

CALIFORNIA LEGISLATURE
FIFTY-THIRD (FIFTH EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

FIRST LEGISLATIVE DAY
 FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER,
 SACRAMENTO, Monday, December 2, 1940.

The Assembly met at three o'clock p.m., pursuant to the provisions of the proclamation of His Excellency, Culbert L. Olson, Governor of the State of California, dated December 2, 1940.

Announcement.

Jack Carl Greenburg, Chief Clerk of the Assembly, announced that, pursuant to the requirements of the Political Code, Section 237, the following officers of the Assembly of the Fifty-third (Fourth Extraordinary) Session of the Legislature were present and in their respective positions: Jack Carl Greenburg, Chief Clerk; David V. Oliver, Minute Clerk, and Wilkie Ogg, Sergeant-at-Arms.

Roll Call of Members.

The Chief Clerk called the roll of Assemblymen.

The following members of the Assembly answered to the roll call:

Allen, Andreas, Atkinson, Bashore, Bennett, Burns, Hugh M., Burns, Michael J., Burson, Call, Carlson, Cassidy, Clarke, Collins, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Fulcher, Gallagher, Gannon, Garland, Gilmore, Green, Hawkins, Houser, Johnson, Kepple, Kilpatrick, King, Knight, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Miller, George P., Millington, O'Day, O'Donnell, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Sawallisch, Scudder, Sheridan, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Williamson, Wollenberg, and Yorty—72

Quorum present.

House Resolution No. 1.

By Mr. Desmond:

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

Hon. Gordon H. Garland	Speaker
Hon. Gardiner Johnson	Speaker pro tempore
Jack Carl Greenburg	Chief Clerk
David V. Oliver	Minute Clerk
Wilkie Ogg	Sergeant-at-Arms
Rev. Raymond Lull Bailey	Chaplain

House Resolution No. 1 read, and adopted by the following vote:

AYES—Allen, Andreas, Bennett, Burns, Hugh M., Burson, Call, Carlson, Cassidy, Clarke, Cronin, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle,

Evans, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Houser, Johnson, Kepple, Kilpatrick, King, Knight, Kuchel, Leonard, Lore, Lyon, Maloney, Masson, Meehan, Miller, Eleanor, Miller, George P., Millington, O'Day, O'Donnell, Pelletier, Phillips, Richie, Robertson, Salsman, Sawallisch, Scudder, Sheridan, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Waters, Watson, Weber, Weybret, Williamson, Wollenberg, and Yorty—64

NOES—None.

Oaths of Office Administered.

Hon. Gordon H. Garland, Speaker-elect. Hon. Gardner Johnson, Speaker pro tempore-elect, Jack Carl Greenburg, Chief Clerk-elect, and Wilkie Ogg, Sergeant-at-Arms-elect, took and subscribed to the following oath administered by Hon. Paul Peek, Secretary of State:

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

Proclamation of the Governor Ordered Printed in the Journal.

On motion of Mr. Desmond, the following proclamation of the Governor was ordered printed in the Journal:

Proclamation.

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

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

1. Culbert L. Olson, Governor of the State of California, by virtue of the power and authority in me vested by Section 9 of Article V of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet and assemble in extraordinary session, at Sacramento, California, on Monday, the second day of December, one thousand nine hundred and forty, at three o'clock p.m. of said day, for the following purposes and to legislate upon the following subjects, to wit:

1. To consider and act upon legislation providing the bases, terms and conditions upon which, and in accordance with unemployment experience, the rates of contributions by employers under the Unemployment Insurance Act may be reduced in conformity with the requirements for an additional credit under the Federal Unemployment Tax Act.

2. To consider and act upon legislation making an additional appropriation to The Adjutant General and the California National Guard for construction, improvements and equipment of armories, arsenals, stables, rifle ranges and camp sites, and to make an additional appropriation to the Emergency Fund specified in Item 212 of the Budget Act of 1939 to reimburse the fund to the extent that moneys have heretofore been made available therefrom to The Adjutant General and the California National Guard for the purposes specified herein.

3. To consider and act upon legislation to enable the State of California to establish and maintain military forces and organizations in addition to the California National Guard, as authorized by Federal law.

4. To consider and act upon legislation relating to the use of the tidelands and submerged lands which were granted by the State to the City and County of San Francisco by Chapter 912 of the Statutes of 1933.

5. To consider and act upon legislation authorizing life insurers to make investments in housing projects and providing for the taxation of the projects and of insurers investing in such projects.

6. To consider and act upon legislation to authorize the erection and maintenance and to provide for the use of a wind tunnel and necessary appurtenances on the campus of the San Diego State College.

7. To consider and act upon legislation authorizing counties and sixth class cities to acquire, establish, operate, repair and maintain ferries, landings and appurtenances, and to contract with one another for such purposes.

8. To consider and act upon legislation authorizing county boards of supervisors to exchange real property with the United States Government, or any agency thereof for use for public purposes.

9. To consider and act upon legislation to authorize the city of Santa Barbara to convey to the United States Government, or any agency thereof, a portion of the lands heretofore granted to the city by the State of California.

10. To consider and act upon legislation to authorize the State of California acting through The Adjutant General to exchange certain real property situated in the County of San Luis Obispo.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this second day of December. A D, one thousand nine hundred and forty.

CULBERT L. OLSON,
Governor of California.

[SEAL]

ATTEST: PAUL PIKE, Secretary of State.

House Resolution No. 2.

By Mr. Hugh M. Burns

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

House Resolution No. 2 read, and adopted.

Appointment of Special Committee.

In accordance with House Resolution No. 2, the Speaker appointed Messrs. Burns, Hugh M. Lyon, Del Mutolo, Dills and Mrs. Daley as such Special Committee.

House Resolution No. 3.

By Mr. Lyon:

Resolved by the Assembly of the State of California, That the Speaker of the Assembly appoint a Committee of Three to inform the Senate that the Assembly is in session, pursuant to the proclamation of His Excellency, the Governor, dated the second day of December, 1940, and ready for the transaction of legislative business, with the following officers, to wit:

Hon. Gordon H. Garland	Speaker
Hon. Gardiner Johnson	Speaker pro tempore
Jack Carl Greenburg	Chief Clerk
David V. Oliver	Minute Clerk
Wilkie Ogg	Sergeant-at-Arms
Rev. Raymond Lull Bailey	Chaplain

House Resolution No. 2 read, and adopted.

Appointment of Special Committee.

In accordance with House Resolution No. 3, the Speaker appointed Messrs. Kepple, Carlson and Miss Miller as such Special Committee.

House Resolution No. 4.

By Mr. Desmond:

Resolved by the Assembly of the State of California, That until further notice the Standing Rules, as amended, of the First Extraordinary Session which convened on January 29, 1940, be and the same are hereby adopted as the Rules of this Fifth Extraordinary Session convened on December 2, 1940.

Request for Unanimous Consent.

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

House Resolution No. 4 read, and adopted.

Prayer.

Prayer was offered by Rev. E. Kenneth Feaver, Acting Chaplain of the Assembly.

Allegiance Pledged to the Flag.

Pursuant to a motion made by Mr. Doyle, the Assembly pledged allegiance to the flag.

Senate Message.

SENATE CHAMBER, SACRAMENTO, December 2, 1940.

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

President pro tempore.....Jerrold L. Seawell
 Secretary of the Senate.....Joseph A. Beck
 Sergeant-at-Arms.....Joseph E. Nolan
 Minute Clerk.....James Boyd Garrison
 Chaplain.....A. Raymond Grant
 J. A. BECK, Secretary of Senate.

House Resolution No. 5.

By Mr. Waters:

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

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
1	Michael J. Burns	Eureka, Humboldt County	312	--	--	--	624	\$31 20
2	Clinton J. Fulcher	Lookout, Modoc County	324	--	44	280	560	28 00
3	John H. O'Donnell	Woodland, Yolo County	23	--	--	--	46	2 30
4	Seth Millington	Gridley, Butte County	86	--	14	72	144	7 20
5	Ernest C. Crowley	Suisun, Solano County	48	--	--	--	96	4 80
6	Allen G. Thurman	Colfax, Placer County	37	17	--	54	108	5 40
7	Hubert B. Scudder	Sebastopol, Sonoma County	90	7	--	97	194	9 70
8	Chester F. Gannon	Sacramento, Sacramento County	--	--	--	--	--	--
9	Earl D. Desmond	Sacramento, Sacramento County	--	--	--	--	--	--
10	Harold F. Sawallisch	Richmond, Contra Costa County	62	22	--	84	168	8 40
11	Charles M. Weber	Stockton, San Joaquin County	48	--	--	--	96	4 80
12	James E. Thorp	Lockeford, San Joaquin County	48	--	3	45	90	4 50
13	James M. Cassidy	Oakland, Alameda County	84	--	--	--	168	8 40
14	George P. Miller	Alameda, Alameda County	84	5	--	89	178	8 90
15	Bernard A. Sheridan	Oakland, Alameda County	84	--	--	--	168	8 40
16	Arthur W. Carlson	Piedmont, Alameda County	84	--	--	--	168	8 40
17	Henry P. Mehan	Oakland, Alameda County	84	--	--	--	168	8 40
18	James H. Phillips	Oakland, Alameda County	84	--	--	--	168	8 40
19	Gardiner Johnson	Berkeley, Alameda County	84	--	1	83	166	8 30
20	Thomas A. Maloney	San Francisco, San Francisco County	90	--	--	--	180	9 00
21	Joseph P. Gilmore	San Francisco, San Francisco County	90	--	--	--	180	9 00
22	George D. Collins, Jr.	San Francisco, San Francisco County	90	--	--	--	180	9 00
23	Dan Gallagher	San Francisco, San Francisco County	90	--	--	--	180	9 00
24	Edward F. O'Day	San Francisco, San Francisco County	90	--	--	--	180	9 00
25	Melvin I. Cronin	San Francisco, San Francisco County	90	--	--	--	180	9 00
26	Ray Williamson	San Francisco, San Francisco County	90	--	--	--	180	9 00
27	Albert C. Wollenberg	San Francisco, San Francisco County	90	--	--	--	180	9 00
28	Robert Miller Green	San Francisco, San Francisco County	90	--	--	--	180	9 00
29	Harrison W. Call	Redwood City, San Mateo County	119	--	--	--	238	11 90
30	Byrl R. Salsman	Palo Alto, Santa Clara County	128	18	--	146	292	14 60
31	M. G. Del Mutolo	San Jose, Santa Clara County	128	--	--	--	256	12 80
32	Hugh P. Donnelly	Turlock, Stanislaus County	77	14	--	91	182	9 10
33	George A. Clarke	LeGrand, Merced County	114	15	--	129	258	12 90
34	Jacob M. Leonard	Hollister, San Benito County	173	--	--	--	346	17 30
35	Fred Weybret	Soledad, Monterey County	208	24	--	232	464	23 20
36	Hugh M. Burns	Fresno, Fresno County	169	--	--	--	338	16 90
37	S. L. Heisinger	Fresno, Fresno County	169	--	--	--	338	16 90
38	Gordon H. Garland	Woodlake, Tulare County	206	16	--	222	444	22 20
39	Alfred W. Robertson	Santa Barbara, Santa Barbara County	460	--	--	--	920	46 00
40	Roscoe W. Burson	Fillmore, Ventura County	490	27	--	517	1034	51 70
41	Rodney L. Turner	Delano, Kern County	278	--	30	248	496	24 80
42	Elmer E. Lore	North Hollywood, Los Angeles County	447	--	--	--	894	44 70
43	C. Don Field	Glendale, Los Angeles County	447	--	10	437	874	43 70
44	John B. Pelletier	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
45	Thomas J. Doyle	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
46	Jack B. Tenney	Inglewood, Los Angeles County	447	10	--	457	914	45 70
47	Eleanor Miller	Pasadena, Los Angeles County	447	13	--	460	920	46 00

Amount at 5 cents per mile-----	Total mileage-----	Mileage one way-----	Distance from county seat, less-----	Distance from county seat, more-----	Distance from county seat-----	Name	Address
18	T. Penton Knight-----	La Canada, Los Angeles County-----	447	16	463	926	\$46 30
49	Lee T. Bashore-----	Glendora, Los Angeles County-----	447	26	473	946	47 30
50	Gerald C. Kepple-----	Whittier, Los Angeles County-----	447	15	462	924	46 20
51	F. Ray Bennett-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
53	Frederick F. Houser-----	Alhambra, Los Angeles County-----	447	9	456	912	45 60
54	Wilbur F. Gilbert-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
55	Vernon Kilpatrick-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
56	Norris Poulson-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
57	Kent H. Redwine-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
58	Frank J. Waters, Jr-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
59	Charles W. Lyon-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
60	Jesse Randolph Kellems-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
61	Ernest O. Voigt-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
62	Augustus F. Hawkins-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
63	Don A. Altien-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
64	Samuel W. Yorty-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
65	John W. Evans-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
66	Jack Massion-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
67	Cecil R. King-----	Los Angeles, Los Angeles County-----	447	---	---	894	44 70
69	Ralph C. Dills-----	Compton, Los Angeles County-----	447	18	465	930	46 50
70	Maurice E. Atkinson-----	Long Beach, Los Angeles County-----	447	22	469	938	46 50
72	Godfrey A. Andreas-----	Upland, San Bernardino County-----	508	22	530	1060	53 00
73	Gordon W. Corwin-----	Redlands, San Bernardino County-----	508	9	517	1034	51 70
74	Clyde A. Watson-----	Orange, Orange County-----	481	---	---	962	48 10
75	Thomas A. Kuchel-----	Anaheim, Orange County-----	481	7	488	976	48 80
76	Nelson S. Dilworth-----	Hemet, Riverside County-----	512	34	546	1092	54 60
77	Clarence R. Walker-----	Westmoleland, Imperial County-----	661	22	639	1278	63 90
78	Jeanette E. Daley-----	San Diego, San Diego County-----	573	---	---	1146	57 30
79	Paul A. Ritchie-----	San Diego, San Diego County-----	573	---	---	1146	57 30
80	Charles W. Stream-----	Palm City, San Diego County-----	573	13	586	1172	58 60

Amount at 10 cents per mile	Total mileage	Mileage one way	Distance from county seat, less	Distance from county seat, more	Distance from county seat	Name	Address
Jack Carl Greenburg	894	\$89 40	---	---	---	Los Angeles, Los Angeles County	---
David V. Oliver	228	22 80	---	---	---	Merced, Merced County	---
Wilkie Ogg	---	---	---	---	---	Sacramento, Sacramento County	---

House Resolution No. 5 referred to the Committee on Mileage

Leaves of Absence for the Fifth Extraordinary Session.

On motion of Mr. Field, Mr. Redwine and Mr. Gilbert were granted a leave of absence for the Fifty-third (Fifth Extraordinary) Session.

On motion of Mr. Lyon, Mr. Corwin was granted a leave of absence for the Fifty-third (Fifth Extraordinary) Session.

Committee from the Senate.

Senators McCormack, Swing and Jespersen appeared before the bar of the Assembly, and announced that the Senate had organized, and was now ready to proceed with the regular business.

House Resolution No. 6.

By Mr. Doyle:

Resolved, That all accredited newspaper representatives of the Fifty-third (First Extraordinary) Session, be deemed to be duly accredited representatives of the Fifty-third (Fifth Extraordinary) Session.

Request for Unanimous Consent.

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

House Resolution No 6 read, and adopted.

House Resolution No. 7.

By the Committee on Attaches:

Resolved. That the following named persons be and they are hereby appointed to the positions hereinafter set forth as provided by law:

Commencing Monday, December 2, 1940:

Rev. Raymond Lull Bailey, Chaplain;
 Jack Carl Greenburg, Chief Clerk;
 C. W. Booth, Assistant Chief Clerk;
 David V. Oliver, Minute Clerk;
 Wilkie Ogg, Sergeant-at-Arms;
 Albert Day, Journal Clerk,
 Lillian Larkin, Stenographer;
 Michael Connolly, Assistant Sergeant-at-Arms;
 Francis Ogg, Assistant Sergeant-at-Arms;
 Harold Lewright, Assistant Sergeant-at-Arms;
 Robert Voigt, History Clerk;
 James Evans, Assistant Sergeant-at-Arms;
 Robert Guy, Assistant Sergeant-at-Arms;
 Ed Nathan, Assistant Sergeant-at-Arms;
 Andrew A. Crist, Assistant Sergeant-at-Arms;
 Marion Hendricks, Engrossing and Enrolling Clerk,
 Beulah Van Wart, Assistant Clerk;
 Juanita Dependener, Chief Stenographer;
 Nina Ronstadt, Secretary to the Speaker;
 Elizabeth Eyre, Stenographer;
 Sheral Holmes, Stenographer;
 Irene Mosher, Stenographer,
 Gertrude Marton, Stenographer;
 Fay Cronkite, Stenographer;
 June W. Ballard, Stenographer;
 Mary Jane Doty, Stenographer;
 Jacqueline Morgan, Stenographer;
 William Murphy, Chief Page;
 Louis Desmond, Page;
 Domingo Correa, Page;
 Jack Shafer, Page;
 Jack W. Booth, Page;
 Raymond Williamson, Jr., Page.

VOIGT, Chairman, Attache Committee

Request for Unanimous Consent.

Mr. Voigt asked for, and was granted, unanimous consent to consider House Resolution No 7, at this time

House Resolution No. 7 read, and adopted.

House Resolution No. 8.

By Messrs. Salsman, Robertson and Call:

Congratulating the Stanford University football team.

WHEREAS, The football team of Stanford University has won the undisputed championship of the Pacific Coast Conference; and

WHEREAS, Being the champion, the Stanford team has been selected to uphold the honor of the West in the Rose Bowl in Pasadena on New Year's Day; and

WHEREAS, The string of nine consecutive victories won by the Stanford team constitutes one of the outstanding football records in the nation in 1940; now, therefore, be it

Resolved by the Assembly of the State of California, That we hereby extend our hearty congratulations to each and every member of the football team of Stanford University and to Coach Clark D. Shaughnessy and his assistants for this remarkable season; and be it further

Resolved, That we wish for the Stanford team an outstanding victory on New Year's Day; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby instructed to present a suitably prepared copy of this resolution to Coach Clark D. Shaughnessy and such a copy to the Board of Athletic Control of Stanford University.

Request for Unanimous Consent.

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

House Resolution No. 8 read, and adopted unanimously

Reports of Standing Committees.

On Mileage.

ASSEMBLY CHAMBER, SACRAMENTO, December 2, 1940.

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

House Resolution No. 5.

Respectfully reports the same back with the recommendation: Be adopted

WATERS, Chairman.

House Resolution No. 5.

By Mr. Waters.

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

District	Name	Address	Distance from county seat	Distance from county seat more	Mileage one way from county seat less	Total mileage	Amount at 5 cents per mile
1	Michael J. Burns	Elureka, Humboldt County	912	--	--	624	\$31 20
2	Clinton I. Fuleher	Lookout, Modoc County	324	--	44	280	500 28 00
3	John H. O'Donnell	Woodland, Yolo County	23	--	--	16	12 30
4	Seth Millington	Girdley, Butte County	86	--	14	72	144 7 20
5	Ernest C. Crowley	Suisun, Solano County	48	--	--	96	4 80
6	Allen G. Thurman	Colfax, Placer County	37	17	--	54	108 5 40
7	Hubert B. Senddey	Sebastopol, Sonoma County	90	7	--	97	194 9 70
8	Chester F. Gannon	Sacramento, Sacramento County	--	--	--	--	--
9	Earl D. Desmond	Sacramento, Sacramento County	--	--	--	--	--
10	Harold F. Sawallisch	Richmond, Contra Costa County	62	22	--	84	168 8 40
11	Charles M. Weber	Stockton, San Joaquin County	48	--	--	96	4 80
12	James E. Thorp	Stockton, San Joaquin County	48	--	3	45	90 4 50
13	James M. Cassidy	Oakland, Alameda County	84	--	--	168	8 40
14	George P. Miller	Alameda, Alameda County	84	7	--	89	178 8 90
15	Bernard A. Sheridan	Oakland, Alameda County	84	--	--	168	8 40
16	Arthur W. Carlson	Piedmont, Alameda County	34	--	--	168	8 40
17	Henry P. Meehan	Oakland, Alameda County	84	--	--	168	8 40
18	James H. Phillips	Oakland, Alameda County	84	--	--	168	8 40
19	Gardner Johnson	Bellevue, Alameda County	84	--	1	83	166 8 30
20	Thomas A. Maloney	San Francisco, San Francisco County	90	--	--	180	9 00
21	Joseph P. Gilmore	San Francisco, San Francisco County	90	--	--	180	9 00
22	George D. Collins, Jr.	San Francisco, San Francisco County	90	--	--	180	9 00
23	Dan Gallagher	San Francisco, San Francisco County	90	--	--	180	9 00
24	Edward F. O'Day	San Francisco, San Francisco County	90	--	--	180	9 00
25	Melvin J. Cronin	San Francisco, San Francisco County	90	--	--	180	9 00
26	Ray Williamson	San Francisco, San Francisco County	90	--	--	180	9 00
27	Albert C. Wolfenberg	San Francisco, San Francisco County	90	--	--	180	9 00
28	Robert Miller Green	San Francisco, San Francisco County	90	--	--	180	9 00
29	Harrison W. Call	Redwood City, San Mateo County	119	--	--	238	11 90
30	Burl R. Salsman	Palo Alto, Santa Clara County	128	18	--	146	292 14 60
31	M. G. Del Mundo	San Jose, Santa Clara County	128	--	--	256	12 80
32	Hugh P. Donnelly	Truckee, Stanislaus County	77	14	--	91	182 9 10
33	George A. Clatke	Petaluma, Merced County	114	15	--	129	258 12 90
34	Jacob M. Leonard	Hollister, San Benito County	173	--	--	346	17 30
35	Fred Weybret	Salinas, Monterey County	208	24	--	232	464 23 20
36	Hugh M. Burns	Fresno, Fresno County	169	--	--	338	16 90
37	Gordon H. Garbajal	Woodlake, Tulare County	206	16	--	222	444 22 20
38	Alfred W. Robertson	Santa Barbara, Santa Barbara County	460	--	--	920	46 00
39	Roscoe W. Benson	Fillmore, Ventura County	190	25	--	517	1034 51 70
40	Madison L. Greer	Delmar, Kern County	278	--	30	248	496 24 80
41	Elmer P. Love	North Hollywood, Los Angeles County	447	--	--	894	44 70
42	C. Don Field	Glendale, Los Angeles County	447	--	10	437	874 43 70
43	John B. Pelletier	Los Angeles, Los Angeles County	447	--	--	894	44 70
44	Thomas J. Doyle	Los Angeles, Los Angeles County	447	--	--	894	44 70
45	Jack B. Tenney	Inglewood, Los Angeles County	447	10	--	457	914 45 70
46	Eleanor Miller	Pasadena, Los Angeles County	447	13	--	460	920 46 00

Distance	Name	Address	Distance from county seat	Distance from county seat, miles	Distance from county seat, less	Mileage one way	Total mileage	Amount at 7 cents per mile
18	T. Fenton Knight	La Canada, Los Angeles County	447	16	463	926	\$46.30	
49	Lee T. Bashore	Glendora, Los Angeles County	447	26	473	946	47.30	
50	Gerald C. Kepple	Whittier, Los Angeles County	447	15	462	924	46.20	
51	P. Ray Bennett	Los Angeles, Los Angeles County	447	—	—	894	44.70	
53	Frederick F. Houser	Alhambra, Los Angeles County	447	9	456	912	45.60	
55	Vernon Kilpatrick	Los Angeles, Los Angeles County	447	—	—	894	44.70	
56	Norms Poulson	Los Angeles, Los Angeles County	447	—	—	894	44.70	
58	Frank J. Waters, Jr.	Los Angeles, Los Angeles County	447	—	—	894	44.70	
59	Charles W. Lyon	Los Angeles, Los Angeles County	447	—	—	894	44.70	
60	Jesse Randolph Kellams	Los Angeles, Los Angeles County	447	—	—	894	44.70	
61	Ernest O. Voigt	Los Angeles, Los Angeles County	447	—	—	894	44.70	
62	Augustus F. Hawkins	Los Angeles, Los Angeles County	447	—	—	894	44.70	
63	Don A. Allen	Los Angeles, Los Angeles County	447	—	—	894	44.70	
64	Samuel W. Yorty	Los Angeles, Los Angeles County	447	—	—	894	44.70	
65	John W. Evans	Los Angeles, Los Angeles County	447	—	—	894	44.70	
66	Jack Massion	Los Angeles, Los Angeles County	447	—	—	894	44.70	
67	Cecil R. King	Los Angeles, Los Angeles County	447	—	—	894	44.70	
69	Ralph C. Dills	Compton, Los Angeles County	447	18	465	930	46.50	
70	Maurice E. Atkinson	Long Beach, Los Angeles County	447	22	469	938	46.90	
72	Godfrey A. Andrea	Upland, San Bernardino County	508	22	530	1060	53.00	
74	Clyde A. Watson	Orange, Orange County	481	—	—	962	48.10	
75	Thomas A. Kuebel	Anaheim, Orange County	481	7	488	976	48.80	
76	Nelson S. Dilworth	Hemet, Riverside County	512	34	546	1092	54.60	
77	Clarence R. Walker	Westmorland, Imperial County	661	21	689	1278	63.90	
78	Jeanette E. Daley	San Diego, San Diego County	573	—	—	1146	57.30	
79	Paul A. Ritchie	San Diego, San Diego County	573	—	—	1146	57.30	
80	Charles W. Stream	Palm City, San Diego County	573	13	586	1172	58.60	

Name	Address	Distance from county seat	Distance from county seat, miles	Distance from county seat, less	Mileage one way	Total mileage	Amount at 10 cents per mile
Jack Carl Greenburg	Los Angeles Los Angeles County	447	—	—	894	\$89.40	
David V. Oliver	Merced Merced County	114	—	—	228	22.80	
Wilkie Ogg	Sacramento, Sacramento County	—	—	—	—	—	—

House Resolution No. 5 read, and adopted by the following vote:

AYES—Allen, Andreas, Bashore, Bennett, Burns, Michael J., Burson, Call, Cassidy, Collins, Cronin, Crowley, Daley, Del Mutolo, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Fletcher, Gallagher, Gilmore, Green, Hawkins, Johnson, Kepple, Kilpatrick, King, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor, Miller, George P., Millington, O'Day, Pelletier, Phillips, Ritchie, Robertson, Salsman, Sawallisch, Scudder, Sheridan, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Williamson, Wollenberg, Yorty, and Mr. Speaker—62.

NOES—Desmond and Gannon—2.

Presentation of Bills for Introduction.

The following bills were presented for introduction, and referred to the Legislative Counsel Bureau:

Assembly Bill No. 1: By Messrs. Maloney, Cronin, Gallagher, Wollenberg, Green, O'Day, Williamson, Gilmore and Collins—An act to amend the title of "An act granting certain tide lands and submerged lands of the State of California to the City and County of San Francisco for development and use as a public airport, regulating the management, use, lease and control thereof, authorizing the reclamation

and certain improvements of said lands and the construction and maintenance of a bridge or causeway connecting said lands with Yerba Buena Island," approved June 13, 1933, and to add a new section to be numbered Section 5 thereto authorizing the City and County of San Francisco to permit the use of said lands, or any part thereof, by the United States of America for military or naval purposes, and providing that this act shall take effect immediately.

Assembly Bill No. 2: By Mr. Turner—An act to add Section 4041.21a to the Political Code, relating to the powers of boards of supervisors, to take effect immediately.

Assembly Bill No. 3: By Messrs. Richie, Stream and Mrs. Daley—An act to add Sections 5.11 and 5.113 to the School Code, relating to the State colleges; declaring the urgency thereof, and providing that this act shall take effect immediately.

Assembly Bill No. 4: By Messrs. Lyon, Houser, Poulson, Hawkins, Waters, Field, Tenney, Yorty, King, Allen, Atkinson, Pelletier, Andreas, Massion, Bashore, Evans, Bennett, Dills, Doyle, Kilpatrick, Voigt, Kepple and Miss Miller—An act to add Article 2.5, comprising Sections 1160.1 to 1160.9, inclusive, to Chapter 2, Part 2, Division 1 of the Insurance Code, relating to investments in and taxation on comprehensive moderate cost housing projects (including apartments, tenements and dwelling houses, and accommodations for retail stores, shops, offices, and other community service and recreational facilities connected therewith) by insurers, to take effect immediately.

Assembly Bill No. 5: By Messrs. Crowley and Sawallisch—An act to add Sections 862c and 862d to an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the acquisition and operation of ferries by cities of the sixth class, either alone or jointly with other cities of the same class or counties, to take effect immediately.

Assembly Bill No. 6: By Mr. Robertson—An act to add Section 4 to "An act granting certain tidelands and submerged lands of the State of California to the city of Santa Barbara, subject to certain trusts," approved April 16, 1925, authorizing the conveyance of certain lands to the United States Government, or to any agency thereof, to take effect immediately.

Message from the Governor.

On motion of Mr. Call, the following message from the Governor was read, and ordered printed in the Journal:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE,
SACRAMENTO, December 2, 1940.

To the Honorable Members of the Senate and Assembly of the State of California.

GREETINGS: It is proper upon the convening of this extraordinary session of the Legislature that I should briefly explain to you the subjects which I have placed before you for consideration and the reasons for their inclusion in the proclamation calling the session. Before doing so, I may state that the contents of the message which I sent to you this morning when you were sitting in your fourth extraordinary session, which message was concerned with the necessity of taking action on various subjects prior to the next regular session, are applicable to the subjects of this new session.

The first item concerns clarification of the experience rating provisions of the Unemployment Insurance Act. "Experience Rating" is that provision of the act which, on the basis of favorable employment experience, grants a lower contribution rate to those employers whose experience indicates that a lower rate will be more nearly commensurate with benefit payments to their employees. This provision

has been in our law in substantially its present form since the law's inception in 1935, and similar provisions will be found in the laws of many other States.

Under our present law the California Employment Commission is required, as of January 1, 1941, to classify employers with regard to their experience and to levy tax assessments at a rate lower than the general rate of 2.7 per cent if any employer has the required reserve in his bookkeeping account with the commission. The amendments will also assure employers of receiving the additional tax credit offset allowed under applicable sections of the Federal Internal Revenue Code.

Proper amendment at this time will cure apparent defects and clarify the law so as to provide the commission with the necessary machinery and with definite legislative instructions as to how the existing experience rating provisions are to be administered on January 1, 1941.

In considering this matter it should be understood that experience rating in unemployment insurance systems is in an experimental stage. There are many who contend that it has no place in the law. I, personally, and the commission as well, have some doubts as to the soundness of the entire "experience rating" principle. After having had an opportunity to observe actual experience in the administration of the provision, a recommendation may very well be made in the future that these provisions be eliminated entirely. However, at the present time it seems essential that these amendments should be adopted in order that the commission may proceed with the proper administration of the present law in accordance with its expressed legislative intent.

Several months ago it became necessary to make arrangements for the purchase of additional land near the San Luis Obispo Campsite of the National Guard to provide for the leasing to the Federal Government of the necessary area on which the Federal Government was to construct \$5,000,000 of barracks, storehouses and other facilities in connection with the training of the Guard. The improvements on the land will belong to the State when the present emergency is ended. At that time it was thought that it would be necessary to call a special session in order to get the necessary funds. But conferences with a number of the members of the Legislature ended in a plan whereby part of the necessary funds were provided from the Emergency Fund with the understanding that legislation should be passed at the next special session to provide funds necessary to complete the purchase and to reimburse the Emergency Fund. A \$50,000 appropriation from the General Fund is needed to complete the purchase, and the sum of \$190,000 is needed to reimburse the Emergency Fund, which sum may be obtained by transferring \$110,000 of unneeded moneys from the support appropriations for the National Guard and appropriating \$80,000 from the General Fund. Thus a total new appropriation of only \$130,000 is needed.

Item No. 3 in the proclamation concerns legislation to enable the State to establish a State Guard, as authorized by Federal Law, in addition to the National Guard. The explanation of such legislation and the necessity therefor is contained in the attached copy of a letter from The Adjutant General.

Item No. 4 will permit the enactment of legislation to allow the city of San Francisco to lease portions of Treasure Island to the Federal Government or to the State for defense purposes. Representatives of the city of San Francisco have requested this legislation as the Navy Department has already requested the use of part of the island.

Item No. 5 was included in response to the request of a large number of members of the Legislature. I understand that one of the large life insurance companies has under consideration plans to invest some ten million dollars in a much needed moderate cost housing project, but that the insurance laws do not permit the investment of funds of insurance companies in real estate, except for their necessary office buildings. The reasons urged for this legislation are the defense housing needs and the unemployment in the building trades and allied industries. It would seem that an amendment of the law to permit an investment in a large moderate cost housing project would be proper because of such conditions, provided adequate standards and supervision be set up for the making of such investment. Such legislation should provide that the insurance companies investing in such projects must waive the right to set off against the amounts due from them for gross premium taxes, the amounts of the real estate taxes on such projects.

The next item, concerning a wind tunnel, simply will permit proposed legislation to allow the maintenance of a wind tunnel on the campus of San Diego State College for the study of problems relating to aircraft. I understand that Federal or private funds will completely provide for the erection and maintenance of the proposed wind tunnel, and that this will furnish testing equipment essential in the national defense program, and which will also be valuable as equipment used in the educational program of the college.

The seventh item is necessary for legislation to permit the counties of Solano or Contra Costa or the cities of Benicia or Martinez, or either of them, to operate the Martinez-Benicia Ferry. A committee of representatives of various communities interested in the ferry, which committee included several members of the

Legislature, requested that this item be included. Immediate action is necessary in order to come within certain time limitations involved in the transfer of the Antioch and Carquinez bridges.

The eighth item will authorize legislation necessary in order that the county of Kern may complete a transfer of certain of its real property to the Federal Government to be used as the site of a post office, in exchange for the present post-office building, which will be used by the county for a public library.

Item No. 9 is placed before you to authorize legislation which will permit a conveyance to be made to the Federal Government by the city of Santa Barbara of a small plot of ground for use as a naval armory. The land is the result of accretions on tidelands granted by the State to the city of Santa Barbara for specified purposes, and in order to insure the validity of a grant from the city of Santa Barbara further legislation is necessary.

The last item is required to enable the State to exchange a small parcel of land belonging to the State and under the jurisdiction of the National Guard, for another parcel of land necessary for a right of way for the construction of a railroad spur track from the right of way of the S. P. R. R. for transporting building and military supplies to the National Guard Training Camp at San Luis Obispo.

Respectfully submitted

CULBERT L. OLSON,
Governor of California

CLO PW

STATE OF CALIFORNIA, DIVISION OF MILITARY AFFAIRS.

SACRAMENTO, November 30, 1940

Hon. Culbert L. Olson, Governor of California,

State Capitol, Sacramento, California.

MY DEAR GOVERNOR OLSON: It is requested that immediate consideration be given to amending the Military and Veterans Code of the State of California to enable the organization of units to be known as the State Guard. This is an urgent matter and is required by reason of the following facts:

a. The entire National Guard of the State of California will have been inducted into Federal service within a short time whereafter it will not be available for local emergencies.

b. The National Defense Act prohibits the organization of units by States other than the federally recognized National Guard in time of peace. However, Congress has recently passed a law which authorizes the organization of a State Guard during such time as the National Guard of any State is in active Federal service in time of peace.

c. The execution of this law in any State is contingent upon passage by the State of necessary legislation where the State Military Code is not sufficient.

d. The Military Code of California is insufficient in that it does not provide for any organization other than the federally recognized National Guard.

In view of the foregoing, it is necessary to make certain amendments to the Military Code. Several proposed revisions accomplishing this have already been forwarded to you.

Very truly yours,

R. E. MITTELSTAEDT,
Brigadier General,
The Adjutant General

Recess.

At three o'clock and forty minutes p. m., on motion of Mr. Desmond, the Assembly was declared at recess until the hour of three o'clock and fifty minutes p. m.

Reassembled.

At three o'clock and fifty minutes p. m., the Assembly reconvened.

Hon. Gordon H. Garland, Speaker of the Assembly, in the chair.

Introduction and Reference of Bills.

The following bills were reported back from the Legislative Counsel Bureau, and read the first time:

Assembly Bill No. 1: By Messrs. Maloney, Cronin, Gallagher, Woltenberg, Green, O'Day, Williamson, Gilmore and Collins—An act to amend the title of "An act granting certain tidelands and submerged lands of the State of California to the City and County of San Fran-

cisco for development and use as a public airport, regulating the management, use, lease and control thereof, authorizing the reclamation and certain improvements of said lands and the construction and maintenance of a bridge or causeway connecting said lands with Yerba Buena Island," approved June 13, 1933, and to add a new section to be numbered Section 5 thereto authorizing the City and County of San Francisco to permit the use of said lands, or any part thereof, by the United States of America for military or naval purposes, and providing that this act shall take effect immediately.

Referred to Committee on Rules.

Assembly Bill No. 2: By Mr. Turner—An act to add Section 4041 21a to the Political Code, relating to the powers of boards of supervisors, to take effect immediately.

Referred to Committee on Rules.

Assembly Bill No. 3: By Messrs. Richie, Stream and Mrs. Daley—An act to add Sections 511 and 5113 to the School Code, relating to the State colleges, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Rules.

Assembly Bill No. 4: By Messrs. Lyon, Houser, Poulson, Hawkins, Waters, Field, Tenney, Yorty, King, Allen, Atkinson, Pelletier, Andreas, Massion, Bashore, Evans, Bennett, Dills, Doyle, Kilpatrick, Voigt, Kepple and Miss Miller—An act to add Article 2.5, comprising Sections 11601 to 11609 inclusive, to Chapter 2, Part 2, Division 1 of the Insurance Code, relating to investments in and taxation on comprehensive moderate cost housing projects (including apartments, tenements and dwelling houses, and accommodations for retail stores, shops, offices, and other community service and recreational facilities connected therewith) by insurers, to take effect immediately.

Referred to Committee on Insurance.

Assembly Bill No. 5: By Messrs. Crowley and Sawallisch—An act to add Sections 862c and 862d to an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the acquisition and operation of ferries by cities of the sixth class, either alone or jointly with other cities of the same class or counties, to take effect immediately.

Referred to Committee on Rules.

Assembly Bill No. 6: By Mr. Robertson—An act to add Section 4 to "An act granting certain tidelands and submerged lands of the State of California to the City of Santa Barbara, subject to certain trusts," approved April 16, 1925, authorizing the conveyance of certain lands to the United States Government, or to any agency thereof, to take effect immediately.

Referred to Committee on Rules.

Adjournment.

At three o'clock and fifty-five minutes p.m. on motion of Mr. Desmond, the Speaker declared the Assembly adjourned this day until ten o'clock and thirty minutes a.m., Tuesday, December 3, 1940.

DAVID V. OLIVER, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-THIRD (FIFTH EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

SECOND LEGISLATIVE DAY
 SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER.

SACRAMENTO, Tuesday, December 3, 1940.

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

Hon. Gordon H. Garland, Speaker of the Assembly, in the chair.

Chief Clerk Jack Carl Greenburg at the desk.

Roll Call.

The following members answered to the roll call:

Allen, Andreas, Atkinson, Bashore, Bennett, Burns, Hugh M., Burns, Michael J., Burson, Call, Carlson, Cassidy, Clarke, Collins, Cronin, Crowley, Daley, Del Matole, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, House, Johnson, Kellem, Kepple, Kilpatrick, King, Knight, Kuebel, Leonard, Lore, Lyon, Maloney, Masson, Meehan, Miller, Eleanor; Miller, George P., Millington, O'Day, O'Donnell, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Sawallsch, Scudder, Sheridan, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Williamson, Wollenberg, Yorty, and Mr. Speaker—74

Quorum present.

Prayer.

Prayer was offered by Rev. E. Kenneth Feaver, Acting Chaplain of the Assembly.

Reading of the Journal Dispensed With.

On motion of Mr. Turner, the further reading of the Journal of Monday, December 2, 1940, was dispensed with.

Reports of Standing Committees.

On Rules.

ASSEMBLY CHAMBER, SACRAMENTO, December 2, 1940

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

Assembly Bill No. 1.

Assembly Bill No. 5.

Assembly Bill No. 2.

Assembly Bill No. 6.

Assembly Bill No. 3.

Respectfully reports the same back with the recommendation: Do pass.

DESMOND, Chairman

The above reported bills ordered on second reading calendar

On Insurance.

ASSEMBLY CHAMBER, SACRAMENTO, December 2, 1940.

MR. SPEAKER. Your Committee on Insurance, to which was referred

Assembly Bill No. 4.

Respectfully reports the same back with the recommendation: Do pass.

SCUDDER, Chairman

The above reported bill ordered on second reading calendar.

Second Reading of Assembly Bills.

Assembly Bill No. 1—An act to amend the title of "An act granting certain tidelands and submerged lands of the State of California to the City and County of San Francisco for development and use as a public airport, regulating the management, use, lease and control thereof, authorizing the reclamation and certain improvements of said lands and the construction and maintenance of a bridge or causeway connecting said lands with Yerba Buena Island," approved June 13, 1933, and to add a new section to be numbered Section 5 thereto authorizing the City and County of San Francisco to permit the use of said lands, or any part thereof, by the United States of America for military or naval purposes, and providing that this act shall take effect immediately.

Bill read second time, and ordered to engrossment.

Assembly Bill No. 2—An act to add Section 4041 21a to the Political Code, relating to the powers of boards of supervisors, to take effect immediately.

Bill read second time, and ordered to engrossment.

Assembly Bill No. 3—An act to add Sections 5.11 and 5.113 to the School Code, relating to the State colleges; declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read second time, and ordered to engrossment.

Assembly Bill No. 4—An act to add Article 2.5, comprising Sections 1160.1 to 1160.9, inclusive, to Chapter 2, Part 2, Division 1 of the Insurance Code, relating to investments in and taxation on comprehensive moderate cost housing projects (including apartments, tenements and dwelling houses, and accommodations for retail stores, shops, offices, and other community service and recreational facilities connected therewith) by insurers, to take effect immediately.

Bill read second time, and ordered to engrossment.

Assembly Bill No. 5—An act to add Sections 862c and 862d to an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the acquisition and operation of ferries by cities of the sixth class, either alone or jointly with other cities of the same class or counties, to take effect immediately.

Bill read second time, and ordered to engrossment.

Assembly Bill No. 6—An act to add Section 4 to "An act granting certain tidelands and submerged lands of the State of California to the city of Santa Barbara, subject to certain trusts," approved April 16, 1925, authorizing the conveyance of certain lands to the United States Government, or to any agency thereof, to take effect immediately.

Bill read second time, and ordered to engrossment.

Senate Message.

SENATE CHAMBER, SACRAMENTO, December 2, 1940

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

Senate Bill No. 1—An act making an appropriation for the expenses of the Senate for the Fifth Extraordinary Session of the Fifty-third Session of the Legislature, this act to take effect immediately.

J. A. BEEK, Secretary of Senate.

Request for Unanimous Consent.

Mr. Kuchel asked for, and was granted, unanimous consent to consider Senate Bill No. 1, at this time without reference to committee or calendar.

Consideration of Senate Bill No. 1.

Senate Bill No. 1—An act making an appropriation for the expenses of the Senate for the Fifth Extraordinary Session of the Fifty-third Session of the Legislature.

Case of Urgency Resolution.

By Mr. Kuchel:

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

Resolution read.

The roll was called.

Call of the Assembly.

Pending the announcement of the vote, Mr. Kuchel moved a call of the Assembly.

Motion carried. Time, eleven o'clock and five minutes a.m.

The Speaker directed the Sergeant-at-Arms to lock the doors, and to bring in all absent members.

Proceedings Under Call of the Assembly by Unanimous Consent.

Presentation of Bill for Introduction.

The following bill was presented for introduction, and referred to the Legislative Counsel Bureau:

Assembly Bill No. 7: By Mr. Desmond—An act making an appropriation for the expenses of the Assembly for the Fifth Extraordinary Session of the Fifty-third Session of the Legislature, this act to take effect immediately.

Further Proceedings Under Call of the Assembly Dispensed With on Urgency Resolution to Senate Bill No. 1.

At eleven o'clock and ten minutes a.m. on motion of Mr. Kuchel, further proceedings under the call of the Assembly were dispensed with.

The roll of absentees was called, and the urgency resolution to Senate Bill No. 1 adopted by the following vote:

AYES—Andreas, Atkinson, Bashore, Bennett, Burns, Michael J. Burton, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Del Muto, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Knight, Kuchel, Leonard, Lore, Lyon, Maloney, Meehan, Miller, Eleanor, Millington, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Sawalisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Vogt, Walker, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—59.

NOES—None.

Whereupon, the Speaker declared the provisions of Article IV, Section 15, of the Constitution suspended for the purpose of further considering Senate Bill No. 1, at this time.

Second Reading of Senate Bill No. 1.

Senate Bill No. 1—An act making an appropriation for the expenses of the Senate for the Fifth Extraordinary Session of the Fifty-third Session of the Legislature, this act to take effect immediately.

Bill read second time.

Third Reading of Senate Bill No. 1.

Senate Bill No. 1—An act making an appropriation for the expenses of the Senate for the Fifth Extraordinary Session of the Fifty-third Session of the Legislature, this act to take effect immediately.

Bill read third time, and passed by the following vote:

AYES—Andreas, Atkinson, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Knight, Kuchel, Leonard, Lore, Lyon, Maloney, Meehan, Miller, Eleanor, Millington, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—59.

NOES—None

Title read and approved Bill ordered transmitted to the Senate.

Report of Standing Committee.

The following report of standing committee was received and read:

On Engrossment and Enrollment.

ASSEMBLY CHAMBER, SACRAMENTO, December 3, 1940

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

Assembly Bill No. 1.

Assembly Bill No. 4.

Assembly Bill No. 2.

Assembly Bill No. 5.

Assembly Bill No. 3.

Assembly Bill No. 6.

And reports the same correctly engrossed.

CASSIDY, Chairman.

Case of Urgency Resolution.

By Mr. Turner:

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

Resolution read, and adopted by the following vote:

AYES—Andreas, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Desmond, Dills, Dilworth, Donnelly, Doyle, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Knight, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor, Millington, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—56.

NOES—None.

Whereupon, the Speaker declared the provisions of Article IV, Section 15, of the Constitution suspended for the purpose of further considering Assembly Bill No. 2, at this time.

Urgency Clause.

Urgency clause read, and adopted by the following vote:

AYES—Andreas, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dilworth, Donnelly, Doyle, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Knight, Kuchel, Leonard, Lore, Maloney, Massion, Meehan, Miller, Eleanor, Millington, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—56.

NOES—None

Third Reading of Assembly Bill No. 2.

Assembly Bill No. 2—An act to add Section 4041.21a to the Political Code, relating to the powers of boards of supervisors, to take effect immediately.

Bill read third time, and passed by the following vote:

AYES—Andreas, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dilworth, Donnelly, Doyle, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Knight, Kuchel, Leonard, Lore, Maloney, Massion, Meehan, Miller, Eleanor; Millington, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—56.

NOES—None.

Title read and approved. Bill ordered transmitted to the Senate.

Case of Urgency Resolution.

By Mr. Maloney:

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

Resolution read, and adopted by the following vote:

AYES—Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Knight, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Millington, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—56.

NOES—None.

Whereupon, the Speaker declared the provisions of Article IV, Section 15, of the Constitution suspended for the purpose of further considering Assembly Bill No. 1, at this time.

Urgency Clause.

Urgency clause read, and adopted by the following vote:

AYES—Bashore, Bennett, Burns, Hugh M., Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, King, Knight, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Millington, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—61.

NOES—None.

Third Reading of Assembly Bill No. 1.

Assembly Bill No. 1—An act to amend the title of "An act granting certain tidelands and submerged lands of the State of California to the City and County of San Francisco for development and use as a public airport, regulating the management, use, lease and control thereof, authorizing the reclamation and certain improvements of said lands and the construction and maintenance of a bridge or causeway connecting said lands with Yerba Buena Island," approved June 13, 1933, and to add a new section to be numbered Section 5 thereto, authorizing the City and County of San Francisco to permit the use of said lands, or any part thereof, by the United States of America for military or naval purposes, and providing that this act shall take effect immediately.

Bill read third time, and passed by the following vote:

AYES—Bashore, Bennett, Burns, Hugh M., Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth,

Donnelly, Doyle, Evans, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Johnson, Kellem, Kepple, King, Knight, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Millington, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Sawalisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—61

NOES—None.

Title read and approved. Bill ordered transmitted to the Senate.

Case of Urgency Resolution.

By Mr. Richie:

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

Resolution read, and adopted by the following vote:

AYES—Andreas, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellem, Kepple, King, Knight, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Millington, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Weybret, Wollenberg, and Mr. Speaker—58

NOES—None

Whereupon, the Speaker declared the provisions of Article IV, Section 15, of the Constitution suspended for the purpose of further considering Assembly Bill No. 3, at this time

Urgency Clause.

Urgency clause read, and adopted by the following vote

AYES—Andreas, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellem, Kepple, King, Knight, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Millington, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Weybret, Wollenberg, and Mr. Speaker—58.

NOES—None

Third Reading of Assembly Bill No. 3.

Assembly Bill No. 3—An act to add Sections 5.11 and 5.113 to the School Code, relating to the State colleges, declaring the urgency thereof, and providing that this act shall take effect immediately

Bill read third time, and passed by the following vote:

AYES—Andreas, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellem, Kepple, King, Knight, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Millington, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Weybret, Wollenberg, and Mr. Speaker—58.

NOES—None.

Title read and approved. Bill ordered transmitted to the Senate.

Case of Urgency Resolution.

By Mr. Lyon:

Resolved, That Assembly Bill No. 4 presents a case of urgency, as that term is used in Section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage

Resolution read, and adopted by the following vote:

AYES—Andreas, Atkinson, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Fulcher, Gallagher, Gannon, Gilmore, Hawkins, Heisinger, Houser, Johnson, Kellem, Kepple, King, Knight, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor, Millington, Pelletier, Phillips,

Poulson, Robertson, Salsman, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—59.
NOES—None.

Whereupon, the Speaker declared the provisions of Article IV, Section 15, of the Constitution suspended for the purpose of further considering Assembly Bill No. 4, at this time.

Urgency Clause.

Urgency clause read, and adopted by the following vote.

AYES—Andreas, Atkinson, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Fulcher, Gallagher, Gannon, Gilmore, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, King, Knight, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Millington, Pelletier, Phillips, Poulson, Robertson, Salsman, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—59.
NOES—None.

Third Reading of Assembly Bill No. 4.

Assembly Bill No. 4—An act to add Article 2.5, comprising Sections 1160.1 to 1160.9, inclusive, to Chapter 2, Part 2, Division 1 of the Insurance Code, relating to investments in and taxation on comprehensive moderate cost housing projects (including apartments, tenements and dwelling houses, and accommodations for retail stores, shops, offices, and other community service and recreational facilities connected therewith) by insurers, to take effect immediately.

Bill read third time, and passed by the following vote.

AYES—Andreas, Atkinson, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Collins, Crowley, Daley, Del Mutolo, Dills, Dilworth, Donnelly, Doyle, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, King, Knight, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Millington, Pelletier, Phillips, Poulson, Riche, Robertson, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Wollenberg, and Mr. Speaker—60.
NOES—None.

Title read and approved. Bill ordered transmitted to the Senate

Case of Urgency Resolution.

By Mr. Robertson:

Resolved, That Assembly Bill No. 6 presents a case of urgency, as that term is used in Section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—Andreas, Atkinson, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Collins, Crowley, Daley, Del Mutolo, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Miller, Eleanor; Millington, O'Donnell, Pelletier, Phillips, Poulson, Robertson, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Wollenberg, and Mr. Speaker—59.
NOES—None.

Whereupon, the Speaker declared the provisions of Article IV, Section 15, of the Constitution suspended for the purpose of further considering Assembly Bill No. 6, at this time.

Urgency Clause.

Urgency clause read, and adopted by the following vote:

AYES—Andreas, Atkinson, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Collins, Crowley, Daley, Del Mutolo, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Miller, Eleanor; Millington, O'Donnell, Pelletier, Phillips, Poul-

son, Robertson, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Wollenberg, and Mr. Speaker—59.

NOES—None.

Third Reading of Assembly Bill No. 6.

Assembly Bill No. 6—An act to add Section 4 to "An act granting certain tidelands and submerged lands of the State of California to the city of Santa Barbara, subject to certain trusts," approved April 16, 1925, authorizing the conveyance of certain lands to the United States Government, or to any agency thereof, to take effect immediately.

Bill read third time, and passed by the following vote:

AYES—Andreae, Atkinson, Bashore, Bennett, Burns, Michael J., Burson, Carlson, Cassidy, Clarke, Collins, Crowley, Daley, Del Mutolo, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Miller, Eleanor, Millington, O'Donnell, Pelletier, Phillips, Poulson, Robertson, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Wollenberg, and Mr. Speaker—59.

NOES—None.

Title read and approved. Bill ordered transmitted to the Senate.

House Resolution No. 9.

By Mr. Waters:

Resolved by the Assembly of the State of California. That the State Controller be and he is hereby directed and ordered to draw his warrant upon the proper fund in favor of the following named member of the Assembly for the amount set opposite his name, and the State Treasurer is hereby directed and ordered to pay the same.

Amount at 5 cent per mile-----	Total mileage-----	Mileage one way-----	Distance from county seat, both-----	Distance from county seat, more-----	Distance from county seat-----	Address	Name	District-----
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37	S. L. Heisinger-----	Fresno, Fresno County-----	169	--	--	--	338	16 90
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House Resolution No. 9 referred to the Committee on Mileage.

Introduction and Reference of Bills.

The following bill was reported back from the Legislative Counsel Bureau, read the first time, and ordered placed upon the calendar without reference to committee:

Assembly Bill No. 7: By Mr. Desmond—An act making an appropriation for the expenses of the Assembly for the Fifth Extraordinary Session of the Fifty-third Session of the Legislature, this act to take effect immediately.

Recess.

At eleven o'clock and twenty-five minutes a.m., on motion of Mr. Houser, the Assembly was declared at recess until the hour of three o'clock and thirty minutes p.m.

Reassembled.

At three o'clock and thirty minutes p.m., the Assembly reconvened. Hon. Gordon H. Garland, Speaker of the Assembly, in the chair.

Senate Message.

SENATE CHAMBER, SACRAMENTO, December 3, 1940

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

Senate Bill No. 2—An act to authorize the exchange of certain lands of the State in the county of San Luis Obispo for certain other lands required for armory purposes as defined in the Military and Veterans Code, and declaring the urgency thereof;

Senate Bill No. 3—An act to amend Sections 553, 554, 555 and 556 of the Military and Veterans Code, relating to the State Guard, to take effect immediately;

Senate Bill No. 4—An act to add Sections 862c and 862d to an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the acquisition and operation of ferries by cities of the sixth class, either alone or jointly with other cities of the same class or counties, to take effect immediately.

J. A. BEEK, Secretary of Senate

Senate Bills Nos. 2 and 3 ordered on calendar without reference to committee.

Case of Urgency Resolution.

By Mr. Crowley:

Resolved, That Senate Bill No. 4 presents a case of urgency, as that term is used in Section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second time, and placed upon its passage.

Resolution read, and adopted by the following vote.

AYES—Allen, Atkinson, Bashore, Bennett, Burns, Hugh M. Burns, Michael J. Call, Cassidy, Clarke, Collins, Cronin, Crowley, Daley, Del Muto, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Gallagher, Gannon, Gilmore, Green, Heisinger, Johnson, Kilpatrick, Kuebel, Leonard, Lore, Maloney, Massion, Miller, Eleanor Millington, O'Day, O'Donnell, Pelletier, Phillips, Poulson, Richie, Robertson, Sawallisch, Scudder, Sheridan, Stream, Tenney, Thurman, Turner, Walker, Waters, Watson, Weber, Wollenberg, and Yorty—54.

NOES—None.

Whereupon, the Speaker declared the provisions of Article IV, Section 15, of the Constitution suspended for the purpose of further considering Senate Bill No. 4, at this time.

Second Reading of Senate Bill No. 4.

Senate Bill No. 4—An act to add Sections 862c and 862d to an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the acquisition and operation of ferries by cities of the sixth class, either alone or jointly with other cities of the same class or counties, to take effect immediately.

Bill read second time.

Motion to Amend Senate Bill No. 4.

Mr. Crowley moved to amend Senate Bill No. 4 as follows:

Amendment No. 1.

On page 1, line 5, of the printed bill, before "ferry", insert the following "existing".

Amendment No. 2.

On page 1, line 16, of the printed bill, before "ferry", insert the following "existing".

Amendments adopted.

Bill read second time, ordered to reprint, and third reading.

Case of Urgency Resolution.

By Mr. Desmond.

Resolved, That Assembly Bill No. 7 presents a case of urgency, as that term is used in Section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—Allen, Atkinson, Bashore, Bennett, Burns, Michael J. Call, Cassidy, Clarke, Collins, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Fulcher, Gallagher, Gannon, Gilmore, Green, Heisinger, Johnson, Kilpatrick, Kuchel, Leonard, Lore, Maloney, Massion, Miller, Eleanor; Millington, O'Day, O'Donnell, Pelletier, Phillips, Poulson, Richie, Robertson, Sawallisch, Scudder, Sheridan, Stream, Tenney, Thurman, Turner, Walker, Waters, Watson, Weber, Wollenberg, and Yorty—54

NOES—None

Whereupon, the Speaker declared the provisions of Article IV, Section 15, of the Constitution suspended for the purpose of further considering Assembly Bill No. 7, at this time.

Second Reading of Assembly Bill No. 7.

Assembly Bill No. 7—An act making an appropriation for the expenses of the Assembly for the Fifth Extraordinary Session of the Fifty-third Session of the Legislature, this act to take effect immediately.

Bill read second time.

Third Reading of Assembly Bill No. 7.

Assembly Bill No. 7—An act making an appropriation for the expenses of the Assembly for the Fifth Extraordinary Session of the Fifty-third Session of the Legislature, this act to take effect immediately.

Bill read third time, and passed by the following vote:

AYES—Allen, Atkinson, Bashore, Bennett, Burns, Michael J. Call, Cassidy, Clarke, Collins, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Fulcher, Gallagher, Gannon, Gilmore, Green, Heisinger, Johnson, Kilpatrick, Kuchel, Leonard, Lore, Maloney, Massion, Miller, Eleanor; Millington, O'Day, O'Donnell, Pelletier, Phillips, Poulson, Richie, Robertson, Sawallisch, Scudder, Sheridan, Stream, Tenney, Thurman, Turner, Walker, Waters, Watson, Weber, Wollenberg, and Yorty—54

NOES—None

Title read and approved Bill ordered transmitted to the Senate

Adjournment.

At three o'clock and forty-five minutes p.m., on motion of Mr. Desmond, the Speaker declared the Assembly adjourned this day until eleven o'clock a.m., Wednesday, December 4, 1940.

DAVID V. OLIVER, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-THIRD (FIFTH EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

THIRD LEGISLATIVE DAY
THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER,
SACRAMENTO, Wednesday, December 4, 1940.

At eleven o'clock a m., pursuant to adjournment, the Assembly was called to order.

Hon. Gordon H. Garland, Speaker of the Assembly, in the chair
Chief Clerk Jack Carl Greenburg at the desk.

Roll Call.

The following members answered to the roll call:

Allen, Andreas, Atkinson, Bashore, Bennett, Burns, Hugh M., Burns, Michael J., Burson, Call, Carlson, Cassidy, Clarke, Collins, Cronm, Crowley, Daley, Del Muto, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Kilpatrick King, Knight, Kuchel, Leonard, Loe, Lyon, Maloney, Massion, Meehan, Miller Elemer, Miller, George P., Millington, O'Day, O'Donnell, Pelletier, Phillips, Poulson, Riche, Robertson, Salsman, Sawallisch, Scudder, Sheridan, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Williamson, Wollenberg, Yorty, and Mr. Speaker—73.

Quorum present.

Prayer.

Prayer was offered by Rev. Alfred Tonness, Executive Secretary of Church Councils of Sacramento.

Reading of the Journal Dispensed With.

On motion of Mr. Stream, the further reading of the Journal of Tuesday, December 3, 1940, was dispensed with.

Leave of Absence for the Day.

The following member was granted leave of absence for the day:
Mr. Field, on motion of Mr. Kellems.

Second Reading of Senate Bills.

Senate Bill No. 4—An act to add Sections 862c and 862d to an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the acquisition and operation of ferries by cities of the sixth class, either alone or jointly with other cities of the same class or counties, to take effect immediately.

Bill read second time, and ordered on third reading calendar.

Senate Bill No. 2—An act to authorize the exchange of certain lands of the State in the County of San Luis Obispo for certain other lands required for armory purposes as defined in the Military and Veterans Code, and declaring the urgency thereof.

Bill read second time, and ordered on third reading calendar.

Senate Bill No. 3—An act to amend Sections 253, 254, 255 and 256 of the Military and Veterans Code, relating to the State Guard, to take effect immediately

Bill read second time, and ordered on third reading calendar.

Report of Standing Committee.

On Mileage.

ASSEMBLY CHAMBER, SACRAMENTO, December 4, 1940

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

House Resolution No. 9.

Respectfully reports the same back with the recommendation: Be adopted.

WATERS, Chairman.

House Resolution No. 9.

By Mr. Waters:

Resolved by the Assembly of the State of California, That the State Controller be and he is hereby directed and ordered to draw his warrant upon the proper fund in favor of the following named member of the Assembly for the amount set opposite his name, and the State Treasurer is hereby directed and ordered to pay the same

Amount at 5 cents per mile-----	Total mileage-----	Mileage one way-----	Distance from county seat, less-----	Distance from county seat, more-----	Distance from county seat-----	Name	Address	District-----
338	\$16 90	--	--	--	16 9	S. L. Heisinger	Fresno, Fresno County-----	37

House Resolution No. 9 read, and adopted by the following vote:

AYES—Bashore, Burns, Michael J., Burson, Call, Carlson, Clarke, Collins, Cronin, Crowley, Daley, Del Muto, Desmond, Dills, Donnelly, Doyle, Evans, Fulcher, Gallagher, Gannon, Green, Hawkins, Heisinger, Johnson, Kellems, Kepple, Knight, Kuchel, Leonard, Lore, Maloney, Massion, Meehan, Miller, Eleanor; Miller, George P., Millington, O'Day, Pelletier, Poulson, Richie, Salsman, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—53.

NOES—None

Senate Messages.

SENATE CHAMBER, SACRAMENTO, December 3, 1940.

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

Assembly Bill No. 3.

Assembly Bill No. 6.

Assembly Bill No. 2.

Assembly Bill No. 1.

Assembly Bill No. 7.

J. A. BEEK, Secretary of Senate.

The above reported bills ordered to enrollment.

SENATE CHAMBER, SACRAMENTO, December 3, 1940.

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

Senate Bill No. 5—An act to add Sections 5.11 and 5.113 to the School Code, relating to the State colleges, declaring the urgency thereof, and providing that this act shall take effect immediately

J. A. BEEK, Secretary of Senate.

Senate Bill No. 5 ordered on calendar without reference to committee.

Presentation of Bill for Introduction.

The following bill was presented for introduction, and referred to the Legislative Counsel Bureau:

Assembly Bill No. 8: By Mr. Scudder—An act to amend Sections 39, 40, 41 and 42 of, and add Sections 41.1, 41.2 and 41.3 to the Unemployment Insurance Act, relating to experience rating, and to provide that this act take effect immediately.

Introduction and Reference of Bill.

The following bill was reported back from the Legislative Counsel Bureau, and read the first time:

Assembly Bill No. 8: By Mr. Scudder—An act to amend Sections 39, 40, 41 and 42 of, and add Sections 41.1, 41.2 and 41.3 to the Unemployment Insurance Act, relating to experience rating, and to provide that this act take effect immediately.

Referred to Committee on Revenue and Taxation.

Introduction and Reference of Bills (Resumed).

The following bill was introduced, and read the first time:

Assembly Concurrent Resolution No. 1: By Messrs. Dills and Bashore—Relative to requesting the Secretary of Agriculture to investigate the possibility of extending the Federal Commodity Stamp Plan.

Request for Unanimous Consent.

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

Consideration of Assembly Concurrent Resolution No. 1.

Assembly Concurrent Resolution No. 1—Relative to requesting the Secretary of Agriculture to investigate the possibility of extending the Federal Commodity Stamp Plan.

Assembly Concurrent Resolution No. 1 read, and adopted by the following vote:

AYES—Atkinson, Burns, Hugh M. Burns, Michael J. Burson, Call, Carlson, Clarke, Collins, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dills, Dilworth, Donnelly, Doyle, Fulcher, Gallagher, Gannon, Green, Hawkins, Hersinger, Houser, Johnson, Kellems, Kepple, Knight, Kuebel, Leonard, Lore, Maloney, Massion, Meehan, Miller, Eleanor; Miller, George P., Millington, O'Day, Pelletier, Poulson, Richie, Robertson, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Wollenberg, Yorty, and Mr. Speaker—59

NOES—None.

Title read and approved. Bill ordered to print and transmitted to the Senate.

Assembly Concurrent Resolution No. 1.

Relative to requesting the Secretary of Agriculture to investigate the possibility of extending the Federal Commodity Stamp Plan.

WHEREAS, The Secretary of Agriculture, through the Federal Surplus Commodities Corporation and the Federal Surplus Marketing Administration, administers a program of distributing surplus commodities to certain classes of needy persons; and

WHEREAS, Under the recently devised "stamp" plan, recipients of commodity stamps may exchange them at regular places of private business for designated commodities; and

WHEREAS, Those persons eligible to receive such stamps are greatly benefited by the high quality of nourishing food and well-made clothing obtainable; and

WHEREAS, Farmers and manufacturers are benefited by the plan as they are thereby enabled to widen their market and dispose of their surpluses; and

WHEREAS, Many persons who are ill-fed and ill-clothed are not now included in the program; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring. That the Secretary of Agriculture is hereby urged and requested to study

the feasibility of extending the benefits of the commodity stamp program to additional low income groups; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to send copies of this resolution to the Secretary of Agriculture, the Federal Surplus Commodity Corporation, and the Federal Surplus Marketing Administration in San Francisco

Case of Urgency Resolution.

By Mr. Burns, Michael J.:

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

Resolution read, and adopted by the following vote:

AYES—Atkinson, Bennett, Burns, Hugh M. Burns, Michael J., Burson, Call, Carlson, Clarke, Collins, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dilworth, Donnelly, Doyle, Evans, Fulcher, Gallagher, Gannon, Green, Heisinger, Houser, Johnson, Kellems, Kuchel, Leonard, Lore, Maloney, Massion, Meehan, Miller, Eleanor; Miller, George P., Millington, O'Day, O'Donnell, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Wollenberg, Yorty, and Mr. Speaker—59.

NOES—None.

Whereupon, the Speaker declared the provisions of Article IV, Section 15, of the Constitution suspended for the purpose of further considering Senate Bill No. 3, at this time.

Urgency Clause.

Urgency clause read, and adopted by the following vote:

AYES—Atkinson, Burns, Hugh M. Burns, Michael J., Burson, Call, Carlson, Clarke, Collins, Cronin, Crowley, Daley, Del Mutolo, Desmond, Dilworth, Donnelly, Doyle, Evans, Fulcher, Gallagher, Gannon, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kuchel, Leonard, Maloney, Massion, Meehan, Miller, Eleanor; Miller, George P., Millington, O'Day, O'Donnell, Pelletier, Phillips, Poulson, Richie, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Wollenberg, Yorty, and Mr. Speaker—55

NOES—None

Third Reading of Senate Bill No. 3.

Senate Bill No. 3—An act to amend Sections 253, 254, 255 and 256 of the Military and Veterans Code, relating to the State Guard, to take effect immediately

Bill read third time, and passed by the following vote:

AYES—Bashore, Burns, Hugh M. Burns, Michael J., Burson, Call, Cassidy, Clarke, Collins, Cronin, Crowley, Dills, Donnelly, Doyle, Evans, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kepple, Kilpatrick, King, Knight, Kuchel, Leonard, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Miller, George P., O'Day, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Sawallisch, Sheridan, Stream, Tenney, Thorp, Thurman, Walker, Waters, Watson, Weber, Weybret, Wollenberg, and Mr. Speaker—54.

NOES—None.

Title read and approved Bill ordered transmitted to the Senate.

Third Reading of Senate Bill No. 4.

Senate Bill No. 4—An act to add Sections 862e and 862d to an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, relating to the acquisition and operation of ferries by cities of the sixth class, either alone or jointly with other cities of the same class or counties, to take effect immediately

Bill read third time

Urgency Clause.

Urgency clause read, and adopted by the following vote:

AYES—Allen, Burns, Hugh M. Burns, Michael J., Burson, Call, Carlson, Clarke, Collins, Cronin, Crowley, Daley, Desmond, Dilworth, Donnelly, Doyle, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems,

Kepple, Kuchel, Leonard, Lyon, Maloney, Massion, Meehan, Muller, Eleanor; Miller, George P. Millington, O'Day, O'Donnell, Pelletier, Poulson, Richie, Robertson, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Wollenberg, Yorty and Mr. Speaker—58.

NOES—None.

Bill read third time, and passed by the following vote:

AYES—Allen, Burns, Hugh M. Burns, Michael J. Burson, Call, Carlson, Clarke, Collins, Cronin, Crowley, Daley, Desmond, Dilworth, Donnelly, Doyle, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Kuchel, Leonard, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Muller, George P. Millington, O'Day, O'Donnell, Pelletier, Poulson, Richie, Robertson, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Wollenberg, Yorty, and Mr. Speaker—58.

NOES—None

Title read and approved. Bill ordered transmitted to the Senate.

Assembly Bill No. 5 Ordered Withdrawn and Stricken from the Calendar.

On motion of Mr. Crowley, Assembly Bill No. 5 was ordered withdrawn and stricken from the calendar.

Re-reference of Bills.

By order of the Speaker, the following bill was withdrawn from the calendar, and re-referred as follows:

Senate Bill No. 5 re-referred to Committee on Education

Case of Urgency Resolution.

By Mr. Burns, Michael J.:

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

Resolution read, and adopted by the following vote:

AYES—Allen, Andreas, Burns, Hugh M. Burns, Michael J. Burson, Call, Carlson, Clarke, Collins, Cronin, Crowley, Daley, Desmond, Dilworth, Donnelly, Doyle, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, King, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Muller, George P. Millington, O'Day, O'Donnell, Pelletier, Phillips, Poulson, Richie, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Walker, Watson, Weber, Weybret, Wollenberg, Yorty, and Mr. Speaker—59.

NOES—None.

Whereupon, the Speaker declared the provisions of Article IV, Section 15, of the Constitution suspended for the purpose of further considering Senate Bill No. 2, at this time

Urgency Clause.

Urgency clause read, and adopted by the following vote.

AYES—Allen, Andreas, Burns, Hugh M. Burns, Michael J. Burson, Call, Carlson, Clarke, Collins, Cronin, Crowley, Daley, Desmond, Dilworth, Donnelly, Doyle, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, King, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Muller, George P. Millington, O'Day, O'Donnell, Pelletier, Phillips, Poulson, Richie, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Walker, Watson, Weber, Weybret, Wollenberg, Yorty, and Mr. Speaker—59.

NOES—None

Third Reading of Senate Bill No. 2.

Senate Bill No. 2—An act to authorize the exchange of certain lands of the State in the county of San Luis Obispo for certain other lands required for armory purposes as defined in the Military and Veterans Code, and declaring the urgency thereof.

Bill read third time, and passed by the following vote.

AYES—Allen, Andreas, Burns, Hugh M. Burns, Michael J. Burson, Call, Carlson, Clarke, Collins, Cronin, Crowley, Daley, Desmond, Dilworth, Donnelly, Doyle, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson,

Kellems, Kepple, King, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Miller, George P., Millington, O'Day, O'Donnell, Pelletier, Phillips, Poulson, Richie, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Walker, Watson, Weber, Weybret, Wollenberg, Yorty, and Mr Speaker—59.
 NOES—None.

Title read and approved. Bill ordered transmitted to the Senate.

House Resolution No. 10.

By the Committee on Mileage:

Resolved by the Assembly of the State of California, That House Resolutions Nos. 5 and 9 are hereby repealed; and be it further resolved that the State Controller be and he is hereby directed and ordered to draw his warrants upon the proper fund in favor of the following named officers and members of the Assembly for the amounts set opposite their names, and the State Treasurer is hereby directed and ordered to pay the same.

District	Name	Address	Distance from county seat	Distance from county seat, more.	Mileage from county seat, less.	Mileage one way	Total mileage	Amount at 5 cents per mile
1	Michael J. Burns	Eureka, Humboldt County	312	--	--	--	624	\$31 20
2	Clinton J. Fulcher	Lookout, Modoc County	324	--	44	280	560	28 00
3	John H. O'Donnell	Woodland, Yolo County	23	--	--	--	46	2 30
4	Seth Millington	Gudley, Butte County	86	--	14	72	144	7 20
5	Ernest C. Crowley	Suisun, Solano County	48	--	--	--	96	4 80
6	Allen G. Thurman	Colfax, Placer County	37	17	--	54	108	5 40
7	Hubert B. Scudder	Sebastopol, Sonoma County	90	7	--	97	194	9 70
8	Chester F. Gannon	Sacramento, Sacramento County	--	--	--	--	--	--
9	Earl D. Desmond	Sacramento, Sacramento County	--	--	--	--	--	--
10	Harold F. Sawallisch	Richmond, Contra Costa County	62	23	--	84	168	8 40
11	Charles M. Weber	Stockton, San Joaquin County	48	--	--	--	96	4 80
12	James E. Thorp	Lockeford, San Joaquin County	48	--	3	45	90	4 50
13	James M. Cassidy	Oakland, Alameda County	84	--	--	--	168	8 40
14	George P. Miller	Alameda, Alameda County	84	5	--	89	178	8 90
15	Bernard A. Sheridan	Oakland, Alameda County	84	--	--	--	168	8 40
16	Arthur W. Carlson	Piedmont, Alameda County	84	--	--	--	168	8 40
17	Henry P. Meehan	Oakland, Alameda County	84	--	--	--	168	8 40
18	James H. Phillips	Oakland, Alameda County	84	--	--	--	168	8 40
19	Gardner Johnson	Berkeley, Alameda County	84	--	1	83	166	8 30
20	Thomas A. Maloney	San Francisco, San Francisco County	90	--	--	--	180	9 00
21	Joseph P. Gilmore	San Francisco, San Francisco County	90	--	--	--	180	9 00
22	George D. Collins, Jr.	San Francisco, San Francisco County	90	--	--	--	180	9 00
23	Dan Gallagher	San Francisco, San Francisco County	90	--	--	--	180	9 00
24	Edward F. O'Day	San Francisco, San Francisco County	90	--	--	--	180	9 00
25	Melvin I. Cronin	San Francisco, San Francisco County	90	--	--	--	180	9 00
26	Ray Williamson	San Francisco, San Francisco County	90	--	--	--	180	9 00
27	Albert C. Wollenberg	San Francisco, San Francisco County	90	--	--	--	180	9 00
28	Robert Miller Green	San Francisco, San Francisco County	90	--	--	--	180	9 00
29	Harrison W. Call	Redwood City, San Mateo County	119	--	--	--	238	11 90
30	Byrl R. Salsman	Palo Alto, Santa Clara County	128	18	--	140	292	14 60
31	M. G. Del Mutolo	San Jose, Santa Clara County	128	--	--	--	256	12 80
32	Hugh P. Donnelly	Turlock, Stanislaus County	77	14	--	91	182	9 10
33	George A. Clarke	LeGrand, Merced County	114	15	--	129	258	12 90
34	Jacob M. Leonard	Hollister, San Benito County	173	--	--	--	346	17 30
35	Fred Weybret	Soledad, Monterey County	208	24	--	232	464	23 20
36	Hugh M. Burns	Fresno, Fresno County	169	--	--	--	338	16 90
37	S. L. Heisinger	Fresno, Fresno County	169	--	--	--	338	16 90
38	Gordon H. Garland	Woodlake, Tulare County	206	16	--	222	444	22 20
39	Alfred W. Robertson	Santa Barbara, Santa Barbara County	460	--	--	--	920	46 00
40	Roscoe W. Burson	Fillmore, Ventura County	490	27	--	517	1034	51 70
41	Rodney L. Turner	Delano, Kern County	278	--	30	248	496	24 80
42	Elmer E. Lore	North Hollywood, Los Angeles County	447	--	--	--	894	22 35
43	C. Don Field	Glendale, Los Angeles County	447	--	10	437	874	43 70
44	John B. Pelletier	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
45	Thomas J. Doyle	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
46	Jack B. Tenney	Inglewood, Los Angeles County	447	10	--	457	914	45 70
47	Eleanor Miller	Pasadena, Los Angeles County	447	13	--	460	920	46 00
48	T. Fenton Knight	La Canada, Los Angeles County	447	10	--	463	926	23 15
49	Lee T. Bashore	Glendora, Los Angeles County	447	26	--	473	946	47 30
50	Gerald C. Kepple	Whittier, Los Angeles County	447	15	--	462	924	46 20
51	F. Ray Bennett	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
53	Frederick F. Houser	Alhambra, Los Angeles County	447	9	--	456	912	45 60
54	Wilbur F. Gilbert	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
55	Vernon Kilpatrick	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
56	Norris Poulson	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
59	Charles W. Lyon	Los Angeles, Los Angeles County	447	--	--	--	894	44 70

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
60	Jesse Randolph Kellems	Los Angeles, Los Angeles County	447	--	--	894	894	\$44 70
61	Ernest O. Voigt	Los Angeles, Los Angeles County	447	--	--	894	894	44 70
62	Augustus F. Hawkins	Los Angeles, Los Angeles County	447	--	--	894	894	44 70
63	Don A. Allen	Los Angeles, Los Angeles County	447	--	--	894	894	44 70
64	Samuel W. Yorty	Los Angeles, Los Angeles County	447	--	--	894	894	44 70
65	John W. Evans	Los Angeles, Los Angeles County	447	--	--	894	894	44 70
66	Jack Massion	Los Angeles, Los Angeles County	447	--	--	894	894	44 70
67	Cecil R. King	Los Angeles, Los Angeles County	447	--	--	894	894	44 70
69	Ralph C. Dills	Compton, Los Angeles County	447	18	465	930	930	46 50
70	Maurice E. Atkinson	Long Beach, Los Angeles County	447	22	469	938	938	46 90
72	Godfrey A. Andreas	Upland, San Bernardino County	508	22	530	1060	1060	53 00
74	Clyde A. Watson	Orange, Orange County	481	--	--	962	962	48 10
75	Thomas A. Kuchel	Anaheim, Orange County	481	7	488	976	976	48 80
76	Nelson S. Dilworth	Hemet, Riverside County	512	34	546	1092	1092	54 60
77	Clarence R. Walker	Westmorland, Imperial County	661	--	212	639	1278	63 90
78	Jeanette E. Daley	San Diego, San Diego County	573	--	--	1146	1146	57 30
79	Paul A. Richie	San Diego, San Diego County	573	--	--	1146	1146	57 30
80	Charles W. Stream	Palm City, San Diego County	573	13	--	586	1172	58 60

Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 10 cents per mile
Jack Carl Greenburg	Los Angeles, Los Angeles County	--	--	--	894	894	\$89 40
David V. Oliver	Merced, Merced County	--	--	--	228	228	22 80
Wilkie Ogg	Sacramento, Sacramento County	--	--	--	--	--	--

WATERS, Chairman

Request for Unanimous Consent.

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

House Resolution No. 10 read, and adopted by the following vote:

AYES—Allen, Andreas, Burns, Hugh M. Burns, Michael J. Burson, Call, Carlson, Clarke, Collins, Cronin, Crowley, Daley, Desmond, Dills, Dilworth, Donnelly, Doyle, Fulcher, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Johnson, Kellems, Kepple, Kilpatrick, King, Kuchel, Leonard, Lore, Maloney, Massion, Meehan, Miller, Eleanor; Miller, George P., Millington, O'Day, O'Donnell, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Sawallisch, Scudder, Stream, Tenney, Thorp, Thurman, Turner, Walker, Waters, Watson, Weber, Weybret, Wollenberg, Yorty, and Mr. Speaker—61.

NOES—None.

House Resolution No. 11.

By Mr. Thorp:

Relative to the termination of the legislative services of the Honorable Hubert B. Scudder

WHEREAS, This year marks the termination of the legislative services of the Honorable Hubert B. Scudder, member from the Seventh Assembly District, who did not choose to run for reelection; and

WHEREAS, That career commenced sixteen years ago when our colleague was first elected in 1924 and continued without a break through the Forty-sixth to the Fifty-third Session, inclusive, together with numerous extraordinary sessions during that period, during all of which time our colleague served the people of his district and the State of California with distinction, zeal, and faithful devotion to their best interests; and

WHEREAS, In addition to his other sterling qualities and outstanding accomplishments our colleague is further noted for his services as a vice president of the Republican State Central Committee and likewise as a consistent champion and exponent of the supremacy of the Gravenstein apple; and

WHEREAS, It is with real regret and with a genuine sense of loss that the members of this Assembly view the departure of the Honorable Hubert B. Scudder from their ranks, now therefore be it

Resolved by the Assembly of the State of California. That the members of the Assembly hereby express to the Honorable Hubert B. Scudder their thanks and appreciation for his sixteen years of service and their regrets at his departure from this body and also their best wishes for the future; and be it further

Resolved. That a suitably prepared copy of this resolution be presented by the Chief Clerk of the Assembly to the Honorable Hubert B. Scudder

Request for Unanimous Consent.

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

House Resolution No. 11 read, and adopted unanimously

House Resolution No. 12.

By Mr. Robertson.

Relative to the termination of the legislative services of sixteen members of the Assembly.

WHEREAS, This extraordinary session of the Legislature affords to its members unique opportunity of greeting and bidding farewell to those of its members who will not return in that capacity upon the convening of the Fifty-fourth Session of the Legislature; and

WHEREAS, The commencement of the Fifty-fourth Session will find sixteen seats in this house occupied by new faces in place of men who are here as members today, namely Maurice E. Atkinson, Roscoe W. Burson, Gordon W. Corwin, Clinton J. Fulcher, Chester F. Gannon, Wilbur F. Gilbert, Joseph P. Gilmore, Thomas H. Kuchel, Elmer E. Lora, George P. Miller, John H. O'Donnell, Kent H. Redwine, Hubert B. Scudder, Clarence R. Walker, Ray Williamson and Samuel W. Yorty now therefore, be it

Resolved by the Assembly of the State of California. That the members of the Assembly hereby extend their thanks to each and all of the foregoing members for their services as members of this body; and be it further

Resolved. That a suitably prepared copy of this resolution be presented by the Chief Clerk of the Assembly to each of the above named members

Request for Unanimous Consent.

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

House Resolution No. 12 read, and adopted unanimously.

Motion to Print Remarks in the Journal.

On motion of Mr. Doyle, the following remarks by Mr. Robertson were ordered printed in the Journal.

MR. SPEAKER. Although this resolution was introduced by me and bears my name, may I say what you have already guessed—that it emanates from the mind of, and the kindly thoughts of, our good friend Charlie Lyon.

Again, Sol's swift wheel has quickly rolled and the Fifty-third Session of this Legislature is a tale that's told. And so,

To you Maurice Atkinson, whose youthful exuberance and demeanor has so amazed us;

To you Roscoe Burson, coming from my adjoining county and who has so patently enjoyed with us not only the work within but also outside of the Legislature;

To you Gordon Corwin, whose innate modesty has concealed a goodly field of work well done;

To you Clinton Fulcher, coming down from the mountain counties, who has so enjoyed Sacramento life after work well done;

To you Chester Gannon, whose booming voice and kindly demeanor have so endeared you to us all;

To you Wilbur Gilbert, although bowed down by sickness, has stood so sincerely for the good of "your" people;

To you Joseph Gilmore, who has come off and on over so long a period to this Assembly and so well played your part;

To you Tommy Kuchel, who is departing to be our superior in the "House of Lords" clothed in the mantle of the leadership of the Republican Party in this State, but still beloved;

To you Elmer Lore, my seat mate, whose sincerity in the advocacy of those things in which you believe has enlisted the respect and admiration of all of us.

To you George Miller, who has worked so strenuously for "your university."

To you, John O'Donnell, who has come to us from a nearby county, who has hewed so closely to the line of your belief, unheeding of all outside influence.

To you Kent Redwine, who, although seemingly so unfairly dealt with by fortune, has still been one of the grandest guys who ever stood in this hall;

To you Hubert Scudder, whose long and consistent service has been of inestimable value to the people of this State;

To you Clarence Walker, whose innate modesty has covered a wealth of valuable service.

To you Ray Williamson, whose many years of constructive service have made you a leader in these halls; and

To you Sam Yorty, whose change of belief, carrying you from the ridiculous to the sublime, has been a marvel to us all,

We say good-bye.

We hate to see you go, we love you, we love you all. May fortune deal kindly with you and crown your every effort with success. Good luck—good-bye.

Recess.

At eleven o'clock and five minutes a.m., on motion of Mr. Desmond, the Assembly was declared at recess until the hour of eleven o'clock and fifteen minutes a.m.

Reassembled.

At eleven o'clock and fifteen minutes a.m., the Assembly reconvened.

Hon. Gardiner Johnson, Speaker pro tempore of the Assembly, in the chair.

House Resolution No. 13.

By Mr. Yorty:

WHEREAS, On New Year's Day next at Pasadena, California, two great football teams will meet in the annual Rose Bowl game, and

WHEREAS, The sturdy sons of Nebraska have accepted an invitation to meet the great Stanford team in said game; and

WHEREAS, All Californians are highly pleased to welcome the Nebraska team to California for its first visit; and

WHEREAS, The Nebraska team has won great esteem by its prowess and sportsmanship, during many years of consistently successful competition against the nation's leading teams; now, therefore, be it

Resolved, That the Assembly of the California Legislature does hereby congratulate the University of Nebraska on its successful football season and wishes the splendid cornhusker squad a pleasant and successful journey to California; and be it further

Resolved, That the Chief Clerk be and he is hereby instructed to send copies of this resolution, suitably engrossed, to Coach Major "Biff" Jones of Nebraska, the University of Nebraska, and to the Governor of Nebraska through whom we hereby extend a cordial invitation to all Nebraskans to accompany their fine team to California for the Tournament of Roses and the Rose Bowl game.

Request for Unanimous Consent.

Mr. Yorty asked for, and was granted, unanimous consent to consider House Resolution No. 13, at this time, without reference to committee.

House Resolution No. 13 read, and adopted unanimously.

House Resolution No. 14.

By Messrs. Tenney, Yorty, Gammon, Bashore, Kellems, Phillips, Carlson, Clarke, Call, Dilworth, Waters, Allen; Mrs. Daley, and Miss Miller:

WHEREAS, There has for the last several years been an investigation conducted by a committee of the United States Congress, headed by Martin Dies, to unearth and bring to light all subversive and un-American activities being carried on in the United States; and

WHEREAS, In this period of National emergency when every step must be taken to stamp out all elements in this country who are seeking to deter and ruin the Program of National Defense and to destroy the democracy which exists in this Nation; and

WHEREAS, The Dies Committee has and still is performing work of inestimable value in exposing the subversive and destructive forces operating in this country and

in awakening the American people to realization of these dangers in our midst; now, therefore, be it

Resolved by the Assembly of the State of California, That the Congress of the United States is respectfully urged to continue the operation of the Dies Committee, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby requested to transmit copies of this resolution to the Vice President of the United States, the Speaker of the House of Representatives, and to each Senator and member of the House of Representatives from California in the Congress of the United States, and that such Senators and Representatives from California are hereby respectfully urged to support such legislation

Request for Unanimous Consent.

Mr Tenney asked for and was granted, unanimous consent to consider House Resolution No. 14, at this time, without reference to committee.

House Resolution No. 14 read, and adopted unanimously.

Senate Message.

SENATE CHAMBER, SACRAMENTO, December 4, 1940.

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

Senate Bill No. 6—An act making an additional appropriation to The Adjutant General and the California National Guard in augmentation of the appropriation made by Item 133 of the Budget Act of 1939, for the purpose therein specified, declaring the urgency hereof, and providing that this act shall take effect immediately;

Senate Bill No. 7—An act making an additional appropriation to the emergency fund specified in Item 212 of the Budget Act of 1939, to be expended as provided therein, declaring the urgency hereof, and providing that this act shall take effect immediately

J. A. BEEK, Secretary of Senate.

Senate Bill No. 7 ordered on second reading calendar.

Request for Unanimous Consent.

Mr Weybret asked for, and was granted, unanimous consent to consider Senate Bill No. 6, at this time, without reference to committee or calendar.

Consideration of Senate Bill No. 6.

Senate Bill No. 6—An act making an additional appropriation to The Adjutant General and the California National Guard in augmentation of the appropriation made by Item 133 of the Budget Act of 1939, for the purpose therein specified, declaring the urgency hereof, and providing that this act shall take effect immediately.

Case of Urgency Resolution.

By Mr. Weybret:

Resolved, That Senate Bill No. 6 presents a case of urgency, as that term is used in Section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times considered engrossed, and placed upon its passage

Resolution read

The roll was called

Call of the Assembly.

Pending the announcement of the vote, Mr. Weybret moved a call of the Assembly.

Motion carried. Time, eleven o'clock and sixteen minutes a.m.

The Speaker directed the Sergeant-at-Arms to lock the doors, and to bring in all absent members.

Proceedings Under Call of the Assembly by Unanimous Consent.**Senate Message.**

SENATE CHAMBER, SACRAMENTO, December 4, 1940

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

Assembly Bill No. 4.**Assembly Concurrent Resolution No. 1.**

J. A. BEEK, Secretary of Senate

The above reported bills ordered to enrollment.

Further Proceedings Under Call of the Assembly Dispensed With on Urgency Resolution to Assembly Bill No. 6.

At eleven o'clock and eighteen minutes a.m., on motion of Mr. Weybret, further proceedings under the call of the Assembly were dispensed with.

The roll of absentees was called, and the urgency resolution to Senate Bill No. 18 adopted by the following vote:

AYES—Atkinson, Bashore, Burns, Hugh M., Burns, Michael J., Burson, Call, Cassidy, Clarke, Collins, Cronin, Crowley, Del Mutolo, Dills, Dilworth, Donnelly, Doyle, Evans, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kepple, Kilpatrick, King, Knight, Kuchel, Leonard, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Miller, George P., Millington, O'Day, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Sawalisch, Sheridan, Stream, Tenney, Thorp, Thurman, Walker, Waters, Watson, Weber, Weybret, and Wollenberg—57.

NOES—None.

Whereupon, the Speaker declared the provisions of Article IV, Section 15, of the Constitution suspended for the purpose of further considering Senate Bill No. 6, at this time.

Second Reading of Senate Bill No. 6.

Senate Bill No. 6—An act making an additional appropriation to The Adjutant General and the California National Guard in augmentation of the appropriation made by Item 133 of the Budget Act of 1939, for the purpose therein specified, declaring the urgency hereof, and providing that this act shall take effect immediately.

Bill read second time.

Urgency clause read, and adopted by the following vote:

AYES—Atkinson, Bashore, Burns, Hugh M., Burns, Michael J., Burson, Call, Cassidy, Clarke, Collins, Cronin, Crowley, Del Mutolo, Dills, Dilworth, Donnelly, Doyle, Evans, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kepple, Kilpatrick, King, Knight, Kuchel, Leonard, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Miller, George P., Millington, O'Day, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Sawalisch, Sheridan, Stream, Tenney, Thorp, Thurman, Walker, Waters, Watson, Weber, Weybret, and Wollenberg—57.

NOES—None.

Third Reading of Senate Bill No. 6.

Senate Bill No. 6—An act making an additional appropriation to The Adjutant General and the California National Guard in augmentation of the appropriation made by Item 133 of the Budget Act of 1939, for the purpose therein specified, declaring the urgency hereof, and providing that this act shall take effect immediately.

Bill read third time, and passed by the following vote:

AYES—Atkinson, Bashore, Burns, Hugh M., Burns, Michael J., Burson, Call, Cassidy, Clarke, Collins, Cronin, Crowley, Del Mutolo, Dills, Dilworth, Donnelly, Doyle, Evans, Gallagher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kepple, Kilpatrick, King, Knight, Kuchel, Leonard, Lyon, Maloney, Massion, Meehan, Miller, Eleanor; Miller, George P., Millington, O'Day, Pelletier, Phillips, Poulson, Richie, Robertson, Salsman, Sawalisch, Sheridan, Stream, Tenney, Thorp, Thurman, Walker, Waters, Watson, Weber, Weybret, and Wollenberg—57.

NOES—None.

Title read and approved. Bill ordered transmitted to the Senate.

Recess.

At eleven o'clock and twenty-two minutes a.m., on motion of Mr. Knight, the Assembly was declared at recess until the hour of three o'clock p.m.

Reassembled.

At three o'clock p.m., the Assembly reconvened.

Hon. Gordon H. Garland, Speaker of the Assembly, in the chair

Report of Standing Committee.**On Revenue and Taxation.**

ASSEMBLY CHAMBER, SACRAMENTO, December 4, 1940

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 8.

Respectfully reports the same back with the recommendation: Do pass.

TURNER, Chairman

Second Reading of Assembly Bill No. 8.

Assembly Bill No. 8—An act to amend Sections 39, 40, 41 and 42 of, and to add Sections 41.1, 41.2 and 41.3 to the Unemployment Insurance Act, relating to experience rating, and to provide that this act take effect immediately.

Committee Amendments to Assembly Bill No. 8.

The following amendments were submitted by the committee:

Amendment No. 1.

In lines 3 and 4 of the title of the printed bill, strike out ", and to provide that this act take effect immediately".

Amendment No. 2.

On page 6 of the printed bill, strike out lines 14 to 37, inclusive, and insert in lieu thereof the following:

"SEC 8. This act and the amendments it makes to the Unemployment Insurance Act, irrespective of its effective date, shall be construed, applied, and made operative as though it were in effect on January 1, 1941."

Amendments adopted.

Bill read second time, ordered to reprint, and engrossment

Adjournment.

At three o'clock and five minutes p.m., on motion of Mr. Desmond, the Speaker declared the Assembly adjourned this day until ten o'clock and thirty minutes a.m., Thursday, December 5, 1940.

DAVID V OLIVER, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-THIRD (FIFTH EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

FOURTH LEGISLATIVE DAY
FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER.

SACRAMENTO, Thursday, December 5, 1940

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

Hon. Gardiner Johnson, Speaker pro tempore of the Assembly, in the chair.

Chief Clerk Jack Carl Greenburg at the desk

Roll Call.

The following members answered to the roll call:

Allen, Bashore, Burns, Hugh M., Burns, Michael J., Burson, Call, Carlson, Cassidy, Clarke, Collins, Cronin, Crowley, Daley, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Fulcher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Kilpatrick, King, Knight, Kuchel, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, George P., Millington, O'Donnell, Pelletier, Phillips, Richie, Robertson, Sawallisch, Scudder, Sheridan, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Wollenberg, Yorty, and Mr. Speaker—63.

Quorum present.

Prayer.

Prayer was offered by Rev. Jesse Randolph Kellems, Assemblyman from the Sixtieth Assembly District.

Reading of the Journal Dispensed With.

On motion of Mr. Desmond, the further reading of the Journal of Wednesday, December 4, 1940, was dispensed with.

Leaves of Absence for the Day.

The following members were granted leaves of absence for the day

Mr. Field, on motion of Mr. Kellems.

Mr. Poulson, on motion of Mr. Tenney.

Mr. Atkinson, on motion of Mr. Clarke.

Mr. Salsman, on motion of Mr. Clarke.

Mr. Del Mutolo, on motion of Mr. Dilworth.

Mr. Williamson, on motion of Mr. Cronin.
 Mr. O'Day, on motion of Mr. Cronin.
 Mr. Gallagher, on motion of Mr. Cronin.
 Miss Miller, Eleanor, on motion of Mr. Dills.
 Mr. Bennett, on motion of Mr. Kilpatrick.
 Mr. Andreas, on motion of Mr. Dilworth.

Senate Message.

SENATE CHAMBER, SACRAMENTO, December 4, 1940

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

Senate Bill No. 4.

J. A. BEEK, Secretary of the Senate

House Resolution No. 15.

By Mr. Doyle:

Relative to use of vehicle headlamps

WHEREAS, With utter disregard for the safety of themselves and others, and in clear violation of Section 649 of the Vehicle Code, many motorists driving upon the highways of this State fail to dim or otherwise control the distribution of light from the headlamps of their vehicles in approaching oncoming vehicles; and

WHEREAS, Such neglect has been the principal cause of many of our highway fatalities; and

WHEREAS, All law enforcement agencies should bend every effort toward reminding the motorists of this State of their responsibilities and duties in the matter of vehicular headlamp control; now, therefore, be it

Resolved by the Assembly of the State of California. That the Chief of the California Highway Patrol and the chief of police of each city in this State are each hereby respectfully requested to make every possible effort to apprehend every motorist who fails to dim the headlamps of his vehicle upon the approach of an oncoming vehicle in accordance with law; and be it further

Resolved, That copies of this resolution be sent to the Chief of the California Highway Patrol and the chief of police of each city in this State.

Request for Unanimous Consent.

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

House Resolution No. 15 read, and adopted by the following vote:

AYES—Allen, Bashore, Burns, Michael J., Call, Carlson, Clarke, Cronin, Crowley, Desmond, Dilworth, Donnelly, Doyle, Fulcher, Gannon, Heisinger, Houser, Johnson, Kellem, Kilpatrick, Lyon, Maloney, Massion, Meehan, Miller, George P., Pelletier, Phillips, Robertson, Scudder, Stream, Thorp, Thurman, Turner, Walker, Waters, Watson, Weyhret, and Wollenberg—37.

NOES—Hawkins, Lore, Richie, Tenney, and Voigt—5

Report of Standing Committee.

The following report of standing committee was received and read:

On Engrossment and Enrollment.

ASSEMBLY CHAMBER, SACRAMENTO, December 5, 1940.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined **Assembly Bill No. 8.**

And reports the same correctly engrossed.

CASSIDY, Chairman.

Second Reading of Assembly Bill No. 8.

Assembly Bill No. 8—An act to amend Sections 39, 40, 41 and 42 of, and add Sections 41.1, 41.2 and 41.3 to the Unemployment Insurance Act, relating to experience rating.

Motion for Committee of the Whole.

Mr. Scudder moved that the Assembly resolve itself into a Committee of the Whole to consider Assembly Bill No. 8.

IN COMMITTEE OF THE WHOLE.

On motion of Mr. Scudder, the committee did arise and report back to the Assembly.

IN ASSEMBLY.

Speaker Garland in the chair

Motion to Postpone Further Action on Assembly Bill No. 8 Indefinitely.

On motion of Mr. Lyon, further action on Assembly Bill No. 8 was postponed indefinitely by the following vote:

AYES—Allen, Bashore, Burns, Hugh M., Burns, Michael J., Burson, Call, Carlson, Cassidy, Clarke, Collins, Cronin, Crowley, Desmond, Dills, Dilworth, Donnelly, Doyle, Evans, Fulcher, Gannon, Gilmore, Green, Hawkins, Heisinger, Houser, Johnson, Kellems, Kepple, Kilpatrick, King, Knight, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, George P., O'Donnell, Pelletier, Phillips, Richie, Robertson, Sawallisch, Scudder, Sheridan, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weybret, Wollenberg, and Yorty—59

NOES—None.

Second Reading of Senate Bill No. 7.

Senate Bill No. 7—An act making an additional appropriation to the Emergency Fund specified in Item 212 of the Budget Act of 1939, to be expended as provided therein, declaring the urgency hereof, and providing that this act shall take effect immediately.

Bill read second time

Case of Urgency Resolution.

By Mr. Weybret:

Resolved, That Senate Bill No. 7 presents a case of urgency, as that term is used in Section 15 of Article IV of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage

Resolution read, and refused adoption by the following vote:

AYES—Allen, Burns, Hugh M., Burns, Michael J., Burson, Call, Carlson, Cassidy, Collins, Cronin, Crowley, Desmond, Donnelly, Doyle, Gilmore, Green, Hawkins, Kilpatrick, King, Leonard, Lore, Lyon, Maloney, Massion, Miller, George P., O'Donnell, Pelletier, Robertson, Sawallisch, Scudder, Stream, Thurman, Voigt, Walker, Waters, Weber, Weybret, Wollenberg, and Yorty—38

NOES—Bashore, Clarke, Daley, Dilworth, Evans, Fulcher, Heisinger, Houser, Johnson, Kellems, Kepple, Knight, Meehan, Richie, Sheridan, Tenney, Thorp, Turner, and Watson—19

Senate Message.

SENATE CHAMBER SACRAMENTO, December 4 1940

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

Senate Concurrent Resolution No. 1—Relative to adjournment sine die of the Fifth Extraordinary Session of the Fifty-third Legislature of the State of California.

J. A. BEEK, Secretary of Senate

Request for Unanimous Consent.

Mr. Desmond asked for, and was granted, unanimous consent to consider Senate Concurrent Resolution No. 1, at this time, without reference to committee or calendar.

Consideration of Senate Concurrent Resolution No. 1.

Senate Concurrent Resolution No. 1—Relative to adjournment sine die of the Fifth Extraordinary Session of the Legislature of the State of California.

Senate Concurrent Resolution No. 1 read, and adopted by the following vote:

AYES—Allen, Bashore, Burns, Hugh M., Burns, Michael J., Burson, Call, Carlson, Cassidy, Clarke, Collins, Cronin, Daley, Desmond, Dills, Dilworth, Don-

nelly, Doyle, Evans, Fulcher, Gilmore, Green, Heisinger, Houser, Kellems, Kepple, Kilpatrick, King, Knight, Leonard, Lore, Lyon, Maloney, Massion, Meehan, Miller, George P. O'Donnell, Richie, Robertson, Sawallisch, Scudder, Sheridan, Stream, Tenney, Thorp, Thurman, Turner, Voigt, Walker, Waters, Watson, Weber, Weyber, Wollenberg, and Yorty—54

Not s—None

Title read and approved. Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 1.

Relative to adjournment sine die of the Fifth Extraordinary Session of the Fifty-third Legislature of the State of California.

Resolved by the Senate of the State of California, the Assembly thereof concurring. That the Fifth Extraordinary Session of the Fifty-third Legislature of the State of California, which convened at 3 o'clock p.m., on the second day of December, 1940, pursuant to a proclamation issued by the Governor of the State of California under date of December 2, 1940, shall adjourn sine die at 2 o'clock p.m., December 5, 1940.

Recess.

At eleven o'clock and twenty-five minutes a.m., on motion of Mr. Desmond, the Assembly was declared at recess until the hour of one o'clock and forty-five minutes p.m.

Reassembled.

At one o'clock and forty-five minutes p.m., the Assembly reconvened Hon. Gordon H. Garland, Speaker of the Assembly, in the chair.

Reports of Standing Committees.

On Education.

ASSEMBLY CHAMBER, SACRAMENTO, December 5, 1940.

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

Senate Bill No. 5.

Respectfully reports the same back without further action.

LEONARD, Chairman.

The above bill ordered transmitted to the Senate.

The following report of standing committee was received and read.

On Engrossment and Enrollment.

ASSEMBLY CHAMBER, SACRAMENTO, December 5, 1940.

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

Assembly Bill No. 1.

Assembly Bill No. 4.

Assembly Bill No. 2.

Assembly Bill No. 6.

Assembly Bill No. 3.

Assembly Bill No. 7.

Assembly Concurrent Resolution No. 1.

And reports the same correctly enrolled, and presented to the Governor on this fifth day of December, 1940, at twelve o'clock and thirty minutes m.

CASSIDY, Chairman.

House Resolution No. 16.

By the Committee on Attaches:

Resolved, That the following named persons be stricken from the list of Assembly attaches to take effect on completion of work December 5, 1940:

Rev. Raymond Lull Bailey

Jack Carl Greenburg

C. W. Booth

David V. Oliver

Wilkie Ogg

Albert Day

Lillian Larkin

Michael Connolly

Francis Ogg

Harold Lewright

Robert Voigt

James Evans

Robert Guy

Ed Nathan

Andrew A. Crist

Marion Hendricks

Beulah Van Wart

Juanita Depeudener

Nina Roustadt

Elizabeth Eyre

Sheral Holmes

Irene Mosher

Gertrude Marton

Fay Cronkite

June W. Ballard

Mary Jane Doty

Jacqueline Morgan

William Murphy

Louis Desmond

Domingo Correa

Jack Shafer

Jack W. Booth

VOIGT, Chairman.

Request for Unanimous Consent.

Mr. Voigt asked for, and was granted, unanimous consent to consider House Resolution No. 16, at this time, without reference to committee.

House Resolution No. 16 read, and adopted.

House Resolution No. 17.

By Mr. Thorp:

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

Request for Unanimous Consent.

Mr. Thorp asked for, and was granted, unanimous consent to consider House Resolution No. 17, at this time, without reference to committee.

House Resolution No. 17 read and adopted.

Appointment of Committee.

The Speaker appointed Messrs. Thorp, Collins and Watson as such Special Committee to inform the Senate that the Assembly was now ready to adjourn the Fifty-third (Fifth Extraordinary) Session.

Committee from the Senate.

A committee from the Senate, consisting of Senators Jespersen, Breed and Nielsen, informed the Assembly that they were now ready to adjourn the Fifty-third (Fifth Extraordinary) Session of the Legislature.

House Resolution No. 18.

By Mr. Massion:

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

Request for Unanimous Consent.

Mr. Massion asked for, and was granted, unanimous consent to consider House Resolution No. 18, at this time, without reference to committee.

House Resolution No. 18 read, and adopted.

Appointment of Committee.

The Speaker appointed Messrs. Massion, Cronin and Donnelly as such Special Committee to inform the Governor that the Assembly was now ready to adjourn the Fifty-third (Fifth Extraordinary) Session.

Reports of Committees.

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

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

Approval of Journals.

On motion of Mr. Stream, the Journals of Monday, December 2, 1940; Tuesday, December 3, 1940; Wednesday, December 4, 1940, and Thursday, December 5, 1940, were approved as corrected by the Minute Clerk.

Adjournment Sine Die.

At two o'clock p m. Thursday, December 5, 1940. in accordance with Senate Concurrent Resolution No. 1, the Honorable Gordon H. Garland, Speaker of the Assembly, announced that the time for final adjournment of the Fifty-third (Fifth Extraordinary) Session of the Legislature of the State of California had arrived, and therefore declared the Assembly adjourned sine die.

JACK CARL GREENBURG,
Chief Clerk of the Assembly

DAVID V. OLIVER,
Minute Clerk of the Assembly.

GORDON H. GARLAND,
Speaker of the Assembly

GARDINER JOHNSON,
Speaker Pro Tempore of the Assembly.

RECAPITULATION OF ASSEMBLY BILLS

ASSEMBLY BILLS APPROVED BY GOVERNOR, CHAPTERED AND FILED WITH THE SECRETARY OF STATE

The following Assembly bills were approved by the Governor, chaptered and filed with the Secretary of State. Unless otherwise specified, all bills become effective 90 days after adjournment sine die of the Legislature, or on March 6, 1941.

A. B. Number	Chapter	Author	Subject of Title	Approved by Governor	
1	4	Maloney, et al	Permitting use of certain tide and submerged lands granted to City and County of San Francisco for military and naval purposes	Dec 6	6
2	6	Turner	Re post office at Bakersfield	Dec 7	7
3	7	Riehe, et al	Wind tunnel at San Diego State College	Dec 7	7
4	8	Lyon, et al	Investments in and taxation on housing projects by insurers	Dec 7	7
5	9	Robertson	Granting of certain lands by City of Santa Barbara to United States Government for Naval Reserve Armory	Dec 7	7
6	3	Desmond	Appropriation for expenses of Fifth Extraordinary Session	Dec 5	5
Total			6		

CHAPTER NUMBERS OF ASSEMBLY BILLS APPROVED BY THE GOVERNOR

Chapter number	Assembly bill number	Chapter number	Assembly bill number	Chapter number	Assembly bill number
3	7	6	2	8	4
4	1	7	3	9	6
Total			6		

ASSEMBLY CONCURRENT RESOLUTIONS CHAPTERED, AND FILED WITH THE SECRETARY OF STATE

Number	Resolution Chapter	Author	Subject of Title	Filed with Secretary of State	
1	1	Dills and Bashore	Re extending the Federal Commodity Stamp Plan	Dec 5	5
Total			1		