, as shall be required to pay the principal and interest on said bonds as herein provided, and it is hereby made the duty of all officers charged by law with any duty in regard to the collections of said revenue, to do and perform each and every act which shall be necessary to collect such additional sum.

Repayment of General Fund

On the several dates of maturity of said principal and interest in each fiscal year, there shall be returned into the General Fund in the State Treasury, all of the money in the Veterans' Farm and Home Building Fund of 1943, not in excess of the principal of and interest on the said bonds then due and payable, except as hereinafter provided for the prior redemption of said bonds, and, in the event such money so returned on said dates of maturity being less than the said principal and interest then due and payable, then the balance remaining unpaid shall be returned into the General Fund in the State Treasury out of said Veterans' Farm and Home Building Fund of 1943 as soon thereafter as it shall become available, together with interest thereon from such dates of maturity until so returned at the same rate as borne by said bonds, compounded semiannually.

Warrants

Both principal and interest of said bonds shall be paid when due upon warrants duly drawn against said appropriation from the General Fund by the Controller of the State in favor of the State Treasurer, or his duly authorized agent, and the money to be returned into the General Fund in the State Treasury pursuant to the provisions of this section shall likewise be paid as herein provided upon warrants duly drawn by the Controller. The Department of Veterans Affairs, by resolution approved by the Veterans' Finance Committee of 1943, shall direct the State Treasurer to call bonds (which are then subject to redemption) if such call is desirable and whenever

funds are available to effect such redemption, the part of each issue so called to be not less than all of the bonds maturing in any one year. Notice of such redemption shall be given by the State Treasurer in the manner provided in the resolution authorizing the issuance of said bonds.

996.30. The bonds authorized to be issued under this article shall be sold by the State Treasurer to the highest bidder for cash, either at public auction or upon sealed bids as the Veterans' Finance Committee of 1943 may by resolution determine. The Treasurer must reject any and all bids for said bonds, or for any of them, which shall be below the par value of said bonds so offered plus the interest which shall have accrued thereon between the date of purchaser's payment for said bonds and the last preceding interest maturity date; and the Treasurer may from time to time, by public announcement at the place and time fixed for the sale, continue such sale, as to the whole of the bonds offered, or any part thereof offered, at such time and place as he may select. If said bonds are offered for sale upon sealed bids, then each bid shall be in writing and signed by the bidder and sealed, and shall be accompanied by the deposit of a certified check or cashier's check for five thousand dollars (\$5,000), drawn on a bank or trust company authorized to transact and transacting business in the State of California, payable to the Treasurer of the State of California, such deposit not to bear interest. The deposit of each unsuccessful bidder shall be returned to him immediately upon the nonacceptance of his bid, and the deposit of the successful bidder shall immediately upon the acceptance of his bid become and be the property of the State of California and be placed in the State Treasury to the credit of the Veterans' Farm and Home Building Fund of 1943, and shall be credited to the successful purchaser upon the purchase price of the bonds bid for in case such purchase price is paid in full by him within the time mutually agreed upon between the successful bidder and the Treasurer. If the purchase price is not so paid, the successful bidder shall have no right in and to said bonds or by reason of said bid, or to the recovery of said deposit accompanying said bid, or to any allowance or credit by reason of such deposit unless it shall appear that the bonds would not be validly issued if delivered to the purchaser in the form and manner proposed. In case the purchase price is not so paid, the bonds so sold but not paid for shall be resold by the State Treasurer upon notice as provided in case of original sale.

Temporary or interim bonds, certificates, or receipts of any denomination whatever and with or without coupons attached thereto, to be signed by the State Treasurer, may be issued and delivered until the definitive bonds are executed and available for delivery. Signature of the State Treasurer may be by signature stamp.

996.31. Due notice of the time and place of sale of all bonds shall be given by said Treasurer by publication in one newspaper published in the City and County of San Francisco and

also by publication in one newspaper published in the City of Sacramento and by publication in one newspaper published in the City of Los Angeles once a week during two weeks prior to such sale. In addition to the notice last above provided for, the State Treasurer may give such further notice as he may deem advisable, but the expense and cost of such additional notice shall not exceed the sum of five hundred dollars (\$500) for each sale so advertised. The proceeds of the sale of such bonds and such amount as may have been paid as accrued interest thereon shall be forthwith paid over by said Treasurer into the Veterans' Farm and Home Building Fund of 1943 and must be used exclusively in aiding veterans in the acquisition of, or payments for, farms and homes, in accordance with the provisions of this chapter; provided, that the proceeds from the sale of said bonds may be used to pay the debt created by the issuance and sale thereof.

Investment
of surplus

996.32. The Department of Veterans Affairs is authorized, with approval of the Department of Finance, to invest any surplus money in the Veterans' Farm and Home Building Fund of 1943 in bonds or obligations of the United States, or of the State of California, or of the several counties or municipalities or other political subdivisions of the State of California, and to sell such bonds, or obligations, or any of them, at the governing market rates, upon approval of the Department of Finance; or the Department of Veterans Affairs may, with the approval of the Director of Finance, invest money in such fund, in interest-bearing certificates of deposit of state banks having a paid-up capital of five hundred thousand dollars (\$500,000) or more; provided, the total amount of money so deposited with any one bank shall not exceed a sum equal to 50 percent of the paid-up capital of such bank; provided, however, nothing herein contained shall inhibit the depositing in banks in accordance with Chapter 4, Part 2, Division 4, Title 2 of the Government Code, of money of any of the funds subject to the control of the Department of Veterans Affairs or appropriated for its use.

Payment
of accrued
interest

Interest accruing upon the deposit of money of the Veterans' Farm and Home Building Fund of 1943 shall be paid into and credited to said fund.

Determina-
tion to
issue

996.33. Upon request of the Department of Veterans Affairs, supported by a statement of the plans and projects of said department with respect thereto, and approved by the Governor, the Veterans' Finance Committee of 1943 shall determine whether or not it is necessary or desirable to issue any bonds authorized under this article in order to carry such plans and projects into execution, and, if so, the amount of bonds then to be issued and sold. Successive issues of bonds may be authorized and sold to carry out said plans and projects progressively, and it shall not be necessary that all the bonds herein authorized to be issued shall be sold at any one time.

Resolution

996.34. Whenever the Veterans' Finance Committee of 1943 shall have determined that the sale of all or any part of

the bonds authorized to be issued under this article is necessary or desirable to carry such plans into execution, in whole or in part, it shall adopt a resolution to this effect. The said resolution shall authorize and direct the State Treasurer to provide for the preparation of the requisite number of suitable bonds then authorized to be sold and shall specify as to such bonds then to be sold:

1. The maximum number of each denomination or denominations, aggregate par value, and the date of the bonds to be then sold. The date appearing on said bonds shall be deemed to be the date of issuance for all purposes of this article, irrespective of the actual date of delivery of such bonds and the payment of the purchase price thereof. Successive issues of bonds herein authorized shall be identified by the number of the issue, or the entire authorized issue may be divided into series or divisions appropriately identified by letter or number.

2. The date or dates of maturity, and the number and numerical sequence of the bonds maturing at each date of maturity, to be at annual intervals

3. The provisions, if any, for the retirement of said bonds at any time or times prior to their maturity, the manner thereof, and the price or prices at which said bonds shall be redeemed.

4. The annual rate of interest which the bonds to be issued shall bear, to be in multiples of one-fourth of 1 percent, which rate, at the discretion of said committee, may be determined by the bidder at the time of sale of said bonds, not to exceed 5 percent payable as herein provided.

5. The provisions, if any, for the interexchange of bonds of different denominations, the issuance of new bonds of different denominations in lieu of, or in exchange for, bonds of a like aggregate principal amount but of different denominations, and the authentication of any bonds by the State Controller or by any Deputy State Controller.

6. The technical form and language of said bonds and of the interest coupons to be attached thereto.

In determining the date or dates of maturity of the said ^{Maturity} bonds and the amount of bonds maturing at each date of maturity, the Veterans' Finance Committee of 1943 shall be guided by the amounts and dates of maturity of the revenues estimated to accrue to the Veterans' Farm and Home Building Fund of 1943 from the transactions to be financed by each issue, and shall fix and determine said dates and amounts in such manner that, together with the dates and amounts of interest payments on the said bond issue, they shall coincide, as nearly as practicable, with the dates and amounts of such estimated revenues; provided, the bonds first to mature in each issue shall mature not later than five years and the bonds last to mature in each issue shall mature not later than 45 years from the date of issuance thereof.

Rate of
interest

The rate of interest to be borne by the bonds need not be uniform for all bonds of the same issue or series or division, and may be determined and fixed by the Veterans' Finance Committee of 1943 by resolution adopted at or after the sale of said bonds, but not exceeding in any case 5 percent per annum payable semiannually. The highest bid received on the sale of the bonds shall be determined by deducting the total amount of the premium bid (if any) from the total amount of interest which the State would be required to pay from the date of the bonds or the last preceding interest payment date, whichever is latest, to the respective maturity dates of the bonds then offered for sale at the coupon rate or rates specified in the bid, and the award shall be made on the basis of the lowest net interest cost to the State. The lowest net interest cost to the State shall be computed on a 360-day year basis. The interest coupon first payable may, if the Veterans' Finance Committee of 1943 shall so determine and specify, be payable at any time within one year after the date of issuance of said bonds.

Expenses

996.35. All actual and necessary expenses of the Veterans' Finance Committee of 1943 and of the members thereof incurred in the performance of their duties arising out of the provisions of this article and expenses incurred by the State Treasurer in having said bonds prepared and in advertising their sale or their prior redemption shall be paid out of the Veterans' Farm and Home Building Fund of 1943, on Controller's warrant duly drawn for that purpose, and shall constitute expenses of the Department of Veterans Affairs.

Legal
opinions

Whenever the Veterans' Finance Committee of 1943 deems it advisable to obtain a legal opinion as to the validity of the bonds, prior to or after sale, from attorneys other than the Attorney General, the committee may authorize the State Treasurer or the Department of Veterans Affairs or both to obtain such a legal opinion. Payment for such legal services shall be made from the Veterans' Farm and Home Building Fund of 1943, on Controller's warrant duly drawn for that purpose, and shall constitute expenses of the Department of Veterans Affairs.

Accounting

996.36. The Controller, the Treasurer and the Veterans' Finance Committee of 1943 shall keep full and particular account and record of all their proceedings under this article, and they shall transmit to the Governor an abstract of all such proceedings thereunder, with an annual report, to be by the Governor laid before the Legislature biennially; and all books and papers pertaining to the matter provided for in this article shall at all times be open to the inspection of any party interested, or the Governor, or the Attorney General, or a committee of either branch of the Legislature, or a joint committee of both, or any citizen of the State.

Survey of
financial
condition

996.37. So long as any bonds authorized under this article may be outstanding, the Director of the Department of Veterans Affairs shall cause to be made at the close of each fiscal

year, a survey of the financial condition of the Division of Farm and Home Purchases, together with a projection of the division's operations, such survey to be made by an independent public accountant of recognized standing. The results of such surveys and projections shall be set forth in written reports and said independent public accountant shall forward copies of said reports to the Director of the Department of Veterans Affairs, the members of the California Veterans Board, and to the members of the Veterans' Finance Committee of 1943. The Division of Farm and Home Purchases shall reimburse said independent public accountant for his services out of any funds which said division may have available on deposit with the Treasurer of the State of California.

SEC. 2. This act shall take effect upon its adoption by the people as to all its provisions except those relating to and necessary for its submission to the people, and for returning, canvassing, and proclaiming the votes, and as to said excepted provisions this act shall take effect immediately.

Effective
upon
approval
by voters

SEC. 3. This act shall be submitted to the people of the State of California for their ratification at the next general election, to be held in the month of November, 1954, and all ballots at said election shall have printed thereon and in a square thereof, the words: "For the Veterans Bond Act of 1954," and the same square under said words the following in eight-point type: "This act provides for a bond issue of one hundred seventy-five million dollars (\$175,000,000) to be used by the Department of Veterans Affairs in assisting California war veterans to acquire farms and homes." In the square immediately below the square containing such words, there shall be printed on said ballot the words, "Against the Veterans Bond Act of 1954," and in the same square immediately below said words, in eight-point type shall be printed "This act provides for a bond issue of one hundred seventy-five million dollars (\$175,000,000) to be used by the Department of Veterans Affairs in assisting California war veterans." Opposite the words "For the Veterans Bond Act of 1954" and "Against the Veterans Bond Act of 1954," there shall be left spaces in which the voters may place a cross in the manner required by law to indicate whether they vote for or against said act, and those voting for said act shall do so by placing a cross opposite the words, "For the Veterans Bond Act of 1954" and those voting against the said act shall do so by placing a cross opposite the words "Against the Veterans Bond Act of 1954." Provided, that where the voting of said general election is done by means of voting machines used pursuant to law in such manner as to carry out the intent of this section, such use of such voting machines and the expression of the voters' choice by means thereof, shall be deemed to comply with the provisions of this section. The Governor of this State shall include the submission of this act to the people, as aforesaid, in his proclamation calling for said general election.

Submission
to voters

Canvass,
etc., of votes

SEC. 4. The votes cast for or against this act shall be counted, returned and canvassed and declared in the same manner and subject to the same rules as votes cast for state officers; and if it appear that said act shall have received a majority of all the votes cast for and against it at said election as aforesaid, then the same shall have effect as hereinbefore provided, and shall be irrevocable until the principal and interest of the liabilities herein created shall be paid and discharged, and the Governor shall make proclamation thereof; but if a majority of the votes cast as aforesaid are against this act then the same shall be and become void.

Publication
of act

SEC. 5. It shall be the duty of the Secretary of State in accordance with law to have this act published in at least one newspaper in each county, or city and county, if one be published therein, throughout this State, for three months next preceding the general election to be held in the month of November, 1954. The costs of publication shall be paid out of the General Fund, on Controller's warrants duly drawn for that purpose and shall be refunded to the General Fund out of the Veterans' Farm and Home Building Fund of 1943. Said refund shall be made upon Controller's warrants duly drawn against said fund for said purpose upon demands audited by the State Department of Finance.

CHAPTER 29

An act to add Section 652 to the Unemployment Insurance Code, relating to unemployment insurance.

In effect
July 1, 1954

[Approved by Governor April 16, 1954 Filed with
Secretary of State April 16, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 652 is added to the Unemployment Insurance Code, to read:

Fraternal
organization
officials
Exclusion

652. Employment does not include service performed as an elected official in any calendar quarter in the employ of any nonprofit fraternal corporation or association which is not subject to the Federal Unemployment Tax Act if the remuneration for such service does not exceed one hundred dollars (\$100) a month.

The provisions of this section shall be applicable with retrospective effect.

Constitutionality

SEC. 2. If any section, subsection, sentence, clause, or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

CHAPTER 30

An act to amend Section 11550 of the Government Code, relating to the salary of the Director of Finance.

[Approved by Governor April 16, 1954. Filed with
Secretary of State April 16, 1954.]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 11550 of the Government Code is amended to read:

11550. An annual salary of twenty-one thousand dollars (\$21,000) shall be paid to each of the following:

- (a) Director of Finance.

CHAPTER 31

An act to amend Sections 21626 and 21629 of the Education Code, relating to student transportation districts.

[Approved by Governor April 16, 1954. Filed with
Secretary of State April 16, 1954.]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 21629 of the Education Code is amended to read:

21629. Upon the adoption by the board of supervisors of a resolution declaring there is need for a student transportation district to function the student transportation district in that county shall have power:

- (a) To have perpetual succession.
- (b) To sue and be sued in the name of the district in all actions and proceedings in all courts and tribunals of competent jurisdiction.
- (c) To adopt a seal and alter it at its pleasure.
- (d) To take by grant, purchase, gift, devise, or lease, hold, use, enjoy, and to lease or dispose of real or personal property of every kind within or without the district necessary to the full exercise of its powers.
- (e) To employ such persons as are necessary to carry into effect any powers of the district.
- (f) To provide for the transportation of students who are enrolled in the 13th or 14th grade of a state college and who are residing within the district to and from any state college located within the same or an adjoining county and for that purpose may purchase, or rent and provide for the upkeep, care, and operation of vehicles, or may contract and pay for the transportation of students to and from school by common carrier, or may contract with and pay responsible private parties for the transportation.
- (g) To cause to be levied and collected taxes upon all the taxable property in the district in the manner and amount

provided to meet the obligations of the district, and to defray the expenses incidental to the exercise of the district powers.

SEC. 2. Section 21626 of said code is amended to read:

Resolution
of need

21626. The board of supervisors may adopt a resolution declaring that there is need for a student transportation district to function if from the evidence received at such a public hearing it finds:

(a) That a junior college is not established and maintained within the county by a junior college district, high school district, or unified school district.

(b) That there are students residing in the county who are enrolled in the 13th or 14th grade of a state college, who can be transported daily to the state college in which they are enrolled.

Upon the adoption of this resolution the district shall begin to function.

CHAPTER 32

An act to amend Section 4965.1 of, and to add Section 4643 to, the Education Code, relating to school district taxes, declaring the urgency thereof, to take effect immediately.

In effect
immediately

[Approved by Governor April 16, 1954 Filed with
Secretary of State April 16, 1954]

The people of the State of California do enact as follows:

SECTION 1. Section 4965.1 of the Education Code is amended to read:

Continuance
of special tax

4965.1. In the event a recommendation is made for the unification of an area which is coterminous with a union high school district, or a city high school district, and if the voters of the high school district at an election prior to reorganization had voted a special tax for a specified period of years, the tax shall, if the unified district is subsequently established by the voters, be continued at the option of the governing board of the newly formed unified school district for only those purposes for which the tax was originally voted and for a period not to exceed the number of years for which the tax was previously authorized.

SEC. 2. Section 4643 is added to said code, to read:

Same

4643. If prior to the date when the boundaries of an elementary district and a high school district become coterminous, and the districts are governed by governing boards of identical personnel, the voters of the elementary district at an election had voted a district tax rate in excess of the maximum tax rate prescribed by Section 6357, the tax shall be continued at the option of the governing board of the newly formed unified school district for a period not to exceed the remaining number of years for which the tax was previously authorized. This section shall apply to unified districts in existence for all purposes on and after July 1, 1954.

SEC. 3. This act is an urgency measure necessary for the ^{Urgency} immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Under the existing law when an elementary school district has increased its maximum tax rate for a specified number of years, pursuant to a vote of the electors of the district, in order to meet the cost of increased current district expenditures for such period and such district subsequently is merged into a unified school district as a result of the boundaries of the elementary district becoming coterminous with those of a high school district, the increased maximum tax rate for elementary purposes can no longer be levied in the newly formed unified school district although the boundaries of the old elementary district are identical to the boundaries of the newly formed unified school district. In like manner, when a city high school district has increased its maximum tax rate for a specified number of years and is subsequently merged into a unified school district under a reorganization plan, the previously authorized increase in the maximum tax rate of the district terminates on the effective date of the formation of the new unified school district for all purposes. Thus the existing law adversely affects the unification of school districts by terminating previously authorized increases in maximum tax rates which are usually approved by the electors for a particular purpose, or to carry out a specified program over a period of years. This termination of the previously authorized increase in the maximum tax rate upon unification and before completion of such program creates a serious problem in that the new district is unable to finance the program within its maximum tax rate and its only alternative is to abandon the program financed by the increased tax rate at an incomplete stage when abandonment will render worthless or seriously impair the completed part of the program. In order to remove the obstacle to the formation of unified school districts at the earliest moment and to continue the policy of the Legislature in encouraging the formation of such districts, and in order to prevent the hardships resulting from the termination of an authorized increased tax rate of an elementary district when the boundaries thereof become coterminous with those of a high school district, it is necessary that this act take effect immediately.

CHAPTER 33

An act authorizing the State Lands Commission to exchange property of the State of California for property in San Mateo County for purposes of navigation and flood control and providing for actions against the State to quiet title to the

land exchanged and to determine the validity of the title to such land, declaring the urgency thereof, to take effect immediately.

In effect
Immediately

[Approved by Governor April 16, 1954. Filed with
Secretary of State April 16, 1954.]

The people of the State of California do enact as follows:

Exchange of
lands in
San Mateo
County

SECTION 1. The State Lands Commission is hereby authorized to grant to any person, persons, or corporations, parcels of land, held by the State of California, lying and being in San Mateo County, such grant to be conditioned upon the granting of all right, title and interest by such person, persons, or corporations to the State of California of parcels of land lying and being in San Mateo County. Such lands to be conveyed to the State shall be of equal or greater value than the lands conveyed by the State. The determination of said State Lands Commission, as to the value of lands so respectively conveyed by and granted to the State of California, shall be final, and, in the event of a deficiency in value of lands conveyed to the State, said State Lands Commission is authorized to accept cash in lieu of land, for the purpose of equalizing values.

Description

SEC. 2. The lands authorized in Section 1 of this act to be granted by the State of California and the lands to be granted as a condition to such grant by any person, persons or corporation are more particularly described and will come within the following parcel, to wit: northeast quarter of Section 19, Township 5 South, Range 3 West, M. D. B. & M.

Purpose

SEC. 3. Said grant of lands by the State is hereby authorized, for the purpose of improving navigation and flood control by the substitution of the lands granted to the State in lieu of the lands conveyed by it. It is hereby determined that, upon the completion of said grant by the State, and the said conveyance of other lands to it, the lands authorized to be conveyed by the State will be no longer necessary or useful for navigation or fisheries, and such lands, upon the delivery of such respective conveyances, are hereby freed of the public trust for navigation and fisheries.

Quiet title
actions

SEC. 4. The grantee or grantees of any lands, pursuant to the provisions of this act, or his or their successor or successors in interest, immediate or remote, is and are hereby authorized to bring suit against the State of California to quiet title to the lands so conveyed, or to obtain declaratory relief determining the validity of such title so conveyed, in the same manner, and subject to the same procedure, as is prescribed in an act of the Legislature of the State of California, entitled, "An act authorizing suits against the State of California concerning real property purchased under the provisions of an act entitled "An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California," approved March 30, 1868, and of an act entitled "An act supplementary to and amendatory of an act entitled 'An act to survey and

dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868," approved April 1, 1870, and of an act entitled "An act supplementary to and amendatory of an act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868; also an act approved April 1, 1870," approved March 30, 1874," approved May 18, 1921.

Sec. 5. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The City of Redwood City is engaged in a project of flood control which includes the construction and maintenance of a floodgate which affects the lands described in this act and which is designed to alleviate the critical flood control problem. In order for this program to proceed promptly and without undue and costly delay, it is necessary that this act take effect immediately.

CHAPTER 34

An act to amend Section 1 of Chapter 1359 of the Statutes of 1945, relating to the granting of certain lands, salt marsh, tidelands, submerged lands, swamp and overflowed lands of the State of California to the City of Redwood City, including the management, use and control thereof, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 16, 1954. Filed with Secretary of State April 16, 1954.]

In effect immediately

The people of the State of California do enact as follows:

SECTION 1. Section 1 of Chapter 1359 of the Statutes of 1945 is amended to read:

Section 1. There is hereby granted to the City of Redwood City, a municipal corporation of the State of California, and to its successors, all of the rights, title and interest of the State of California held by said State by virtue of its sovereignty in and to all lands, salt marsh, tidelands and submerged lands, swamps and overflowed lands, whether filled or unfilled, included within that portion of the City of Redwood City, County of San Mateo, State of California, particularly described as follows:

Beginning at a point in the line of privately owned lands on the northwesterly bank of Redwood Creek, at the intersection thereof with the line of privately owned lands on the southerly bank of Corkscrew Slough in Sec. 5 of T. 5 S., R. 3 W.; running thence S. 45 degrees E. across Redwood Creek to the line of privately owned lands on the southeasterly bank of said creek; thence southwesterly along said line of privately

Grant and conveyance of tidelands to Redwood City

Description

owned lands to and across the mouth of West Point Creek to the line of privately owned lands at the junction of the southerly bank of said West Point Creek and the southeasterly bank of Redwood Creek; thence southeasterly along the line of privately owned lands on said southeasterly bank of Redwood Creek to the mouth of Boundary Slough; thence along the line of privately owned lands on the southeasterly bank of Boundary Slough and on the northerly bank thereof to the intersection of said line of privately owned lands with the northwesterly line of a public highway known as Harbor Boulevard; thence southwesterly along said line of said highway to the line of privately owned lands on the southerly bank of Boundary Slough; thence westerly and northerly along said line of privately owned lands on the southerly bank of said slough to the junction thereof with the line of privately owned lands on the southeasterly bank of Redwood Creek; thence southwesterly, southerly, southeasterly, southwesterly and southerly along the line of privately owned lands of said bank of Redwood Creek to the northeasterly boundary line of Rancho las Pulgas; thence northwesterly along said boundary line and across Redwood Creek to the line of privately owned lands on the westerly bank of Redwood Creek; thence northeasterly, northerly, northwesterly, northerly, and northeasterly along the line of privately owned lands on the westerly bank of Redwood Creek across the mouth of Smith Slough and both mouths of Deepwater Slough to the point of beginning.

Also beginning at a point in the line of privately owned lands on the easterly bank of Redwood Creek at the intersection thereof with the line of privately owned lands on the northerly bank of a slough running through Swamp and Overflowed Lands Survey No. 15, sometimes known as Steinberger Creek; running thence southeasterly and easterly along the line of privately owned lands on the northerly bank of said Steinberger Creek to the easterly boundary line of said City of Redwood City; thence southerly along said boundary line to the intersection thereof with the line of privately owned lands on the southwesterly bank of said Steinberger Creek; thence northerly and westerly along the line of privately owned lands on the southerly bank of said Steinberger Creek to the intersection thereof with the line of privately owned lands on the easterly bank of said Redwood Creek; and thence northeasterly across said Steinberger Creek to the point of beginning; it being the intention of this act to convey to the City of Redwood City all right, title and interest of the State in and to the areas of Redwood Creek, Boundary Slough and Steinberger Creek within the City of Redwood City between the first course in the above description and the northerly boundary line of said Rancho las Pulgas.

Conditions: To be forever held by said city, and its successors, in trust for the uses and purposes and upon the express conditions following, to wit:

(a) That said lands shall be used by said city, and its successors, only for the establishment, improvement and conduct of a harbor, including an airport or aviation facilities, and for the construction, maintenance and operation thereon of wharves, docks, piers, slips, quays and other utilities, structures, facilities and appliances necessary or convenient for the promotion and accommodation of commerce and navigation by air as well as by water, and for the construction, maintenance, and operation of flood control projects, and said city, or its successors, shall not, at any time, grant, convey, give or alien said lands, or any part thereof, to any individual, firm or corporation for any purposes whatever; provided, that said city, or its successors, may grant franchises thereon for limited periods (but in no event exceeding 50 years), for wharves and other public uses and purposes and may lease said lands, or any part thereof, for limited periods (but in no event exceeding 50 years), for purposes consistent with the trust upon which said lands are held by the State of California, and with the requirements of commerce and navigation at said harbor, and collect and retain rents from such leases. Use

(b) That said lands shall be improved by said city without expense to the State, and shall always remain available for public use for all purposes of commerce and navigation, and the State of California shall have at all times, the right to use, without charge, all wharves, docks, piers, slips, quays, and other improvements and facilities constructed on said lands, or any part thereof, for any vessel or other water or aircraft, or railroad, owned or operated by the State of California. Improvements

(c) That in the management, conduct or operation of said harbor, or of any of the utilities, structures, appliances or facilities mentioned in paragraph (a), no discrimination in rates, tolls, or charges or in facilities for any use or service in connection therewith shall ever be made, authorized or permitted by said city or its successors. Rate discrimination

(d) There is hereby reserved, however, in the people of the State of California the absolute right to fish in the waters of said harbor with the right of convenient access to said waters over said lands for said purposes. Reservations:
Right to fish

(e) There is hereby excepted and reserved to the State of California all deposits of minerals, including oil and gas, in said land, and to the State of California, or persons authorized by the State of California, the right to prospect for, mine, and remove such deposits from said land; provided, however, that dredging operations may be conducted by or on behalf of said grantee in any part of the granted areas for the improvement of navigation in Redwood Creek and the spoils resulting from such dredging may be disposed of at the discretion of the City of Redwood City, and if any monetary benefit is derived from the disposal of sand or shell, such benefit shall inure to the State of California. Mineral deposits

(f) The lands herein described are granted subject to the express reservation and condition that the State may at any Highway
rights of way

time in the future use said lands or any portion thereof for highway right of way purposes without compensation to the city, its successors or assigns, or any person, firm or public or private corporation claiming under it, except that in the event improvements have been placed upon the property taken by the State for said purposes, compensation shall be made to the person entitled thereto for the value of his interest in the improvements taken or the damages to such interest.

Survey, rec-
ordation,
etc.

SEC. 2. The State Lands Commission shall, at the cost of the grantee, survey, monument, plat, and record in the Office of the Recorder of San Mateo County, the area of state lands described in this act.

Urgency

SEC. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The City of Redwood City is engaged in a project of flood control which includes the construction and maintenance of a floodgate which affects the lands described in this act and which is designed to alleviate the critical flood control problem. In order for this program to proceed promptly and without undue and costly delay, it is necessary that this act take effect immediately.

CHAPTER 35

An act to add Section 4965.2 to the Education Code, relating to tax rates in unified school districts, declaring the urgency thereof, to take effect immediately.

In effect
immediately

[Approved by Governor April 16, 1954. Filed with Secretary of State April 16, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 4965.2 is added to the Education Code, to read:

4965.2. In the event a recommendation is made for the unification of an area which is coterminous with an elementary school district and if the voters of the elementary school district at an election prior to the reorganization had voted a district tax rate in excess of the maximum tax rate prescribed by Section 6357, the tax shall, if the unified district is subsequently established by the voters, be continued at the option of the governing board of the newly formed unified school district for a period not to exceed the remaining number of years for which the tax was previously authorized. This section shall apply to unified districts in existence for all purposes on and after July 1, 1954.

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Under the existing law when an elementary school district has increased its maximum tax rate for a specified number of years pursuant to a vote of the people of the district in order to meet the cost of increased current district expenditures for such period and such district subsequently is merged into a unified district under a reorganization plan, the excess tax rate for elementary purposes can no longer be levied in the new unified district even though the boundaries of the old elementary district are identical to the boundaries of the new unified district. Ordinarily such an excess tax rate is voted for a particular purpose or to carry out a specified program over a period of years. The cessation of the excess tax rate upon unification and before the completion of such program creates a serious problem in that the new district is unable to finance the program within the maximum tax rate and its only alternative may be the abandonment of the program financed by the excess tax at an incomplete stage when abandonment will render worthless or seriously impair the completed part of the program. In order to remove this obstacle to the formation of unified school districts at the earliest moment and to continue the policy of the Legislature in encouraging the formation of unified school districts, it is necessary that this act take effect immediately.

CHAPTER 36

An act to amend Section 16435 of the Education Code, relating to school safety patrols.

[Approved by Governor April 19, 1954 Filed with
Secretary of State April 19, 1954.]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 16435 of the Education Code is amended to read:

16435. The chief of police in each city, and the Commissioner of the California Highway Patrol in unincorporated territory, may upon the request of the governing board of any school district, cooperate in the establishment, supervision and control of a school safety patrol to such extent as may be agreed upon.

CHAPTER 37

An act to amend Sections 14633 and 14639.5 of, and to add Section 14639.6 to, the Education Code, relating to the State Teachers' Retirement System.

[Approved by Governor April 19, 1954 Filed with
Secretary of State April 19, 1954.]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 14633 of the Education Code is amended to read:

Retirement
for service
Minimum
allowance

14633. The retirement allowance in Section 14632, exclusive of the annuity in subdivision (d) of that section, but when added to the retirement allowance, prior to optional modification, the person is entitled to receive from a local retirement system, shall be at least one hundred seventy dollars (\$170) per month, by increase in the annuity, based on service rendered prior to July 1, 1944, under the Retirement Annuity Fund; provided, the retired member is at least 60 years of age at the time of retirement and is entitled to be credited with at least 30 years of service. If such retired member's credited service is less than 30 years, the minimum retirement allowance under this section is an amount which bears the same ratio to one hundred seventy dollars (\$170) that the credited service bears to 30 years. If retirement is at an age less than 60 years, the minimum retirement allowance under this section is an amount actuarially equivalent to the value at the lesser age of the minimum retirement allowance calculated under the preceding sentences, deferred to the age of 60 years. For any member who is under retirement at the effective date of this section, and thereafter re-enters membership in the Retirement System and subsequently retires, the lesser age to be taken to the preceding quarter year, in the next preceding sentence, for calculating the minimum retirement allowance under this section, shall be determined by deducting from the member's age at the subsequent retirement, the aggregate time during which the member was under retirement prior to re-entry into membership in the system. No retirement allowance shall be increased under this section to exceed, annually, 75 percent of the average annual compensation earnable by the member during the five (5) years immediately preceding his retirement.

SEC. 2. Section 14639.5 of the Education Code is amended to read:

Retirement
for dis-
ability.
Minimum
allowance

14639.5. For any person who is at least 60 years of age at the time of retirement, the retirement allowance in Section 14639, exclusive of the annuity in subdivision (c) of that section, shall be at least equal, by increase in the annuity based on service rendered prior to July 1, 1944, under the Retirement Annuity Fund, to a minimum retirement allowance calculated under the provisions of Section 14633 for persons who retire after attaining the age of 60 years.

If retirement is at an age less than 60 years, the retirement allowance in Section 14639, exclusive of subdivision (c) of that section, and subject to the sentence next following, but when added to the retirement allowance, prior to optional modification, the person is entitled to receive from a local retirement system, shall be at least an amount by increase in the annuity based on service rendered prior to July 1, 1944, under the Retirement Annuity Fund, which bears the same ratio to one hundred fifty-eight dollars (\$158) that his credited service, taken only for this purpose at not more than 30 years, bears to 30 years. The minimum retirement allow-

ance under this paragraph, is an amount actuarially equivalent to the value at the lesser age, of the minimum retirement allowance calculated under the preceding sentence, deferred to the age of 60 years.

For any member who is under retirement at the effective date of this section, and thereafter re-enters membership in the Retirement System and subsequently retires, the lesser age to be taken to the preceding quarter year, in the next preceding sentence, for calculating the minimum retirement allowance under this section, shall be determined by deducting from the member's age at the subsequent retirement, the aggregate time during which the member was under retirement prior to re-entry into membership in the system.

No retirement allowance shall be increased under this section to exceed, annually, 75 percent of the average annual compensation earnable by the member during the five (5) years immediately preceding his retirement.

SEC. 3. Section 14639.6 is added to said code, to read :

14639.6. Every minimum retirement allowance calculated under Section 14639.5 as it was prior to the effective date of the 1954 amendment of said section for persons retired prior to such date and after attaining the age of 60 years, shall be adjusted, for time commencing on such date, according to the provisions of the first paragraph of Section 14639.5 as they will be on such date. Same
Adjustment

SEC. 4. This act shall become operative on the first day of the month next succeeding its effective date, unless its effective date is the first day of the month, in which case it shall become operative on its effective date. Operative
date

CHAPTER 38

An act to add Article 18.6 to Chapter 11 of Division 2 of the Education Code, relating to school districts.

[Approved by Governor April 19, 1954 Filed with
Secretary of State April 19, 1954.]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Article 18.6 is added to Chapter 11 of Division 2 of the Education Code, to read :

Article 18.6. Transfer of Portion of Union Elementary School District From One High School District to Another

3881. Whenever a union elementary school district is comprised of territory situated in two high school districts, all of which districts lie in the same county, the governing board of the union elementary school district may present to the county superintendent of schools a petition asking that the boundaries of the high school districts be changed by the exclusion of the union elementary school district from one of the high

school districts and the inclusion of the entire district in the other high school district. The petition shall be acted upon in the same manner as a petition for a change of boundaries of school districts presented to the county superintendent of schools under Article 5 of Chapter 7 of this division, except that any order of the board of supervisors directing the change of boundaries shall not be recorded unless and until it is approved by the county committee on school district organization.

CHAPTER 39

An act to amend Section 7717 of the Education Code, relating to state school building aid.

In effect
July 1, 1954

[Approved by Governor April 19, 1954 Filed with
Secretary of State April 19, 1954]

The people of the State of California do enact as follows:

SECTION 1. Section 7717 of the Education Code is amended to read:

Schedule

7717. No apportionment shall be made for new construction which, when added to the area of adequate school construction existing in the applicant school district at the time of application, will provide a total area of school building construction per unit of average daily attendance of the estimated average daily attendance in excess of that computed under the following schedule:

Type of school	Average daily attendance	Square feet per unit of average daily attendance
Junior high school comprising grades 7 to 9, inclusive	750 or more	75
Junior high school comprising grades 7 to 10, inclusive	750 or more	75
High school comprising grades 7 to 12, inclusive	750 or more	80
High school comprising grades 9 to 12, inclusive	750 or more	80
High school comprising grades 10 to 12, inclusive	750 or more	80
Junior college comprising grades 13 and 14, inclusive	750 or more	80
Junior college comprising grades 11 to 14, inclusive	750 or more	80

Elementary schools in a district comprising any combination of grades from kindergarten through the eighth grade with a total estimated district average daily attendance in kindergarten and grades 1 to 6, inclusive, of 300 or more, shall be allowed 55 square feet per unit of average daily attendance

in kindergarten and grades 1 to 6, inclusive, and 75 square feet per unit of average daily attendance in grades 7 and 8.

To the building area permitted to an applicant school district by this section, there may be added such additional building area as may be required to provide adequate facilities for exceptional children pursuant to Article 3 of this chapter.

The maximum total building areas per unit of average daily attendance allowed to applicants having schools with smaller estimated average daily attendance than shown in the above schedule shall be determined by the Department of Education, and shall be building areas to provide comparable facilities to those enumerated above, and shall be the least building area required to house adequately the estimated average daily attendance and the normal instructional and other services.

No estimate of average daily attendance made by an applicant for the purpose of justifying an apportionment shall be made for a longer time than the second fiscal year beyond the fiscal year in which an application is made, except that an estimate for the purpose of justifying an apportionment for a grade level maintained by a high school district or unified district, composed of grades 7 to 12, inclusive, 9 to 12, inclusive, or 7 to 10, inclusive, shall not be made for a longer time than the third fiscal year beyond the fiscal year in which the application is made. In no case shall an estimate be given effect unless approved by the Department of Education.

CHAPTER 40

An act calling a special election to be consolidated with the general election of 1954 and to provide for the submission to the electors of the State at such consolidated election of a constitutional amendment proposed by the Legislature, relating to loans and grants to school districts, to take effect immediately.

[Approved by Governor April 19, 1954. Filed with Secretary of State April 19, 1954.]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. A special election is hereby called to be held throughout the State on the second day of November, 1954. Said special election shall be consolidated with the general election to be held on the same date. Such consolidated election shall be held and conducted in all respects as if there were only one election and only one form of ballot shall be used. At such consolidated election there shall be submitted to the electors, in addition to such other measures as may be submitted in accordance with law, Senate Constitutional Amendment No 3, relating to loans and grants to school districts, proposed by the Legislature at the 1954 (First Extraordinary) Session. Except as otherwise provided in this

Special
election

act all of the provisions of law applicable to the submission of constitutional amendments proposed by the Legislature and to arguments for and against such measures shall apply to the measure submitted pursuant to this act.

Ballot pamphlet arguments

SEC. 2. Upon the effective date of this act the President of the Senate of the State of California shall appoint the author of the measure submitted pursuant to this act and one Member of the Senate who voted in favor of the submission of said measure to draft an argument in favor of such measure. If the measure was not adopted unanimously in the Senate, the President of the Senate shall appoint one member who voted against said measure to draft an argument against the measure. If there was no negative vote on the measure in the Senate, the President of the Senate shall appoint some qualified person to draft an argument against the measure. All such arguments shall be filed with the Secretary of State on or before June 3, 1954.

Ballot title

SEC. 3. Upon the effective date of this act the Secretary of the State shall request the Attorney General to prepare a ballot title for the measure submitted pursuant to this act and shall also request the Legislative Counsel to prepare an analysis of said measure in accordance with Section 1509.7 of the Elections Code. Said title and said analysis shall be filed with the Secretary of State within 10 days after the effective date of this act. The measure submitted pursuant to this act shall be designated on the ballots at the election by its ballot title.

Urgency

SEC. 4. This act, inasmuch as it provides for the calling of an election shall, under the provisions of Section 1 of Article IV of the Constitution, take effect immediately.

CHAPTER 41

An act to add Chapter 23 to Division 3 of the Education Code, to provide for the preparation, issuance and sale of state bonds to create a fund to provide aid to school districts of the State; defining the powers and duties of state officers in respect to the administration of the provisions hereof; providing ways and means for the payment of the interest of such bonds as such interest falls due, and also for the payment and discharge of the principal of such bonds as such principal matures; and appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued, and for the administration of this chapter.

In effect
July 1, 1954

[Approved by Governor April 19, 1954 Filed with
Secretary of State April 19, 1954]

The people of the State of California do enact as follows:

SECTION 1. Chapter 23 is added to Division 3 of the Education Code, to read:

CHAPTER 23. STATE SCHOOL BUILDING AID BOND LAW OF 1954

7950. This act may be cited as the State School Building Aid Bond Law of 1954. Short title

7951. The State General Obligation Bond Law is adopted for the purpose of the issuance, sale, and repayment of, and otherwise providing with respect to, the bonds authorized to be issued by this chapter, and the provisions of that law are included in this chapter as though set out in full in this chapter. All references in this chapter to "herein" shall be deemed to refer both to this chapter and such law. Applicable law

7952. As used in this chapter, and for the purposes of this chapter as used in the State General Obligation Bond Law, the following words shall have the following meanings: Definitions

(a) "Committee" means State School Building Finance Committee, created by Section 5108.

(b) "Board" means State Allocation Board.

(c) "Fund" means State School Building Aid Fund.

7953. For the purpose of creating a fund to provide aid to school districts of the State in accordance with the provisions of the State School Building Aid Law of 1952, and of all acts amendatory thereof and supplementary thereto, the committee shall be and is hereby authorized and empowered to create a debt or debts, liability or liabilities, of the State of California, in the aggregate amount of one hundred million dollars (\$100,000,000) in the manner provided herein, but not otherwise nor in excess thereof. Bond issue authorization

7954. All bonds herein authorized, which shall have been duly sold and delivered as herein provided, shall constitute valid and legally binding general obligations of the State of California, and the full faith and credit of the State of California is hereby pledged for the punctual payment of both principal and interest thereof. There is hereby appropriated from the General Fund in the State Treasury such sum annually as will be necessary to pay the principal of and the interest on the bonds issued and sold pursuant to the provisions of this chapter, as said principal and interest become due and payable. General obligations
Appropriation

There shall be collected annually in the same manner and at the same time as other state revenue is collected such a sum, in addition to the ordinary revenues of the State, as shall be required to pay the principal and interest on said bonds as herein provided, and it is hereby made the duty of all officers charged by law with any duty in regard to the collection of said revenue, to do and perform each and every act which shall be necessary to collect such additional sum. Collection of revenue

On the several dates of maturity of said principal and interest in each fiscal year, there shall be transferred to the General Fund in the State Treasury, all of the money in the fund, not in excess of the principal of and interest on the said bonds then due and payable, except as herein provided for the Payment

prior redemption of said bonds, and, in the event such money so returned on said dates of maturity is less than the said principal and interest then due and payable, then the balance remaining unpaid shall be returned into the General Fund in the State Treasury out of the fund as soon thereafter as it shall become available.

Reimburse-
ment of
General Fund

7955. All money deposited in the fund under Section 7731 of this code and Section 16759 of the Government Code shall be available only for transfer to the General Fund, as provided in Section 7954. When transferred to the General Fund such money shall be applied as a reimbursement to the General Fund on account of principal and interest due and payable or paid from the General Fund on the earliest issue of school building bonds for which the General Fund has not been fully reimbursed by such transfer of funds.

Appropri-
ation
Revolving
fund

7956. The sum of seventy-five thousand dollars (\$75,000) is hereby appropriated out of the General Fund to be used as a revolving fund to pay the expenses incurred by the State Treasurer in having the bonds prepared and in advertising their sale or their prior redemption, for expenses incurred by the committee pursuant to Government Code Section 16758, and for legal services, upon approval of the State Board of Control, pursuant to Government Code Section 16750. Whenever bonds are sold, out of the first money realized from their sale, there shall be redeposited in the revolving fund such sums as have been expended for the above purposes, which may be used for the same purpose and repaid in the same manner whenever additional sales are made. Whenever all the bonds authorized by this chapter have been sold, the amount of the appropriation made by this section shall revert to the unappropriated surplus in the General Fund.

Issuance
and sale

7957. Upon request of the board, supported by a statement of the apportionments made and to be made under Chapter 19 of Division 3, the committee shall determine whether or not it is necessary or desirable to issue any bonds authorized under this chapter in order to make such apportionments, and, if so, the amount of bonds then to be issued and sold. A sufficient number of bonds authorized under this chapter shall be issued and sold so that five million dollars (\$5,000,000) will be available for apportionment on November 5, 1955, or as soon thereafter as such bonds can be issued and sold, and so that five million dollars (\$5,000,000) additional will become available for apportionment on December 5, 1955, and on the fifth day of each month thereafter until a total amount of one hundred million dollars (\$100,000,000) has become available for apportionment. Successive issue of bonds may be authorized and sold to make such apportionments progressively, and it shall not be necessary that all of the bonds herein authorized to be issued shall be sold at any one time.

Optional
provisions

7958. In any resolution determining that the sale of all or any part of the bonds herein authorized is necessary or desirable, the committee may in its discretion adopt provi-

sions for the interexchange of bonds of different denominations, the issuance of new bonds of different denominations in lieu of, or in exchange for, bonds of a like aggregate principal amount but of different denominations, and the authentication of any bonds by the State Controller or by any deputy state controller. If authentication is so required, no bond authorized herein shall be valid unless so authenticated in the manner so required.

7959. In computing the net interest cost under Section 16754 of the Government Code, interest shall be computed from the date of the bonds or the last preceding interest payment date, whichever is latest, to the respective maturity dates of the bonds then offered for sale at the coupon rate or rates specified in the bid, such computation to be made on a 360-day year basis

Net interest cost

7960. The committee may authorize the State Treasurer to sell all or any part of the bonds herein authorized at such time or times as may be fixed by the State Treasurer, and no direction of the Governor shall be required. The provisions of Sections 16750 and 16754 of the Government Code respecting the direction of the Governor shall not be applicable to such sale.

Sale by State Treasurer

7961. All proceeds from the sale of the bonds herein authorized deposited in the fund, as provided in Section 16757 of the Government Code, except those derived from premium and accrued interest, shall be available for the purpose herein provided, but shall not be available for transfer to the General Fund pursuant to Section 7954 to pay principal and interest on bonds other than bonds herein authorized.

Disposition of proceeds

7962. With respect to the proceeds of bonds authorized by Section 17, Article XVI of the California Constitution, all the provisions of Chapter 19 of this division shall apply except:

Application of State School Building Aid Law of 1952

(a) Any reference in Chapter 19 to "Section 16.5, Article XVI of the Constitution of this State" shall be deemed a reference to "Section 17, Article XVI of the Constitution of this State."

(b) Any reference in Chapter 19 to "Section 7903" shall be deemed a reference to "Section 7954."

Sec. 2. This act shall not become operative unless and until the people approve the constitutional amendment of the 1954 First Extraordinary Session, adding Section 17 to Article XVI of the Constitution of the State.

Effect Stats 1954 (1st Ex Sess), Res Ch 11

CHAPTER 42

An act making an appropriation for payment of the expenses of Members of the Senate necessarily incurred by them while attending the 1954 First Extraordinary Session of the Legislature, to take effect immediately.

In effect
immediately

[Approved by Governor April 19, 1954 Filed with
Secretary of State April 19, 1954.]

The people of the State of California do enact as follows:

SECTION 1. The sum of three thousand five hundred dollars (\$3,500) is hereby appropriated out of the General Fund in the State Treasury for the payment of the expenses of Members of the Senate necessarily incurred by them while attending the 1954 First Extraordinary Session of the Legislature, as provided by Section 2(b) of Article IV of the Constitution and the Joint Rules of the Senate and Assembly.

SEC. 2. This act, inasmuch as it makes an appropriation for the usual current expenditures of the State, shall, under the provisions of Section 1 of Article IV of the Constitution, take effect immediately.

CHAPTER 43

An act to add Section 7717.1 to the Education Code, relating to state school building aid.

In effect
July 1, 1954

[Approved by Governor April 19, 1954 Filed with
Secretary of State April 19, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 7717.1 is added to the Education Code, to read:

Rules re
adequate
school con-
struction
area

7717.1. The board by the adoption of rules shall provide for the manner of determining the area of adequate school construction existing in an applicant school district at the time of application. Such rules shall define and provide the method of determining building areas that are to be included in whole or in part, or to be excluded from the area of existing adequate school construction.

The board may make exceptions to the provisions of this section or to the rules adopted pursuant to such section when it determines that such will be for the benefit of children affected.

"Service
area"

For the purposes of this section, "service area" may be defined as (1) buildings which when constructed were intended to be used for a purpose to which the provisions of Education Code Sections 18191 to 18205, inclusive, would not apply, whether or not such sections were in effect at the time when

the building was constructed, or (2) buildings which when constructed were intended to be used for a purpose to which Education Code 18191 to 18205, inclusive, would apply, whether or not such sections were in effect when the building was constructed, but which building has been converted or is intended to be converted, as shown by the application, to use for purposes to which such sections would not apply. Service area may include, but is not limited to, construction used as bus garages, maintenance shops, centrally located district storage and warehouses, teacherage and custodial houses, utility shelters, transformer vaults, and service yards.

The area of adequate school construction existing in a district at the time of application shall be initially computed as all of the construction area of the district except such areas as may be eligible for replacement under standards established by the board. If such area of adequate school construction, when added to the minimum facilities needed by the district, results in a total construction area in excess of the amount prescribed in Section 7717, then the board may make the following adjustments to the initial computation or such revisions thereof as the board, in its discretion, deems desirable:

(a) Service areas constructed prior to July 19, 1947, shall be excluded, except as provided in (c) below.

(b) Service areas constructed subsequent to July 19, 1947, shall be recomputed by multiplying the total number of square feet of said service area by the percentage determined from dividing the actual construction cost per square foot as determined by the Director of Finance by the estimated average cost per square foot of the new school facilities for which the district has made application.

(c) If any inadequate school facility constructed prior to July 19, 1947, is, or will be, converted to a service area, the area of such building shall be recomputed by multiplying the actual area of such building by the percentage determined by dividing the depreciated value by the replacement cost as such value and cost is determined by the Director of Finance.

(d) If, after the revised computation of service areas is made as prescribed under subsections (a), (b), and (c) of this section, the existing and requested building area of the district is in excess of the schedule set forth on Section 7717, the existing building area of nonservice facilities may be determined on the basis of the number of pupils housed by such facilities at an allowance per pupil which is not more than 25 percent in excess of the amount per pupil prescribed in Section 7717.

The board shall prescribe by rule the method for computing the number of adequately housed pupils for purposes of this subsection.

This section shall remain in effect until the ninety-first day after the final adjournment of the 1955 Regular Session of the Legislature. Termination
date

CHAPTER 44

An act to amend Sections 404, 1035, 1055, 1134, 1179, 1180, 1182, 1817, 1951 and 1953 of the Unemployment Insurance Code, relating to unemployment insurance and appeals procedure thereunder.

In effect
July 1, 1954

[Approved by Governor April 19, 1954. Filed with
Secretary of State April 19, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 404 of the Unemployment Insurance Code is amended to read:

Referees
Appoint-
ment, etc

404. To hear and decide appealed claims, overpayment claims, disputed coverage petitions, petitions for refund, reassessment or removal of charges from reserve accounts and related matters, the Appeals Board, or the executive officer subject to its direction and control to whom it delegates such responsibility, shall appoint and direct the activities of one or more impartial referees. The compensation of the referees shall be fixed by the State Personnel Board at a rate comparable to that of other referees or hearing officers in state service whose duties and responsibilities are comparable, without regard to whether such other positions have membership in the State Bar of California as a prerequisite to appointment. No referee shall participate in any case in which he is an interested party.

SEC. 2. Section 1035 of the Unemployment Insurance Code is amended to read:

Petition for
review

1035. The director shall give notice to the employer of his action on a protest filed under Section 1034. Within 30 days of notice of disallowance of the protest the employer may file with a referee a petition for review of the protest. The decision of the referee thereon may be appealed by the employer or the director to the Appeals Board if the appeal is filed within 10 days of the date of mailing, but this appeal period may be extended where good cause is found to exist. A decision of the Appeals Board in any such protest proceeding shall be subject to judicial review, as provided by law, if an appropriate proceeding is filed by the employer within 60 days of the date of mailing of the decision. The director may in writing extend for a period of not exceeding two years the time within which such proceeding may be instituted if written request for such extension is filed with the director within the 60-day period.

SEC. 3. Section 1055 of the Unemployment Insurance Code is amended to read:

Petition for
hearing

1055. In event of a denial of an application for transfer of reserve account, any interested party may petition for hearing before a referee. The decision of the referee may be appealed by any interested party or the director to the Appeals Board if the appeal is filed within 10 days of the date of mailing of the referee's decision, but this appeal period may be

extended where good cause is found to exist. Within 60 days after the mailing of the notice of a decision that has become final any interested party may bring an action against the director with respect to that decision to require the transfer of the reserve account as required by law. The director, in writing, at any time prior to the expiration of said 60-day period may extend the time during which such action may be instituted for a period not exceeding two years from the date of mailing of the decision of the Appeals Board.

SEC. 4. Section 1134 of the Unemployment Insurance Code is amended to read:

1134. If a petition for reassessment is filed within the time prescribed, the referee shall review the assessment and if requested by the petitioner shall, unless a hearing has previously been afforded the petitioner on the same grounds as set forth in the petition, grant a hearing before a referee, giving 10 days' notice of the time and place of hearing. The decision of the referee may be appealed by the petitioner or the director to the Appeals Board if the appeal is filed within 10 days of the date of mailing of the referee's decision, but this appeal period may be extended where good cause is found to exist. The referee or the Appeals Board may decrease or increase the amount of the assessment. The order or decision of the referee, or if appealed, the order or decision of the Appeals Board upon the petition for reassessment and the assessment becomes final 30 days after service upon the petitioner of notice of the order or decision. Notices shall be served by mail addressed to the employing unit at the same address that appears on the records of the department. Such service is complete at the time of deposit in the United States mail.

Hearing
before
referee

SEC. 5. Section 1179 of the Unemployment Insurance Code is amended to read:

1179. Every claim for refund shall be in writing and shall state the specific grounds upon which the claim is founded. Failure to file a claim with the director or after denial thereof by the director, to file a petition for review with a referee or to file an appeal from an adverse referee's decision to the Appeals Board within the time prescribed by Sections 1178 and 1180 constitutes a waiver of any demand against the State or the director on account of overpayment.

Contents
of claim

SEC. 6. Section 1180 of the Unemployment Insurance Code is amended to read:

1180. The director shall give notice to the claimant whenever he disallows any claim for refund in whole or in part, notice to be served in the manner prescribed for service of notice of assessments under Section 1131.

Notice of
disallowance

Within 30 days of notice of disallowance, the claimant may file with a referee a petition for review of the claim. If the petition is filed within the time prescribed a referee shall review the claim and, if requested by the claimant, shall grant a hearing before a referee, giving 10 days' notice of the time and place of the hearing. The decision of the referee may be

Petition for
review

appealed by the claimant or the director to the Appeals Board within 10 days of the date of mailing of the decision, which time may be extended for good cause. A hearing is not required on such petition if a prior hearing has been afforded claimant involving the same issues, but regardless of any prior proceedings, if the claimant files an affidavit setting forth new and additional evidence in support of his claim, the Appeals Board may grant an additional hearing under this section.

SEC. 7. Section 1182 of the Unemployment Insurance Code is amended to read:

Action to
recover con-
tributions,
etc

1182. No suit or proceeding shall be maintained in any court for the recovery of any amount of contributions, interest or penalties alleged to have been erroneously or illegally assessed or collected unless a claim for refund or credit has been filed pursuant to this article. Within 90 days after the mailing of the notice of the action by the Appeals Board upon such claim, the claimant may bring an action against the director on the grounds set forth in the claim in a court of competent jurisdiction in the County of Sacramento for the recovery of the whole or any part of the amount with respect to which the claim has been disallowed. The director may in writing extend for a period of not exceeding two years the time within which such action may be instituted if written request for such extension is filed with the director within the 90-day period. Failure to bring action within the time specified constitutes a waiver of any demand against the State on account of alleged overpayments. If the director fails within 60 days to mail notice of an action on a claim after the claim is filed the claimant may consider the claim denied and file a petition for review of the denial with the referee as set forth in this article. If the referee fails to mail notice of an action on any petition for review within 60 days after such petition is filed with the referee, the claimant may consider the claim denied and file a petition for review of the denial with the Appeals Board. If the Appeals Board fails to mail notice of action on any petition for review within 90 days after such petition is filed with the Appeals Board the claimant may consider the claim disallowed and may bring an action against the director as provided herein.

SEC. 8. Section 1817 of the Unemployment Insurance Code is amended to read:

Hearing
prior to
filing of
certificate

1817. Prior to the filing of a certificate under this article, the delinquent employer shall be given an opportunity for oral hearing before a referee. Notice of the time and place of such hearing must be mailed at least 15 days in advance thereof, and may be sent by registered mail addressed to the last known address of the delinquent employer. In the event the delinquent employer or his representative does not appear at the hearing or if an appearance is made but the delinquent employer does not establish to the satisfaction of the referee that the amount of contributions, interest and penalties claimed to be due is erroneous, the director may file the certificate pro-

vided for in this article. Prior to the filing of such certificate the delinquent employer or the director may appeal to the Appeals Board if the appeal is filed within 10 days of the mailing of the referee's decision, which time may be extended for good cause by the Appeals Board. The hearing provided in this section shall not be required before the filing of a certificate if the employer has previously been afforded a full hearing before the Appeals Board, but if the employer files an affidavit setting forth new and additional evidence to establish that the contributions, interest and penalties sought to be collected are erroneous, the Appeals Board may grant an additional hearing.

SEC. 9. Section 1951 of the Unemployment Insurance Code is amended to read:

1951. The manner in which disputed claims, appeals and petitions shall be presented, the reports required thereon from the claimant and from any employing unit and the conduct of hearings and appeals shall be in accordance with rules prescribed by the Appeals Board. The Appeals Board shall require referees to consolidate for hearing cases with respect to which the alleged facts and the points of law are the same. Conduct of hearings

SEC. 10. Section 1953 of the Unemployment Insurance Code is amended to read:

1953. In any proceeding, hearing, investigation or in the discharge of any duties imposed under this division any member of the Appeals Board, a referee and any authorized employee designated by it may administer oaths, take depositions, certify to official acts and issue subpoenas to compel the attendance of witnesses and the production of books, papers, correspondence, memoranda and other records. Oaths, subpoenas, etc

CHAPTER 45

An act making an appropriation for payment of the expenses of Members of the Assembly necessarily incurred by them while attending the 1954 First Extraordinary Session of the Legislature, to take effect immediately.

[Approved by Governor April 19, 1954 Filed with
Secretary of State April 19, 1954]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. The sum of seven thousand dollars (\$7,000) is hereby appropriated out of the General Fund in the State Treasury for the payment of the expenses of Members of the Assembly necessarily incurred by them while attending the 1954 First Extraordinary Session of the Legislature, as provided by Section 2 (b) of Article IV of the Constitution and the Joint Rules of the Senate and Assembly.

SEC. 2. This act, inasmuch as it makes an appropriation for the usual current expenditures of the State, shall, under the provisions of Section 1 of Article IV of the Constitution, take effect immediately.

CHAPTER 46

An act to amend Sections 422, 439 and 648 of the Military and Veterans Code, relating to military affairs, declaring the urgency thereof, to take effect immediately.

In effect
Immediately

[Approved by Governor April 20, 1954 Filed with
Secretary of State April 20, 1954]

The people of the State of California do enact as follows:

SECTION 1. Section 422 of the Military and Veterans Code is amended to read:

Unlawful
wearing of
uniforms

422. Any person other than an officer, warrant officer, or enlisted man of the California National Guard, California Air National Guard or of the unorganized militia when called into the service of the State or of the California National Guard Reserve or who may be appointed under Section 141 of this code or who may be authorized by Sections 502, 502.1, or 502.2 of this code or who may be a member of the Naval Militia of this State, or who may be a member of the military forces of another state or of the United States Army, United States Air Force, United States Navy, United States Marine Corps, United States Coast Guard Service or United States or State Forest Service or personnel of the Department of Fish and Game or members of the State Highway Patrol, or an inmate of any veterans' or soldiers home, or other person authorized by the laws of the United States or of this State, who at any time wears the uniform of the United States Army, United States Air Force, or United States Navy or of the armed forces of the United States or any organization thereof or National Guard or Air National Guard or Naval Militia, or any part of such uniform, or a uniform or part of a uniform similar thereto, is guilty of a misdemeanor and is punishable by a fine of not less than one hundred dollars (\$100) nor more than two hundred fifty dollars (\$250), or by imprisonment in the county jail not exceeding 60 days, or by both.

SEC. 2. Section 439 of said code is amended to read:

Acquisition,
etc. by city
or county of
property for
military use

439. Any city, city and county or county may acquire, provide, and maintain buildings, halls, meeting places, and supply stations for the use of the United States Department of the Army, the United States Department of the Navy, the United States Department of the Air Force, the California National Guard, and for such purposes the governing body of the city, or city and county, and the board of supervisors of any county may:

(a) Purchase, receive by donation, donate, dedicate, condemn, lease for the use of the Adjutant General for a term not to exceed 99 years or as provided in Section 37392 of the Government Code, or acquire real or personal property, with or without improvements, and erect such buildings, halls, meeting places, and supply stations thereon.

(b) Purchase, construct, lease for the use of the Adjutant General for a term not to exceed 99 years or as provided in

Section 37392 of the Government Code, furnish, or repair such buildings, and property and provide for the proper maintenance and management thereof.

(c) Enter into agreements on behalf of the city, city and county, or county with the Secretary of the Department of the Army, Secretary of the Department of the Air Force, and the Secretary of the Department of the Navy of the United States, and the Adjutant General of the State of California for the use and occupancy of such buildings, including any buildings constructed as memorials or for other purposes.

(d) Establish a fund for the purposes hereof, levy a special tax for such purposes, and incur in the manner provided by law a bonded indebtedness on behalf of the city, city and county or the county for any of the purposes of this section.

SEC. 3. Section 648 of said code is amended to read :

648. Decorations authorized by this code and decorations, medals, badges, ribbons, and insignia authorized by the laws or regulations of the United States pertaining to the National Guard, Air National Guard and Naval Militia may be worn by officers, warrant officers, and enlisted men in accordance with such code, laws or regulations. No other decorations, medals, badges, ribbons, or insignia may be worn. A violation of the provisions of this section shall constitute a misdemeanor.

SEC. 4. This act is hereby declared to be an urgency measure for the immediate preservation of public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The proper functioning of the California National Guard is an important and integral part of the defense preparations of the State. The international situation requires immediate changes in administrative organization, procedures, rules and regulations, property and fiscal matters which control the California National Guard. It is imperative that during the present emergency adequate provisions be immediately made concerning the use, operation and control of the state military forces.

CHAPTER 47

An act to amend Section 4964 of, and to add Sections 4964.1 and 4964.2 to, the Education Code, relating to the property, funds and obligations of reorganized school districts, declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 20, 1954. Filed with Secretary of State April 20, 1954.]

In effect immediately

The people of the State of California do enact as follows:

SECTION 1. Section 4964 of the Education Code is amended to read :

Division of
property,
funds, and
obligations

4964. When the territory of any component district is divided between two (2) or more unified school districts or between one or more unified school districts and any other type of district, all property, other than real property, funds and obligations of the component district, shall be divided among the affected school districts in the same proportion as the ratio of the assessed valuation of the territory included in an affected school district bears to the total assessed valuation of the component district.

Whenever part of the territory of a district, referred to herein as an original district, is included in one or more unified districts or one or more unified districts and any other type of district, and the original district continues in existence for all purposes, the funds, obligations, and property, other than real property, of the original district shall be divided among the original district and the district or districts in which the part of the territory of the original district was included in the same proportion as the ratio of the assessed valuation of the territory so included bears to the total assessed valuation of the original district.

SEC 2 Section 4964.1 is added to said code, to read:

Requisition
for funds

4964.1. During the first fiscal year of the existence of a newly formed unified school district, including districts which became effective for all purposes on July 1, 1953, under the provisions of this chapter the county superintendent of schools having jurisdiction over the districts affected shall draw his requisition upon the county auditor to the credit of the districts affected in the amounts necessary to accomplish the division of funds required by Section 4964.

SEC. 2.5. Section 4964 2 is added to said code, to read:

Distribution
of unsecured
property
taxes

4964.2. In making any division of the property, funds and obligations of an original district, pursuant to Section 4964, no division shall be made of taxes on unsecured property for the fiscal year commencing on the date when reorganization or unification becomes effective for all purposes, as to any reorganization or unification becoming effective for all purposes on July 1, 1953, or July 1, 1954. The proceeds of such taxes shall be distributed to the original district.

In making a division of the property, funds and obligations of a component district or an original district, pursuant to Section 4964, for the purposes of any reorganization or unification effective for all purposes on or after July 1, 1955, unsecured property taxes levied for the fiscal year commencing on the date when reorganization or unification becomes effective for all purposes but which are due and payable upon the first Monday in March preceding such date shall be distributed to the affected districts in which they are collected as they exist on and after said date when the reorganization or unification becomes effective for all purposes.

The distribution required by this paragraph shall be accomplished at the time and in the manner required by Section 4964 1.

SEC. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Because of the doubtful meaning of the term "component district" as employed in the section amended by this act, many school districts are hesitant to consider the formation of a unified school district which will include a portion of an existing school district. This doubt which exists has adversely affected the school district reorganization program in this State which the Legislature has encouraged by providing certain incentives to newly formed unified school districts.

Furthermore, there exists doubt regarding the proper distribution of taxes which are levied and collected on personal property situated in that portion of a component district which has been included in a newly formed unified school district. In order that the law be made clear with respect to the distribution and division of the proceeds of unsecured property taxes collected in territory affected by a reorganization or unification of school districts during this fiscal year, it is necessary that this act take effect immediately.

CHAPTER 48

An act to amend Sections 7031.2 and 7031.3 of, and to add Section 7096.1 to, the Education Code, relating to State School Fund apportionments, declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 20, 1954 Filed with
Secretary of State April 20, 1954]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Section 7031.2 of the Education Code is amended to read:

7031.2. With respect to any unified district formed under Chapter 16 of Division 2 of this code, which became effective for all purposes on or after July 1, 1953, and which during the year preceding the effective date for all purposes had, in all the districts which were formed into the unified district, an average daily attendance of less than ten thousand (10,000), the foundation program actually computed for such district under this article and the alternate foundation program for such district under Sections 7091 or 7092.1, as the case may be, shall be increased by 5 percent for the first fiscal year, 4 percent for the second fiscal year, 3 percent for the third fiscal year, 2 percent for the fourth fiscal year, and 1 percent for the fifth fiscal year of its existence.

SEC. 2. Section 7031.3 of said code is amended to read:

7031.3. With respect to any unified district formed under Chapter 16 of Division 2 of this code, which became effective

for all purposes on or after July 1, 1953, and which during the year preceding the effective date for all purposes had, in all the districts which were formed into the unified district, an average daily attendance of more than ten thousand (10,000) and in which there was not on July 1, 1952, or thereafter a single chief administrative officer and staff that administered the program of education for all the secondary schools and those elementary schools of the district to which were credited 50 percent or more of the average daily attendance during the year preceding the effective date for all purposes in all the districts formed into the unified district, the foundation program actually computed for such district under this article and the alternate foundation program for such district under Sections 7091 or 7092.1, as the case may be, shall be increased by 5 percent for the first fiscal year, 4 percent for the second fiscal year, 3 percent for the third fiscal year, 2 percent for the fourth fiscal year, and 1 percent for the fifth fiscal year of its existence.

SEC. 3. Section 7096.1 is added to said code, to read:

Computation
of allowances

7096.1. Notwithstanding anything in this chapter to the contrary, if under Section 6907 average daily attendance of an original district is credited to an acquiring district which was formed under Chapter 16 of Division 2 of this code and which acquiring district became effective for all purposes on or after July 1, 1953, the computation of allowances for such acquiring district under Section 7096 shall be made by the Superintendent of Public Instruction in accordance with the provisions of Section 7031.2 or 7031.3, whichever is applicable. It is the intent of the Legislature that the basic state aid and state equalization aid allowed to such acquiring district during the Fiscal Year 1953-54, and thereafter, shall be computed in the manner prescribed by this section.

Urgency

SEC. 4. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The reorganization of school districts and the formation of unified school districts comprising territory which is a part of other school districts has been jeopardized by reason of the doubt which exists as to the effect of the existing provision of law relating to the apportionments of state funds to reorganized school districts.

Unified school districts which are formed from territory lying entirely within an elementary school district or high school district are considered to be eligible to apportionments of state funds the first fiscal year of their existence together with the incentive allowances provided for reorganized school districts; whereas such districts which are formed from portions of existing school districts are not considered to be eligible for such incentive allowances. This lack of consistency has seriously affected the school district reorganization program in this

State which the Legislature has sought to encourage by allowing incentive allowances to reorganized school districts.

It is therefore necessary that this act take effect immediately in order to dispel the doubt regarding the apportionment of state funds to unified school districts formed under the provisions of Chapter 16 of Division 2 of the Education Code.

CHAPTER 49

An act to amend Section 2210.5 of the Streets and Highways Code, relating to county highways.

[Approved by Governor April 20, 1954 Filed with
Secretary of State April 20, 1954]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 2210.5 of the Streets and Highways Code is amended to read:

2210.5. The department shall pay the State's share for construction of county highways as provided in this chapter out of the money received in the State Highway Fund under Section 2108, and the money so paid shall be included in the computation of compliance with the requirements of Section 188. The funds made available by this section shall be apportioned for expenditure in the counties on the same formula as provided in paragraph (b) of Section 4 of the Federal-Aid Highway Act of 1944 for apportionment among the states; provided, however, that no county shall receive a total amount in excess of fifty thousand dollars (\$50,000) in any one year. None of the money made available by this section shall be expended on any highway, street, or road which is not a county highway, except as expressly otherwise provided in this chapter.

Payments may be made pursuant to this section with respect to work which was financed in part by federal-aid funds apportioned for the 1953-1954 Fiscal Year and for any fiscal year thereafter.

CHAPTER 50

An act to add Chapter 6 1, comprising Sections 60737.01 to 60737.08, inclusive, to Part 5, Division 3, Title 5 of the Government Code, relating to depositaries for community services districts and declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 20, 1954. Filed with
Secretary of State April 20, 1954]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Chapter 6 1, comprising Sections 60737.01 to 60737.08, inclusive, is added to Part 5, Division 3, Title 5 of the Government Code, to read:

CHAPTER 6.1. ALTERNATIVE DEPOSITORY OF DISTRICT MONEY

- Alternative provisions** 60737.01. The provisions of this chapter are alternative to those provided in Chapter 6 of this part.
- Depository designation** 60737.02. The board may by resolution designate a bank as depository of any or all of its funds. If such depository is not designated for all of its funds, it shall designate what funds are to be deposited with such depository. The county treasurer shall be the depository for all funds not so designated.
- Charges** 60737.03. The charges of any depository selected shall be a proper expense of the district.
- Finance officer** 60737.04. The board shall appoint a person who shall be known as finance officer, who shall serve at its pleasure. It shall fix the amount of his compensation. It shall fix the amount of and approve his bond. He may be a member of the board or his office may be consolidated with that of the secretary.
- Payment of bonds, salaries, etc** 60737.05. Bond principal and interest and salaries shall be paid when due. All other claims and demands shall be approved in writing or in open meeting by a majority of the members of the board and the general manager.
- Warrants** 60737.06. Warrants shall be drawn by the finance officer and signed by the president and secretary, or one of them and one member of the board.
- Auditing and accounting** 60737.07. The finance officer shall install and maintain a system of auditing and accounting that shall completely and at all times show the financial condition of the district.
- Reports** 60737.08. The finance officer shall make annual or earlier written reports to the board, as it shall determine, as to the receipts and disbursements and balances in the several accounts under his control. The report shall be signed by him and filed with the secretary.

Urgency SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are as follows:

The Community Services District Act was adopted to provide public services within rural areas within which there has been a rapid growth during the postwar years. Many of such communities are 75 or more miles away from the county seat and the funds of such districts, received from water, sewer, garbage, and other services are jeopardized by the difficulty of getting them securely deposited. Their frequency of collection is such that almost daily deposits are required to safely secure the district funds. In such cases, such a service can only be adequately provided by a bank in or within the adjacent vicinity of the district. In order to provide the necessary security of funds and facilitate the business of the districts, it is necessary that this act take effect immediately.

CHAPTER 51

An act to amend Section 73873 of the Government Code, relating to the number and compensation of the officers and attaches of the municipal court established in a district embracing the City of North Sacramento.

[Approved by Governor April 20, 1954. Filed with Secretary of State April 20, 1954]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 73873 of the Government Code is amended to read:

73873. The clerk may appoint:

(a) One deputy clerk, who shall receive a salary of two hundred seventy-five dollars (\$275) a month.

(b) Three deputy clerks, who shall receive a salary of two hundred fifty dollars (\$250) a month.

(c) Two deputy clerks, who shall receive a salary of two hundred forty dollars (\$240) a month.

CHAPTER 52

An act to amend Section 7702 of the Education Code, relating to state school building aid.

[Approved by Governor April 20, 1954. Filed with Secretary of State April 20, 1954]

In effect
July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 7702 of the Education Code is amended to read:

7702. As used in this chapter:

(a) "Board" means the State Allocation Board, created by Section 7 of the Construction and Employment Act as amended.

(b) "Director" means the Director of Education.

(c) "Project" means the purposes for which a school district has applied for an apportionment under this chapter.

(d) "Construction project" means the purposes for which a school district has applied for an apportionment at a given location.

(e) "Grade level maintained by a district" means (1) the kindergarten, if any, and grades 1 to 6, or grades 1 to 8, inclusive, maintained by an elementary school district or a unified school district; or (2) grades 7 to 12, grades 9 to 12, inclusive, or grades 7 to 10, inclusive, maintained by a high school district or unified school district; and (3) grades 13 and 14 maintained by a high school district, unified school district, or junior college district, but not more than one grade level

shall be claimed by any district under any one of the subdivisions of this paragraph.

(f) "Apportionment" means an apportionment made under this chapter unless the context otherwise requires.

CHAPTER 53

An act to add Sections 7154 and 7155 to the Education Code, relating to the education of pupils residing in one school district and attending in another, declaring the urgency thereof, to take effect immediately.

In effect
immediately

[Approved by Governor April 19, 1954 Filed with
Secretary of State April 20, 1954]

The people of the State of California do enact as follows:

SECTION 1. Section 7154 is added to the Education Code, to read:

Pupils of
acquiring
district

7154. Notwithstanding anything in this code to the contrary, if under Section 6907 average daily attendance of an original district is credited to an acquiring district on or after July 1, 1953, as a result of the unification or other reorganization of school districts, or the change of school district boundaries, and if the Superintendent of Public Instruction determines that the acquiring district does not have suitable quarters in which to maintain school for all the day pupils of the district, or that for other good and sufficient reasons the education of pupils in the acquiring district is not practical or in the best interests of such pupils, the governing board of the acquiring district shall contract with the governing board of another school district for the education of those pupils for whom suitable quarters are not available, or who should be educated in another district, as determined by the Superintendent of Public Instruction. No contract for the education of pupils under this paragraph shall be authorized subsequent to the close of the third fiscal year following that in which the acquiring district is formed or reorganized, or the boundaries of the district changed, for all purposes.

Such contract shall provide for the payment of tuition in such amount and in the manner as may be agreed upon by the governing board of the district of attendance and the governing board of the district of residence. The tuition agreed upon shall not be an amount in excess of the actual cost to the district of attendance for the education of such pupils, less federal funds apportioned or allocated to the district of attendance on account of such pupils, and shall be payable during the current school year of attendance.

Any contract for the education of pupils residing in a school district made by the governing board of the district in accordance with the provisions of this section shall be deemed for all purposes to be or have been the maintenance of a school within the boundaries of the district. The average daily attendance

of all pupils attending school in a district other than the district in which they reside, pursuant to such contract, shall be credited to the district of residence for apportionment purposes.

The provisions of this section shall apply to any contract made by governing boards of school districts pursuant to this section during the Fiscal Year 1953-54, and thereafter, and attendance of pupils under such a contract shall be credited in the manner prescribed by this section.

SEC. 2. Section 7155 is added to said code, to read:

7155. Notwithstanding anything in this code to the contrary, if under Section 6907 average daily attendance of an original district is credited to an acquiring district on or after July 1, 1953, as a result of the unification or other reorganization of school districts, or the change of boundaries, and if the Superintendent of Public Instruction determines that the original district does not have suitable quarters in which to maintain school for all the day pupils of the district, or that for other good and sufficient reasons the education of pupils in the original district is not practical or in the best interests of such pupils, the governing board of the original district shall contract with the governing board of the acquiring district for the education of those pupils for whom suitable quarters are not available, or who should be educated in another district, as determined by the Superintendent of Public Instruction. No contract for the education of pupils under this paragraph shall be authorized subsequent to the close of the third fiscal year following that in which the acquiring district is formed or reorganized, or the boundaries of the district changed, for all purposes.

Such contract shall provide for the payment of tuition in such amount and in the manner as may be agreed upon by the governing board of the district of attendance and the governing board of the district of residence. The tuition agreed upon shall not be an amount in excess of the actual cost to the district of attendance for the education of such pupils, less federal funds apportioned or allocated to the district of attendance on account of such pupils, and shall be payable during the current school year of attendance.

Any contract for the education of pupils residing in a school district made by the governing board of the district in accordance with the provisions of this section shall be deemed for all purposes to be or have been the maintenance of a school within the boundaries of the district. The average daily attendance of all pupils attending school in a district other than the district in which they reside, pursuant to such contract, shall be credited to the district of residence for apportionment purposes.

The provisions of this section shall apply to any contract made by governing boards of school districts pursuant to this section during the Fiscal Year 1953-54, and thereafter, and

attendance of pupils under such a contract shall be credited in the manner prescribed in this section.

Urgency

SEC. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Under the existing law when territory of a school district is excluded from one school district and included in another by change of school district boundaries, or by the unification or reorganization of school districts, and the average daily attendance of pupils residing in such territory exceeds 25 units, such average daily attendance is credited to the acquiring district for apportionment purposes and apportionments of the State School Fund on account of such average daily attendance is made to the acquiring district the next succeeding school year. This frequently results in apportionments of the State School Fund being credited to a school district which does not have adequate facilities to educate the pupils of the district and are thus compelled to enter into interdistrict attendance agreements with other school districts in order to provide education for the pupils of the district.

In order to provide means whereby newly formed or reorganized school districts, or districts whose boundaries have been changed, can contract and pay for the education of pupils who reside in such districts on a current basis, it is necessary that this act take effect immediately.

CHAPTER 54

An act to amend Section 25602 of the Corporations Code, relating to advertisement of government securities, declaring the urgency of this act, to take effect immediately.

In effect
immediately

[Approved by Governor April 20, 1954 Filed with
Secretary of State April 20, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 25602 of the Corporations Code is amended to read:

25602. No company, broker, agent, or other person shall use any advertisement concerning any security sold or offered for sale by it unless a true copy of the advertisement has been first filed in the office of the commissioner at least one day prior to the use; except that the filing of a copy of such an advertisement pursuant to this section is not required in any case in which the commissioner has authorized or consented to the use of the advertisement, or in the case of any advertisement concerning only securities issued or guaranteed by the United States of America, or any territory or insular possession thereof, or by the District of Columbia, or by any

state, territory, county, municipality, or taxing district therein.

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The serious drought conditions now prevailing in this State make it imperative that public districts be enabled to finance, without unnecessary impediments and delay, the acquisition and construction of works necessary for the safeguarding of the health and safety of the people of the State. The financing of such works through the issuance of bonds has been needlessly impeded by the requirement that advertisements of such bonds be filed and submitted for approval as in the case of the securities of private corporations, which requirement has the effect of deterring bidders from purchasing such public bonds.

CHAPTER 55

An act to add Section 39 to Chapter 47 of the Statutes of 1944, Fourth Extraordinary Session, relating to postwar public works programs, making an appropriation to be allocated to cities incorporated on or after November 30, 1953, and before April 21, 1954, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 20, 1954. Filed with Secretary of State April 20, 1954.]

In effect immediately

The people of the State of California do enact as follows:

SECTION 1. Section 39 is added to the act cited in the title hereof, to read:

Sec. 39. The sum of one hundred eleven thousand dollars (\$111,000) is hereby appropriated out of any money in the Postwar Unemployment and Construction Fund not otherwise appropriated to be expended in carrying out the provisions of this section in making allocations to cities incorporated on and after November 30, 1953, and before April 21, 1954.

Cities incorporated on or after November 30, 1953, and before March 1, 1954, may apply for an allocation in an aggregate amount not to exceed twenty-six thousand dollars (\$26,000) from the appropriation made by this section for expenditure within such cities for the purpose of defraying the State's share of the cost of plans, sites, and rights of way. The amount to be allocated to each such city applying shall be apportioned to such city in the proportion that its population bears to the total population of all cities in the State incorporated on or after November 30, 1953, and before March 1, 1954. In the case of a city incorporated subsequent to the date of official publication of the 1950 Federal Decennial Census the popula-

Appropriation

Allocations
Cities
Incorporated
between
Nov 30,
1953, and
Mar 1, 1954

tion shall be as ascertained and determined by the county board of supervisors in the proceedings for incorporation, or in the absence of such determination, as set forth in the petition for incorporation filed with the board of supervisors.

Cities
incorporated
between Mar
1, 1954, and
Apr 21,
1954

Cities incorporated on or after March 1, 1954, and before April 21, 1954, may apply for an allocation in an aggregate amount not to exceed eighty-five thousand dollars (\$85,000) from the appropriation made by this section for expenditure within such cities for the purpose of defraying the State's share of the cost of plans, sites, and rights of way. The amount to be allocated to each such city applying shall be apportioned to such city in the proportion that its population bears to the total population of all cities in the State incorporated on or after March 1, 1954 and before April 21, 1954. In the case of a city incorporated subsequent to the date of official publication of the 1950 Federal Decennial Census the population shall be as ascertained and determined by the county board of supervisors in the proceedings for incorporation, or in the absence of such determination, as set forth in the petition for incorporation filed with the board of supervisors.

Urgency

Sec. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The newly incorporated cities which will be benefited by this act are in urgent need of public health and sanitation facilities. In order that such facilities may be provided at the earliest possible time and thus lessen any possible threat to the public health and safety of the people of the State and in furtherance of the purpose of the act amended hereby it is necessary that this act take effect immediately.

CHAPTER 56

An act to add Sections 47, 48, and 49 to the Construction and Employment Act (Statutes of 1946 [First Extraordinary] Session, Chapter 20), relating to the allocation of funds to cities, making an appropriation therefor and declaring the urgency thereof, to take effect immediately.

In effect
immediately

[Approved by Governor April 20, 1954 Filed with
Secretary of State April 20, 1954]

The people of the State of California do enact as follows:

SECTION 1. Section 47 is added to the Construction and Employment Act, to read:

Allocations
Cities
incorporated
between Nov
30, 1953,
and Mar
1, 1954

Sec. 47. Cities incorporated on or after November 30, 1953, and before March 1, 1954, may apply for an allocation in an aggregate amount not to exceed one hundred sixty-six thousand dollars (\$166,000) from the appropriation made in

Section 49 for expenditure within such cities for the purpose of defraying the State's share of the cost of the construction of projects. The amount to be allocated to each such city applying shall be apportioned to such city in the proportion that its total population bears to the total population of all cities in the State incorporated on or after November 30, 1953, and before March 1, 1954. In the case of a city incorporated subsequent to the date of official publication of the 1950 Federal Decennial Census the population shall be as ascertained and determined by the county board of supervisors in the proceedings for incorporation, or in the absence of such determination, as set forth in the petition for incorporation filed with the board of supervisors.

SEC. 2. Section 48 is added to said act, to read:

Sec. 48. Cities incorporated on or after March 1, 1954, and before April 21, 1954, may apply for an allocation from the appropriation made in Section 49 for expenditure within such cities for the purpose of defraying the State's share of the cost of construction of projects. The amount to be allocated to each such city applying shall be apportioned to such city in the proportion that its total population bears to the total population of all cities in the State incorporated on or after March 1, 1954, and before April 21, 1954. In the case of a city incorporated subsequent to the date of official publication of the 1950 Federal Decennial Census the population shall be as ascertained and determined by the county board of supervisors in the proceedings for incorporation, or in the absence of such determination as set forth in the petition for incorporation filed with the board of supervisors. The aggregate amount of the allocation made pursuant to this section shall not exceed four hundred ten thousand dollars (\$410,000), or so much thereof as may be available after deducting the allocation authorized by Section 47 from the funds now or hereafter available for the appropriation made by Section 49, whichever is the lesser amount. Within the meaning of this section funds shall be deemed to be available for the appropriation made by Section 49 only to the extent that the amount in the fund from which the appropriation is made exceeds the aggregate unexpended balances of all other appropriations made from such fund by any act or acts passed at the 1954 First Extraordinary Session of the Legislature, the 1953 Regular Session thereof, and prior thereto.

Cities incorporated between Mar 1, 1954, and Apr 21, 1954

SEC. 3. Section 49 is added to said act, to read:

Sec. 49. The sum of five hundred seventy-six thousand dollars (\$576,000) is hereby appropriated out of any money in the Postwar Unemployment and Construction Fund not otherwise appropriated to be expended in carrying out the provisions of Sections 47 and 48 of this act in making allocations to cities incorporated on or after November 30, 1953, and before April 21, 1954.

Appropriation

SEC. 4. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety

Urgency

within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The newly incorporated cities which will be benefited by this act are in urgent need of public health and sanitation facilities. In order that such facilities may be provided at the earliest possible time and thus lessen any possible threat to the public health and safety of the people of the State and in furtherance of the purpose of the act amended hereby it is necessary that this act take effect immediately.

CHAPTER 57

An act to amend Section 53021 of the Government Code, relating to emergency expenditures and services by local agencies, declaring the urgency thereof, to take effect immediately.

In effect
immediately

[Approved by Governor April 20, 1954. Filed with
Secretary of State April 20, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 53021 of the Government Code is amended to read:

53021. Services performed or expenditures made by a local agency within or without its territorial limits are conclusively deemed for the direct protection and benefit of its inhabitants and property if made or performed for:

(a) A national or local emergency created by military attack or sabotage.

(b) Providing adequate national or local defense.

(c) An emergency created by great public calamity such as extraordinary fire, flood, storm, epidemic, earthquake, or other disaster.

Notwithstanding budget limitations and restrictions imposed by law, except limitations imposed by the Constitution, all such services performed or expenditures made are payable from any funds of the public agency rendering the services or making the expenditure upon the adoption of a resolution by the governing body of that agency determining that the services were performed or the expenditures were made in connection with such an emergency and designating the fund or funds from which the obligation is to be paid.

SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Due to recent flood damage to property in Southern California, it is essential that legal machinery be provided by which local agencies may assist each other in such emergencies and make expenditures from funds under their control for

such purpose, notwithstanding any budgetary limitations or restrictions other than those imposed by the Constitution. Inasmuch as this area is in imminent peril of being subjected to further floods it is necessary that this act take effect immediately.

CHAPTER 58

An act to add Section 116 to an initiative act entitled "An act to amend an act entitled 'An act for the certification of land titles and the simplification of the transfer of real estate,' approved March 17, 1897," approved by the electors November 3, 1914, relating to the powers of the Legislature with respect to said act, to provide for the submission of said amendment to the electors, in accordance with Section 1b of Article IV of the Constitution of California, at the general election on November 2, 1954, declaring the urgency of this act, to take effect immediately.

[Approved by Governor April 20, 1954 Filed with
Secretary of State April 20, 1954]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Section 116 is added to the act cited in the title hereof, to read:

SEC. 116. The Legislature may amend or repeal all or any part of this act at any time. Torrens Act
Legislative
power

SEC. 2. Section 1 of this act shall take effect when submitted to and approved by the electors. Effective
date

SEC. 3. The amendment made by this act shall be submitted to the electors at the general election on November 2, 1954. Except as otherwise provided in this act, the provisions of law applicable to the submission of constitutional amendments proposed by the Legislature shall apply to the submission of said amendment. Submission
to electors

SEC. 4. Immediately after the effective date of this act, the Secretary of State shall transmit a copy of this act to the Attorney General, together with a request that a ballot title for the measure be prepared. At the same time, the Secretary of State shall also transmit a copy of the act to the Legislative Counsel, together with a request that the analysis provided for in Section 1509.7 of the Elections Code be prepared. Within 10 days thereafter the ballot title and the analysis shall be transmitted to the Secretary of State. Ballot title

SEC. 5. Immediately after the effective date of this act, the Speaker of the Assembly shall appoint the author of this act and one other Member of the Assembly who voted for said act on final passage in the Assembly to write an argument in favor of the proposition submitted pursuant to this act. The Speaker of the Assembly shall also appoint one of the Members of the Assembly who voted against this act on its final passage in the Assembly to write an argument against said proposition. If there was no negative vote in the Assembly on the final passage Ballot
arguments

of this act, the Speaker may appoint some other person to write an argument against the proposition. Each such argument shall consist of not more than 500 words and shall be filed with the Secretary of State within 30 days after the effective date of this act.

Printing SEC. 6. There shall be printed in the ballot pamphlet for the 1954 General Election the ballot title, analysis, and arguments for and against the proposition submitted pursuant to this act, but this act shall not be printed in full in the ballot pamphlet but in lieu thereof Section 1 of this act shall be so printed. On the ballot at said election the proposition submitted pursuant to this act shall be designated by its ballot title.

Urgency SEC. 7. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The law commonly known as the Torrens Land Title Registration Law or the Torrens Act was originally enacted by the Legislature in 1897 and was extensively amended by the initiative in 1914. The initiative act contains no provision authorizing the Legislature to make any changes in it and the only way in which it may be amended is through the cumbersome process of submitting the amendment to the voters of the State. The Torrens Act provides for a system of registration of land titles which has proved to be unsatisfactory. The "Assurance Fund" established by it has been insolvent for years and the insurance features of the act serve only as a trap to the unwary. The matter of land titles is of extreme importance to the people of this State and, particularly, when the State is experiencing a great influx of population, the security of land titles is of paramount importance. The existence of a dual system of evidencing title to land is confusing and the Torrens titles system needs to be correlated into the recordation system. This correlation can best be effected by the Legislature and this act authorizes the Legislature to do so. In order that the present dual system may be eliminated as soon as possible it is necessary that this act take effect immediately in order that the process of submitting the amendment of the Torrens Act to the people at the 1954 general election may proceed in orderly fashion.

CHAPTER 59

An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined.

In effect
July 1, 1954

[Approved by Governor April 20, 1954 Filed with
Secretary of State April 20, 1954]

The people of the State of California do enact as follows:

SECTION 1. The following terms shall have the following meanings herein:

(a) The term "public body" means counties, cities and ^{"Public body"} counties, and cities, and the following districts and authorities:

Air pollution control districts
Airport districts
Assessment districts
Bridge and highway districts
Cemetery districts
Citrous pest control districts
Community service districts
Conservancy districts
County fire protection districts
County maintenance districts
County power pumping districts
County sanitation districts
County sewerage and water districts
County water authorities
County water districts
County waterworks districts
Drainage districts
Fire protection districts
Flood control districts
Garbage and refuse disposal districts
Garbage disposal districts
Harbor districts
Harbor improvement districts
Highway districts
Highway lighting districts
Horticultural protection districts
Horticultural development districts
Irrigation district distribution districts
Irrigation district improvement districts
Irrigation districts
Joint harbor improvement districts
Joint highway districts
Joint municipal sewage disposal districts
Junior college districts
Levee districts
Library districts
Local health districts
Local hospital districts
Metropolitan water districts
Mosquito abatement districts
Municipal improvement assessment districts
Municipal port districts
Municipal sewer districts
Municipal utility districts
Municipal water district improvement districts
Municipal water districts of any kind
Parking authorities
Parking districts
Park, recreation and parkway districts
Permanent road divisions

Pest abatement districts
 Port districts
 Public cemetery districts
 Public utility districts
 Reclamation districts
 Recreational harbor districts
 Recreation, park and parkway districts
 Regional park districts
 River port districts
 Road districts
 Sanitary districts
 School districts of any kind or class
 Separation of grade districts
 Sewer maintenance districts
 Soil conservation districts
 Storm water districts
 Unified air pollution control districts
 Vehicle parking districts
 Veterans' memorial districts
 Water conservation districts
 Water districts
 Water storage districts
 Weed abatement districts
 Zones of flood control districts

The term "public body" and the plural thereof, as used in this act, shall include only those entities which are specifically enumerated in this section.

"Bonds"

(b) The term "bonds" means all instruments evidencing an indebtedness of a public body incurred or to be incurred for any public purpose, and all instruments evidencing the borrowing of money in anticipation of taxes, revenues or other income of such body, and all instruments payable from revenues or special funds of such public bodies, and all instruments funding or refunding any thereof or any indebtedness.

Validation,
Organization,
etc

SEC. 2. All public bodies heretofore organized or existing under, or under color of, any law are hereby declared to have been legally organized and to be legally functioning as such public body. Every such public body shall have all the rights, powers, and privileges, and be subject to all the duties and obligations of such a public body regularly formed pursuant to law.

Boundaries

SEC. 3. The boundaries of every public body as heretofore established, defined, or recorded, or as heretofore actually shown on maps or plats used by the assessor, are hereby confirmed, validated, and declared legally established.

Annexation

SEC. 4. All acts and proceedings heretofore taken by any public body under any law, or under color of any law, for the annexation or inclusion of territory into any such public body or for the annexation of any such public body to any other such public body are hereby confirmed, validated, and declared legally effective. This shall include all acts and proceedings of the governing board of such public body and of any person,

public officer, board or agency heretofore done or taken upon the question of the annexation or inclusion of such territory.

SEC. 5. All acts and proceedings heretofore taken by or on behalf of any public body under any law, or under color of any law, for the authorization, issuance, sale, or exchange of bonds of any such public body for any public purpose are hereby confirmed, validated, and declared legally effective. This shall include all acts and proceedings of the governing board of such public body and of any person, public officer, board or agency heretofore done or taken upon the question of the authorization, issuance, sale, or exchange of such bonds. Bonds

All bonds of any public body heretofore issued shall be, in the form and manner in which issued and delivered, the legal, valid and binding obligations of the public body. All such bonds heretofore authorized to be issued and hereafter issued and delivered in accordance with such authorization shall be the legal, valid and binding obligations of the public body. Whenever an election has heretofore been called for the purpose of submitting to the voters of any public body the question of issuing bonds for any public purpose, such bonds, if hereafter authorized by the required vote and in accordance with the proceedings heretofore taken, and issued and delivered in accordance with such authorization, shall be the legal, valid and binding obligations of the public body.

SEC. 6. (a) This act shall operate to supply such legislative authorization as may be necessary to validate any such acts and proceedings heretofore taken which the Legislature could have supplied or provided for in the law under which such acts or proceedings were taken. Operative effect

(b) This act shall be limited to the validation of acts and proceedings to the extent to which the same can be effectuated under the State and Federal Constitutions. Limitations

(c) Nothing contained herein shall be construed to render the creation of any city or district, or any change in the boundaries of any city or district, effective for purposes of assessment or taxation unless the statement, together with the map or plat, required to be filed under Sections 54900 to 54904, inclusive, of the Government Code, is filed within the time and substantially in the manner required by said sections, except the statements, together with maps or plats filed for community services districts and county water districts on or before March 15, 1954, are hereby confirmed, validated and declared as legally effective for all purposes as though filed on or before February 1, 1954.

(d) This act shall not operate to confirm, validate, or legalize any act, proceeding, or other matter the legality of which is being contested or inquired into in any legal proceeding now pending and undetermined or which may be pending and undetermined during the period of 30 days from and after the effective date of this act, and shall not operate to confirm, validate, or legalize any act, proceeding, or other matter which has heretofore been determined in any legal proceeding to be

illegal, void or ineffective, or to confirm, validate or legalize the organization of, or any proceedings for the organization of, any municipal corporation, when any part of the area of such municipal corporation within the boundaries thereof described in the resolution or order of the board of supervisors defining and establishing the boundaries of the proposed municipal corporation has been held by any court to be a part of another municipal corporation or has, directly or indirectly, been held illegally included within such boundaries of the proposed municipal corporation as described in said resolution or order of the board of supervisors or in the notice of election on the incorporation of the proposed municipal corporation.

(e) This act shall not operate to confirm, validate, or legalize a contract between any district and the United States.

Definitions

SEC. 7. As used in this act, the word "now" means the date this act takes effect; the word "heretofore" means any time prior to such effective date; and the word "hereafter" means any time subsequent to such effective date.

Short title

SEC. 8. This act may be cited as the Second Validating Act of 1954.

CHAPTER 60

An act to amend Section 18600 of the Health and Safety Code, relating to auto and trailer parks.

In effect
July 1, 1954

[Approved by Governor April 20, 1954. Filed with
Secretary of State April 20, 1954.]

The people of the State of California do enact as follows:

SECTION 1. Section 18600 of the Health and Safety Code is amended to read:

18600. It shall be unlawful for any person in an auto and trailer park to use, or cause or permit to be used, for occupancy:

(a) Any trailer coach from which any tire or wheel has been removed therefrom, except for the purpose of making temporary repairs or placing it in dead storage.

(b) Any trailer coach to which are attached any rigid water, gas or sewer pipes; provided, however, that metal tubing not to exceed one-half inch inside diameter may be used for water and gas.

(c) Any trailer coach which is permanently attached with underpinning or foundation to the ground.

(d) Any trailer coach which does not conform to the requirements of the California State Vehicle Code governing the use of trailers on public highways.

(e) Any trailer coach which does not carry a current yearly license issued by any state or foreign state motor vehicle department.

(f) Any trailer coach in an insanitary condition.

(g) Any trailer coach which is structurally unsound and does not protect its habitants against the elements.

(h) Any trailer coach to which there is attached or established less than six feet adjacent thereto any awning, portable, demountable, or permanent cabana, building or windbreak, unless constructed in conformity with the rules and regulations of the Division of Housing as set forth in rules and regulations of the said division for such use, and the said division is hereby empowered to draft and enforce such rules and regulations. Such rules and regulations shall provide for the construction of awnings, cabanas, buildings, and windbreaks in a substantial and workmanlike manner and in accordance with recognized standards for such types of structures within auto and trailer parks which are consistent with the health and safety of the occupants therein and reasonably consistent with the construction standards contained in this part. The provisions of Section 18625.5 of this code shall not apply to any awning, cabana, building or windbreak regulated by this subdivision.

CHAPTER 61

An act to amend Section 6910 of, and to add Section 6917 to, the Health and Safety Code, relating to sanitary districts, declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 20, 1954 Filed with
Secretary of State April 20, 1954]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Section 6910 of the Health and Safety Code is amended to read:

6910. When a portion of a district has been included within a city by annexation, incorporation, or otherwise the portion so included may be excluded from the district in the manner hereinafter set forth in this chapter, when all of the following conditions exist.

(a) The district has no bonded indebtedness.

(b) There are no other obligations of the district which the portion to be excluded should justly share.

(c) The exclusion will not interfere with the operation of the sewerage system in the balance of the district.

SEC. 2. Section 6917 is added to the Health and Safety Code, to read:

6917. This section provides an alternative procedure for the exclusion of any portion of territory within a district. Any portion of a district which is not substantially and directly benefited by being in the district, or by its continued inclusion therein, may be excluded from the district by order of the board of supervisors upon receipt of the verified petition of the owners in fee of land within that portion of the district,

Alternative
exclusion
procedure

which has an assessed value with improvements in excess of one-half of the assessed value of all the privately owned land and improvements in the portion of the district proposed to be excluded.

The contents of the petition, the filing thereof, and the notice of hearing thereon, shall be as provided in Sections 58231 to 58236, inclusive, of the Government Code. If, upon the hearing, the board of supervisors determines that it is for the best interests of the district that all or any part of the portion of the district proposed to be excluded, be excluded from the district, or if it determines that all or part of such portion will not be benefited by continued inclusion in the district, the board of supervisors shall make an order that all or part of such portion be excluded from the district. The order shall describe specifically the land excluded.

Obligations
of excluded
portion

Any portion of a district which is excluded from the district pursuant to this section shall, nevertheless, be subject to taxation and be otherwise chargeable for the payment and discharge of all of the obligations of the district outstanding at the time of the filing of the petition for exclusion of the area, as fully as though that portion had not been withdrawn.

Urgency

SEC. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The territories of certain sanitary districts are included within the territories of incorporated cities which has resulted in double taxation upon property owners within such territories. Furthermore, there are territories included in various sanitary districts which are presently both within and without incorporated cities and which are most seriously in need of better sewerage facilities. However, they are not substantially and directly benefited by being in these districts and will not be able to have the necessary improved sewerage systems as long as they remain in such districts. In order to avoid such double taxation in the 1955-1956 Fiscal Year by authorizing the exclusion of the sanitary district territories from the city territories and in order to permit certain territories not substantially and directly benefited by being in these districts to obtain an adequate sewage disposal system it is necessary that this act have immediate effect.

CHAPTER 62

An act to repeal Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17, and to add Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, and 40 to the Lake County Flood Control and Water Conservation

District Act (Chapter 1544 of the Statutes of 1951), relating to flood control and water conservation, declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 20, 1954 Filed with
Secretary of State April 20, 1954]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Section 2 of the Lake County Flood Control and Water Conservation District Act is repealed. Repeal

SEC. 2. Section 2 is added to said act, to read:

Sec. 2. As used in this act "district" means the Lake County Flood Control and Water Conservation District. "District"

SEC. 3. Section 3 of said act is repealed. Repeal

SEC. 4. Section 3 is added to said act, to read:

Sec. 3. The board of supervisors of the district created by this act, by resolution thereof adopted from time to time, may establish zones within said district without reference to the boundaries of other zones, setting forth in such resolutions descriptions thereof by metes and bounds and entitling each of such zones by a zone number, and institute zone projects for the specific benefit of such zones. Such zones shall, as far as practicable, include complete watersheds. Establishment of zones

Proceedings for the establishment of such zones may be conducted concurrently with and as a part of proceedings for the instituting of projects relating to such zones, which proceedings shall be taken and had in the manner prescribed in Section 12 of this act; provided, that before acquiring authority to proceed with the establishment of any zone the exterior boundaries of which will include any land lying within the exterior boundaries of any chartered or incorporated city within the district, the board of supervisors shall first obtain the concurrence of such city to conduct such proceedings, such concurrence to be evidenced by a resolution or ordinance adopted by a majority of the members of the city council of such city, or by a vote of a majority of the qualified electors residing in such city or portion thereof to be included in said zone voting at any regular or special election on said proposition; said election shall in all particulars be held as provided by law for holding a municipal election in said city and the cost thereof shall be a city charge.

SEC. 5. Section 4 of said act is repealed. Repeal

SEC. 6. Section 4 is added to said act, to read:

Sec. 4. The objects and purposes of this act are to provide for the control of the flood and storm waters of said district and the flood and storm waters of streams that have their source outside of said district, but which streams and the floodwaters thereof flow into said district, and protect from such flood or storm waters the watercourses, watersheds, harbors, public highways, life and property in said district. Objects and purposes

SEC. 7. Section 5 of said act is repealed. Repeal

SEC. 8. Section 5 is added to said act, to read:

Powers of
district

Sec. 5. The district is hereby declared to be a body corporate and politic and as such shall have, in addition to the other powers vested in it by this act, the following powers:

Succession

1. To have perpetual succession.

Suits

2. To sue and be sued in the name of said district.

Seal

3. To adopt a seal.

Acquisition
of property

4. To acquire by grant, purchase, lease, gift, devise, contract, condemnation, construction, or otherwise, and to hold, use, enjoy, sell, let, and dispose of real and personal property of every kind, including lands, structures, buildings, rights of way, easements, and privileges, and to construct, maintain, alter and operate any and all works or improvements, within or without the district, necessary or proper to carry out any of the objects or purposes of this act and convenient to the full exercise of its powers, and to complete, extend, add to, alter, remove, repair or otherwise improve any works, or improvements, or property acquired by it as authorized by this act.

Flood and
storm
waters

5. To control the flood and storm waters of said district and the flood and storm waters of streams that have their sources outside of said district, but which streams and the floodwaters thereof, flow into said district, and protect from damage from such flood or storm waters the watercourses, watersheds, harbors, public highways, life and property in said district, and the watercourses outside of the district of streams flowing into the district; provided further, that none of the provisions of this act shall preclude the exercise by any other political subdivision that may now or hereafter exist, wholly or in part, within the district from exercising its powers, although such powers may be of the same nature as the powers of said district.

Joint use

Any such other political subdivision may, by written agreement with the district, provide for the use, or joint use, of property or facilities in which any such other political subdivision has an interest, or for the use, or joint use, of property or facilities in which said district has an interest.

Cooperation

6. To cooperate and to act in conjunction with the State of California or any of its engineers, officers, boards, commissions, departments or agencies, or with any public or private corporation, or with the County of Lake or adjacent counties, in the construction of any work for the controlling of flood or storm waters of or flowing into said district, or for the protection of life or property therein.

Investiga-
tions, etc

7. To carry on technical and other investigations of all kinds, make measurements, collect data and make analyses, studies, and inspections pertaining to control of floods both within and without said district, and for such purposes said district shall have the right of access through its authorized representatives to all properties within said district. The district, through its authorized representatives may enter upon such lands and make examinations, surveys, and maps thereof and such entry shall constitute no cause of action in favor of the owners of such land, except for injuries resulting from negligence, wantonness, or malice.

8. To enter upon any land, to make surveys and locate the necessary works of improvement and the lines for channels, conduits, canals, pipelines, roadways and other rights of way; to acquire by purchase, lease, contract, condemnation, gift, devise, or other legal means all lands and other property necessary or convenient for the construction, use, supply, maintenance, repair and improvement of said works, to enter into and do any acts necessary or proper for the performance of any agreement with the United States, or any state, county, district of any kind, public or private corporation, association, firm or individual, or any number of them, for the joint acquisition, construction, leasing, ownership, disposition, use, management, maintenance, repair or operation of any rights, works or other property of a kind which might be lawfully acquired or owned by the district.

9. To incur indebtedness and to issue bonds in the manner herein provided.

10. To cause taxes or assessments to be levied and collected for the purpose of paying any obligation of the district, and to carry out any of the purposes of this act, in the manner hereinafter provided.

11. To make contracts, and to employ labor, and to do all acts necessary for the full exercise of all powers vested in said district or any of the officers thereof by this act.

12. To exercise the right of eminent domain, either within or without said district, and in the manner provided by law for the condemnation of private property for public use, to take any property necessary to carry out any of the objects or purposes of this act, whether such property be already devoted to any public use by any district or other public corporation, or agency, or otherwise; provided, however, that the district in exercising such power shall in addition to the damage for the taking, injury, or destruction of property, also pay the cost of removal, reconstruction, or relocation of any structure, railways, mains, pipes, conduits, wires, cable, poles, of any public utility which is required to be moved to a new location; and provided further, that notwithstanding any other provision of this act or any other law, no property shall be taken unless it is taken upon a finding by a court of competent jurisdiction that the taking is for a more necessary public use than that to which it has already been appropriated. The district shall also have and may exercise the right to condemn any existing works or improvements in said district or along streams flowing into said district now or hereafter used to control flood or storm waters, or to protect any property in said district or along streams flowing into said district from damage from such flood or storm waters, and it is hereby declared that the use of the property, lands, rights of way, easements, or materials which may be condemned, taken or appropriated under the provision of this act is a public use subject to the regulation and control of the State in the manner prescribed by law.

The power of eminent domain vested in the district shall include the power to condemn in the name of the district either the fee simple or any lesser estate, easement, or interest in any real property which the board of supervisors of the district by resolution shall determine is necessary for carrying out the purposes of this act. Such resolution shall be prima facie evidence that the taking of such fee simple or any lesser estate or easement or interest as the case may be, is necessary.

Whenever real property which is devoted to or held for some other public or quasi-public use is required by the district for any purpose authorized by this act, the district may condemn real property adjacent thereto or in the immediate vicinity thereof to be exchanged for the real property so required by the district.

Nothing in this act contained shall be construed as in any way affecting the plenary power of any existing city and county or municipal utility district to provide for a water supply for such city and county or municipal utility district, or as affecting the absolute control of any properties of such city and county or municipal utility district necessary for such water supply and nothing herein contained shall be construed as vesting any power of control over such properties in such Lake County Flood Control and Water Conservation District or in any officer thereof, or in any person referred to in this act.

Repeal

SEC. 9. Section 6 of said act is repealed.

SEC. 10. Section 6 is added to said act, to read:

District
board

Sec. 6. The Board of Supervisors of Lake County shall be and is hereby designated as, and empowered to act as, ex officio the Board of Supervisors of the Lake County Flood Control and Water Conservation District. As used elsewhere in this act the terms "board" and "board of supervisors" mean the Board of Supervisors of the Lake County Flood Control and Water Conservation District.

Each member of the board of supervisors of the district shall receive his actual and necessary expenses in the performance of official duties under this act, payable from the funds of said district in addition to his salary as county supervisor.

All ordinances, resolutions and other legislative acts for said district shall be adopted by said board of supervisors, and certified to, recorded and published, in the same manner, except as herein otherwise expressly provided, as are ordinances, resolutions or other legislative acts for the County of Lake.

Repeal

SEC. 11. Section 7 of said act is repealed.

SEC. 12. Section 7 is added to said act, to read:

Commission

Sec. 7. The board shall appoint a commission consisting of nine (9) members, six (6) of whom shall be freeholders of the unincorporated territory of the County of Lake. The board may delegate any or all of its powers to the commission. The board may by ordinance provide for compensation for services and payment of the actual necessary expenses incurred by said

members in the performance of official duties under this act, payable from the funds of the district. Members of the commission shall serve at the pleasure of the board.

SEC. 13. Section 8 of said act is repealed.

Repeal

SEC. 14. Section 8 is added to said act, to read:

Sec. 8 The District Attorney, County Surveyor, County Assessor, County Tax Collector, County Clerk, County Auditor, Purchasing Agent and County Treasurer of the County of Lake, and their successors in office, and all their assistants, deputies, clerks and employees, and all other officers of said Lake County, their assistants, deputies, clerks and employees, shall be ex officio officers, assistants, deputies, clerks and employees, respectively, of the district, and shall respectively perform, unless otherwise provided by the board, the same various duties for the district as for said Lake County, in order to carry out the provisions of this act.

Ex officio
officers, etc

All such officers, deputies, clerks and employees shall receive their actual necessary expenses in the performance of official duties under this act payable from the funds of the district.

SEC. 15. Section 9 of said act is repealed.

Repeal

SEC. 16. Section 9 is added to said act, to read:

Sec. 9. The board shall have power to make and enforce all needful rules and regulations for the administration and government of the district, and in addition to the officers and employees herein otherwise prescribed, the board may in its discretion appoint a chairman, a secretary and such other officers, agents and employees for the board or district as in its judgment may be deemed necessary, prescribe their duties and fix their compensation.

Powers of
board
Adminis-
tration

SEC. 17. Section 10 of said act is repealed.

Repeal

SEC. 18. Section 10 is added to said act, to read:

Sec. 10. The board shall have jurisdiction and power by resolution to employ competent registered civil engineers to investigate and carefully devise a plan or plans to control the flood and storm waters of the district, and the zones thereof, and the flood and storm waters of streams that have their sources outside of said district but which streams and the floodwaters thereof flow into said district, and to protect the public highways, life and property within the district, and the watercourses, harbors, and watersheds of streams flowing into the district, from damage relating to such waters; and to obtain such other information in regard thereto as may be deemed necessary or useful for carrying out the purposes of this act; and such resolution may direct such engineer or engineers to make and file reports from time to time with the board, which shall show:

Employment
of engineers,
reports

1. A general description of the work proposed to be done, together with general plans, profiles, cross sections, and general specifications relating thereto, on each project or work of improvement.

2. A general description of the lands, rights of way, easements and property proposed to be taken, acquired or injured in carrying out said work.

3. A map or maps which shall show the location and zones, as may be required, of each of said projects or improvements, and lands, rights of way, easements and property to be taken, acquired or injured in carrying out said work, and any other information in regard to the same that may be deemed necessary or useful.

4. An estimate of the cost of each project or work of improvement, including an estimate of the cost of lands, rights of way, easements and property proposed to be taken, acquired or injured in carrying out said project or work of improvement, and also of all incidental expenses incurred or likely to be incurred in connection therewith, including legal, clerical, engineering, superintendence, inspection, printing and advertising, and stating the total amount of bonds, if any, necessary to be issued to pay for the same.

Such engineer or engineers shall from time to time and as directed by the board file with the board supplementary, amendatory and additional reports and recommendations, as necessity and convenience may require.

Repeal SEC. 19. Section 11 of said act is repealed.

SEC. 20. Section 11 is added to said act, to read:

Projects SEC. 11. The board shall determine which projects or works of improvement shall be carried out and shall determine, as to each project or work of improvement, that it is either:

1. For the common benefit of the district as a whole; or

2. For the benefit of two or more zones hereinafter referred to as participating zones; or

3. For the benefit of a single zone.

Repeal SEC. 21. Section 12 of said act is repealed.

SEC. 22. Section 12 is added to said act, to read:

Zone projects SEC. 12. The board may institute projects for single zones and joint projects for two or more zones, for the financing, constructing, maintaining, operating, extending, repairing or otherwise improving any work or improvement of common benefit to such zone or participating zones. For the purpose of acquiring authority to proceed with any such project, the board shall adopt a resolution specifying its intention to undertake such project, together with the engineering estimates of the cost of same to be borne by the particular zone and in the case of participating zones the proportionate cost to be borne by each of the participating zones and fixing a time and place for public hearing of said resolution and which shall refer to a map or maps showing the general location and general construction of said project. Notice of such hearing shall be given by publication once a week for two consecutive weeks prior to said hearing, the last publication of which notice must be at least seven (7) days before said hearing, in a newspaper of general circulation, circulated in such zone or each of

said participating zones, if there be such newspaper, and if there be no such newspaper then by posting notice for two consecutive weeks prior to said hearing in five public places designated by the board, in such zone or in each of said participating zones. Said notice must designate a public place in such zone or in each of said participating zones where a copy or copies of the map or maps of said joint project may be seen by any interested person, said map must be posted in each of said public places so designated in said notice at least two weeks prior to said hearing.

At the time and place fixed for the hearing, or at any time to which said hearing may be continued; the board shall consider all written and oral objections to the proposed project. Upon the conclusion of the hearing the board may abandon the proposed project or proceed with the same, unless prior to the conclusion of said hearing a written protest against the proposed project signed by a majority in number of the holders of title to real property, or assessable rights therein, or evidence of title thereto, representing one-half or more of the assessed valuation of the real property within such zone or within any of the participating zones for which said project was initiated, be filed with the board, in which event further proceedings relating to such project must be suspended for not less than six months following the date of the conclusion of said hearing, or said proceeding may be abandoned in the discretion of the board.

In all matters in this section referred to, the last equalized assessment roll of the County of Lake next preceding the filing of the protest shall be prima facie evidence as to the ownership of real property, the names and number of the persons who are the holders of title or evidence of title, or assessable rights therein, and as to the assessed valuation of real property within the zone or within any of the participating zones for which the project was initiated.

Executors, administrators, special administrators, and guardians may sign the protest provided for in this act on behalf of the estate represented by them. If the property is assessed in the name of such representatives, that fact shall establish the right of such representatives to sign the protest; if assessed in the name of the decedent, minor or incompetent person, certified copies of the letters or such other evidence as may be satisfactory to the board must be produced.

Where real property appears to be owned in common or jointly or by a partnership, or where letters of representatives of decedents, minors or guardians are joint, only one of the owners or representatives or partners may sign the protest for all joint owners or representatives or partners; provided, the party claiming the right to protest for all produces the written consent of his co-owners or representatives or partners so to do, duly acknowledged by the consenting co-owners or representatives or partners in the manner that deeds of real

property are required to be acknowledged to entitle such deeds to be recorded in the recorder's office of the county.

Where real property is assessed in the name of a trustee or trustees, such trustee or trustees shall be deemed to be the person entitled to sign the protest, and if assessed in the name of more than one trustee the right to sign the protest shall be determined in like manner as above provided with respect to co-owners.

The protest of any public or quasi-public corporation, private corporation or unincorporated association, may be signed by any person authorized by the board of directors or trustees or other managing body thereof, which authorization shall be in writing; and a proxy executed by an officer or officers thereof, attested by its seal and duly acknowledged, shall constitute sufficient evidence of such authority, and shall be filed with the board.

The owner of any real property or interest therein, appearing upon the assessment roll, which has been assessed in the wrong name or to unknown owners, or which has passed from the owner appearing as such on the last equalized assessment roll, since the same was made, shall be entitled to sign the protest represented thereby, either by the production of a proxy from such former owner, or by furnishing evidence of his ownership by a conveyance duly acknowledged showing the title to be vested in the person claiming the right to sign the protest, accompanied by a certificate of a competent searcher of titles, certifying that a search of the official records of the county, since the date of the conveyance, discloses no conveyance or transfer out from the grantee or transferee named in the conveyance.

Where the real property has been contracted to be sold, the vendee shall be entitled to sign the protest, unless such real property is assessed in the name of the vendor, in which event the vendor shall be entitled to so do.

The board shall likewise be entitled to inquire and take evidence for the purpose of identifying any person claiming the right to sign the protest as being the person shown on the assessment roll or otherwise as entitled thereto. And, unless satisfactory evidence is furnished, the right to sign said protest may be denied.

Repeal

SEC. 23. Section 13 of said act is repealed.

SEC. 24. Section 13 is added to said act, to read:

Taxes and assessments

Sec 13. The board shall have power, in any year:

1. To levy ad valorem taxes or assessments upon all property in the district to pay the general administrative costs and expenses of the district, and to carry out any of the objects or purposes of this act of common benefit to the district; provided, however, that said ad valorem tax or assessment shall not exceed five cents (\$.05) on each one hundred dollars (\$100) of assessed valuation, and

2. To levy taxes or assessments upon all property in each or any of said zones and participating zones to pay the cost

and expenses of carrying out, constructing, maintaining, operating, extending, repairing or otherwise improving any or all works or improvements established or to be established within or on behalf of said respective zones, according to the benefits derived or to be derived by said respective zones. It is declared that for the purpose of any tax or assessment levied under this subdivision, all property within a given zone is equally benefited.

3. To levy taxes or assessments upon all property in each or any of said zones, according to the special benefits derived or to be derived by the specific properties therein, to pay the cost and expenses of carrying out any of the objects or purposes of this act of special benefit to such zone or zones, including the constructing, maintaining, operating, extending, repairing, or otherwise improving any or all works of improvement established or to be established within or on behalf of said respective zone or zones.

In the event of project cooperation with any of the governmental bodies as authorized in subdivision 6 of Section 5 of this act, and requiring the making of a contract with any such governmental body for the purposes set forth in said subdivision 6 by the terms of which work is to be performed by any such governmental body in any specified zone or participating zones, for the particular benefit thereof, and by said proposed contract the district is to pay to such governmental body, a sum of money in consideration or subvention for the performance of said work by such governmental body, the board may, after proceedings in the manner prescribed in Section 12 of this act, levy and collect a special tax or assessment upon the property in such zone or participating zones, whereby to raise funds to enable the district to make such payment, in addition to other taxes or assessments herein otherwise provided for.

Said taxes or assessments shall be levied and collected together with, and not separately from taxes for county purposes, and the revenues derived from said district taxes or assessments shall be paid into the county treasury to the credit of said district, or the respective zones thereof, and the board shall have the power to control and order the expenditure thereof for said purposes; provided, however, that no revenues, or portions thereof, derived in any zone from the taxes or assessments levied under the provisions of subdivision 2 or 3 of this section shall be expended for constructing, maintaining, operating, extending, repairing or otherwise improving any works or improvements located in any other zone, except in the case of joint projects, or for projects authorized or established outside such zone, or zones, but for the benefit thereof. In cases of projects joint to two or more zones, such zones will become, and shall be referred to as, participating zones.

SEC. 25. Section 14 of said act is repealed.

Repeal

SEC. 26. Section 14 is added to said act. to read:

Bond
Issues

Sec. 14. (1) Whenever the board determines that a bonded indebtedness should be incurred to pay the cost of any work or improvement in any zone or zones, the board may by resolution, determine and declare the respective amounts of bonds necessary to be issued in each zone in order to raise the amount of money necessary for each work or improvement and the denomination and the maximum rate of interest of said bonds. The board shall cause a copy of the resolution, duly certified by the clerk, to be filed for record in the Office of the Recorder of Lake County within five (5) days after its issuance. From and after said filing of said copy of said resolution the board shall be deemed vested with the authority to proceed with the bond election.

(2) After the filing for record of the resolution specified in subdivision (1) of this section, the board may call a special bond election in said zone or participating zones at which shall be submitted to the qualified electors of said zone or participating zones the question whether or not bonds shall be issued in the amount or amounts determined in said resolution and for the purpose or purposes therein stated. Said bonds and the interest thereon shall be paid from revenue derived from annual taxes or assessments levied upon the property situated within the zone or participating zones, and all such property shall be and remain liable to be taxed or assessed for such payments as provided in this act.

(3) Said board shall call such special bond election by ordinance and not otherwise and submit to the qualified electors of said zone or participating zones, the proposition of incurring a bonded debt in said zone or participating zones in the amount and for the purposes stated in said resolution and shall recite therein the objects and purposes for which the indebtedness is proposed to be incurred; provided, that it shall be sufficient to give a brief, general description of such objects and purposes, and refer to the recorded copy of such resolution adopted by said board, and on file for particulars; and said ordinance shall also state the estimated cost of the proposed work and improvements, the amount of the principal of the indebtedness to be incurred therefor, and what part or installment of such indebtedness shall be paid each and every year, and which shall not in any one year be less than one-fortieth ($1/40$) of the whole amount of the principal and interest of such indebtedness, and the maximum rate of interest to be paid on said indebtedness, and shall fix the date on which such special election shall be held, and the form and contents of the ballot to be used. The rate of interest to be paid on such indebtedness shall not exceed five percent (5%) per annum. For the purposes of said election, said board shall in said ordinance establish special bond election precincts within the boundaries of each zone and participating zone and may form election precincts by consolidating the precincts established for general elections in said district to a number not

exceeding six general precincts for each such special bond election precinct, and shall designate a polling place and appoint one inspector, one judge and one clerk for each of such special bond election precincts.

In all particulars not recited in said ordinance, such special bond election shall be held as nearly as practicable in conformity with the general election laws of the State.

Said board shall cause a map or maps to be prepared covering a general description of the work to be done, which said map shall show the location of the proposed works and improvements and shall cause the said map to be posted in a prominent place in the county courthouse for public inspection for at least thirty (30) days before the date fixed for such election.

Said ordinance calling for such special bond election shall, prior to the date set for such election, be published in a newspaper of general circulation circulated in each zone and participating zone affected for six consecutive times if published in a daily newspaper of general circulation, or two times if published in a weekly newspaper of general circulation. The last publication of such ordinance must be at least fourteen (14) days before said election, and if there be no such newspaper, then such ordinance shall be posted in five public places designated by the board, in each zone and participating zone for at least thirty (30) days before the date fixed for such election. No other notice of such election need be given nor need polling place cards be issued.

Any defect or irregularity in the proceedings prior to the calling of such special bond election shall not affect the validity of the bonds authorized by said election. Where a project affects a single zone only, if at such election two-thirds ($\frac{2}{3}$) of the votes cast in said zone on the proposition of incurring a bonded indebtedness are in favor thereof, then bonds for such zone for the amount stated in such proceedings shall be issued and sold as in this act provided. Where the incurring of bonded indebtedness by participating zones is to be determined at such election, no bonds for any of such participating zones shall be issued or sold unless two-thirds ($\frac{2}{3}$) of the votes cast on the proposition in each such participating zone are in favor of incurring the bonded indebtedness to be undertaken by such zone

SEC. 27. Section 15 of said act is repealed

Repeal

SEC. 28. Section 15 is added to said act, to read:

Sec. 15. The board shall, subject to the provisions of this act, prescribe by resolution the form of said bonds, which must include a designation of the zone or participating zone affected, and of the interest coupons attached thereto. Said bonds shall be payable annually or semiannually at the discretion of the board each and every year on a day and date, and at a place to be fixed by said board, and designated in such bonds, together with the interest on all sums unpaid on such date until the whole of said indebtedness shall have been paid.

Contents
of bonds

The bonds shall be issued in such denomination as the board may determine, except that no bonds shall be of a less denomination than one hundred dollars (\$100), nor of a greater denomination than one thousand dollars (\$1,000), and shall be payable on the days and at the place fixed in said bonds, and with interest at the rate specified in such bonds, which rate shall not be in excess of five per centum (5%) per annum, and shall be made payable annually or semiannually, and said bonds shall be numbered consecutively and shall be signed by the chairman of the board, and countersigned by the auditor of said district, and the seal of said district shall be affixed thereto by the clerk of the board. The interest coupons of said bonds shall be numbered consecutively and signed by the said auditor by his engraved or lithographed signature. In case any such officers whose signatures or countersignatures appear on the bonds or coupons shall cease to be such officer before the delivery of such bonds to the purchaser, such bonds and coupons, and signatures or countersignatures shall nevertheless be valid and sufficient for all purposes the same as if such officer had remained in office until the delivery of the bonds.

Repeal

SEC. 29. Section 16 of said act is repealed.

Bond
proceeds

SEC. 30. Section 16 is added to said act, to read:

SEC. 16. The board may issue and sell the bonds of any such zones authorized as hereinbefore provided at not less than par value, and the proceeds of the sale of such bonds shall be placed in the Treasury of the County of Lake to the credit of said district and the respective participating zones thereof, for the uses and purposes of the zone or zones voting said bonds; and the proper record of such transactions shall be placed upon the books of said county treasurer, and said respective zone funds shall be applied exclusively to the purposes and objects mentioned in the ordinance calling for such special bond election as aforesaid, subject to the provisions in this act contained. Payments from said zone funds shall be made upon demands prepared, presented, allowed and audited in the same manner as demands upon the funds of the County of Lake.

Repeal

SEC. 31. Section 17 of said act is repealed.

Payment
of bonds

SEC. 32. Section 17 is added to said act, to read:

SEC. 17. Said bonds and the interest thereon shall be paid by revenue derived from an annual tax or assessment upon all property within said zone and all property in said zone shall be and remain liable to be taxed or assessed for such payments as hereinafter provided. No zone nor the property therein shall be liable for the bonded indebtedness of any other zone, nor shall any moneys derived from taxation or assessments in any of the several zones be used in payment of principal or interest or otherwise of the bonded indebtedness chargeable to any other zone.

Taxes and
assessments

SEC. 33. Section 18 is added to said act, to read:

SEC. 18. The board shall levy a tax or assessment each year upon all property in the zone of issuance sufficient to pay the

interest and such portion of the principal of said bonds as is due or to become due before the time for making the next general tax levy. Such taxes or assessments shall be levied and collected in the respective zones of issuance together with and not separately from taxes for county purposes, and when collected shall be paid into the County Treasury of said Lake County to the credit of the zone of issuance, and be used for the payment of the principal and interest on said bonds, and for no other purpose. The principal and interest on said bonds shall be paid by the County Treasurer of said Lake County in the manner provided by law for the payment of principal and interest on bonds of said county.

SEC. 34. Section 19 is added to said act, to read:

Sec. 19. The provisions of law of this State, prescribing the time and manner of levying, assessing, equalizing and collecting county property taxes, including the sale of property for delinquency, and the redemption from such sale, and the duties of the several county officers with respect thereto, are, so far as they are applicable, and not in conflict with the specific provisions of this act, hereby adopted and made a part hereof. Such officers shall be liable upon their several official bonds for the faithful discharge of the duties imposed upon them by this act. All property exempt from taxation for county purposes under the provisions of the Revenue and Taxation Code of the State of California is exempt from taxation and assessment for the purposes of this act.

SEC. 35. Section 20 is added to said act, to read:

Sec. 20. The total amount of taxes and assessments levied on property within any zone shall not exceed fifty cents (\$0.50) on each one hundred dollars (\$100) of the assessed values of property within the zone.

SEC. 36. Section 21 is added to said act, to read:

Sec. 21. Notwithstanding Title 5, Division 2, Part 1, Chapter 8, of the Government Code, the Lake County Flood Control and Water Conservation District is validly created for the purposes of assessment and taxation. The creation of any zone in the district shall not be effective for purposes of assessment or taxation for the Fiscal Year 1954-1955 and shall not be effective for such purposes for any fiscal year thereafter unless the statement and map or plat required by Title 5, Division 2, Part 1, Chapter 8, of the Government Code are filed with the county assessor and the State Board of Equalization on or before the first of February of the year in which the assessments or taxes are to be levied. Until such time as the creation of any zone shall be effective for purposes of assessment or taxation, any tax or assessment levied by the board shall be levied at a uniform rate on all property in the district.

For the Fiscal Year 1954-1955, but for no other fiscal year, notwithstanding Section 19 of this act, the assessment and equalization of property for the purpose of district taxation shall be effected as provided in this section.

Assessments of the district for the Fiscal Year 1954-1955 are liens on the property the same as if they were county taxes, except that the district assessment liens attach as of noon on the day after this act becomes effective.

It is presumed that the assessments of property made by the county assessor and by the State Board of Equalization for county taxation purposes for the Fiscal Year 1954-1955 are the correct assessments for purposes of assessment by the district and the rolls prepared by the county assessor and the State Board of Equalization shall be used for purposes of levying and collecting the assessments for the district. If the ownership or taxable situs or value of any property changes between noon on the first Monday in March, 1954, and the date on which attaches the lien for assessments of the district for the Fiscal Year 1954-1955, then, on petition of the taxpayer affected to the assessing authority, suitable entry shall be made on the assessment roll, in the manner prescribed by the State Board of Equalization, to indicate such change in the ownership or taxability or value of the property for purposes of assessment by the district.

In equalizing the assessments made by the county assessor, the Board of Supervisors of Lake County, sitting as the county board of equalization, in addition to its regular equalization duties, shall also, in the same manner and under the same rules, equalize the valuation of property for purposes of assessment by the district in accordance with the requirements of this section and any such changes made by the county board of equalization in the assessment roll shall be entered in the manner prescribed by the State Board of Equalization.

If, for purposes of assessments by the district, a change in the assessment for county taxation purposes is not sought under this section before the end of the period during which such assessment may be equalized, or corrected on a petition for reassessment, such assessment, if valid for county taxation purposes, is conclusively presumed to be the correct assessment for assessment purposes of the district.

The board may prescribe by ordinance any necessary procedure, in accordance with the policy of this act, for the purpose of assessing, equalizing, levying, and collecting taxes or assessments for the district for the Fiscal Year 1954-1955. Except as provided in this section, Section 19 of this act is applicable to the assessment and equalization of property for the purpose of district assessments for the Fiscal Year 1954-1955.

SEC. 37. Section 22 is added to said act, to read:

Exemption
from District
Investigation
Law of 1933

Sec. 22. A zone formed or proposed to be formed under this act, or the acquisition of any property or the construction of any improvement thereby, shall not be subject to any of the provisions of the District Investigation Law of 1933.

SEC. 38. Section 23 is added to said act, to read:

Bonds as
legal
investments

Sec. 23. The bonds of the district issued for any zone thereof pursuant to this act, shall be legal investments for all

trust funds, and for the funds of all insurance companies, banks, both commercial and savings, and trust companies, and for the state school funds, and whenever any money or funds may by law now or hereafter enacted be invested in bonds of cities, cities and counties, counties, school districts or municipalities in the State of California, such money or funds may be invested in the said bonds of said district issued in accordance with the provisions of this act, and whenever bonds of cities, cities and counties, counties, school districts or municipalities, may by any law now or hereafter enacted be used as security for the performance of any act, such bonds of said district may be so used.

This section of this act is intended to be and shall be considered the latest enactment with respect to the matters herein contained and any and all acts or parts of acts in conflict with the provisions hereof are hereby repealed.

SEC. 39. Section 24 is added to said act, to read:

Sec. 24. All bonds issued by said district under the provisions of this act shall be free and exempt from all taxation within the State of California. It is hereby declared that the district organized by this act is a reclamation district and an irrigation district within the meaning of Section 1 $\frac{3}{4}$ of Article XIII and Section 13 of Article XI of the Constitution of this State.

Bonds
exempt from
taxation

SEC. 40. Section 25 is added to said act, to read:

Sec. 25. All contracts for any improvement or unit of work when the cost thereof according to the estimate of the engineer, will exceed two thousand dollars (\$2,000), shall be let to the lowest responsible bidder or bidders in the manner hereinafter provided. The board shall first determine whether such contract shall be let as a single unit for the whole of the work, or shall be divided into severable convenient parts, or both, according to the best interests of the district. The board shall make call for bids and advertise such call by three (3) insertions in a daily newspaper of general circulation or by two (2) insertions in a weekly newspaper of general circulation printed and published in said district inviting sealed proposals for the construction or performance of the improvement or work before any contract is made therefor. Such call for bids shall state whether such work is to be performed as a unit for the whole thereof or shall be divided into severable convenient specific parts, or both, as stated in the call. The board may let such work by single contract for the whole thereof as a unit or it may divide such work into severable convenient parts by separate contracts, as stated in such call, according to the best interests of the district. The board shall require the successful bidder or bidders to file with the board good and sufficient bonds to be approved by the board conditioned upon the faithful performance of the contract and upon the payment of their claims for labor and material in connection therewith, such bonds to contain the terms and conditions set forth in Title 1, Division 5, Chapter 3 of the Government Code and to be sub-

Contracts
over \$2,000

ject to the provisions of that chapter. The board shall also have the right to reject any and all bids. In the event no proposals are received pursuant to advertisement therefor, or the estimated cost of such work does not exceed the sum of two thousand dollars (\$2,000), or the work consists of channel protection, or maintenance work, or emergency work when necessary in order to protect life and property from impending flood damage, the board of supervisors may, without advertising for bids therefor, have said work done by day labor, under the direction of the board, by contract, or by a combination of the two. The district shall have the power to acquire in the open market without advertising for bids therefor, materials, equipment and supplies for use in any work or for any other purpose; provided, however, that materials and supplies for use in any new construction work or improvement, except work referred to in the preceding sentence, may not be purchased if the cost thereof exceeds two thousand five hundred dollars (\$2,500), without advertising for bids and awarding the contract therefor to the lowest responsible bidder.

SEC. 41. Section 26 is added to said act, to read:

Improve-
ments

Sec 26. Any improvement for which bonds are voted under the provisions of this act, shall be made in conformity with the report, plans, specifications and map theretofore adopted, as above specified, unless the doing of any of such work described in said report, shall be prohibited by law, or be rendered contrary to the best interests of the district by some change of conditions in relation thereto, subsequent to the date of filing the report, plans, specifications and map theretofore adopted, in which event the board of supervisors may order necessary changes made in such proposed work or improvements and may cause any plans and specifications to be made and adopted therefor.

SEC. 42. Section 27 is added to said act, to read:

Additional
bonds

Sec 27. Whenever bonds have been authorized by any zone or participating zone of said district and said bonds have been issued as in this act authorized, and the board shall by resolution determine that additional bonds should be issued for carrying out the work of flood control, or for any of the purposes of this act, the board may again proceed as in this act provided, and submit to the qualified voters of said zone or participating zone, the question of issuing additional bonds in the same manner and with like procedure as hereinbefore provided, and all the above provisions of this act for the issuing and sale of such bonds, and for the expenditure of the proceeds thereof, shall be deemed to apply to such issue of additional bonds.

SEC. 43. Section 28 is added to said act, to read:

Limitation
on pro-
ceedings

Sec 28. Should a proposition for issuing bonds for any zone or participating zones submitted at any election under this act fail to receive the requisite number of votes of the qualified electors voting at such election to incur the indebtedness for the purpose specified, the board shall not for six

months after such election call or order another election in such zone or participating zone for incurring indebtedness and issuing bonds under the terms of this act for the same objects and purposes.

SEC. 44. Section 29 is added to said act, to read:

Sec. 29. The board may, with the consent of any holder or holders of outstanding bonds of the district, exchange refunding bonds bearing a lower rate of interest for such outstanding bonds.

Whenever any holder of outstanding bond or bonds shall have consented to such exchange, the board may, by resolution entered in its minutes, order the refunding of such bonds. The resolution shall designate the numbers, denominations, dates of maturity and aggregate principal amounts of the bonds so to be refunded and shall provide for the issuance of refunding bonds in exchange therefor, the form, numbers, denominations, dates of maturity and aggregate principal amounts of which shall be the same as the bonds so to be refunded. The resolution shall also fix the rate of interest said refunding bonds shall bear, which rate shall be less than the rate provided in the bonds to be refunded. The resolution shall also fix the form of the interest coupons attached to said refunding bonds, which shall be the same as the bonds so to be refunded, excepting that the rate and amounts of interest shall be less as hereinabove provided.

The refunding bonds shall be signed by the chairman of the board or such other member of the board as said board may by resolution designate, and shall be countersigned by the treasurer of the district, and the seal of said district shall be affixed thereto. The interest coupons shall be numbered consecutively and signed by the treasurer of said district by his engraved or lithographed signature. In case any officer whose signature or countersignature appears on said bonds or coupons shall cease to be such officer before the delivery of such bonds to the purchaser, such signature or countersignature shall nevertheless be valid and sufficient for all purposes the same as if such officer had remained in office until the delivery of the bonds.

Each refunding bond may be exchanged for its corresponding outstanding bond as the board by agreement with the holder of such outstanding bond may determine, except that in effecting such exchange, any and all matured coupons on said refunding bonds shall be detached and canceled and the principal and accrued interest of both issues shall be accepted at par value and the district shall pay said holder in cash out of moneys in the bond interest fund of the district an amount equal to the difference between the interest on the outstanding bond and on the refunding bond accrued to the date of such exchange.

When any refunding bonds shall have been exchanged, taxes shall be levied and collected to pay the principal and interest thereof as provided by Section 18, all the provisions of which

section shall apply to said refunding bonds to the same extent as to original issues.

The refunding bonds shall also be legal investments for fiduciaries and others as provided in Section 22.

SEC. 45. Section 30 is added to said act, to read:

Effect of
repeal on
amendmen.

Sec. 30. The repeal or amendment of this act shall not in any way affect or release any of the property in said district or any zone thereof from the obligations of any outstanding bonds or indebtedness until all such bonds and outstanding indebtedness have been fully paid and discharged.

SEC. 46. Section 31 is added to said act, to read:

Withdrawal
of territory
in city

Sec. 31. Notwithstanding any provisions of this act to the contrary, the withdrawal of all the area lying within the exterior boundaries of any chartered or incorporated city from the district may be effected by the vote of a majority of the qualified electors of said city voting at any regular or special election on the proposition to withdraw the area lying within such city from the district. Said election shall in all particulars be held as provided by law for holding a municipal election in said city and the cost thereof shall be a city charge. The city council shall cause the results of the election to be certified to the board of supervisors of the district and if a majority of the votes cast on the proposition to withdraw such area from the district are in favor thereof, thereupon the area lying within the exterior boundaries of such city shall no longer be a part of the district; provided, however, that the withdrawal of the area lying within the exterior boundaries of such city from the district shall not release the area so withdrawn from debts and obligations for or upon which it was liable or chargeable at the time such withdrawal was made.

SEC. 47. Section 32 is added to said act, to read:

Rights of
way over
public lands

Sec. 32. There is hereby granted to the district the right of way for the location, construction and maintenance of flood control channels, ditches, waterways, conduits, canals, storm dikes, embankments, and protective works in, over and across public lands of the State of California, not otherwise disposed of or in use, not in any case exceeding in length or width that which is necessary for the construction of such works and adjuncts or for the protection thereof. Whenever any selection of a right of way for such works or adjuncts thereto is made by the district the board thereof must transmit to the State Lands Commission, the Controller of the State and the recorder of the county in which the selected lands are situated, a plat of the lands so selected, giving the extent thereof and the uses for which the same is claimed or desired, duly verified to be correct. If the State Lands Commission shall approve the selections so made it shall endorse its approval upon the plat and issue to the district a permit to use such right of way and lands.

SEC. 48. Section 33 is added to said act, to read:

Sec. 33. (a) If by any judgment in condemnation or agree-^{Relocation}ment the district shall be required to relocate any street, road,^{of utilities} highway, railroad, canal or other property subject or devoted to public use, the board shall have power to acquire in the name of the district, by agreement or condemnation, all rights of way and other property necessary or proper for compliance with said agreement or said judgment of condemnation and thereafter to make such conveyance of such relocated street, road, highway, railroad, canal, or other property as may be proper to comply with said agreement or judgment.

(b) In the event the district and any common carrier railroad or other public utility fail to agree as to the character or location of new improvements or works sought to be performed by the district, the character and location of such new improvements or works and any other controversy relating thereto shall be submitted to and determined by the Public Utilities Commission; and jurisdiction of such controversies is hereby vested in said commission.

(c) Proceedings under this section relating to the jurisdiction of said commission may be instituted, maintained, and determined in the mode prescribed in paragraphs 1, 2, 3, 4, 5, 6, and 7 of subsection (c) of Section 43 of the Public Utilities Act as amended by Chapter 855 of the Statutes of 1933.

SEC. 49. Section 34 is added to said act, to read:

Sec. 34. Claims against the district whether arising out of contract, tort, or the taking or damaging of property without compensation must be made in writing and filed with the board within six months after the cause of action arises. Claims shall be presented in the general form and manner prescribed by general law relating to the making and filing of claims against counties. Such claims may be amended within said six months to correct defects in form or statement of facts. No action against the district shall be commenced or maintained unless such claim relating thereto has been filed as hereinabove prescribed and action thereon commenced within one year after the cause of action arose.

SEC. 50. Section 35 is added to said act, to read:

Sec. 35. The legal title to all property acquired under the provisions of this act shall immediately and by operation of law vest in said district, and shall be held by said district, in trust for, and is hereby dedicated and set apart to, the uses and purposes set forth in this act. The board is hereby authorized and empowered to hold, use, acquire, manage, occupy and possess said property, as herein provided; and said board may determine, by resolution duly entered in their minutes that any property, real or personal, held by said district is no longer necessary to be retained for the uses and purposes thereof, and may thereafter sell, lease or otherwise dispose of said property in the manner prescribed by law for such action by counties.

SEC. 51. Section 36 is added to said act, to read:

Validation
proceedin^g

Sec. 36. The district formed under this act in order to determine the legality of its existence, may institute a proceeding therefor in the Superior Court of this State, in and for the County of Lake, by filing with the clerk of said county a complaint setting forth the name of the district, its exterior boundaries, the date of its organization and a prayer that it be adjudged a legal flood control district formed under the provisions of this act. The summons in such proceeding shall be served by publishing a copy thereof once a week for four weeks in a newspaper of general circulation published in said county. Within thirty (30) days after proof of publication of said summons shall have been filed in said proceeding, the State, any property owner or resident in said district, or any person interested may appear as a defendant in said action by serving and filing an answer to said complaint, in which case said answer shall set forth the facts relied upon to show the invalidity of the district and shall be served upon the district attorney before being filed in such proceeding. Such proceeding is hereby declared to be a proceeding in rem and the final judgment rendered therein shall be conclusive against all persons whomsoever, including the district and the State of California.

SEC. 52. Section 37 is added to said act, to read:

Bonding of
officers and
employees

Sec. 37. The board may require any officer or employee to give bond for the faithful performance of the duties of his office, in such penal sum as may be fixed by the board. When deemed expedient by the board, a master bond may be used which shall provide coverage on more than one officer, employee or agent of the district who is required by the district to give bond. Such bond shall be in the form and for the term which is approved by the board. The premium for such bond shall be paid by the district.

SEC. 53. Section 38 is added to said act, to read:

Investment
proceeds

Sec. 38. Notwithstanding any provisions of this act to the contrary, in the event the proceeds from the sale of bonds of any zone are invested temporarily in United States bonds, notes, or certificates of indebtedness, or in other legal investments, pending the expenditure of said funds for the purpose or purposes for which said indebtedness was incurred, any revenue or interest received or accruing therefrom may be used to pay the annual or semiannual installments of principal and/or interest on said bonds as same become due.

SEC. 54. Section 39 is added to said act, to read:

Construction

Sec. 39. This act, and every part thereof, shall be liberally construed to promote the object thereof, and to carry out its intents and purposes.

SEC. 55. Section 40 is added to said act, to read:

Severability

Sec. 40. If any provision of this act, or the application thereof to any person or circumstance, is held invalid, the remainder of the act, or the application of such provision to other persons or circumstances, shall not be affected thereby.

SEC. 56. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Clear Lake is now at its high-water stage and many areas in Lake County are faced with an extraordinary condition of extreme emergency. Immediate action must be taken to provide flood control measures to avoid a great public calamity. However, the people in those areas lack means of financing such activities. This act is to provide the means whereby the funds can be made available for flood control works and it is therefore essential that this act take effect immediately.

CHAPTER 63

An act to amend Sections 161, 232, 258, 416, and 643 of the Military and Veterans Code, relating to military affairs, declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 20, 1954. Filed with Secretary of State April 20, 1954]

In effect immediately

The people of the State of California do enact as follows:

SECTION 1. Section 161 of the Military and Veterans Code is amended to read:

161. The Office of the Adjutant General consists of one officer of the rank of major general who is the Adjutant General, one officer of the rank of brigadier general who is the Assistant Adjutant General, one Deputy Adjutant General, Army Division, one Deputy Adjutant General, Air Division, and such other officers as are prescribed by the laws or regulations of the United States. No person is eligible for appointment as the Assistant Adjutant General unless he had not less than a total of five (5) years of commissioned service in the California National Guard, of which at least three (3) years shall be service as a field officer and of which at least three (3) years shall have been in command of air or ground troops at the battalion or equivalent or higher command level or three (3) years as a staff officer at brigade or equivalent or higher staff level and of which at least two (2) years shall be active duty in time of war until 1960. In lieu of the five years' commissioned service in the California National Guard and the further provisions as to service therein such person shall have not less than a total of ten (10) years' commissioned service in the National Guard of another state, the District of Columbia, a territory or the United States Army or Marine Corps of which service at least three (3) years shall have been as a field officer and at least three (3) years shall have been in command of air or ground troops at the battalion or equivalent or higher command level or three (3) years as

Office of the
Adjutant
General
Personnel

a staff officer at brigade or equivalent or higher staff level and at least two (2) years shall be active duty in time of war until 1960.

SEC. 2. Section 232 of said code is amended to read:

Vacation of
commissions

232. The commission of an officer shall be vacated by death, by acceptance by proper authority of resignation, by discharge on account of inefficiency, for physical disqualifications, when dropped from the rolls for an absence without leave for three months, by permanent change of residence to a place outside this State, by discharge to accept a commission in the United States Army, United States Air Force, United States Navy, or a reserve component thereof, when transferred to the United States Army Reserve upon the expiration of six months as a member of the Inactive National Guard, or by dismissal pursuant to sentence of a general court-martial.

SEC. 3. Section 258 of said code is amended to read:

Active duty
of retired
enlisted men

258. In time of war or other emergency or imminent danger thereof, the Governor may detail retired enlisted men to active duty and on conclusion of the emergency return them to the retired list.

SEC. 4. Section 416 of said code is amended to read:

Deductions
for lost or
destroyed
property

416. Where the amount determined by such board as the value of lost, damaged, or destroyed property is charged to a person, it shall be deducted from any pay or allowance due or to become due to him from the State. Money due to the State for any reason, with or without the action of a board, from a member of the active militia, a member of the unorganized militia when called for active duty, or any civilian employee of the Office of the Adjutant General shall be deducted from any money due or to become due such member or civilian employee from the State, including any pay and allowances and any allowances payable pursuant to Section 323 of this code. Where the amount is charged to a command, it shall be deducted one-half in successive calendar years from any allowance or money due or to become due to it from the State, except that on the disbandment of a command any such indebtedness then existing and such as may be charged to it upon a final settlement of property accounts shall, as soon as determined, be paid out of its military funds or unexpended appropriations.

Actions

An action may be maintained in the name of the people of the State in any court of competent jurisdiction by the Attorney General, upon request of the Adjutant General, to recover from a member of the active militia, a member of the unorganized militia when called for active duty, or any civilian employee of the Office of the Adjutant General or his sureties any indebtedness to the State remaining unpaid upon final determination of such indebtedness.

SEC. 5. Section 643 of said code is amended to read:

Medal
of Merit

643. A Medal of Merit may be presented to each person who, while an officer, warrant officer, or enlisted man of the California National Guard, California Air National Guard, or California Naval Militia, distinguishes himself by exception-

ally meritorious service to the State or the United States in a duty of great responsibility or to any person who, by unselfish and untiring activities in connection with the California National Guard, California Air National Guard, or California Naval Militia, has rendered a distinct service in furthering the interests of and in promoting the security and welfare of the State.

SEC. 6. This act is hereby declared to be an urgency measure for the immediate preservation of public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

The proper functioning of the California National Guard is an important and integral part of the defense preparations of the State. The international situation requires immediate changes in administrative organization, procedures, rules and regulations, property and fiscal matters which control the California National Guard. It is imperative that during the present emergency adequate provisions be immediately made concerning the use, operation and control of the state military forces.

CHAPTER 64

An act to add Section 17708 to the Health and Safety Code, relating to cooking in hotel rooms, declaring the urgency thereof, to take effect immediately.

[Approved by Governor April 20, 1954. Filed with Secretary of State April 20, 1954.]

In effect immediately

The people of the State of California do enact as follows:

SECTION 1. Section 17708 is added to the Health and Safety Code, to read:

17708. This part does not prevent the installation, maintenance, or use of a hot plate in a room of any hotel which is occupied, or is ready for occupancy, on the effective date of this section, if:

(a) The hot plate will be, or is, used solely for the cooking or preparation of meals for consumption solely by the occupant of the room.

(b) The hot plate is of an approved type.

(c) The installation, maintenance, or use of a hot plate will not be, or is not, hazardous to life or property.

As used in this section, "hotel" has the same meaning as defined in Section 15020, except that it may contain less than six guest rooms and it may be occupied, or intended or designed for occupation, by less than six guests.

Any city or county may enact an ordinance to prohibit the installation, maintenance or use of a hot plate in any room of any hotel.

This section shall remain in effect until the 91st day after the final adjournment of the 1955 Regular Session of the Legislature. While it is in effect it shall supersede any existing provision in this code or elsewhere in the law which is in conflict with it; but such conflicting provision is not repealed, and after this section is no longer effective it shall have the same force as though this section had not been enacted.

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Many people of limited income, including war veterans completing their education, pensioners and others in moderate circumstances, who cannot afford living quarters which include separate rooms for sleeping and cooking, are faced with the necessity of discontinuing cooking in the rooms they occupy for the reason that such cooking is presently contrary to the provisions of the State Housing Act. Such discontinuance would work a great hardship on these persons since in most instances they will thereby be compelled to obtain their meals elsewhere at a cost which they can ill afford. In order to relieve them of such consequences, pending such solution of the matter as can only be reached after a thorough study and investigation thereof, it is necessary that this law go into effect immediately.

CHAPTER 65

An act calling a special election to be consolidated with the general election of 1954 and to provide for the submission to the electors of the State at such consolidated election of constitutional amendments proposed by the Legislature at the 1954 First Extraordinary Session, to take effect immediately.

In effect
immediately

[Approved by Governor April 20, 1954. Filed with
Secretary of State April 20, 1954.]

The people of the State of California do enact as follows:

Special
election

SECTION 1. A special election is hereby called to be held throughout the State on the second day of November, 1954. Said special election shall be consolidated with the general election to be held on the same date. Such consolidated election shall be held and conducted in all respects as if there were only one election and only one form of ballot shall be used. At such consolidated election there shall be submitted to the electors, in addition to such other measures as may be submitted in accordance with law, all constitutional amendments proposed by the Legislature at the 1954 First Extraordinary Session. Except as otherwise provided in this act all of the provisions of law applicable to the submission of constitutional

amendments proposed by the Legislature and to arguments for and against such measures shall apply to the measures submitted pursuant to this act.

SEC. 2. Within five days after final adjournment of the 1954 First Extraordinary Session, the author of any constitutional amendment submitted at that session and one member of the opposite house who voted with the majority on the amendment, shall be appointed by the presiding officers of the respective houses to draft the argument for the adoption of the measure. If such a constitutional amendment was not adopted unanimously by the house in which it was introduced, one member of that house, who voted against it, shall be appointed by the presiding officer of that house to write an argument against the measure. If there was no negative vote on the measure in the house in which it was introduced, the presiding officer of that house shall appoint some qualified person to draft an argument against the measure. No argument shall exceed 500 words. All such arguments shall be filed with the Secretary of State on or before June 3, 1954.

Ballot pamphlet arguments

SEC. 3. Upon the effective date of this act the Secretary of State shall request the Attorney General to prepare a ballot title for the measures submitted pursuant to this act and shall also request the Legislative Counsel to prepare an analysis of said measures in accordance with Section 1509.7 of the Elections Code. Said title and said analysis shall be filed with the Secretary of State within 10 days after the effective date of this act. The measures submitted pursuant to this act shall be designated on the ballots at the election by their ballot title.

Ballot titles

SEC. 4. This act, inasmuch as it provides for the calling of an election, shall, under the provisions of Section 1 of Article IV of the Constitution, take effect immediately.

Urgency

CHAPTER 66

An act to amend Sections 4845.20 and 4845.34 of, and to add Section 4845.35 to, the Health and Safety Code, relating to the withdrawal of territory annexed to a city from a sanitation district.

[Approved by Governor April 20, 1954. Filed with Secretary of State April 20, 1954.]

In effect July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 4845.20 of the Health and Safety Code is amended to read:

4845.20. All or any portion of the unincorporated territory within a district, or all or any portion of territory within a district which territory was, subsequent to the formation of the district, included within a city by annexation, incorpora-

Withdrawal of unincorporated territory from district

tion, or otherwise, may be withdrawn from the district when all of the following conditions exist:

- (a) The district has been in existence for at least one year;
- (b) In the event the district has indebtedness evidenced by bonds and the indebtedness is outstanding and owing either on the date of the election or upon receipt of the verified petition by the board of supervisors, the property within any territory withdrawing from the district shall nevertheless be liable for assessment and payment of the tax for its pro rata share thereof, except as otherwise provided in Section 4845.35.

Provided, however, that no portion of a city shall be withdrawn from a sanitation district under the provisions of this article if such city is in its entirety within one or more sanitation districts.

SEC. 2. Section 4845.34 of this code is amended to read:

Hearing

4845.34. At the time designated, the board of supervisors shall hear the petition and any person interested and may adjourn the hearing from time to time not to exceed 60 days. The board of supervisors, if it finds that the portion of the district sought to be withdrawn will not be benefited by remaining in the district, and that the territory not sought to be withdrawn will be benefited by continuing as a district, may upon the conclusion of final hearing upon said petition, grant such withdrawal, describing the area withdrawn, from the district; and subject to Sections 54900 to 54903, inclusive, of the Government Code said portion thereafter is no longer a portion of the district for any purpose, except that in the event district indebtedness or district expense is outstanding and owing on the date of the order granting said exclusion, the property within any territory so excluded from the district shall nevertheless remain liable for assessment and payment of the tax for its pro rata share thereof until the extinguishment of said indebtedness or expense, except as otherwise provided in Section 4845.35.

SEC. 3. Section 4845.35 is added to said code, to read:

Withdrawal
of territory
included
within city

4845.35. Territory included within a city by annexation, incorporation, or otherwise may be withdrawn from the district through either of the procedures specified in this article, without the territory, subsequent to withdrawal, being subject to any further taxes by the district for the payment of maintenance, operating, or expenses other than the payment of principal and interest on bonds outstanding at the time of withdrawal, if the board of supervisors finds, at a hearing held after a petition for withdrawal is presented to the board pursuant to Section 4845.22 and prior to calling an election for withdrawal pursuant to Section 4845.23 or at the hearing required by Section 4845.34, by a resolution duly adopted, that the territory proposed to be withdrawn is not benefited by any services performed by the district.

CHAPTER 67

An act to amend Section 1463 of the Penal Code, relating to disposition of fines and forfeitures.

[Approved by Governor April 20, 1954 Filed with Secretary of State April 20, 1954]

In effect July 1, 1954

The people of the State of California do enact as follows:

SECTION 1. Section 1463 of the Penal Code is amended to read:

1463. Except where otherwise specifically provided by law: Disposition of fines and forfeitures collected in municipal and justice courts

(1) All fines and forfeitures including Vehicle Code fines and forfeitures collected upon conviction or upon the forfeiture of bail, together with moneys deposited as bail, in any municipal court or justice court, shall, as soon as practicable after the receipt thereof, be deposited with the county treasurer of the county in which such court is situated. The moneys so deposited shall be distributed as follows:

(a) Once a month there shall be transferred into the proper funds of the county an amount equal to the fines and forfeitures collected during the preceding month upon the conviction or upon the forfeiture of bail following arrests made by officers or other persons employed by the State or by the county in which such court is situated, exclusive of fines or forfeitures or forfeitures of bail collected from any person arrested by a state officer and charged with the commission of a misdemeanor under the Vehicle Code within the limits of a city within the county.

(b) Once a month there shall be transferred into the traffic safety fund of each city in the county an amount equal to 50 percent of all fines and forfeitures collected during the preceding month upon the conviction or upon the forfeiture of bail from any person arrested by a state officer and charged with the commission of a misdemeanor under the Vehicle Code within that city, and an amount equal to the remaining 50 percent shall be transferred to the special road fund of the county.

(c) Once a month there shall be transferred into the general fund of the county an amount equal to that percentage of the fines and forfeitures collected during the preceding month upon conviction or upon the forfeiture of bail following arrests made by officers or other persons employed by each city in the county which is set forth in the following schedule:

County and City	Percentage	County and City	Percentage	Schedule
Alameda		Livermore	7	
Alameda	18	Oakland	22	
Albany	29	Piedmont	44	
Berkeley	19	Pleasanton	17	
Emeryville	13	San Leandro	9	
Hayward	10	County percentage	21	

County and City	Percentage	County and City	Percentage
Anador		Parlier	21
Amador	75	Reedley	30
Ione	29	Sanger	29
Jackson	22	San Joaquin	15
Plymouth	75	Selma	14
Sutter Creek	75	County percentage	24
County percentage	29	Glenn	
Butte		Orland	27
Biggs	75	Willows	36
Chico	22	County percentage	32
Gridley	49	Humboldt	
Oroville	9	Arcata	9
County percentage	20	Blue Lake	26
Calaveras		Eureka	11
Angels	62	Ferndale	30
County percentage	62	Fortuna	17
Colusa		Trinidad	11
Colusa	13	County percentage	11
Williams	17	Imperial	
County percentage	16	Brawley	8
Contra Costa		Calexico	10
Antioch	11	Calipatria	30
Brentwood	35	El Centro	5
Concord	18	Holtville	16
El Cerrito	19	Imperial	6
Hercules	14	Westmorland	12
Martinez	22	County percentage	8
Pinole	22	Inyo	
Pittsburg	5	Bishop	25
Richmond	14	County percentage	25
San Pablo	12	Kern	
Walnut Creek	24	Bakersfield	10
County percentage	14	Delano	13
Del Norte		Maricopa	36
Crescent City	19	Shafter	15
County percentage	19	Taft	19
El Dorado		Tehachapi	12
Placerville	14	Wasco	28
County percentage	14	County percentage	12
Fresno		Kings	
Clovis	23	Corcoran	31
Coalinga	21	Hanford	21
Firebaugh	16	Lemoore	25
Fowler	34	County percentage	25
Fresno	26	Lake	
Huron	24	Lakeport	33
Kerman	14	County percentage	33
Kingsburg	34	Lassen	
Mendota	11	Susanville	21
Orange Cove	24	County percentage	21

County and City	Percentage	County and City	Percentage
Los Angeles		Madera	
Alhambra -----	13	Chowchilla -----	17
Arcadia -----	15	Madera -----	16
Avalon -----	54	County percentage	17
Azusa -----	21	Marin	
Bell -----	11	Belvedere -----	16
Beverly Hills -----	14	Corte Madera -----	12
Burbank -----	14	Fairfax -----	58
Claremont -----	5	Larkspur -----	62
Compton -----	16	Mill Valley -----	13
Covina -----	38	Ross -----	18
Culver City -----	10	San Anselmo -----	11
El Monte -----	15	San Rafael -----	13
El Segundo -----	11	Sausalito -----	21
Gardena -----	22	County percentage	16
Glendale -----	16	Mendocino	
Glendora -----	12	Fort Bragg -----	19
Hawthorne -----	7	Point Arena -----	73
Hermosa Beach -----	14	Ukiah -----	10
Huntington Park -----	12	Willits -----	24
Inglewood -----	16	County percentage	17
LaVerne -----	14	Merced	
Long Beach -----	14	Atwater -----	23
Los Angeles -----	8	Dos Palos -----	21
Lynwood -----	9	Gustine -----	23
Manhattan Beach -----	13	Livingston -----	14
Maywood -----	15	Los Banos -----	13
Monrovia -----	15	Merced -----	18
Montebello -----	11	County percentage	18
Monterey Park -----	21	Modoc	
Palos Verdes Estates	10	Alturas -----	42
Pasadena -----	9	County percentage	42
Pomona -----	12	Monterey	
Redondo Beach -----	15	Carmel -----	17
San Fernando -----	17	Gonzales -----	10
San Gabriel -----	16	Greenfield -----	13
San Marino -----	5	King City -----	36
Santa Monica -----	11	Monterey -----	13
Sierra Madre -----	39	Pacific Grove -----	22
Signal Hill -----	24	Salinas -----	36
South Gate -----	13	Soledad -----	16
South Pasadena -----	9	County percentage	23
Torrance -----	16	Napa	
Vernon -----	25	Calistoga -----	37
West Covina -----	14	Napa -----	11
Whittier -----	31	St Helena -----	12
County percentage	11	County percentage	14

County and City	Percentage	County and City	Percentage
Nevada		San Benito	
Grass Valley -----	7	Hollister -----	9
Nevada City -----	17	San Juan Bautista -	28
County percentage	9	County percentage	11
Orange		San Bernardino	
Anaheim -----	14	Barstow -----	23
Brea -----	9	Chino -----	14
Buena Park -----	15	Colton -----	21
Fullerton -----	31	Fontana -----	15
Huntington Beach -	31	Needles -----	33
Laguna Beach -----	21	Ontario -----	10
La Habra -----	13	Redlands -----	28
Newport Beach ----	13	Rialto -----	15
Orange -----	26	San Bernardino ---	15
Placentia -----	12	Upland -----	14
San Clemente -----	9	County percentage	15
Santa Ana -----	17	San Diego	
Seal Beach -----	18	Carlsbad -----	8
Tustin -----	8	Chula Vista -----	23
County percentage	15	Coronado -----	25
Placer		El Cajon -----	17
Auburn -----	18	Escondido -----	16
Colfax -----	8	La Mesa -----	23
Lincoln -----	26	National City ----	14
Rocklin -----	16	Oceanside -----	15
Roseville -----	10	San Diego -----	6
County percentage	14	County percentage	8
Plumas		San Joaquin	
Portola -----	19	Lodi -----	18
County percentage	19	Manteca -----	8
Riverside		Ripon -----	11
Banning -----	35	Stockton -----	14
Beaumont -----	15	Tracy -----	15
Blythe -----	9	County percentage	14
Coachella -----	12	San Luis Obispo	
Corona -----	12	Arroyo Grande ----	9
Elsinore -----	10	Paso Robles -----	26
Hemet -----	35	Pismo Beach -----	8
Indio -----	16	San Luis Obispo ---	21
Palm Springs -----	66	County percentage	16
Perris -----	14	San Mateo	
Riverside -----	16	Atherton -----	27
San Jacinto -----	41	Belmont -----	7
County percentage	17	Burlingame -----	38
Sacramento		Colma -----	40
Folsom -----	31	Daly City -----	24
Galt -----	25	Hillsborough -----	75
Isleton -----	13	Menlo Park -----	12
North Sacramento -	10	Millbrae -----	16
Sacramento -----	21	Redwood City ----	27
County percentage	26	San Bruno -----	13

County and City	Percentage	County and City	Percentage
San Carlos	8	Suisun	7
San Mateo	42	Vacaville	15
South San Francisco	12	Vallejo	18
County percentage	21	County percentage	19
Santa Barbara		Sonoma	
Guadalupe	28	Cloverdale	37
Lompoc	16	Healdsburg	33
Santa Barbara	11	Petaluma	24
Santa Maria	12	Santa Rosa	14
County percentage	13	Sebastopol	28
Santa Clara		Sonoma	28
Alviso	75	County percentage	19
Campbell	16	Stanislaus	
Gilroy	28	Ceres	14
Los Altos	16	Modesto	15
Los Gatos	30	Newman	10
Morgan Hill	11	Oakdale	15
Mountain View	13	Patterson	20
Palo Alto	21	Riverbank	18
San Jose	13	Turlock	19
Santa Clara	16	County percentage	15
Sunnyvale	26	Sutter	
County percentage	16	Live Oak	17
Santa Cruz		Yuba City	17
Capitola	21	County percentage	17
Santa Cruz	23	Tehama	
Watsonville	21	Corning	26
County percentage	22	Red Bluff	39
Shasta		Tehama	10
Redding	22	County percentage	31
County percentage	22	Tulare	
Sierra		Dinuba	21
Loyalton	75	Exeter	23
County percentage	75	Lindsay	24
Siskiyou		Porterville	26
Dorris	18	Tulare	20
Dunsmuir	29	Visalia	17
Etna	18	Woodlake	15
Fort Jones	46	County percentage	21
Montague	75	Tuolumne	
Mount Shasta	37	Sonora	23
Tulelake	33	County percentage	23
Yreka	30	Ventura	
County percentage	29	Fillmore	11
Solano		Ojai	34
Benicia	17	Oxnard	26
Dixon	28	Port Hueneme	20
Fairfield	31	Santa Paula	22
Rio Vista	19	Ventura	9
		County percentage	16

County and City	Percentage	County and City	Percentage
Yolo		Yuba	
Davis -----	22	Marysville -----	10
Winters -----	19	Wheatland -----	38
Woodland -----	20	County percentage	10
County percentage	20		

In any county for which a county percentage is set forth in the above schedule and which contains a city which is not listed or which is hereafter created, there shall be transferred to the county general fund the county percentage. In any county for which no county percentage is set forth, and in which a city is hereafter created, there shall be transferred to the county general fund 15 percent.

(d) Once a month there shall be transferred to each city in the county an amount equal to the total sum remaining after the transfers provided for in subparagraph (c) above have been made of the fines and forfeitures collected during the preceding month upon conviction or upon the forfeiture of bail following arrests made by officers or other persons employed by such city.

(2) Any money deposited with such court or with the clerk thereof which, by order of the court or for any other reason, should be returned in whole or in part to any person, or which is by law payable to the State or to any other public agency, shall be paid to such person or to the State or to such other public agency by warrant of the county auditor, which shall be drawn upon the requisition of the clerk of such court.

All money deposited as bail which has not been claimed within one year after the final disposition of the case in which such money was deposited, or within one year after an order made by the court for the return or delivery of such money to any person, shall be apportioned between the city and the county and paid or transferred in the manner hereinabove provided for the apportionment and payment of fines and forfeitures. This paragraph shall control over any conflicting provisions of law.

Operative
date

SEC. 4. This act shall become operative on the first day of the first month next succeeding its effective date, unless its effective date is the first day of a calendar month, in which event this act shall become operative on its effective date.

Concurrent and Joint
Resolutions
and
Constitutional Amendments
First Extraordinary Session
1954

CONCURRENT AND JOINT RESOLUTIONS AND
CONSTITUTIONAL AMENDMENTS

*Adopted at the 1954 First Extraordinary Session
of the Legislature*

CHAPTER 1

Senate Concurrent Resolution No. 3—Approving certain amendments to the charter of the City of Eureka, a municipal corporation in the County of Humboldt, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on the fifteenth day of June, 1953.

[Filed with Secretary of State, March 15, 1954.]

WHEREAS, Proceedings have been taken and had for the proposal, adoption and ratification of certain amendments to the charter of the City of Eureka, a municipal corporation in the County of Humboldt, State of California, as hereinafter set forth in the certificate of the mayor and city clerk of said city, as follows, to wit:

City of
Eureka
Charter
amendment

CERTIFICATION OF RATIFICATION BY ELECTORS OF THE CITY OF
EUREKA OF CERTAIN PROPOSED CHARTER AMENDMENTS

STATE OF CALIFORNIA
COUNTY OF HUMBOLDT
CITY OF EUREKA

} ss.

We, the undersigned, George C. Jacobs, Mayor of the City of Eureka, State of California, and Ruby C. Shanahan, City Clerk of said City, do hereby certify and declare as follows:

Certificate

That the City of Eureka, a Municipal Corporation of the County of Humboldt, State of California, now is, and at all times herein mentioned was, a City containing a population of more than 3,500 inhabitants, and now has a population of over 23,058 inhabitants, and ever since the year 1895 has been, and now is, organized, existing and acting under a Freeholders' Charter adopted under and by virtue of Section 8 of Article XI of the Constitution of the State of California, which Charter was duly ratified by a majority of the qualified electors of said City at a Special Election held for that purpose on the 26th day of January, 1895, and approved by the Legislature

of the State of California on the 8th day of February, 1895 (Statutes of 1895, page 355).

That in accordance with the provisions of Section 8 of Article XI of the Constitution of the State of California, the City Council of the City of Eureka, being the legislative body thereof, on its own motion, by Ordinance No. 2568, adopted on the 8th day of April, 1953, duly and regularly proposed and submitted to the qualified electors of the City of Eureka a certain proposal for the amendment of the Charter of said City by amending Section 186—Article XV so that the City Council may by resolution adopted by three-fourths vote waive such residential requirements as to any appointee or employee for a period of not longer than six (6) months for any such appointee or employee, and upon such other terms and conditions as the Council may by its said resolution impose and prescribe. That all of said proposed Charter Amendment was directed to be voted upon by the qualified electors at a General Municipal Election called and held on the 15th day of June, 1953. That said election was duly and regularly called, authorized and provided for by the Council by Ordinance No. 2580, adopted on the 2nd day of June, 1953, which said Ordinance called for a General Municipal Election and submission of said Proposed Charter Amendment, to be held in said City on the 15th day of June, 1953, and that by said Ordinance the said General Municipal Election was held and said Proposed Charter Amendment duly submitted. That said Election was duly and regularly called and held on the 15th of June, 1953, which day was not less than 40 nor more than 60 days after the completion of the publication and advertising of the Proposed Charter Amendment aforesaid in the official newspaper.

That said Proposed Charter Amendment amending Section 186—Article XV of the Charter so that the City Council may by resolution adopted by three-fourths vote waive such residential requirements as to any appointee or employee for a period of not longer than six (6) months for any such appointee or employee, and upon such other terms and conditions as the Council may by its said resolution impose and prescribe was separately published and advertised in accordance with Section 8 of Article XI of the Constitution of the State of California and in accordance with the provisions of the Charter of the City of Eureka on the 21st day of April, 1953, in the Humboldt Standard, a newspaper of general circulation published in the City of Eureka.

That copies of said Proposed Charter Amendment was printed in convenient pamphlet form and in black-face type of not less than ten point, and as required by Section 8 of Article XI of the Constitution and by the Charter of the City of Eureka, a Notice was advertised and published in the Humboldt Standard, the same being a newspaper of general circulation in said City, that copies might be had upon application therefor at the office of the City Clerk of the City of Eureka.

That such copies could be had upon application therefor at the office of the City Clerk of said City until the day fixed for said Election. That a copy thereof was mailed to each of the qualified electors of said City as required by law. That in accordance with the provisions of Section 8 of Article XI of the Constitution and of the Charter of said City of Eureka and said Ordinance of the Legislative body thereof, there was, in the said City of Eureka, on the 15th day of June, 1953, a General Municipal Election, and that pursuant to the provisions of Section 8 of Article XI of the Constitution and of said Charter and said Ordinances the said Proposed Charter Amendment was submitted to the qualified electors of said City for their ratification at said Election, and that at said Election a majority of the qualified electors voting thereon voted in favor of the ratification of and did ratify said Proposed Charter Amendment to the Charter of said City, which Amendment is hereinafter set forth.

That in accordance with the provisions of the Charter of the City of Eureka and with the law in such cases made and provided, the City Council of the City of Eureka met on the 7th day of July, 1953, at its usual time and place of meeting, and did duly and regularly canvass the returns of said Election and on said 7th day of July, 1953, the said City Council did duly find, determine and declare the result of said General Municipal Election as determined from the canvass the returns therefor aforesaid to be that a majority of the qualified electors of said City voting on the Proposed Charter Amendment had voted for and ratified the said Amendment.

That said Amendment to the Charter of the City of Eureka there is added an additional paragraph to Section 186—Article XV of said Charter in words and figures as follows:

“Provided, however, that the City Council may by resolution adopted by three-fourths vote waive such residential requirements as to any appointee or employee for a period of not longer than six (6) months for any such appointee or employee, and upon such other terms and conditions as the Council may by its said resolution impose and prescribe, so that said Section as amended is in words and figures as follows:

“Section 186—All officers, deputies, clerks, assistants and other employees and appointees of the City, and of the several departments thereof, must be citizens of the United States, and during their respective terms of office or employment, with the exception of the city superintendent of schools, and teachers of the public schools, reside in the city, and where not otherwise provided for, must have been residents of the city one year next preceding their election or appointment. They, and each of them, shall perform such duties as may be required of them respectively by law, ordinance, or this charter, and shall only receive such compensation as may have been previously provided, and such compensation shall not be increased during the term of their respective offices, or employment, except as in this charter provided.

Residence
requirements
for officers
etc

Waiver

Provided, however, that the city council may by resolution adopted by three-fourths vote waive such residential requirements as to any appointee or employee for a period of not longer than six (6) months for any such appointee or employee, and upon such other terms and conditions as the council may by its said resolution impose and prescribe."

That we have compared the foregoing Amendment with the original Proposed Charter Amendment submitting the same to the electors of said City and find that the foregoing are full, true, correct and exact copies thereof.

That as to said Amendment, this Certificate shall be taken as a full and complete certification as to the regularity of all proceedings had and done in connection therewith.

IN WITNESS WHEREOF, we have hereunto set our hands and caused the Seal of the said City of Eureka to be affixed hereto this 15TH day of JANUARY, 1954.

(SEAL)

GEO. C. JACOBS, Mayor

RUBY C. SHANAHAN, City Clerk

and

WHEREAS, Said proposed charter amendments as ratified as hereinabove set forth have been and now are duly presented and submitted to the Legislature of the State of California for approval or rejection, as a whole without power of alteration or amendment, in accordance with Section 8 of Article XI of the Constitution of the State of California; now, therefore, be it

Approval

Resolved by the Senate of the State of California, the Assembly concurring, a majority of all the members elected to each house voting therefor and concurring therein, That said amendments to the charter of the City of Eureka, as proposed to and adopted and ratified by the electors of said city, as hereinbefore fully set forth, be and the same are hereby approved as a whole without alteration or amendment, for and as amendments to and as part of the charter of said City of Eureka.

CHAPTER 2

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

[Filed with Secretary of State, March 15, 1954.]

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Joint Rules of the Senate and Assembly adopted at the 1954 Regular Session are hereby adopted as the Joint Rules of the Senate and Assembly for the 1954 First Extraordinary Session.

CHAPTER 3

Senate Concurrent Resolution No. 2—Relative to the death of the Honorable Allen G. Thurman.

[Filed with Secretary of State, March 17, 1954]

WHEREAS, The California Legislature has learned with profound regret of the death of the Honorable Allen G. Thurman of Colfax, California; and

WHEREAS, The Honorable Allen G. Thurman was a native of the State of Washington, attended school in Oregon where he began his life work as a newspaperman. In 1917 he came to California to become city circulation manager of the San Francisco Call-Post, purchased the Colfax Record in 1920 and the Placer Herald of Auburn in 1944, continuing his newspaper work until the time of his death; and

WHEREAS, The Honorable Allen G. Thurman served as postmaster at Colfax from 1924 to 1933 and was elected to the Assembly of the State of California in 1938 where he served continuously until he was elected to the Senate in October, 1947, serving in the Senate through the session of 1948; and

WHEREAS, The Honorable Allen G. Thurman was so favorably known to members of his profession that they bestowed upon him the nickname of "Scoop Thurman" a term always used with affection and good will; and

WHEREAS, Allen G. Thurman's career was most successful, and he shared the progress he made with his loving wife, Ruth Tuttle Thurman, whom he married in 1916. She was a real partner, and they were an ideal couple. Allen G. Thurman loved life and loved people. His services as postmaster in the years from 1924 to 1933 were greatly appreciated by the citizens of his community. His stewardship as a member of the Legislature was outstanding. His membership in the Elks, Eagles, Lions, and many other civic organizations classified him as an outstanding American and a great citizen; now, therefore, be it

Resolved, by the Senate of the State of California, the Assembly thereof concurring, That the Members of the Legislature express profound regret that the death of Allen G. Thurman has taken from California an able and sincere citizen whose life and background contributed to making America the outstanding Country it is today; and be it further

Resolved, That the Members of the Senate and the Assembly of the State of California, do hereby express to Mrs. Allen G. Thurman their heartfelt sympathy and sorrow in her hours of bereavement; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to forward a properly prepared copy of this resolution to Mrs. Allen G. Thurman, widow of the Honorable Allen G. Thurman.

CHAPTER 4

Assembly Concurrent Resolution No. 1—Relative to expressing the congratulations of the people of the State of California to the Honorable Earl Warren upon his appointment as Chief Justice of the United States.

[Filed with Secretary of State, March 19, 1954.]

WHEREAS, The people of the State of California have learned with exceeding pride of the recent appointment of the Honorable Earl Warren as Chief Justice of the United States, the most august and respected judicial tribunal of our Nation; and

WHEREAS, The Honorable Earl Warren has had a brilliant and distinguished career in serving the people of California, first as District Attorney for the County of Alameda, then as Attorney General of the State of California, and more recently as Governor of the State of California; and

WHEREAS, During his exceptionally long and accomplished tenure as Governor of this great State the Honorable Earl Warren has distinguished himself as an outstanding and hard-working statesman and a devoted servant to the public in guiding this State through the tremendous problems and tribulations engendered by the recent world conflict and its resultant postwar complications, and has thereby endeared himself to the people of this State; and

WHEREAS, As the crowning achievement of a career already illustrious, the Honorable Earl Warren was appointed in 1953 as Chief Justice of the United States, and as such will now guide the judicial department of our national constitutional government through the coming years; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the people of the State of California express their sincerest and warmest congratulations to the Honorable Earl Warren upon his appointment as Chief Justice of the United States and wish him every happiness in his future years of public service; and be it further

Resolved, That the people of this State express their humble gratitude to Earl Warren for his magnificent service to the people of this State; and be it further

Resolved, That the Chief Clerk of the Assembly of the State of California is hereby directed to send a suitably engrossed copy of this resolution to the Honorable Earl Warren.

CHAPTER 5

Assembly Concurrent Resolution No. 2—Relative to Governor Braulio Maldonado of Baja California Norte.

[Filed with Secretary of State, March 19, 1954.]

WHEREAS, Our great neighboring Republic of Mexico recently created a new state bordering on California, named

Baja California Norte, the twenty-ninth state of that nation; and

WHEREAS, Braulio Maldonado, distinguished citizen of this new state of Mexico, was honored by his election as its first governor; and

WHEREAS, Governor Goodwin Knight represented California at the inaugural ceremonies for Governor Maldonado and a representative from the Los Angeles City Council and many other persons from California participated in these inaugural ceremonies, in keeping with the close relationship and friendship between California and Mexico; and

WHEREAS, It is proper that the Legislature of California should take cognizance of this important event and extend its congratulations to the governor of this new state; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the congratulations and best wishes of the Legislature of the State of California be extended to the Honorable Braulio Maldonado, the first Governor of the State of Baja California Norte of Mexico; and be it further

Resolved, That a suitably engrossed copy of this resolution be sent to Governor Maldonado.

CHAPTER 6

Assembly Concurrent Resolution No. 4—Relative to the report of the annual convention of the Marine Corps League of the Department of California.

[Filed with Secretary of State, March 24, 1954.]

Resolved by the Assembly of the State of California, the Senate thereof concurring, That there shall be printed as a public document 500 copies of the report of the annual convention of the Marine Corps League of the Department of California for the year 1954, together with illustrations, copies of the general orders enacted at such convention and the official roll, 150 copies for the use of the Senate and 350 copies for the use of the Assembly, the cost of same to be payable from the legislative printing appropriation.

CHAPTER 7

Assembly Concurrent Resolution No. 6—Relative to the Fullerton Junior College championship basketball team.

[Filed with Secretary of State, March 24, 1954.]

WHEREAS, The recent state junior college basketball tourney here in Sacramento has afforded an opportunity to witness some exceptionally fine play; and

WHEREAS, The Hornets of Fullerton Junior College emerged from the three-day classic as champions, having consistently kept a superior quintet on the floor; and

WHEREAS, This championship team was coached by Alex Omalev, a former "All American" from the University of Southern California; and

WHEREAS, Three of the Fullerton players, Dan Rogers, Jim Sterkel and Dave Hall, won places on the "all star" team, while Dan also took home the "outstanding player" trophy for his clever ball handling and sure long shots; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Members of the Legislature heartily congratulate the Fullerton Junior College basketball team for their fine display of sportsmanship and skill and for their win at the state tourney in Sacramento; and be it further

Resolved, That special mention is made of the coaching work of Alex Omalev and the exceptional performances of "outstanding player" Dan Rogers, and of "all stars" Dave Hall and Jim Sterkel; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Alex Omalev and to each member of the Fullerton Junior College basketball team.

CHAPTER 8

Assembly Concurrent Resolution No. 3—Relative to a study of the Uniform Commercial Code by the Interim Judiciary Committees of the Assembly and the Senate.

[Filed with Secretary of State, March 29, 1954]

WHEREAS, Nation-wide efforts since 1940 have been carried on for the purpose of producing a comprehensive and uniform restatement of the statutes governing commercial transactions in the several states of the United States, culminating in a joint project undertaken between 1945 and 1952 by the American Law Institute and the National Conference of Commissioners on Uniform State Laws and financed by private donations in excess of three hundred fifty thousand dollars (\$350,000); and

WHEREAS, This tremendous project involves the modernization and standardization of all parts of the statute law governing commercial subjects such as sales, negotiable instruments, bank deposits and collections, letters of credit, bulk transfers, warehouse receipts, bills of lading, investment securities, and secured transactions and has engaged the continuous efforts of hundreds of judges, practicing lawyers and law teachers throughout the United States for over seven years; and

WHEREAS, The product of this work constitutes the Uniform Commercial Code which, after receiving the approval of the American Bar Association, was introduced at the 1953 Regu-

lar Session of the California Legislature and at sessions of a number of other state legislatures, and has received the unanimous approval of both houses of the Pennsylvania Legislature, has been signed by the Governor and is now the law of Pennsylvania and will doubtless be introduced at the 1955 Regular Session of the California Legislature; and

WHEREAS, Despite the efforts of the California Commission on Uniform State Laws to bring this important piece of legislation to the attention of those who will be affected by it in California by holding conferences and by the publication of a study entitled "California Annotations to the Uniform Commercial Code," it appears that substantial numbers of the business and commercial interests in the State have not yet had sufficient opportunity to familiarize themselves with the provisions of the new code; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the interim committees of the Assembly and the Senate on the judiciary or the judicial system are hereby authorized and directed to select not less than three members of each committee to serve together as a joint study committee on the Uniform Commercial Code, and said joint study committee shall be given the power to designate interested members of the public who shall serve without compensation or expenses as an advisory committee on the code; and be it further

Resolved, That the results of the joint study committee's consideration of the code, together with the recommendations of the advisory committee and a summary of the material presented at any public hearings which may be called, shall be presented to the interim committees of the Assembly and the Senate on the judiciary or the judicial system sufficiently in advance of the 1955 Regular Session of the Legislature so that said committees can include their recommendations on the Uniform Commercial Code in their regular reports at that session.

CHAPTER 9

Assembly Concurrent Resolution No 7—Approving certain amendments to the charter of the City of Tulare, a municipal corporation in the County of Tulare, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the twenty-seventh day of October, 1953.

[Filed with Secretary of State, March 30, 1954]

WHEREAS, Proceedings have been taken and had for the proposal, adoption and ratification of certain amendments to the charter of the City of Tulare, a municipal corporation in the County of Tulare, State of California, as hereinafter set forth in the certificate of the mayor and city clerk of said city, as follows, to wit:

City of
Tulare
Charter
amendments

CERTIFICATE OF ADOPTION BY THE QUALIFIED ELECTORS OF THE CITY OF TULARE, AT A SPECIAL MUNICIPAL ELECTION HELD THEREIN ON THE 27TH DAY OF OCTOBER, 1953, OF CERTAIN AMENDMENTS TO THE FREEHOLDERS CHARTER OF THE CITY OF TULARE, STATE OF CALIFORNIA.

STATE OF CALIFORNIA }
COUNTY OF TULARE } ss.
CITY OF TULARE }

Certificate

We, Jim Ingle, President of the Council and Ex-Officio Mayor of the City of Tulare, and Hazel Hoyt, City Clerk of the City of Tulare, do hereby certify as follows:

That said City of Tulare, in the County of Tulare, State of California, is now, and was at all times herein mentioned, a City containing a population of less than 50,000 inhabitants, as ascertained by the last preceding census taken under the authority of the Congress of the United States; and

That said City of Tulare is now, and was at all times herein mentioned, organized and existing under a Freeholders' Charter adopted under the provisions of Section 8, Article XI of the Constitution of the State of California, which Charter was duly ratified by a majority of the electors of said City at a special election held therein on the 5th day of September, 1922, and approved by the Legislature of the State of California, and filed with the Secretary of the State of California on the 3rd day of February, 1923. (Statutes of 1923, page 1508, and as amended April 24, 1933 Statutes of 1933, page 3043, and as amended May 4, 1935, Statutes of 1935, Page 2640); and

That the legislative body of said city, namely, the City Council thereof, did, by Resolution duly adopted and pursuant to the provisions of Section 8, Article XI, of the Constitution of the State of California, duly vote to submit to the qualified electors of said City of Tulare, twelve (12) Amendments to the Charter of said City, and ordered that said proposed Amendments be submitted to said qualified electors of said City at a special municipal election to be held in said City on the 27th day of October, 1953; and

That said proposed Amendments were thereafter designated as Propositions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12, and were, on the 14th day of September, 1953, duly published in the Tulare Advance-Register, and in each and every edition thereof during said dates of publication; and

That said Tulare Advance-Register was, upon the date of said publication, and at all times since has been, and now is, a daily newspaper of general circulation within said City of Tulare, and was, upon the date of the publication of said Proposed Amendments, and now is, published in said City, and said newspaper was, upon the date of the publication of said Proposed Amendments, and at all times since has been, and now is, the official newspaper of said City, and was the news-

paper designated by said City Council for the publication of said Proposed Amendments; and

That the said City Council did, by Ordinance, designated Ordinance No. 646, order the holding of a special municipal election in said City of Tulare on the 27th day of October, 1953, which date was not less than forty (40) nor more than sixty (60) days after completing publication of the Proposed Amendments, as aforesaid, and which Ordinance was published at least two (2) times in the Tulare Advance-Register, the official newspaper of said City of Tulare, on the 14th and 15th days of September, 1953; and

Notice of said election, and the Propositions to be voted thereon, was duly published in the said Tulare Advance-Register, the official newspaper of the City of Tulare and a newspaper of general circulation published in said City, on the 15th and 16th days of October, 1953, being ten (10) days prior to the date of the said election, and precinct polling cards and Notice of Election and the Propositions to be voted thereon, were duly and regularly mailed in accordance with the law, to each of the registered voters entitled to vote at said election; and

That said special municipal election was held in the said City of Tulare on the 27th day of October, 1953, which day was not less than forty (40) days nor more than sixty (60) days after the publication of the said Proposed Amendments once in the Tulare Advance-Register, a newspaper of general circulation in said City; and

That the City Council did, by Resolution adopted on the 3rd day of November, 1953, duly declare the results of said special municipal election, and did duly find, determine and declare that a majority of the qualified voters of the said City of Tulare voting thereon, had voted in favor of and had ratified ten (10) of said Proposed Amendments; and

That, at said special municipal election, held as aforesaid, a majority of the qualified voters of said City of Tulare voting thereon, voted in favor of, and thereby ratified ten (10) of said Proposed Amendments; and

That said Proposed Amendments to the Charter of the City of Tulare, so ratified by the voters of said City, as aforesaid, are respectively in words and figures as follows, to wit:

CHARTER AMENDMENT NO. 1.

Repeal Sections 2, 7, 40, 41, 42, 43 and 44.

Repeal

CHARTER AMENDMENT NO. 2.

Amend Sections 4, 5, 8, 10 and 11 by substituting in lieu thereof the following:

Section 4. Elective Officers of the City shall be five (5) Councilmen, a City Auditor and a Treasurer. Elective officers

Section 5. On the tenth (10) day of April, 1923, there shall be elected at large five (5) Councilmen, an Auditor and

a Treasurer. The term of office of each of said elective officers shall be four (4) years, and until his successor is elected and qualified, excepting that in the City Council elected at the regular municipal election held on the second Tuesday of April, 1955, the three (3) members elected by the highest number of votes shall hold office for four (4) years, and the two (2) members elected by the lowest number of votes shall hold office for two (2) years. If two or more persons are elected by the same number of votes, the terms of each shall be decided by lots.

Section 8. The bond of the Auditor and the Treasurer shall be approved by the Council, and filed with the City Clerk.

Section 10. All elective officers, at the time of their election, shall be qualified electors of the City of Tulare.

Elections

Section 11. All elections shall be held and conducted, as nearly as may be, in accordance with the general laws providing for and governing elections in cities of the fifth and sixth class. The regular municipal elections shall be held on the second Tuesday in April, commencing with the year 1923, and every second year thereafter.

CHARTER AMENDMENT NO. 4.

Amend Sections 15, 23 and 46, by substituting in lieu thereof the following:

Ordinances
and res-
olutions

Section 15. The Council shall act only by Ordinance or Resolution. All proposed Ordinances shall be introduced in typewritten or printed form, and no Ordinance shall be passed by the Council on the day of its introduction, nor within five (5) days thereafter, nor at any time other than a regular meeting. Nothing herein shall be construed as prohibiting minor changes, amendments or modifications of a proposed Ordinance between the time of its introduction and final passage, providing its general scope and original purpose are retained. The affirmative vote of three (3) members shall be necessary to the passage of any Ordinance or Resolution.

All Resolutions and Ordinances shall be signed by the President of the Council and attested by the City Clerk.

In addition to those cases in which an Ordinance is required by other provisions of this Charter, no action providing for any specific improvements or the appropriation or expenditure of public money, except sums less than the expenditure of which for public projects would be required to be contracted for and let to the lowest responsible bidder in accordance with the general laws governing sixth class cities, for appropriation, acquisition, sale or lease of public property; for the levying of any tax or assessment; for the granting of any franchise; for establishing or changing fire limits; or, for the imposing of any penalty, shall be taken except by Ordinance, provided, that such exceptions be ob-

served as may be called for in cases where the Council takes action in pursuance of a general law of this State.

The enacting clause of all Ordinances shall be "Be it Ordained by the Council of the City of Tulare". All Ordinances, with the exception of the annual appropriation Ordinance, shall contain but one subject, which shall be clearly stated in the title.

If any subject shall be embraced in an Ordinance or Resolution, which shall not be expressed in its title, such Ordinance or Resolution shall be void only as to such thereof as shall not be expressed.

All Ordinances, except emergency Ordinances not subject to referendum before final action thereon, must be passed to print and published in a newspaper of general circulation in the City of Tulare, with the 'Ayes' and 'Noes', for two (2) days, and, in case of any amendment being made thereto before the final adoption of the Ordinance, must in like manner be re-published, as amended, for not less than one (1) day.

No ordinance shall be amended unless the whole Section to be amended be set forth, as amended, and the original Section repealed.

Section 23. When the expenditure required for the purchase of any supplies exceeds the sum, the expenditure of which for public projects would be required to be contracted for and let to the lowest responsible bidder, in accordance with the general laws governing sixth class cities, the Purchasing Agent shall advertise for sealed proposals in the manner hereinafter prescribed for proposals for public work and the contract shall be awarded by the Council to the lowest responsible bidder, provided that the Council may reject all bids and order the Purchasing Agent to buy in the open market at a price less than the lowest bid received from a responsible bidder, and provided that if no bids are received, the Council may order the Purchasing Agent to buy in the open market.

Purchase of
supplies

Until the Council shall otherwise provide by Ordinance, the City Manager shall act as Purchasing Agent.

Section 46. All public buildings and work, when the expenditure thereof shall exceed the sum, the expenditure of which is for public projects, would be required to be contracted for and let to the lowest responsible bidder, in accordance with the general laws governing sixth class cities, shall be done by contract, and shall be let to the lowest responsible bidder, after advertising for five (5) consecutive days in a daily newspaper of general circulation published in the city, for sealed proposals for the work contemplated. Provided, that the Council may reject any and all bids, if deemed excessive and re-advertise for bids or provide for the work to be done by the Department of Public Works.

Contracts
for public
buildings
and work

All contracts shall be approved as to form by the City Attorney, and shall be signed by the Mayor, and attested to by the City Clerk.

No contract is valid, except in the case where the work to be done is to be paid for by special assessment, unless the City Auditor shall endorse thereon his certificate that there remains an unexpended balance of an appropriation or proceeds of a bond issue applicable thereto.

CHARTER AMENDMENT NO. 5.

Amend Sections 17, 20 (sub-section b) and 21, by substituting in lieu thereof the following:

Appointive
officers, etc

Section 17. There shall be the following appointive officers, boards and commissions, who shall perform the duties assigned them by this Charter or by Ordinance:

City Manager, City Clerk, City Engineer, City Attorney, Chief of the Police Department, Chief of the Fire Department, Health Officer, Board of Health, City Planning Commission, Superintendent of Parks and Playgrounds, Board of Library Trustees, Board of Public Utilities and a City Assessor.

The Council may, by Ordinance, provide for the appointment of all employees of the city government, except as otherwise provided in this Charter. The Council shall appoint the City Manager, City Clerk, City Attorney, three (3) members of the Board of Public Utilities, and such other subordinate officers as in their judgment may be deemed necessary, and fix their compensation.

All other appointive officers shall be appointed and removed by the City Manager.

All appointive officers shall, before entering upon the duties of their office, take the oath herein prescribed for elective officers, and file with the City Clerk bonds of some responsible surety company in such penal sums as this Charter, or failing such provisions, as the Council may by Ordinance direct.

No provisions of this Charter shall be construed to prohibit the adoption of an Ordinance providing for a personnel, merit, civil service, or other system for the employment, tenure, discharge or retirement of employees.

Section 20 (b). To appoint, except as otherwise provided, and subject to the provisions of any Ordinance providing for a personnel, merit, civil service, or other system for the employment, tenure, discharge or retirement of employees, all heads of departments, subordinate officials, and employees, and remove the same, except as otherwise herein provided.

Section 21. The City Manager shall appoint, subject to the provisions of any Ordinance providing for a personnel, merit, civil service, or other system for the employment, tenure, discharge or retirement of employees, and insofar as concerns the Chief of the Police Department and the Chief of the Fire Department, subject to the continuing approval of the Council, the following officers, and all other officers of the City, except where this Charter expressly provides otherwise: City Engineer; Board of Health; Health Officer; Chief

of Police Department; Chief of Fire Department; and Superintendent of Parks and Playgrounds.

CHARTER AMENDMENT NO. 6.

Amend Section 18, by substituting in lieu thereof the following:

Section 18. The City Clerk shall be the custodian of the seal of the City; shall safely keep all books, records and other documents required by this Charter or the laws of the State to be kept and filed in his office. He shall be the Clerk of the Council. He shall have the power to administer oaths. It shall be his duty to perform all acts required of him by this Charter, by Ordinance, or by the laws of the State.

CHARTER AMENDMENT NO. 7.

Amend Sections 26 and 27, by substituting in lieu thereof the following:

Section 26. On or before the first (1) day of May of each year, the City Manager shall submit to the Council an estimate of revenue and expenditures for the ensuing year. It shall contain an estimate of the probable revenue from all sources, the amount necessary to meet the interest and principal of the bonded indebtedness of the City, and the following information, arranged in parallel columns:

(a) Detailed estimate of the expenses of conducting each Department, as submitted by the Department.

(b) Expenditures for the corresponding items for the last two (2) fiscal years.

(c) Expenditures for corresponding items for the current fiscal year, including adjustments due to transfers between appropriations, and an estimate of the expenditure necessary to complete the current fiscal year.

(d) Supplies and materials on hand.

(e) Such other information as the Council may require.

(f) Recommendations of the City Manager.

Sufficient copies shall be prepared by the City Manager to provide one for each member of the Council, and to place two (2) copies on file in his office for inspection of the public.

Section 27. Upon the receipt of this budget, the Council shall proceed to consider the same. Before the final action is taken, the City Manager, at the direction of the Council, shall publish for general distribution, an abstract of the budget showing the principal items of expenditure for each Department, together with the changes in his recommendations, if any, proposed to be made by the Council. The Council shall then fix the time and place for public hearings. The Council shall not finally pass the annual budget before the first (1) day of July.

CHARTER AMENDMENT No. 8.

Amend Section 45, by substituting in lieu thereof the following:

City engineer

Section 45. The City Engineer shall be a Civil Engineer, duly licensed under the laws of the State of California, and shall have practiced as such for a period of three (3) years. He shall be head of the Department of Public Works. He shall have all such powers and duties as are conferred on him by this Charter or by Ordinance. He shall be ex-officio Superintendent of Streets. The Department of Public Works shall have charge of all public work relating to streets, street cleaning, lighting and watering of streets, sewers, sewage disposal, garbage disposal, public buildings, and the construction and operation of all public buildings, and the construction and operation of all public utilities owned and operated by the City, except as otherwise provided herein.

CHARTER AMENDMENT No. 10

Amend Sections 60, 61, 62, 63, 64, 65 and 66, by substituting in lieu thereof the following:

Board of education

Section 60. The Board of Education shall consist of five (5) members, elected from the Tulare City School District at large at the times and in the manner provided in this Charter for school elections. He shall serve a term of four (4) years until his successor is elected and qualified. The Members of the Board of Education shall receive no compensation for their services as such.

For the purpose of providing for a system of staggered terms, at the general municipal election to be held on the second Tuesday in April, 1955, the three candidates elected by the highest number of votes shall serve for a term of four (4) years each; the two candidates elected by the fourth and fifth highest number of votes shall serve for a term of two (2) years each.

The term of each member of the Board of Education shall commence on the first (1) day of July following his election, and shall continue until his successor is elected and qualified. Any tie in voting shall be settled by the casting of lots.

Section 61. The members of the Board of Education in office at the time this section takes effect shall continue in office until the expiration of their respective terms and until their successors are elected and qualified.

Qualifications

Section 62. No person shall be eligible to hold office on the Board of Education unless he shall be a qualified elector of the territory comprising the School District and shall have been such for at least one (1) year next preceding the date of his election or appointment.

Vacancies

Section 63. A vacancy in the Board of Education for whatever cause arising shall be filled by appointment by the Board of Education. Such appointee to hold office until June

30th, following the next general school election, or until his successor is elected and qualified. At the next general school election following the declaration of a vacancy on the Board of Education a new member shall be elected to serve for the remaining period of the unexpired term.

If a member of the Board of Education absents himself from all regular meetings of the Board for a period of sixty (60) days consecutively, unless by permission of the Board expressed in its official minutes, or is convicted of a crime involving moral turpitude, or ceases to be an elector of the School District, his office shall become vacant and shall be so declared by the Board of Education.

Section 64. The Board of Education shall have entire control and management of the public schools in the City School District in accordance with the constitution and laws of the State of California, and it is hereby charged with all the duties provided by this Charter and by the general laws of the State of California for City School District Boards of Education. Management
of schools

Said Board shall determine the time and place for its meeting and make rules for the conduct of its business. The Board of Education shall elect annually one of its members for its president. He shall have no other vote than his vote as a member of the Board.

Section 65. The Board of Education shall appoint a Superintendent of Schools, and such deputies and assistants as it may deem necessary, and fix their compensation. Superintendent
of schools

The Superintendent shall be an ex-officio member of the Board of Education, but shall have no power to vote. He shall be the executive officer of the Board and shall perform such duties as are required by the laws of the State, and order of the Board.

Section 66 The elections shall be called and held at the time and manner specified for the election of school trustees in the Education Code of the State of California, with the exception herein specified in regard to length of the term of office of members of the Board of Education. Elections

CHARTER AMENDMENT NO. 11.

Amend Section 69, by substituting in lieu thereof the following:

Section 69. At the beginning of each fiscal year the Council shall designate Certified Public Accountants or qualified Public Accountants, duly licensed by the State Board of Accountancy of the State of California, who, at such time or times specified by the Council, shall make an independent audit of accounts and other evidences of financial transactions of the City Government, and shall submit their reports to the Council and to the City Manager, and shall, at the end of the fiscal year, submit a final report to the Council and to the City Manager, a copy of such report to be placed on file with the City Clerk for inspection by the general public. Audit of
accounts

Such Accountants shall have no personal interest, direct or indirect, in the fiscal affairs of the City Government, or any of its officials; they shall not maintain any accounts or records of the City business, but within the specifications approved by the Council shall post audit the books and documents kept by the City Auditor and City Treasurer, and any separate or subordinate account kept by any office, department or agency of the City Government.

CHARTER AMENDMENT No. 12.

Amend Section 71, by substituting in lieu thereof the following:

Office hours

Section 71. Except as otherwise provided for by law, this Charter, or by Ordinance, all public offices shall be kept open for business every day except legal holidays from 8:00 o'clock in the forenoon until 5:00 o'clock in the afternoon, and all books and records of every officer and department shall be open to the inspection of any citizen at any time during business hours, subject to the proper rules and regulations of the efficient conduct of the business of each department or office.

That the foregoing is a full, true and correct copy of said Proposed Amendments to the Charter of the City of Tulare, ratified by the electors of said City, as aforesaid, on file in the office of the City Clerk of said City of Tulare.

IN WITNESS WHEREOF, Jim Ingle, President of the Council and Ex-officio Mayor, as aforesaid, and Hazel Hoyt, City Clerk, as aforesaid, have hereunto set their hands and caused the corporate seal of the City of Tulare to be thereunto duly affixed this 5th day of March, 1954.

(SEAL)

JIM INGLE,

President of the Council and
Ex-officio Mayor of the
City of Tulare.

HAZEL HOYT,

City Clerk of the City of
Tulare.

and

WHEREAS, Said proposed charter amendments as ratified as hereinabove set forth have been and now are duly presented and submitted to the Legislature of the State of California for approval or rejection, as a whole without power of alteration or amendment, in accordance with Section 8 of Article XI of the Constitution of the State of California; now, therefore, be it

Approval

Resolved by the Assembly of the State of California, the Senate concurring, a majority of all the members elected to each house voting therefor and concurring therein, That said amendments to the charter of the City of Tulare, as proposed to and adopted and ratified by the electors of said city, as hereinbefore fully set forth, be and the same are hereby approved as a whole without alteration or amendment, for and

as amendments to and as part of the charter of said City of Tulare.

CHAPTER 10

Senate Joint Resolution No. 2—Relative to memorializing Congress to provide adequate fire and flood protection in the national forests of Southern California.

[Filed with Secretary of State, March 30, 1954.]

WHEREAS, The national forest watersheds of Southern California have suffered enormous fire losses during 1953 which were in part due to the extremely dry weather conditions; and

WHEREAS, These drought conditions are extending through the 1953-54 winter months which are producing a grave danger of 1954 being the most disastrous fire season in recorded history; and

WHEREAS, Flood and debris damage resulting from such destruction of the watershed would endanger many human lives and would cause millions of dollars of property damage, both public and private, to the communities and countryside below these watersheds; and

WHEREAS, The urgent need for immediate action has been officially recognized by the California State Board of Forestry and the governing bodies of the Counties of Los Angeles, San Bernardino, Riverside, Orange, San Diego, Santa Barbara, Ventura, and San Luis Obispo; now, therefore, be it

Resolved by the Senate and Assembly of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the President and the Congress of the United States to take immediate steps to provide an adequate fire protection and flood prevention system for the national forests in Southern California; and be it further

Resolved, That the Secretary of the Senate is hereby requested to transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 11

Senate Constitutional Amendment No. 3—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 17 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms and conditions under which such grants and loans to school districts shall be made and repaid.

[Filed with Secretary of State, April 2, 1954.]

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California, at its 1954 First Ex-

traordinary Session, commencing on the first day of March, 1954, two-thirds of the members elected to each of the houses of the Legislature voting therefor, hereby proposes to the people of the State of California that the Constitution of the State be amended by adding Section 17 to Article XVI thereof, to read:

SEC. 17. Bonds of the State of California shall be prepared, issued, and sold in the amount of one hundred million dollars (\$100,000,000). in such denominations, to be numbered, to bear such dates, and to bear such rate of interest as shall be determined by the Legislature.

The proceeds of such bonds shall be used:

(a) Subject to such legislation as the Legislature may, from time to time, enact, to provide loans and grants to school districts of the State for use in purchasing and improving school sites, the purchasing of furniture and equipment for schools, and the planning and constructing, reconstructing, repairing, altering, and making additions to, school buildings.

(b) To pay the expenses that may be incurred in preparing, advertising, issuing, and selling the bonds, and in administering and directing the expenditure of the moneys realized from the sale of such bonds.

The issuance, signing, countersigning, endorsing, and selling of the bonds herein provided for, and the interest coupons thereon, the place and method of payment of principal and interest thereon, the procedure for initiating, advertising and holding sales thereof, and the performance by the several state boards and state officers of their respective duties in connection therewith; and all other provisions, terms, and conditions relating to the bonds, shall be as provided by the Legislature.

The Legislature may appropriate money to be expended in addition to or in lieu of the money received from the sale of the bonds sold under the authority of this section. The money so appropriated shall be expended pursuant to subdivision (a) of this section. If the Legislature appropriates money in lieu of the money received from the sale of the bonds, the total amount of bonds required to be sold pursuant to this section shall be reduced by the amount so appropriated.

The Legislature shall pass all laws, general or special, necessary or convenient to carry into effect the provisions of this section. Such laws may provide for the allocation of funds to school districts pursuant to this section by the State Allocations Board or a similar agency and in that event, notwithstanding any other provision of this Constitution, Members of the Legislature who are required to meet with such board shall have equal rights and duties with the nonlegislative members to vote and act upon matters pending before such board.

The Legislature shall require each district receiving an allocation of money from the sale of bonds pursuant to this section to repay such money to the State on such terms and in

such amounts as may be within the ability of the district to repay.

The people of the State of California in adopting this section hereby declare that it is in the interests of the State and of the people thereof for the State to aid school districts of the State in providing necessary school sites and buildings for the pupils of the Public School System, such system being a matter of general concern inasmuch as the education of the children of the State is an obligation and function of the State.

CHAPTER 12

Senate Concurrent Resolution No. 5--Relative to congratulating Dr. Rockwell Dennis Hunt on his being named "Mr. California."

[Filed with Secretary of State, April 2, 1954]

WHEREAS, Dr. Rockwell Dennis Hunt, scholar, educator, and author, has been proclaimed "Mister California" by Governor Goodwin J. Knight in recognition of his outstanding contributions to California; and

WHEREAS, Doctor Hunt so richly deserves this title in view of the many years he has devoted to educating the sons and daughters of this State and in view of his magnificent achievements in setting forth the dramatic history of California for all to see; and

WHEREAS, Doctor Hunt, born in the City of Sacramento in the year 1868, early established his brilliance as a scholar, having earned his Bachelor of Philosophy Degree from Napa College in 1890 and his Doctor of Philosophy Degree from Johns Hopkins University in 1895, and has had conferred upon him the honorary degree of doctor of laws by the College of the Pacific and the honorary degree of doctor of literature by the University of Southern California; and

WHEREAS, Doctor Hunt's long and devoted service as an educator dates from the year 1891 with his becoming a professor of history at Napa College and has included such positions as principal of the San Jose High School, professor of history and political science at the University of the Pacific, member of the faculty of the University of Southern California for 37 years, and, for 25 years, Dean of the Graduate School of that university; and

WHEREAS, Doctor Hunt, through his authorship of numerous books and articles on the history of California and Californians, has made an invaluable contribution to the greatness of our State and to the spreading of its fame throughout the world; and

WHEREAS, Doctor Hunt continues to add to this remarkable career of service and study by serving as the Director of the California History Foundation at the College of the Pacific; and

WHEREAS, The people of California are truly indebted to this native son for services outstandingly rendered; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Members of the Legislature welcome this opportunity to congratulate Dr. Rockwell Dennis Hunt on being proclaimed "Mister California" and commend him for the long and distinguished record of contributions he has made to his native State; and be it further

Resolved, That the Secretary of the Senate is hereby directed to have a suitably engrossed copy of this resolution delivered to Dr. Rockwell Dennis Hunt.

CHAPTER 13

Assembly Constitutional Amendment No. 13—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 2 of Article IV thereof, relating to the compensation of Members of the Legislature of California.

[Filed with Secretary of State, April 2, 1954.]

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its 1954 First Extraordinary Session commencing on the first day of March, 1954, two-thirds of the members elected to each of the two houses of the Legislature voting therefor, hereby proposes to the people of the State of California that the Constitution of the State be amended by amending Section 2 of Article IV thereof, to read:

Sessions· SEC. 2. (a) The sessions of the Legislature shall be annual, but the Governor may, at any time, convene the Legislature, by proclamation, in extraordinary session.

All regular sessions in odd-numbered years shall be known as general sessions and no general session shall exceed 120 calendar days, exclusive of the recess required to be taken in pursuance of this section, in duration.

All regular sessions in even-numbered years shall be known as budget sessions, at which the Legislature shall consider only the Budget Bill for the succeeding fiscal year, revenue acts necessary therefor, the approval or rejection of charters and charter amendments of cities, counties, and cities and counties, and acts necessary to provide for the expenses of the session.

General All general sessions shall commence at 12 o'clock m., on the first Monday after the first day of January, and shall continue for a period not exceeding 30 calendar days thereafter; whereupon a recess of both houses must be taken for not less than 30 calendar days. On the reassembling of the Legislature, no bill shall be introduced in either house without the consent of

three-fourths of the members thereof, nor shall more than two bills be introduced by any one member after such reassembling.

All budget sessions shall commence at 12 m. on the first ^{Budget} Monday in March and no budget session shall exceed 30 calendar days in duration.

(b) Each Member of the Legislature shall receive for his ^{Salary of} services the sum of five hundred dollars (\$500) for each month ^{Legislators} of the term for which he is elected.

No Member of the Legislature shall be reimbursed for his ^{Expenses} expenses, except for expenses incurred (1) while attending a regular, special or extraordinary session of the Legislature (the expense allowances for which may equal but not exceed the expense allowances at the time authorized for other elected state officers), not exceeding 120 calendar days of any general session or 30 calendar days of any budget session or the duration of a special or extraordinary session or (2) while serving after the Legislature has adjourned or during any recess of the two houses of the Legislature as a member of a joint committee of the two houses or of a committee of either house, when the committee is constituted and acting as an investigating committee to ascertain facts and make recommendations, not exceeding, during any calendar year, 40 days as a member of one or more committees of either house, or 60 days as a member of one or more joint committees, but not exceeding 60 days in the aggregate for all such committee work. The limitations in this subsection (b) are not applicable to mileage allowances

CHAPTER 14

Assembly Joint Resolution No. 2—Relative to Congress appropriating funds for the construction of a fence along the Mexican boundary from the Pacific Ocean to the Arizona state line.

[Filed with Secretary of State, April 2, 1954]

WHEREAS, There is a lack of adequate fencing along the Mexican boundary from the Pacific Ocean to the Arizona state line; and

WHEREAS, A properly constructed fence would be of considerable aid in preventing diseased animals from straying across the boundary into California and spreading such diseases as tick fever, foot-and-mouth disease, and dourine; and

WHEREAS, In 1949 stray cattle from Mexico caused the introduction of tick fever into California, the outbreak of which was successfully brought under control only at a cost in excess of \$10,000; and

WHEREAS, If such diseases should in the future be carried into California and spread throughout the State the result would be economic loss measured in the millions of dollars; and

WHEREAS, The present fence along the boundary has fallen into disrepair and does not provide adequate protection against the introduction of diseases; and

WHEREAS, The construction and maintenance of an adequate fence is necessary if the California cattle and dairy industries are to be protected against the possibility of great economic loss due to the introduction of disease from Mexico; and

WHEREAS, The International Boundary Commission has reported its willingness to supervise the construction of a fence if adequate funds are provided; and

WHEREAS, The appropriation of the funds necessary for the construction of a fence would constitute a wise investment of benefit to the entire Nation, as it would protect a significant portion of the Nation's food supply from the destructive ravages of disease; now, therefore, be it

Resolved by the Assembly and the Senate of the State of California, jointly, That the Congress of the United States is hereby urged and memorialized to immediately appropriate the funds necessary to construct a fence along the Mexican boundary from the Pacific Ocean to the Arizona state line; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the President of the United States, the President of the Senate, Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 15

Assembly Joint Resolution No. 3—Relative to memorializing Congress to establish a strategic materials stockpile and shipping center at Red Bluff, California.

[Filed with Secretary of State, April 2, 1954]

WHEREAS, The United States has undertaken a program of stockpiling strategic minerals for the purposes of national defense; and

WHEREAS, The mineral wealth of Northern and Central California is the source of many of the strategic minerals which are stockpiled; and

WHEREAS, The strategic minerals produced in California are not stockpiled in California but elsewhere in the Nation, which results in the addition of large and unnecessary costs to the price of the materials; and

WHEREAS, The wasteful nature of this procedure is demonstrated by the fact that 90 percent of the chrome delivered to the Grants Pass, Oregon, stockpile is produced in California and must be shipped through Red Bluff, with the result that the cost of chrome is doubled to producers as well as to consumers; and

WHEREAS, These unnecessary costs of shipping can be reduced by establishing a strategic materials stockpile and shipping center in Red Bluff, California, which is located closer to the points where the materials are consumed; and

WHEREAS, Red Bluff is served by an excellent railroad and highway system; and

WHEREAS, There is located in Red Bluff an area of 15 acres adjoining a railroad spur track and buildings, which is ideally suited for development as a stockpile; now, therefore, be it

Resolved by the Assembly and Senate of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the Congress of the United States to establish a strategic materials stockpile and shipping center at Red Bluff, California; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit copies of this resolution to the President of the United States, to the President of the Senate, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 16

Assembly Joint Resolution No. 5—Relative to outlawing the Communist Party of the United States and the members thereof.

[Filed with Secretary of State, April 2, 1954.]

WHEREAS, The Communist Party of the United States is engaged in and committed to a world-wide conspiracy to overthrow and illegally dominate and supersede noncommunist governments, including the Government of the United States; and

WHEREAS, To accomplish its objectives, the Communist Party of the United States advocates the use of force, violence and other illegal means; and

WHEREAS, The Communist Party of the United States permits its members no deviation from its policies and programs, with the result that each member thereof is a participant in its unlawful subversive conspiracy to overthrow the Government of the United States; and

WHEREAS, Such nefarious activities should not be permitted to continue under sanction of law; and

WHEREAS, At present, there are several bills pending before the Congress of the United States, which would outlaw the Communist Party of the United States and the members thereof; now, therefore, be it

Resolved by the Assembly and Senate of the State of California, jointly. That the Congress of the United States be and it hereby is petitioned and urged to immediately enact legis-

lation to outlaw the Communist Party of the United States and the members thereof; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit copies of this resolution to the President of the United States, to the President of the Senate, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States

CHAPTER 17

Assembly Joint Resolution No. 6—Memorializing Congress to enact S. 2938 and S. 3115, relative to air pollution control.

[Filed with Secretary of State, April 2, 1954.]

WHEREAS, There is pending before the Congress of the United States S. 2938 and S. 3115 relative to air pollution control facilities and research in the field of air pollution; and

WHEREAS, S. 3115 would provide for a 60-month rapid amortization for tax purposes of facilities constructed by private industry for the control of air pollution; and

WHEREAS, S. 2938 in addition to the accelerated write-off provision also would authorize insurance of loans to corporations or individuals to construct or install air pollution control facilities and an appropriation for research in the field of air pollution control; and

WHEREAS, Air pollution creates blight, deters development of home sites and home building, contributes to the production of slums, injures health, damages and destroys crops and is a hazard to the well-being of any community; and

WHEREAS, Both the industries and local governmental agencies of California, which create part of the problem of air pollution and whose interests are adversely affected by air pollution, are in agreement regarding the necessity for construction of air pollution control facilities and equipment and for research in the field of air pollution control; and

WHEREAS, It is becoming increasingly difficult for private industry to finance construction of these facilities since most such devices are nonproductive, and it may be necessary to restrict industrial production at a time when added production is essential to the economic stability of the Country; now, therefore, be it

Resolved by the Assembly and Senate of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the Congress of the United States to enact S. 2938 and S. 3115; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit copies of this resolution to the Chairmen of the Senate Committees on Banking and Currency and Finance and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 18

Assembly Joint Resolution No. 7—Relative to memorializing Congress to direct the General Services Administration to standardize purchasing procedures for strategic metals.

[Filed with Secretary of State, April 2, 1954.]

WHEREAS, The United States is presently purchasing and stockpiling strategic metals for the purposes of national defense; and

WHEREAS, Chrome and manganese are two of these strategic metals that are being stockpiled; and

WHEREAS, The producers of chrome and manganese are required to ship these metals, at their own expense, to a government purchasing depot for assaying; and

WHEREAS, After assaying, the metals are shipped at government expense to a government stockpile; and

WHEREAS, There are many extremely competent bonded California assaying firms, located in or near the areas where chrome and manganese are produced, that could test these metals at the time and at the place of production, thereby eliminating the necessity for the government to maintain and operate costly purchasing depots and making the direct shipment of these metals from the mine to the stockpile possible as is the present practice with many of the other metals also being stockpiled with the government assuming the freight costs from mine to stockpile; now, therefore, be it

Resolved by the Assembly and the Senate of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the Congress of the United States to direct the General Services Administration to have chrome and manganese assayed at the time and place of production by local bonded assaying firms and to have the chrome and manganese shipped directly from the place of production to the government stockpile, thereby reducing the cost of these metals to the taxpayers of the United States by eliminating the wasteful handling incident to the present purchasing system; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to prepare and to transmit copies of this resolution to the President and the Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 19

Assembly Joint Resolution No. 8—Relative to the construction of a road through the Joshua Tree National Monument.

[Filed with Secretary of State, April 2, 1954]

WHEREAS, For a substantial period of time the desirability of constructing a new highway between Twentynine Palms,

California, and the Coachella Valley has been under study by various local governmental agencies and civic groups; and

WHEREAS, It appears that a portion of the proposed route would traverse the most scenic canyon and split rock formations of the Joshua Tree National Monument and reach primitive areas far from the present park service roads in the monument; and

WHEREAS, Such a highway would be a vital connecting link, joining major federal and state highways from San Diego, California, to Las Vegas, Nevada; and

WHEREAS, The establishment of such a road through the Joshua Tree National Monument would open this scenic wonderland to many more park visitors and tourists; and

WHEREAS, If the Federal Government would authorize the construction of that portion of the proposed route which lies within this national monument, the construction of other portions of the route would be made feasible, and a highway necessary to the economic development of the area in question, and one which would be of great military value to our Country, could be established; now, therefore, be it

Resolved by the Assembly and the Senate of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the Congress of the United States to take all steps necessary to authorize the construction of that portion of the proposed Twentynine Palms-Coachella Valley Highway which traverses the Joshua Tree National Monument, and the Department of the Interior to take all steps necessary to construct such roads as may be necessary; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, to each Senator and Representative from California in the Congress of the United States, and to the Secretary of the Interior.

CHAPTER 20

Assembly Joint Resolution No. 9—Relative to compensation of postal employees.

[Filed with Secretary of State, April 2, 1954]

WHEREAS, United States postal employees have not received a wage increase since 1951, and the increase of that year was insufficient to compensate for the rise in the cost of living that had occurred up to that time, let alone the rise that has since occurred; and

WHEREAS, The inadequacy of their compensation has required some 45 percent of letter carriers to work from 32 to 42 hours per week at outside jobs in addition to their postal employment and has made it necessary that some 38 percent of

the wives of letter carriers take employment outside the home; and

WHEREAS, The position of these public servants compares very unfavorably with that of persons in private employment, and there is no justification for this inequality; and

WHEREAS, Granting a pay increase to postal employees would have the incidental and beneficial effect of opening up to others many of the jobs presently held by these employees and their wives; now, therefore, be it

Resolved by the Assembly and Senate of the State of California, jointly, That the Congress of the United States is respectfully memorialized to enact legislation for an increase in the compensation of postal employees to enable them to catch up with the increased cost of living; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the President and Vice President of the United States, to the Postmaster General, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 21

Assembly Concurrent Resolution No. 5—Relative to the resumption of surveys, plans, and estimates for a toll or other bridge across Carquinez Straits between the Cities of Benicia and Martinez.

[Filed with Secretary of State, April 2, 1954]

WHEREAS, The Department of Public Works has in the past made certain surveys, plans, and estimates with respect to the construction of a toll or other bridge across Carquinez Straits between the Cities of Benicia and Martinez; and

WHEREAS, Such a bridge is vitally necessary as a link in the State Highway System and to serve numerous refineries, chemical plants, steel companies, and other industries necessary for national defense, workers commuting both to and from such industries, and the extremely important Benicia Arsenal; and

WHEREAS, The Legislature at the 1953 Regular Session provided for the acquisition of the ferry system across Carquinez Straits between the Cities of Benicia and Martinez which had previously been operated by the City of Martinez but which was to be abandoned by said city; and

WHEREAS, The operation of said ferry system by the State, while serving a highly important function, is at best only a temporary solution to the transportation problems of this area and does not obviate the necessity for a more satisfactory means of transportation across Carquinez Straits between the Cities of Benicia and Martinez; and

WHEREAS, It is felt that the resumption by the Department of Public Works of preliminary engineering, traffic, and financial surveys, plans, and estimates for a toll or other bridge across Carquinez Straits between the Cities of Benicia and

Martinez would enable the department and the Legislature to determine whether it is feasible at this time to proceed with detailed plans, specifications and estimates for the construction of a toll or other bridge between said cities; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Department of Public Works be requested to resume the surveys, plans, and estimates for a toll or other bridge across Carquinez Straits between the Cities of Benicia and Martinez, and to report to the Legislature the results of its studies not later than 15 days after the commencement of the 1955 Regular Session; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit copies of this resolution to the Honorable Frank Durkee, Director of Public Works, and to Mr. G. T. McCoy, State Highway Engineer.

CHAPTER 22

Assembly Concurrent Resolution No. 8—Relative to revision of the Probate Code provisions for setting aside of estates not exceeding two thousand five hundred dollars (\$2,500) in value

[Filed with Secretary of State, April 2, 1954]

WHEREAS, The Probate Code in Sections 640 to 646, inclusive, contains provisions for the setting aside of estates not exceeding two thousand five hundred dollars (\$2,500) in value; and

WHEREAS, These provisions are at variance with the exemptions granted by the Inheritance Tax Law and the provisions of the Civil Code relating to homesteads; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the California Law Revision Commission is authorized and directed to study and analyze the provisions of law above referred to and to prepare a draft of a revision of the said Probate Code sections bringing them into accord with the Inheritance Tax Law exemptions and the homestead provisions of the Civil Code; and be it further

Resolved, That the California Law Revision Commission shall submit its report and draft of proposed legislation to the Legislature not later than the tenth day of the 1955 Regular Session of the Legislature.

CHAPTER 23

Assembly Concurrent Resolution No. 9—Relative to the creation of the Joint Committee on Fairs and Expositions.

[Filed with Secretary of State, April 2, 1954]

WHEREAS, Since the adoption in 1933 of the act regulating horse racing it has been the policy of this State to allocate a

portion of the revenue derived from horse racing for the support of the state and local fairs and expositions; and

WHEREAS, This policy was sanctioned by the people of the State when they adopted a constitutional amendment validating the Horse Racing Law in 1933; and

WHEREAS, The validity of this policy and the method of allocating said money and the amount of such allocations have been questioned and the Legislature needs to be advised as to all facts relating to such matters; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, As follows:

1. The Joint Committee on Fairs and Expositions is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the subject of fairs and expositions and the allocation of state money thereto, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of three Members of the Assembly appointed by the Speaker thereof, and three Members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1955 Regular Session, with authority to file its final report not later than the thirty-fifth legislative day of that session.

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

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

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

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

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

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

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

6. The sum of twenty thousand dollars (\$20,000) or so much thereof as may be necessary is hereby made available from the Contingent Funds of the Assembly and of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent funds equally and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

CHAPTER 24

Assembly Concurrent Resolution No. 10—Relative to merit awards to state employees.

[Filed with Secretary of State, April 2, 1954.]

WHEREAS, Section 13926 of the Government Code provides awards may be made to state employees in excess of one hundred fifty dollars (\$150) when such awards are approved by concurrent resolution of the Legislature; and

WHEREAS, An award of one hundred dollars (\$100) has already been made to Mrs. Bernice George, supervising clerk grade I of the Department of Agriculture, for a suggestion that effects an annual saving of one thousand six hundred dollars (\$1,600) for an improved method of assessing agricultural inspection fees for canning tomatoes; and

WHEREAS, The maximum award of one hundred fifty dollars (\$150) has already been made to Miss Blanche A. Blackwell, accountant auditor grade I of the Sales Tax Division of the Board of Equalization, for a suggestion that results in an annual saving of three thousand one hundred forty dollars (\$3,140) through an improved procedure relating to surety bond cancellation notices; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That an additional award of sixty dollars (\$60) to Mrs. Bernice George, supervising clerk grade I, Department of Agriculture, and an additional award of one hundred sixty-four dollars (\$164) to Miss Blanche A. Blackwell, accountant auditor grade I, Board of Equalization, is hereby authorized subject to the approval of the State Board of Control; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the State Board of Control and to the State Controller.

CHAPTER 25

Assembly Concurrent Resolution No. 14—Relative to congratulating California libraries, schools and school authorities and associations receiving awards from the Freedoms Foundation.

[Filed with Secretary of State, April 2, 1954.]

WHEREAS, It is one of the important functions of the public schools to instill in the minds of youth an understanding and appreciation of the freedoms inherent in the American way of life; and

WHEREAS, The Freedoms Foundation at Valley Forge was organized for the purpose of creating and building an understanding of the spirit and philosophy of the Constitution and Bill of Rights to inspire love of freedom; and

WHEREAS, This foundation annually gives awards to individuals and groups for expressions, projects and programs which further the foundation's objectives; and

WHEREAS, The awards published on Washington's Birthday of 1954 reveal that California leads all the states in the Union in the number of awards received for bringing the appreciation of American freedoms to youth; and

WHEREAS, In the category of educational awards California received 28 out of a total of 162 for the entire Nation—this being 17 percent of the Nation's total; and

WHEREAS, In the category of principal awards to schools California received 10 out of 61 for the Nation—this being 16 percent of the Nation's total—and more than any received by any other state in the Union; and

WHEREAS, This proud record for California without question reflects the patriotism and devotion to American ideals on the part of the public school teachers of our State; and

WHEREAS, This devotion brought to California Teachers Association an award for having sponsored and distributed to the secondary schools of California a booklet entitled "Heritage of Freedom," which graphically sets forth the treasured values of American freedoms as contrasted with the enslaving restrictions imposed upon individuals by totalitarianism; and

WHEREAS, In other educational categories California libraries and schools both public and private won outstanding awards of which all citizens of California should be proud and grateful; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That on behalf of the people of California and out of a love for Country and an appreciation of those who foster that love in the minds and hearts of the youth of our State, the Members of the Assembly and Senate extend to the school authorities and teachers of California this expression of appreciation for their work in the field of

patriotism, congratulations for the national recognition which has been given to them; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to all of the institutions that received awards as they are listed herein:

PRINCIPAL AWARDS

Elementary Schools: Russell, Hayward; Sunol, San Jose.
 Junior High Schools: Buri Buri, San Francisco; Eastmont, Montebello; Roosevelt, Compton.
 High Schools: Eagle Rock, Los Angeles; Gardena; Lynwood; Lincoln, San Jose.
 Special Schools: Adult School, San Jose Unified School District.

SCHOOL LIBRARY AWARDS

Elementary Schools: Merrill, Corning.
 Junior High Schools: Lincoln, Santa Monica; Pasteur, Los Angeles; Polytechnic Elementary and Junior High, Pasadena; Roosevelt, San Diego; Willowbrook, Compton.
 High Schools: Covina Union, Covina; Girls Collegiate, Claremont; Glendale, Glendale; Orange Union, Orange; Sweetwater, National City; Van Nuys, Van Nuys.

HONOR MEDAL AWARDS

Elementary Schools: Horne Street, Oceanside.
 Junior High Schools: Memorial, San Diego; Whaley, Compton.
 High Schools: Lincoln Junior-Senior, San Diego; Los Angeles High, Los Angeles; Trade-Technical Junior College, Los Angeles.

COLLEGE CAMPUS PROGRAMS—SECOND PLACE AWARDS

College of the Holy Names, Oakland; East Los Angeles Junior College, Los Angeles; John Muir College, Pasadena; University of Southern California.

HONOR MEDAL AWARDS

California Institute of Technology, Pasadena; San Diego State College; University of San Francisco.

GENERAL AWARDS

Top Award: Public Schools Week; Second Place Award, Heritage of Freedom, California Teachers Association; Honor Medal, Dr. C. C. Trillingham, Los Angeles County Superintendent of Schools.

HIGH SCHOOL EDITORIALS

Sacramento Senior High School.

CHAPTER 26

Assembly Concurrent Resolution No. 15—Relative to the passing of Colonel Nelson M. Holderman.

[Filed with Secretary of State, April 2, 1954.]

WHEREAS, It is with deep sorrow that the Members of this Legislature have learned of the passing of Colonel Nelson M. Holderman, C. M. H., Commandant of the State Veterans' Home of California, on September 3, 1953; and

WHEREAS, A distinguished soldier, Colonel Holderman served in command of the right flank of the valiant "Lost Battalion"; and

WHEREAS, Colonel Holderman was awarded the Congressional Medal of Honor for distinguished gallantry and intrepidity above and beyond the call of duty in action with the enemy, northeast of Binarville, in the Forest d'Argonne, France, October 2-8, 1918; and

WHEREAS, Upon receiving the Congressional Medal of Honor, Colonel Holderman also received the following citation:

"While in command of Company K, 307th Infantry, which company held the right flank of the force consisting of six companies of the 308th Infantry, two platoons of the 306th Machine Gun Battalion and Company K, 307th Infantry, and which force was cut off and surrounded by the enemy for five days and nights in the Forest d'Argonne, France, from October 2 to October 7, 1918, Captain Nelson M. Holderman though wounded early in the siege and suffering great pain continued throughout the entire period leading and encouraging the officers and men under his command, with unflinching courage and with distinguished success. He was wounded on the fourth of October but remained in action during all attacks made by the enemy upon the position, personally leading his men, himself remaining exposed to fire of every character. He was again wounded on the fifth of October, but continued personally organizing and directing the defense of the right flank against enemy attacks. During the entire period he personally supervised the care of the wounded, exposing himself to shell and machine gun fire that he might help and encourage his men to hold the position. On October 6th, though in a wounded condition, he rushed through shell and machine gun fire and carried two wounded men to a place of safety. This officer, though wounded, continued to direct the defense of the right flank and on the seventh of October was again wounded but continued in action. On the afternoon of October 7th this officer and one man, with pistols and hand grenades alone and singlehanded, met and dispersed a body of enemy, killing and wounding most of the party, when they attempted to close in on the right flank while their forces were at the same time making a frontal attack, thus saving two machine guns from capture as well as preventing

the envelopment of the right flank. Again on the evening of the seventh of October and during the last attack made by the enemy upon the position, a liquid fire attack was directed on the right flank; though in a wounded and serious condition Captain Holderman remained on his feet, keeping the firing line organized and preventing the envelopment of the right flank. He refused to let this interfere with his duty until relief was effected. The successful defense of the position was largely due to his courage. He personally led his men out of the position after assistance arrived and before permitting himself to be attended. The courageous optimism and inspiring bravery of this officer encouraged his men to a successful resistance in spite of five days' fighting, hunger and exposure." ; and

WHEREAS, In addition to the Congressional Medal of Honor, Colonel Holderman was awarded the Silver Star Medal, the Purple Heart Medal with two oak leaf clusters, the French Legion of Honor, the French Croix de Guerre, Belgium Order of Leopold, Belgium Order of the Crown, Italian Croix de Guerre and Montenegrin Medal; and

WHEREAS, A devoted public servant as well as a courageous soldier, Colonel Holderman dedicated the best years of his life to the development of the Veterans' Home of California. He served as commandant of the home continuously from March 19, 1926, until his death and also served in that position for a short period after World War I; and

WHEREAS, As commandant of the home, he instigated his renowned building program which through the years has seen the replacement of antiquated wooden frame fire hazards with modern fireproof structures. The policy he formulated has resulted in the present high standards of veterans' homes; and

WHEREAS, The Legislature takes this means to suggest to the California Department of Veterans Affairs that it would be truly fitting to name the hospital building at the Veterans' Home of California the "Nelson M. Holderman Memorial Hospital"; and

WHEREAS, Colonel Holderman's greatness did not lie in his personal attainments, but rather in his approach to human welfare. Of a markedly magnanimous character, he was outstanding in his kindness, with a helping hand for all. Summed up simply he was a great humanitarian; and

WHEREAS, In losing Colonel Holderman, our State has lost a great citizen, a great patriot, a distinguished soldier and a devoted public servant; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Members of this Legislature hereby express their grief at the passing of Colonel Nelson M. Holderman, and extend to his family and friends their most sincere sympathies; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Mrs.

Marguerite A. Holderman, widow of Colonel Nelson M. Holderman, to Charles N. Holderman and Commander Armind T. Holderman, United States Navy, his sons, and to Dorothy A. Holderman and Myra Leona Whitney, his daughters.

CHAPTER 27

Assembly Concurrent Resolution No. 16—Relative to Clarence M. (Nibs) Price.

[Filed with Secretary of State, April 2, 1954.]

WHEREAS, The best known and one of the most loved basketball coaches on the Pacific Coast for the past 30 seasons has been "Nibs" Price, varsity basketball coach at the University of California; and

WHEREAS, He has gained this reputation by his skill in winning games, Price-coached teams have won six Pacific Coast Conference championships, 12 Southern Division titles, and hold wide winning margins over U. S. C., U. C. L. A., and Stanford, and by his phenomenal skill in consistently producing players who are not only great competitors, but also gentlemen and sportsmen of the highest order; and

WHEREAS, The attributes he has instilled in these players have carried them forth to become a credit to the State of California and to the United States; and

WHEREAS, Price, son of a Congregational minister, never played basketball as a boy or while attending the University of California, but received his indoctrination at San Diego High where he coached both the cage sport and football. Football was, in fact, his first love. He returned to Berkeley as a football coach in 1919, became varsity football coach in 1926 and led his 1929 team to the Rose Bowl. He had, however, become varsity basketball coach in 1925, the sport for which he has gained the greatest fame. Down through the years his teams have been consistently leading contenders for basketball honors; and

WHEREAS, "Nibs" Price is now retiring as varsity basketball coach at the University of California; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring. That the Legislature of the State of California extends to "Nibs" Price its thanks for the honor which he has brought to the State and its congratulations for his services to the youth of the State and extends to him best wishes for a full and happy life blessed with continued good health; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to prepare and to transmit suitable copies of this resolution to Clarence M. (Nibs) Price.

CHAPTER 28

Assembly Concurrent Resolution No. 17—Relative to Clinton W. Evans.

[Filed with Secretary of State, April 2, 1954.]

WHEREAS, Clinton Evans, varsity baseball coach at the University of California for the past 24 seasons, has by his coaching genius brought great fame to the State of California and to the University of California; and

WHEREAS, This genius was recognized in 1947 when he was elected the first president of the Association of College Baseball Coaches; and

WHEREAS, "The Clinter's" teams have won one collegiate world series, swept to nine CIBA league titles, finished second six times, third on five occasions, and sunk to the second division of play but four times; and

WHEREAS, Under the leadership of "Clint" Evans, these teams have consistently won the praise of their opponents for their fair play and good sportsmanship and have been a credit to not only the university but also to the people of the State of California; and

WHEREAS, "Clint" Evans by his genius as a teacher and by the example he set, imbued the players on his teams with a sense of confidence in themselves and with a determination to excel, attributes which have made them leaders in California and the Nation; and

WHEREAS, After graduating from the University of California in 1912, and coaching winning football and basketball teams at Pomona High, San Diego High, Twin Falls High in Idaho, and Los Angeles Manual Arts High, Clinton Evans returned to the university in 1925 as freshman coach in football, basketball, and track. In 1930 he assumed the position as varsity baseball coach. Other positions which he capably filled have been athletic adviser to all students, varsity football backfield coach, and graduate manager of athletics; and

WHEREAS, "Clint" Evans is retiring at the conclusion of the present season; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That this Legislature extends to Clinton W. Evans its vote of thanks for the honor and fame he has brought to California and especially do we congratulate him for the service he has rendered to the youth of the State, and extends to him best wishes for a full and happy life blessed with continued good health; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to prepare and to transmit a suitable copy of this resolution to Clinton W. Evans.

CHAPTER 29

Assembly Concurrent Resolution No. 20—Relative to augmenting the funds of the Joint Legislative Committee on Marine Affairs and Bay Area Development.

[Filed with Secretary of State, April 2, 1954.]

Resolved by the Assembly of the State of California, the Senate thereof concurring. That in addition to any money heretofore made available the sum of six thousand five hundred dollars (\$6,500), or so much thereof as may be necessary, is hereby made available from the Contingent Funds of the Senate and Assembly for the expenses of the Joint Legislative Committee on Marine Affairs and Bay Area Development (created by Resolutions Chapter No. 237 of the Statutes of 1953) and its members and for any charges, expenses or claims it may incur under said resolution, to be paid from the said contingent funds equally and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

CHAPTER 30

Assembly Concurrent Resolution No. 21—Relative to requesting the Assembly Interim Committee on Public Health, the State Department of Public Health, and the Department of Finance to study the problem of state assistance to private nonprofit hospitals.

[Filed with Secretary of State, April 2, 1954.]

WHEREAS, There exists in our State a critical shortage of the necessary physical facilities for furnishing adequate hospital, clinic, and similar services to meet the needs of our rapidly increasing population; and

WHEREAS, Private nonprofit hospitals, already seriously overcrowded, are severely hampered in their efforts to alleviate this alarming condition by a shortage of funds with which to advance their necessary expansion program; and

WHEREAS, In 1947 the Legislature enacted the California Hospital Survey and Construction Act (Chapter 3, Part 1, Division 1 of the Health and Safety Code) to authorize the granting of state assistance to those private nonprofit hospitals which qualify for and receive assistance from the United States Government under the Federal Hospital Survey and Construction Act; and

WHEREAS, In order to meet any possible constitutional barrier, this Legislature in 1951 proposed to the people a constitutional amendment (Assembly Constitutional Amendment No. 58) which would specifically authorize the payment of state money to nonprofit hospitals when federal funds would

be made available to such agencies for hospital construction; and

WHEREAS, The people of the State of California, realizing the need for the availability of state funds to private non-profit hospitals and the benefit resulting from this action to the health and welfare of the State, passed this constitutional measure on November 4, 1952; and

WHEREAS, Notwithstanding the gravity of this situation and the expression of the will of the people, the Legislature has failed to appropriate funds for private nonprofit hospitals in the Budget Bill of 1954; and

WHEREAS, Legislation is now pending before the Congress of the United States to change the requirements for federal assistance for hospital construction, which legislation, if enacted, would require a corresponding change in our present state law; and

WHEREAS, It is necessary that all facets of this problem be studied fully and in detail; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Assembly Interim Committee on Public Health, the State Department of Public Health, and the Department of Finance are hereby authorized and requested to ascertain, study and analyze accurately and in detail all facts relating to or bearing upon the necessity and desirability of appropriating state moneys to assist private nonprofit hospitals and the need for amending the state laws relating to assistance to nonprofit hospitals so as to conform to any new changes in the federal law, and to report thereon to the Assembly and Senate not later than the third day of the 1955 Regular Session of the Legislature, including in such report its recommendations; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to the State Director of Public Health and the Director of Finance.

CHAPTER 31

Assembly Concurrent Resolution No. 22—Relative to an independent study of water resource development.

[Filed with Secretary of State, April 2, 1954.]

WHEREAS, The Legislature must consider and act on legislation to provide for the full development of the water resources; and

WHEREAS, Many plans have been submitted to the Legislature calling for the expenditure of billions of dollars to construct projects which would dwarf any similar project heretofore constructed by man; and

WHEREAS, The Members of the Legislature are without means of evaluating reports on the proposed projects as to

their relative economic or engineering feasibility or the effect of this on the over-all coordination of water resource development; and

WHEREAS, It is possible that an independent study and investigation of the water resources development and state-wide plan for the coordination and integration of water resources would furnish a basis of comparison by means of which the Legislature could evaluate other plans submitted to it; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Joint Committee on Water Problems is requested to study the feasibility of securing, by a private agency supervised and directed by an advisory body composed of leading engineers and economists, an independent survey and investigation of the water resources of the State and a state-wide plan for the coordination and integration of all water development projects to the extent feasible, and to report thereon to the Legislature not later than the tenth calendar day of the 1955 Regular Session; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a copy of this resolution to the Joint Committee on Water Problems.

CHAPTER 32

Assembly Concurrent Resolution No. 23—Relative to the pricing of fluid cream and skim milk.

[Filed with Secretary of State, April 2, 1954]

WHEREAS, The Joint Interim Committee on Agriculture and Livestock Problems at the request of milk producers authorized a study by the Giannini Foundation of Agricultural Economics on intermarket movements of cream and skim milk; and

WHEREAS, Such study was completed prior to the 1953 Session of the Legislature, and showed among other things that substantial quantities of fluid cream and skim milk have been sold by distributors during the year under study in higher usage classifications than the classification of milk for which producers had been paid by distributors, an entirely legal matter under the interpretation of the law then in effect; and

WHEREAS, Legislation, namely, Senate Bill No. 1641, was passed by both houses of the Legislature and signed into law by the Governor as Chapter 888 of the Statutes of 1953, which clarified the authority of the Director of Agriculture and authorized him to provide for pricing of fluid cream and skim milk moving over marketing area boundaries, specifically stating it was the intent of the Legislature that pricing of such intermarket movements of cream and skim milk was clearly the right of the Director of Agriculture; and

WHEREAS, It has been and still is the intent of such legislation to insure to producers full payment at a Class 1 price

for all fluid milk supplied by them to distributors which is in fact used for Class 1 purposes regardless of where sold or whether separated before sale, to the end that a fair and equitable accounting to producers for actual high usage of fluid milk will result; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Legislature urges the Director of Agriculture to implement the legislation herein referred to as early as possible, and to set up the mechanics of such pricing in those areas of California where separated fluid cream and skim milk are still finding their way into such high usages, to the end that producers who already face substantial losses because of surplus milk supplies will not be forced to take increased losses by receiving a surplus price for milk which has been separated and sold for other than surplus purposes; and be it further

Resolved, That the Director of Agriculture report to the Joint Interim Committee on Agriculture and Livestock Problems not later than May 1, 1954, what progress has been made toward implementing this legislation, and when such pricing will be put into effect.

CHAPTER 33

Senate Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 22 of Article XX thereof, relating to alcoholic beverages.

[Filed with Secretary of State, April 5, 1954.]

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its 1954 First Extraordinary Session commencing on the first day of March, 1954, two-thirds of the members elected to each of the two houses of the Legislature voting therefor, hereby proposes to the people of the State of California that the Constitution of the State be amended by amending Section 22 of Article XX thereof, relating to alcoholic beverages, to read:

SEC. 22. The State of California, subject to the internal revenue laws of the United States, shall have the exclusive right and power to license and regulate the manufacture, sale, purchase, possession and transportation of intoxicating liquor within the State, and subject to the laws of the United States regulating commerce between foreign nations and among the states shall have the exclusive right and power to regulate the importation into and exportation from the State, of intoxicating liquor. In the exercise of these rights and powers, the Legislature shall not constitute the State or any agency thereof a manufacturer or seller of intoxicating liquors.

Intoxicating liquors, other than beers, shall not be consumed, bought, sold, or otherwise disposed of for consumption on the

State's
powers re
alcoholic
beverages

Authorized
premises

premises, in any public saloon, public bar or public barroom within the State; provided, however, that subject to the aforesaid restriction, all intoxicating liquors may be kept and may be bought, sold, served, consumed, and otherwise disposed of in any bona fide hotel, restaurant, cafe, cafeteria, railroad dining or club car, passenger ship, or other public eating place, or in any bona fide club after such club has been lawfully operated for not less than one year.

The Director of Alcoholic Beverage Control shall be the head of the Department of Alcoholic Beverage Control, shall be appointed by the Governor subject to confirmation by a majority vote of all of the members elected to the Senate, and shall serve at the pleasure of the Governor. The director may be removed from office by the Governor, and the Legislature shall have the power, by a majority vote of all members elected to each house, to remove the director from office for dereliction of duty or corruption or incompetency. The director may appoint three persons who shall be exempt from civil service, in addition to the person he is authorized to appoint by Section 4 of Article XXIV.

Director of
Alcoholic
Beverage
Control

The Department of Alcoholic Beverage Control shall have the exclusive power, except as herein provided and in accordance with laws enacted by the Legislature, to license the manufacture, importation and sale of intoxicating liquors in this State, and to collect license fees or occupation taxes on account thereof. The department shall have the power, in its discretion, to deny, suspend or revoke any specific liquor license if it shall determine for good cause that the granting or continuance of such license would be contrary to public welfare or morals, or that a person seeking or holding a license has violated any law prohibiting conduct involving moral turpitude. It shall be unlawful for any person other than a licensee of said department to manufacture, import or sell intoxicating liquors in this State.

Department
of Alcoholic
Beverage
Control

The Alcoholic Beverage Control Appeals Board shall consist of three members appointed by the Governor, subject to confirmation by a majority vote of all of the members elected to the Senate. Each member, at the time of his initial appointment, shall be a resident of a different county from the one in which either of the other members resides. The members of the board may be removed from office by the Governor, and the Legislature shall have the power, by a majority vote of all members elected to each house, to remove any member from office for dereliction of duty or corruption or incompetency.

Alcoholic
Beverage
Control
Appeals
Board
Members

When any person aggrieved thereby appeals from a decision of the department ordering any penalty assessment, issuing, denying, transferring, suspending or revoking any license for the manufacture, importation, or sale of intoxicating liquor, the board shall review the decision subject to such limitations as may be imposed by the Legislature. In such cases, the board shall not receive evidence in addition to that considered by the department. Review by the board of a decision of the depart-

Review of
decisions

ment shall be limited to the questions whether the department has proceeded without or in excess of its jurisdiction, whether the department has proceeded in the manner required by law, whether the decision is supported by the findings, and whether the findings are supported by substantial evidence in the light of the whole record. In appeals where the board finds that there is relevant evidence which, in the exercise of reasonable diligence, could not have been produced or which was improperly excluded at the hearing before the department it may enter an order remanding the matter to the department for reconsideration in the light of such evidence. In all other appeals the board shall enter an order either affirming or reversing the decision of the department. When the order reverses the decision of the department, the board may direct the reconsideration of the matter in the light of its order and may direct the department to take such further action as is specially enjoined upon it by law, but the order shall not limit or control in any way the discretion vested by law in the department. Orders of the board shall be subject to judicial review upon petition of the director or any party aggrieved by such order.

Judicial
review of
board orders

A concurrent resolution for the removal of either the director or any member of the board may be introduced in the Legislature only if five Members of the Senate, or ten Members of the Assembly, join as authors.

Removal of
director or
members

Until the Legislature shall otherwise provide, the privilege of keeping, buying, selling, serving, and otherwise disposing of intoxicating liquors in bona fide hotels, restaurants, cafes, cafeterias, railroad dining or club cars, passenger ships, and other public eating places, and in bona fide clubs after such clubs have been lawfully operated for not less than one year, and the privilege of keeping, buying, selling, serving, and otherwise disposing of beers on any premises open to the general public shall be licensed and regulated under the applicable provisions of the Alcoholic Beverage Control Act, insofar as the same are not inconsistent with the provisions hereof, and excepting that the license fee to be charged bona fide hotels, restaurants, cafes, cafeterias, railroad dining or club cars, passenger ships, and other public eating places, and any bona fide clubs after such clubs have been lawfully operated for not less than one year, for the privilege of keeping, buying, selling, or otherwise disposing of intoxicating liquors, shall be the amounts prescribed as of the operative date hereof, subject to the power of the Legislature to change such fees.

Licensing of
hotels, res-
taurants, etc

Excise taxes

The State Board of Equalization shall assess and collect such excise taxes as are or may be imposed by the Legislature on account of the manufacture, importation and sale of alcoholic beverages in this State.

Retail stores

The Legislature may authorize, subject to reasonable restrictions, the sale in retail stores of liquor contained in the original packages, where such liquor is not to be consumed on the premises where sold.

The Legislature shall provide for apportioning the amounts collected for license fees or occupation taxes under the provisions hereof between the State and the cities, counties and cities and counties of the State, in such manner as the Legislature may deem proper.

Apportionment of tax revenues

All constitutional provisions and laws inconsistent with the provisions hereof are hereby repealed.

Inconsistent laws

The provisions of this section shall be self-executing, but nothing herein shall prohibit the Legislature from enacting laws implementing and not inconsistent with such provisions.

Power of Legislature

This amendment shall become operative on January 1, 1955

Operative date

CHAPTER 34

Senate Joint Resolution No. 3—Relative to congressional appropriations for crops and livestock regulatory programs of the United States Department of Agriculture.

[Filed with Secretary of State, April 5, 1954.]

WHEREAS, There appears to be a policy trend on the part of the Federal Government to place upon the states increased financial responsibility with respect to programs of plant and animal disease and pest control and eradication; and

WHEREAS, The proposed Federal Budget for 1955 contains drastic cuts in funds for both crops and livestock regulatory programs; and

WHEREAS, If these cuts are sustained many states, including California, will not be financially equipped to take up the work from which federal agencies are withdrawing, thereby curtailing valuable programs in the preservation of our food supply; and

WHEREAS, The federal policy of shifting to states greater responsibilities has not been adequately preceded by conferences between legislative, fiscal and administrative representatives of the states and the proper federal administrators and budget officials to work out reasonable plans and procedures; now, therefore, be it

Resolved by the Senate and the Assembly of the State of California, jointly, That the Congress of the United States is hereby urged and memorialized to provide in the 1955 Federal Budget funds for crops and livestock regulatory programs of the Department of Agriculture in an amount equal as nearly as possible to the current year's allocations; and be it further

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the President of the United States, the President of the Senate of the United States, the Speaker of the House of Representatives, and each Senator and Representative from California in the Congress of the United States.

CHAPTER 35

Senate Joint Resolution No. 4—Memorializing Congress and the President of the United States to refrain from terminating federal control and protection of Indian reservations.

[Filed with Secretary of State, April 5, 1954.]

WHEREAS, There are presently before the Congress of the United States three bills, S. 2749, S. 2515, and H. R. 7322, which would affect Indian tribes, bands, groups, and individual members thereof in California by abolishing the Bureau of Indian Affairs of the Department of the Interior, by removing federal guardianship, and by terminating supervision over Indian property; and

WHEREAS, The American Indians conveyed their property to the United States Government in exchange for the promise of perpetual federal protection and certain other benefits; and

WHEREAS, The Federal Government set aside certain of the ancestral homelands of the American Indians for their perpetual use and enjoyment; and

WHEREAS, Federal control and protection of Indian reservations has served to prepare the American Indian for transition to a different way of life by continuing on the reservations a culture deeply cherished by the Indians and at the same time permitting tribal members to leave a reservation when they so desire; and

WHEREAS, There are 117 separate Indian reservations in California upon which 40 tribes of American Indians reside; and

WHEREAS, These tribes vary widely in their educational level, and social and economic development and many of them would suffer greatly if federal control and protection of their reservations was terminated; and

WHEREAS, The State of California is not prepared to take over control and protection of the Indians within its boundaries with the results that termination of federal protection will mean that many tribes that are not sufficiently developed economically to fend for themselves will suffer greatly; and

WHEREAS, Federal control and protection of the Indians should be gradually withdrawn as each tribe reaches the proper cultural development to assume responsibilities for its members; and

WHEREAS, The Legislature of the State of California has not and does not seek to terminate federal control and protection of the Indians; now, therefore, be it

Resolved by the Senate and Assembly of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the President and the Congress of the United States to continue federal control and protection over the American Indians within California; and be it further

Resolved, That the Secretary of the Senate of the State of California is authorized to transmit copies of this resolution

to the President of the United States, the President of the Senate, the Speaker of the House of Representatives and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 36

Senate Joint Resolution No. 5—Relative to additional local air service routes in California.

[Filed with Secretary of State, April 5, 1954.]

WHEREAS, There are now pending before the Civil Aeronautics Board, Docket Numbers 5773 et al., 6271, and 6503 et al., which matters include the applications of various cities in the State of California for additional local service air line routes within the State; and

WHEREAS, These applications involve cities in this State which do not now have adequate local air service to and from points within the State; and

WHEREAS, One of the principal purposes of these applications to the Civil Aeronautics Board is to provide for adequate local air service for cities in California not having adequate local air service at the present time, by the establishment of additional local air service routes and the granting of authority for permanent, or at least 15 years, local air service to these areas; and

WHEREAS, The present local service air route pattern for California was established by the Civil Aeronautics Board in 1946, and since that date no additional mileage has been granted for new routes; and

WHEREAS, It has been estimated that California's population in 1946 was 9,350,000 and is now 12,244,000; and

WHEREAS, This tremendous growth in population without the granting of additional local service air routes has resulted in the transportation needs of many areas in this State not being adequately provided for; and

WHEREAS, The present trend of dispersal of manufacturing activities from congested areas to suburban areas has further increased the need for the additional local air transportation services which have been requested in these applications pending before the Civil Aeronautics Board; and

WHEREAS, It is necessary for the continued development of California that there be adequate local air service within the State; now, therefore, be it

Resolved by the Senate and the Assembly of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the Civil Aeronautics Board to establish additional local service air line routes within the State of California and to grant authority for permanent, or at least 15 years, local air service, as requested in Docket Numbers 5773 et al., 6271, and 6503 et al., now pending before

the Civil Aeronautics Board, and further memorializes the California Congressional Delegation to support these applications; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit copies of this resolution to the Civil Aeronautics Board, and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 37

Senate Joint Resolution No. 6—Relative to memorializing the President of the United States for the dedication of the Nation's Christmas tree as a national shrine and for the issuance of a Nation's Christmas tree stamp.

[Filed with Secretary of State, April 5, 1954.]

WHEREAS, The General Grant tree, growing in the Kings Canyon National Park, in Fresno County, California, was, at the request of the citizens of Sanger, California, on April 28, 1926, dedicated by the Federal Government as the Nation's Christmas tree; and

WHEREAS, Sanger, California, was, on October 1, 1949, recognized by the Post Office Department as the Nation's Christmas Tree City; and

WHEREAS, Because of such dedication, because of the work done, and because of the interest shown by the citizens of Sanger, California, the Nation's Christmas tree has become known not only nationally but also internationally; and

WHEREAS, Citizens throughout the United States and the world have requested that the Nation's Christmas tree be made the subject of a permanent commemorative stamp; and

WHEREAS, The issuance of a permanent commemorative Nation's Christmas tree stamp of the denomination of the first class postage rate would greatly increase the revenues of the Federal Government, improve the postal service, increase travel to the Kings Canyon National Park, and stress the spiritual values which have made this Nation great; now, therefore, be it

Resolved by the Senate and Assembly of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the President of the United States to move the proper officials of the Federal Government to dedicate the Nation's Christmas tree as a national shrine and to issue a permanent commemorative Christmas stamp pursuant to such action; and be it further

Resolved, That the Secretary of the Senate be hereby directed to prepare and to transmit suitable copies of this resolution to the President and the Vice President of the United States, the Postmaster General, and to each Senator and Representative from California in the Congress of the United States.

CHAPTER 38

Senate Concurrent Resolution No. 7—Relative to the maintenance of the Jenner Jetty at the mouth of the Russian River.

[Filed with Secretary of State, April 5, 1954.]

WHEREAS, The Jenner Jetty at the mouth of the Russian River is now in need of repair and if said repairs are not made in the near future the jetty will in all probability collapse and block the mouth of the Russian River; and

WHEREAS, The Jenner Jetty has been constructed and maintained for many years for the express purpose of keeping the mouth of the channel open, such construction and maintenance having been done by state agencies, with state funds, although minor contributions have been made from time to time by counties; and

WHEREAS, The collapse of the Jenner Jetty would seriously hamper the steelhead run in the Russian River, which river is now one of the finest available for steelhead fishing; and

WHEREAS, The Russian River area is famous as a recreation center and the collapse of the jetty will result in a closure of the mouth of the river for long periods of time, stopping the steelhead run during the winter months and seriously impairing the recreational value of said area; and

WHEREAS, Since the State has assumed the primary responsibility for the construction and maintenance of Jenner Jetty for the past 20 years, it would appear to be the State's continuing duty to prevent the complete collapse and destruction of Jenner Jetty by taking proper steps to maintain it at all times and thereby prevent the closing of the mouth of said river; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That it is the intent and desire of the Legislature that the Jenner Jetty be repaired and maintained at state expense by the Department of Fish and Game or the Division of Beaches and Parks, or both, and that all action necessary to such purpose be taken; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to transmit copies of this resolution to the Director of Finance, the State Park Commission, the Director of Natural Resources, the Chief of the Division of Beaches and Parks, the Fish and Game Commission, and the Director of the Department of Fish and Game.

CHAPTER 39

Senate Concurrent Resolution No. 8—Relative to the passing of Warren Kemp Brown.

[Filed with Secretary of State, April 5, 1954.]

WHEREAS, The Members of the California Legislature have learned with sorrow of the passing, on March 10, 1954, in San Francisco, of Warren Kemp Brown, at the age of 58; and

WHEREAS, Warren Kemp Brown left behind him a long and distinguished career of public service, having served with the Public Utilities Commission since 1925, and as Director of the Transportation Division thereof since 1936, supervising the transportation, rates, service and safety activities thereof; and

WHEREAS, During the enactment of the City and Highway Carriers Act two decades ago Warren Kemp Brown, as a recognized authority on all transportation matters, performed invaluable service to the California Legislature by making available to it his specialized knowledge in this field; and

WHEREAS, Warren Kemp Brown was a member of Sequoia Lodge, No. 349, F. & A. M., and served honorably in the United States Navy during World War I and continued thereafter to serve his Country and his State; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Legislature of the State of California hereby expresses its regret at the passing of an outstanding citizen; and be it further

Resolved, That the Legislature hereby conveys its most profound sympathy to the bereaved members of the family of Warren Kemp Brown; and be it further

Resolved, That the Secretary of the Senate be, and he hereby is, directed to transmit suitably prepared copies of this resolution to Deseree M. Brown of San Francisco, his wife, to Irving B. Brown, Glen Ellen, his brother and to Mrs. Annette Brown, Sacramento, his stepmother.

CHAPTER 40

Senate Concurrent Resolution No. 10—Relative to study of dormitory problems.

[Filed with Secretary of State, April 5, 1954.]

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Director of Finance, the Director of Education, the Legislative Auditor, the Regents of the University of California, and the State Board of Education are requested to undertake a study of the necessity, desirability, and feasibility of the financing and construction of dormitories for students of the University of California and the several state colleges, the study to include but not be limited to consideration of the type of construction and facilities, and the method of operation thereof, and the appropriate means of financing such construction, including the means set forth in Chapters 1027 and 1153 of the Statutes of 1947 and the availability of federal aid; and be it further

Resolved, That the Director of Education is requested, as soon as practical, to schedule the first meeting of the officers

requested to make this study and to send to them appropriate notice of the meeting; and be it further

Resolved, That the officers making the study are requested to submit to the Legislature, not later than the fifteenth day of January, 1955, a report on the subject of this resolution, including their findings and recommendations, including any proposed legislation, thereon.

CHAPTER 41

Senate Concurrent Resolution No. 11—Relative to designating the Old San Diego area as the “Birthplace of California.”

[Filed with Secretary of State, April 5, 1954.]

WHEREAS, The first settlement of California was established at Old San Diego in 1769; and

WHEREAS, The historical significance of Old San Diego becomes increasingly important with the passage of time; and

WHEREAS, A shrine area created to provide the citizens of the State of California with an opportunity to visit this important area where the State had its beginnings, and to view its historical sites and buildings, would be of immense value and

WHEREAS, It is truly fitting that the Old San Diego area be known as the “Birthplace of California”; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Legislature hereby requests the California Park Commission to make a study of the Old San Diego area to determine the suitability of preserving it as a historical shrine, and to cooperate with the City of San Diego in formulating plans for such preservation; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the California State Park Commission and to the Mayor and City Council of the City of San Diego.

CHAPTER 42

Senate Concurrent Resolution No. 12—Relative to the untimely departure from this life of Ray L. Chesebro.

[Filed with Secretary of State, April 5, 1954.]

WHEREAS, The Lord in his most infinite wisdom has chosen to take Ray L. Chesebro by the hand and lead him forth from this dark land to that last and greatest of all rewards; and

WHEREAS, The untimely departure of his soul from out this tearful vale casts its dark shadow over all who knew and loved him; and

WHEREAS, Ray L. Chesebro had a full and productive life unselfishly devoted to the service of his fellow man. He was born in Oronoco, Minnesota, on August 28, 1880, and before coming to California worked for several years as a telegrapher for the Santa Fe Railroad. After being admitted to the California Bar, he served four terms as a police judge before being elected, at the primary election in 1933, to the office of Los Angeles City Attorney, a position he was to hold continuously for the next 20 years until his retirement in 1953; and

WHEREAS, The record of devoted service to the public which he inscribed in the Book of Life will be an inspiration to those who take up the torch that he so nobly bore; and

WHEREAS, He leaves behind to mourn his passing and receive the heartfelt sympathy of all, a wife, Mrs. Ada B. Chesebro, a son, Marion Chesebro, a daughter, Mrs. Blake Owensmith, and four grandchildren; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Members of the Legislature hereby express the deepest condolences to the loved ones of Ray L. Chesebro and pray that the Lord will comfort them in this their hour of need; and be it further

Resolved, That the Secretary of the Senate of the State of California be hereby directed to prepare suitably engrossed copies of this resolution and to forward the same to the bereaved family of Ray L. Chesebro.

CHAPTER 43

Senate Concurrent Resolution No. 13—Relative to the retirement of Edwin M. Daugherty, Commissioner of Corporations.

[Filed with Secretary of State, April 5, 1954.]

WHEREAS, The Members of the Legislature have learned that the Honorable Edwin M. Daugherty, Commissioner of Corporations of the State of California, has recently announced his impending plans to retire from office after an illustrious career of devoted and meritorious service to the people of this State; and

WHEREAS, Edwin M. Daugherty was born in Galesburg, Illinois, on March 1, 1884, and was educated in public and private schools in Galesburg and in Riverside, California, and upon the completion of his studies at Knox College, Illinois, in 1904, came to California to reside here permanently; and

WHEREAS, Before first assuming the rigorous duties and heavy responsibilities of his office, Edwin M. Daugherty became an expert in various commercial activities and investment

affairs by reason of the invaluable and varied experience he gained while engaged in commercial and investment banking endeavors, electrical engineering operations, the production of citrus fruits, and newspaper work; and

WHEREAS, A more striking testimonial to the outstanding contributions made by Edwin M. Daugherty in the growth and development of the economic well-being of private enterprise in our State could hardly be formulated than by the recognition of the fact that seven governors of the State of California have entrusted to him the direction of the activities of the Division of Corporations, commencing with his original appointment as Commissioner of Corporations in 1921 by Governor William D. Stephens; his continued service under Governor Friend W. Richardson until his resignation in 1926; his reappointment in 1931 by Governor James Rolph, Jr., and his continuous tenure under Governor Frank F. Merriam, Governor Culbert L. Olson, and Governor Earl Warren; to his present service under Governor Goodwin J. Knight; and

WHEREAS, In acknowledgment of Edwin M. Daugherty's record of outstanding competency and devoted impartiality in directing the activities of his office, the Legislature has repeatedly entrusted to his faithful administration the execution of many of our laws designed for the protection of the public interest and the continued development of our system of society; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Members of the Legislature do hereby wish to express their warmest congratulations to the Honorable Edwin M. Daugherty upon the completion of his long and illustrious career of service to the people of the State as Commissioner of Corporations, and to wish him continued long health and success in all of his future endeavors; and be it further

Resolved, That the Secretary of the Senate prepare and transmit a suitable copy of this resolution to the Honorable Edwin M. Daugherty.

CHAPTER 44

Senate Concurrent Resolution No. 14—Relative to the passing of Thomas J. Lyons.

[Filed with Secretary of State, April 5, 1954]

WHEREAS, The Members of the Legislature were greatly grieved to learn of the sudden passing of Thomas J. Lyons, Assistant Sergeant-at-Arms of the Assembly, on March 31, 1954; and

WHEREAS, Thomas J. Lyons, who was born in Akron, Ohio, on August 12, 1894, served his Country honorably in the armed forces in World War I, and was a resident of Sacramento for 30 years; and

WHEREAS, Throughout the years of his service as Assistant Sergeant-at-Arms of the Assembly, Thomas J. Lyons' friendly disposition and conscientious devotion to duty in assisting the Members of both houses of the Legislature has endeared himself to the hearts of all who had the pleasure of working with him; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Members of the Legislature of the State of California do hereby wish to extend their deepest sympathies to the widow of Thomas J. Lyons, Mrs. Marie Lyons; to his sisters, Mrs. Margaret Murphy, Mrs. Beatrice Parke, and Mrs. Suzanne Nicholas; and to his brothers, Mr. Spencer Lyons and John S. Lyons; and be it further

Resolved, That the Secretary of the Senate transmit a suitably prepared copy of this resolution to Mrs. Marie Lyons.

CHAPTER 45

Senate Concurrent Resolution No. 15—Relative to adjournment sine die of the 1954 First Extraordinary Session of the Legislature of the State of California.

[Filed with Secretary of State, April 5, 1954]

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the 1954 First Extraordinary Session of the Legislature of the State of California, shall adjourn sine die at 6.15 o'clock p.m. on the first day of April, 1954.