

CALIFORNIA LEGISLATURE
FIFTY-FIFTH (FOURTH EXTRAORDINARY) SESSION

SENATE DAILY JOURNAL

FIRST LEGISLATIVE DAY
FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, June 5, 1944

The Senate met at 11 o'clock a.m., pursuant to the provisions of the Proclamation of His Excellency, Earl Warren, Governor of the State of California, dated May 23, 1944, convening the Legislature of the State of California on this day in extraordinary session.

Lieutenant Governor Frederick F. Houser, President of the Senate of the Fifty-fifth Session, in the chair, called the Senate to order.

Pursuant to the provisions of Section 9150 of the Government Code, John F. Lea, Minute Clerk of the Senate, Joseph F. Nolan, Sergeant-at-Arms of the Senate, were present and occupied their respective positions.

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

Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Swan, Swing, Tenney, Tickle, and Ward—36.

Quorum present.

PRAYER

By invitation of the President, prayer was offered by the Rev. Father Richard C. Dwyer, Chaplain of the Senate for the Fifty-fifth Session.

CERTIFICATE OF ELECTION

STATE OF CALIFORNIA
Office of the SECRETARY OF STATE

I, FRANK M. JORDAN, Secretary of State of the State of California, do hereby certify that

LOUIS G. SUTTON

was elected to the office of State Senator—Eighth Senatorial District at the Special Election held in said district on the sixteenth day of May, 1944, as appears by the official returns of said election and statement thereof on file in my office.

WITNESS my hand and official seal this second day of June, 1944.

[SEAL]

FRANK M. JORDAN, Secretary of State.

ROLL CALL OF SENATOR-ELECT

The President directed the Secretary to call the roll of Senator-elect. The roll was called, and the following answered to his name :
Senator Sutton—1.

OATH OF OFFICE ADMINISTERED

The Senator-elect, as his district was called, came forward, presented his certificate of election, and took and subscribed to the following constitutional oath of office, administered by the Honorable Rolfe L. Thompson, Justice, Third District Court of Appeal of the State of California :

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

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day :
Senator Carter, on motion of Senator Seawell.
Senator Kuchel, on motion of Senator Seawell.
Senator Powers, on motion of Senator Seawell.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Fletcher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Peter Whitcomb Fletcher and Miss Katherine May of San Diego; Mrs. Eugene Harvey, of Vista; Mrs. Ethel Garrett, of San Diego; Mrs. Melvin Olson, of Vista; and Mrs. Stanley Keagg, of Vista.

On request of Senator Mayo, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Louise McLain, publisher of the Union-Democrat of Sonora.

On request of Senators McBride and Ward, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Edward L. Abbott, C. Sp. U. S. N., of Santa Barbara; and Mrs. Wm. M. Marker of Los Angeles.

On request of Senator Hatfield, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Samuel W. Pass of New York City, and former State Senator Peter P. Myhand of Merced.

PROCLAMATIONS OF THE GOVERNOR

The President of the Senate directed the Secretary to read the Proclamations of the Governor convening the Legislature in extraordinary session.

Whereupon the Secretary read the following Proclamations:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA**Proclamation**

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

I, EARL WARREN, 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 fifth day

of June, 1944, at 11 o'clock a m. of said day for the following purposes and to legislate upon the following subjects, to wit:

1. To consider and act upon legislation relating to the retirement of teachers of the Public School System, and making an appropriation to carry out such legislation.

2. To consider and act upon legislation relating to the financial support of the public schools.

3. To consider and act upon legislation relating to the times at which meetings of State conventions, State central committees, and county central committees of political parties are held.

4. To consider and act upon legislation to make an appropriation to the Postwar Employment Reserve.

5. To consider and act upon legislation to make an appropriation from the Postwar Employment Reserve to the Division of Architecture, Department of Public Works, for surveys, preparation of plans and specifications and other preliminary work preparatory to the State Building Program contemplated by Chapter 572, Statutes of 1943.

6. To consider and act upon legislation to make an appropriation from the Postwar Employment Reserve to The Regents of the University of California for surveys, preparation of plans and specifications, and other preliminary work preparatory to the construction of additional buildings for the University of California.

7. To consider and act upon legislation to provide for the acquisition of real property as sites for buildings and grounds for State purposes, to prescribe the manner of their acquisition and to appropriate money therefor.

8. To consider and act upon legislation to appropriate \$1,000,000 for repairs, improvements and minor construction upon State-owned public buildings and structures.

9. To consider and act upon legislation to appropriate money for allocation to cities, counties, and cities and counties on a matching basis to develop a Postwar Public Works Program.

10. To consider and act upon legislation to appropriate money to effectuate the purposes of the California Food and Fiber Production Act.

11. To consider and act upon legislation to make an appropriation for the support of the Colorado River Board.

12. To consider and act upon legislation to make an appropriation to carry out the purposes of the State Reconstruction and Reemployment Act.

13. To consider and act upon legislation to provide for the acquisition of additional real property for the Industrial Workshops for the Blind at Los Angeles and at San Diego.

14. To consider and act upon legislation to make an appropriation for the discovery, control, and eradication of Oriental fruit moth.

15. To consider and act upon legislation to reappropriate the unexpended balance of the money appropriated to the Department of Employment by Item 81 of the Budget Act of 1941.

16. To consider and act upon legislation to reappropriate the moneys appropriated to The Regents of the University of California, by Chapter 939, Statutes of 1941.

17. To consider and act upon legislation to appropriate the moneys deposited in the State Beach Fund, created by Chapter 967, Statutes 1943.

18. To consider and act upon legislation to revise and amend the California War Powers Act.

19. To consider and act upon legislation relating to the method of determining the surplus in the State Treasury and providing for the investment thereof.

20. To consider and act upon legislation making it a crime to buy or sell rationed commodities without giving or receiving ration stamps, coupons, tokens, or other ration documents, and making it a crime to forge, counterfeit, or unlawfully acquire ration stamps, coupons, tokens, or other ration documents, or to buy, sell, or otherwise transfer or acquire forged or counterfeited ration stamps, coupons, tokens, or other ration documents.

21. To consider and act upon legislation relating to the valuation of motor vehicles for the purposes of the Vehicle License Fee Law.

22. To consider and act upon legislation authorizing the extension of the period of time within which registrations of motor vehicles must be renewed.

23. To consider and act upon legislation to amend the law relating to the taxation of gifts to relieve persons serving outside the United States in the armed forces or auxiliaries thereof from penalties for failure to comply with the provisions of said law at the times required and to extend the time for such compliance.

24. To consider and act upon legislation to provide for and regulate the sale of grain without change of possession.

25. To consider and act upon an act or concurrent resolution relating to the investigation and study of, and report on organization, Rules and procedure of the Legislature and to establish an Interim Committee for that purpose.

26. To consider and act upon legislation relating to the amount of the tax that may be levied under the Los Angeles County Flood Control Act.

27. To consider and act upon legislation providing for employment by or on behalf of the United States of persons committed to the Youth Authority.

28. To consider and act upon a constitutional amendment to authorize the Legislature to suspend, during the war emergency, the provisions of Section 5 of Article XI of the State Constitution which prohibits the increase of the compensation of a county, township, or municipal officer after his election or during his term of office.

29. To consider and act upon legislation to establish and provide for the government and operation of a flood control district in Ventura County to control, conserve, and provide for the utilization of water.

30. To consider and act upon legislation relating to drainage in sanitary districts and the issuance of bonds by such districts.

31. To consider and act upon legislation relating to the forfeiture of vehicles used in the transportation of narcotics.

32. To approve or reject charters and charter amendments of cities, counties, or cities and counties, ratified by the electors pursuant to the Constitution of the State of California.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this Twenty-third day of May, 1944.

(Signed)

[SEAL]

ATTEST:

EARL WARREN, Governor of California
FRANK M. JORDAN, Secretary of State

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA

Proclamation

WHEREAS, An extraordinary session of the Legislature of the State of California has been called under authority of Article V, Section 9, of the Constitution of the State of California to meet and assemble at Sacramento, California, on Monday, the fifth day of June, 1944, at 11 o'clock a.m. of said day; now, therefore,

I, EARL WARREN, Governor of the State of California, by virtue of the power vested in me by law, hereby, and prior to the time set for the convening of the Legislature on June 5, 1944, do issue this, my Proclamation, supplementing my Proclamation dated May 23, 1944, convening the Legislature to meet and assemble on June 5, 1944, by adding the following additional purposes thereto, and thereby permitting the Legislature to legislate upon the following subjects, in addition to the subjects specified in the original Proclamation, to wit:

33. To consider and act upon legislation regulating the manufacture and sale of cheese in order to prevent the transmission of disease by improperly manufactured cheese.

34. To consider and act upon legislation relating to the sale, transfer, or disposal of property, assets and franchises of street railroad or street railway corporations.

35. To consider and act upon legislation to authorize agreements relating to veterans' education by school districts, schools, colleges, and State agencies, with agencies of the United States, and to provide for the administration of the State-Federal relationship arising from such agreements.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this fifth day of June, 1944.

(Signed)

[SEAL]

ATTEST: FRANK M. JORDAN, Secretary of State

EARL WARREN, Governor of California

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA

June 5, 1944, 10.48 a.m.

Proclamation

WHEREAS, An extraordinary session of the Legislature of the State of California has been called under authority of Article V, Section 9, of the Constitution of the State of California to meet and assemble at Sacramento, California, on Monday, the fifth day of June, 1944, at 11 o'clock a.m. of said day; now, therefore,

I, EARL WARREN, Governor of the State of California, by virtue of the power vested in me by law, hereby, and prior to the time set for the convening of the Legislature on June 5, 1944, do issue this, my Proclamation, supplementing my Proclamation dated May 23, 1944, convening the Legislature to meet and assemble on June 5, 1944, and supplementing my Proclamation dated June 5, 1944, specifying additional subjects of legislation, by adding the following additional purposes thereto, and thereby

permitting the Legislature to legislate upon the following subject, in addition to the subjects specified in the original Proclamation and in the First Supplementary Proclamation, to wit:

36. To consider and act upon allocations of funds from appropriations available to the Legislature or either house thereof to existing Interim Committees created at any session of the Fifty-fifth Legislature, and to appropriate such money as may be necessary therefor.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this fifth day of June, 1944.

(Signed) EARL WARREN, Governor of California

[SEAL]

ATTEST: FRANK M. JORDAN, Secretary of State

By CHAS. J. HAGERTY, Deputy

RESOLUTIONS

The following resolutions were offered:

By Senator Slater:

Senate Resolution No. 1

Resolved, That the Senate do now organize and proceed to elect officers and employees for this Fifty-fifth (Fourth Extraordinary) Session.

Resolution read and adopted.

By Senator Rich:

Senate Resolution No. 2

Resolved, That Senator Jerrold L. Seawell be and he is hereby elected President pro tempore of the Senate; that John F. Lea be and he is hereby elected Secretary of the Senate; that Joseph F. Nolan be and he is hereby elected Sergeant-at-Arms of the Senate; that Robert G. Alderman be and he is hereby elected Minute Clerk of the Senate; that Rev. Father Richard C. Dwyer be and he is hereby elected Chaplain of the Senate.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Rich, Salsman, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—33.

NOES—None.

OATH OF OFFICE ADMINISTERED

The newly elected officers of the Senate, Senator Jerrold L. Seawell, President pro tempore; John F. Lea, Secretary of the Senate; Joseph F. Nolan, Sergeant-at-Arms; Robert G. Alderman, Minute Clerk; and Rev. Father Richard C. Dwyer, Chaplain; took and subscribed to the following oath administered by Honorable Rolfe L. Thompson, Justice, Third District Court of Appeal of the State of California:

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.

RESOLUTIONS

The following resolutions were offered:

By Senator Seawell:

Senate Resolution No. 3

Resolved, That the Standing Rules of the Senate of the Fifty-fifth (Third Extraordinary) Session, as they appear on pages 4 to 12 of the Journal of January 27, 1944,

of that session, are hereby adopted as the Standing Rules of the Senate at this Fifty-fifth (Fourth Extraordinary) Session.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Dorsey, Fletcher, Gordon, Jespersen, Judah, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

By Senator Deuel:

Senate Resolution No. 4

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

<i>President pro tempore</i>	Jerrold L. Seawell
<i>Secretary of the Senate</i>	John F. Lea
<i>Sergeant-at-Arms</i>	Joseph F. Nolan
<i>Minute Clerk</i>	Robert G. Alderman
<i>Chaplain</i>	Rev. Father Richard C. Dwyer

Resolution read and adopted.

By Senator Breed:

Senate Resolution No. 5

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

Resolution read and adopted.

Appointment of Special Committee

The President announced, in accordance with the above resolution, the appointment of Senators Breed, Slater, and Gordon.

By Senator Salsman:

Senate Resolution No. 6

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

Resolution read and adopted.

Appointment of Special Committee

The President announced, in accordance with the above resolution, the appointment of Senators Salsman, McCormack, and Biggar.

By the Committee on Rules:

Senate Resolution No. 7

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrants upon the proper funds in favor of the following named Senators and officers of the Senate for the amount set opposite each of their names, and the State

Treasurer is hereby directed and ordered to pay the same, being the mileage due them by law :

Senators	County	Mileage	Total at five cents per mile
Biggar, George M	Mendocino	480	\$24 00
Breed, Arthur H, Jr.	Alameda	180	9 00
Brown, Charles	Inyo	1,292	64 60
Burns, Hugh M	Fresno	333	16 90
Carter, Oliver J	Shasta	330	18 50
Collier, Randolph	Siskiyou	530	29 50
Crittenden, Bradford S	San Joaquin	94	4 70
Cunningham, R R	Kings	428	21 40
DeLap, T H	Contra Costa	164	8 20
Deuel, Charles H	Butte	202	10 10
Dillinger, H E	El Dorado	100	5 00
Donnelly, Hugh P	Stanislaus	182	9 10
Dorsey, Jesse R	Kern	550	27 50
Fletcher, Ed	San Diego	1,146	57 30
Gordon, Frank L	Napa	84	4 20
Hatfield, George J	Merced	236	11 80
Jespersen, Chris N	San Luis Obispo	666	33 30
Judah, H R	Santa Cruz	336	16 80
Keating, Thomas F	Marin	210	10 50
Luckey, E George	Imperial	1,292	64 60
Mayo, Jesse M	Calaveras	170	8 50
McBride, James J	Ventura	980	49 00
McCormack, Thomas	Solano	124	6 20
Mixter, Frank M	Tulare	444	22 20
Parkman, Harry L	San Mateo	222	11 10
Powers, Harold J	Modoc	832	41 60
Quinn, Irwin T	Humboldt	624	31 20
Rich, Wm. P	Yuba	106	5 30
Salsman, Byrl R	Santa Clara	292	14 60
Seawell, Jerrold L	Placer	38	1 90
Shelley, John F	San Francisco	180	9 00
Slater, Herbert W	Sonoma	204	10 20
Sutton, Louis G	Colusa	150	7 50
Swan, John Harold	Sacramento	2	10
Swing, Ralph E	San Bernardino	1,016	50 80
Tenney, Jack B	Los Angeles	894	44 70
Tickle, Edward H	Monterey	474	23 70
Ward, Clarence C	Santa Barbara	920	46 00

Officers	County	Mileage	Total at ten cents per mile
Lea, John F., Minute Clerk	Placer	76	7 60
Nolan, Joseph F., Sergeant-at-Arms	Los Angeles	894	89 40

Resolution read.

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

AYES—Senators Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Hatfield, Jespersen, Judah, Keating, Mayo, McBride, Mixter, Parkman, Rich, Seawell, Shelley, Sutton, Swan, Swing, Tenney, Tickle, and Ward—28.

NOES—None.

By Senator Hatfield :

Senate Resolution No. 8

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

Resolution read and adopted.

By Senator Tickle :

Senate Resolution No. 9

WHEREAS, The Legislature, through the enactment of Chapter 2 of the Statutes of 1943, repealed those sections of the Political Code establishing the salaries of officers and employees of the Legislature and provided that such salaries should be fixed by resolutions of the respective houses ; now, therefore, be it

Resolved, That the following schedule is hereby established as the salaries of the following Senate officers for this Fifty-fifth (Fourth Extraordinary) Session of the California Legislature, payable weekly, seven days per week:

Secretary -----	\$10 00 per day
Sergeant-at-Arms -----	8 00 per day
Chaplain -----	4 00 per day
Minute Clerk -----	9 00 per day

Resolution read.

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

AYES—Senators Biggar, Brown, Burns, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Hatfield, Jespersen, Judah, Mayo, McCormack, Mixer, Parkman, Rich, Salsman, Seawell, Shelley, Sutton, Swan, Swing, Tenney, Tickle, and Ward—26.
 NOES—None.

By Senator Seawell:

Senate Resolution No. 10

WHEREAS, This Fourth Extraordinary Session of the Fifty-fifth Legislature has been called to consider and act upon legislation relating to the retirement of teachers of the Public School System, to appropriate money for many construction projects, and for the other purposes more specifically set out in the Proclamation calling said extraordinary session; and

WHEREAS, Such questions are of vital importance to the people of the State of California; and

WHEREAS, The solution of such problems calls for mature and deliberate study by the Members of the Senate, and, in order to enact proper legislation on such subjects, it may be necessary to compile and make available to the Legislature various facts, statistics and information which can not be procured without considerable effort and expense; and

WHEREAS, In such work of ascertaining such facts and securing information for the use of the Senate in its deliberation upon the questions submitted to it, it will be expeditious and economical to appoint a committee whose responsibility shall be to ascertain such facts, secure such information and statistics as may be of assistance to the Senate in enacting legislation upon the questions submitted to it at this extraordinary session; and

WHEREAS, Much delay in the legislative process could be avoided if it were possible to eliminate duplication of effort and provide a method for expediting the consideration of such measures; now, therefore, be it

Resolved by the Senate of the State of California, That there is hereby created a Special Committee designated the "Senate Legislative Process Committee," consisting of the chairmen of the following Senate Committees: Rules, who shall be chairman of the committee, Finance, Governmental Efficiency, Judiciary, Revenue and Taxation, and Attaches; and be it further

Resolved, That the committee hereby created shall, during the Fourth Extraordinary Session of the Fifty fifth Legislature and any recess thereof, make such studies as may be necessary, ascertain such facts and information, and secure such statistics for the use of the Members of the Senate as may enable them better to consider the questions submitted at this Fourth Extraordinary Session, and to enact appropriate legislation upon the subjects being considered in such extraordinary session; and be it further

Resolved, That such committee shall take such steps as may be necessary to coordinate the work of the various committees of this extraordinary session in considering questions properly before such session in order that there be no duplication of work or effort; and be it further

Resolved, That to enable the committee hereinabove provided for to perform the duties assigned to it, said committee shall have and may exercise the following powers and duties:

(1) To employ and fix the compensation of a secretary and such clerical, expert and technical assistants as it may deem necessary;

(2) To create subcommittees of one or more members from its membership, assigning to the subcommittee any study, inquiry, investigation or hearing which the committee itself has authority to undertake or hold, and the subcommittee for the purpose of this assignment shall have and exercise all of the powers conferred upon the committee, which powers may be withdrawn or terminated at any time by the committee;

(3) To adopt and from time to time amend such rules governing its procedure (including the fixing of its own quorum and the number of votes necessary to take action on any matter) as may to it appear appropriate;

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

(5) To meet at any and all times prior to adjournment of this session of the Legislature, whether the Senate or Assembly be actually then sitting or not, and at any and all places within the State, in the performance of its duties and in carrying out the objects and purposes of this resolution;

(6) To summon and subpoena witnesses, require the production of papers, books, accounts, reports, documents, and records of every kind and description, to issue subpoenas, and to take all necessary means to compel the attendance of witnesses and procure testimony;

(7) To report its findings and recommendations to the Senate; and

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

Resolved, That the committee, each of its members, and any representative of the committee thereunto authorized by the committee or by its chairman, is authorized and empowered to administer oaths; and all of the provisions of Chapter 4, Part 1, Division 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and committees thereof, apply to the committee hereby created; and be it further

Resolved, That the Sergeant-at-Arms of the Senate and other officers designated by him, are hereby directed to serve any and all subpoenas, orders and other process issued by the committee, when directed so to do by the chairman or by a majority of the membership of the committee or by a subcommittee; and be it further

Resolved, That every department, commission, board, agency, officer and employee of the State Government and of any political subdivision, county, city, or public district of or in this State shall furnish the committee and any subcommittee, upon request, any and all such assistance, and information, records and documents as the committee deems proper for the accomplishment of the purposes for which the committee is created; and be it further

Resolved, That the members of the committee shall serve without compensation and shall not be allowed mileage; and be it further

Resolved, That the sum of one thousand five hundred dollars (\$1,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and for any charges, expenses or claims it may incur under this resolution, to be paid from the Contingent Fund of the Senate and disbursed, after certification by the chairman of the committee, or if incurred by a subcommittee, by the member or members of such subcommittee, upon warrants drawn by the State Controller upon the State Treasurer

Referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

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

Senate Bill No. 1: By Senator Seavell—An act making an appropriation for the contingent expenses of the Senate for the Fifty-fifth (Fourth Extraordinary) Session of the Legislature, including expenses of committees created at such session, and declaring that this act shall take effect immediately.

Referred to Committee on Rules.

MESSAGE FROM THE ASSEMBLY

At 11.20 a.m., a committee from the Assembly, consisting of Assemblymen Niehouse, Maloney, and Thomas, appeared at the bar of the Senate, and announced that the Assembly was duly organized, and ready to proceed with the business of the State.

REPORTS FROM SPECIAL COMMITTEES

The following reports of Special Committees were received:

Senators Breed, Slater, and Gordon, the Special Committee appointed to wait upon the Governor and inform him of the organization of the Senate, reported they had performed their duty.

Senators Salsman, McCormack, and Biggar, the Special Committee appointed to notify the Assembly of the organization of the Senate, reported that they had performed their duty.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolution was offered :

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

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

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 1

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

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Jespersen, Judah, Keating, Luckey, McBride, McCormack, Mixter, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

RECESS

At 11.40 a.m., on motion of Senator Seawell, the President declared a recess for the purpose of meeting with the Assembly in Joint Convention.

IN JOINT CONVENTION

ASSEMBLY CHAMBER

SACRAMENTO, Monday, June 5, 1944

At 11.50 a.m., the Senate and the Assembly met in Joint Convention. Hon. Charles W. Lyon presiding.

SENATE ROLL CALL

Hon. Frederick F. Houser, President of the Senate, directed the Secretary of the Senate to call the roll of Senators.

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

Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—36.

The President declared a quorum of the Senate present.

ASSEMBLY ROLL CALL

Hon. Charles W. Lyon, Speaker of the Assembly, directed the Chief Clerk of the Assembly to call the roll of Assemblymen.

Allen, Anderson, Armstrong, Bashore, Beck, Bennett, Berry, Brady, Brown, Burns, Call, Carey, Carlson, Clarke, Collins, George D. Collins, Sam L., Crichton, Crowley, Debs, Denny, Desmond, Dickey, Dills, Clayton A., Dills, Ralph C., Dilworth, Doyle, Dunn, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Guthrie, Hastain, Hawkins, Heisinger, Hollibaugh, Johnson, Kellems, Kilpatrick, King, Knight, T. Fenton, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Weybret, Wollenberg, and Mr. Speaker—70.

The Speaker declared a quorum of the Assembly present.

REGULAR ORDER OF BUSINESS**APPOINTMENT OF SELECT COMMITTEES**

The Speaker announced the appointment of Messrs. Johnson, Kellems, Hollibaugh, McMillan, and Berry as the Assembly Committee to escort Governor Warren to the Joint Convention.

The President announced the appointment of Senators Seawell, Swing, Brown, Fletcher, and Rich as the Senate Committee to escort Governor Warren to the Joint Convention.

ADDRESS BY LIEUTENANT GOVERNOR

Hon. Charles W. Lyon, Speaker of the Assembly, then presented Lieutenant Governor Frederick F. Houser to the Joint Convention.

The Lieutenant Governor then addressed the Joint Convention.

REPORT OF JOINT COMMITTEE ON ESCORT

The Joint Committee on Escort, consisting of Senators Seawell, Swing, Brown, Fletcher, and Rich and Assemblymen Johnson, Kellems, Hollibaugh, McMillan, and Berry, appointed to wait upon His Excellency, Governor Earl Warren, to inform him that the Joint Convention was now in session, and to escort him to the Joint Convention, appeared at the bar of the House, and announced the presence of His Excellency, Hon. Earl Warren, Governor of the State of California.

Lieutenant Governor Houser presiding.

PRESENTATION OF THE GOVERNOR

Hon. Frederick F. Houser, President of the Senate, then presented Governor Earl Warren to the Joint Convention.

ADDRESS BY THE GOVERNOR

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

Remarks by Governor Earl Warren*Members of the Senate and Assembly*

I want to welcome you back to Sacramento and repeat first of all what I said at the last special session. It is always reassuring to me, as I sit in the Governor's chair, to know you are available on call for any emergency situation and that I can always have your cheerful cooperation in the solution of the new and war-created problems that are thrusting themselves upon us.

I have just returned from a Conference of Governors at Hershey, Pennsylvania, where we had the privilege of frank discussion with General George C. Marshall and

Admiral Ernest J. King; with Bernard Baruch and Mr. Hancock, his associate in postwar planning; with Captain Hayes and Colonel Cutler, Navy and Army representatives on United States War Ballot Commission; as well as with the Governors of the various States.

I am even more impressed than I was before attending the conference with the importance of State Government in the winning of the war. I am also more firmly convinced that our problems can only be solved by the cooperation of the coordinate branches of State Government.

I look back with satisfaction upon your accomplishments at the special session in January. While at the Governors' Conference, I heard both Captain Hayes and Colonel Cutler speak enthusiastically of the Soldier Voting Statute which you enacted in January without guide or precedent. They stated to me that they have been recommending this California Statute for consideration by the States which have not already acted upon the subject.

As a further indication of the manner in which your Soldier Voting Statute is working I want to read a letter I have received from a Captain stationed in the Southwest Pacific Area. The letter, mailed May 4th, and signed by Captain Jack M. Laughlin, reads as follows:

At the close of last year I wrote you suggesting certain changes in our election laws to facilitate the voting of servicemen and women overseas. Subsequently Mr. Daniels wrote to thank me for the suggestions. I thought that you might be interested to hear how the amended law is working out in practice.

As the above address indicates, I am on duty overseas on General MacArthur's staff. On May 1st I received my absentee ballot from the San Francisco Registrar of Voters. It had been postmarked in San Francisco at 9.30 p.m. April 25th. The average time for "V-Mail" to my location is 10 days, while ordinary mail takes anywhere from 15 days to 2 months.

It appears to me that California has adopted about the best possible plan and that, with the cooperation of the post office and the forces (as indicated by my above mentioned experience), it should work out quite satisfactorily.

I have had occasion recently to talk to the Director of Federal Prisons, and other experts in the field of penology, and they have told me that they are well pleased with the *Prison Reorganization Bill* which you adopted at that January session. They are expecting much good to come from it. They have stated to me that, although there has been much discussion throughout the country for the past 20 years concerning the need for integrating corrective systems, this California Statute represents the first real statutory effort made to accomplish the result.

I will report to you now that immediately upon signing the Prison Reorganization Bill, I requested the Personnel Board to apply the principles of the merit system to the Director of Corrections, his wardens, and assistants. A National examination was held, and I believe we have obtained the services of extremely well qualified career men as director and assistant director.

The Director of Federal Prisons, James Bennett, and his superior officer, Attorney General Francis Biddle, have very considerably loaned us the services of one of the Country's outstanding experts for a temporary place on the Adult Authority. The Surgeon General of the United States has detailed his assistant to work with us in preparing a report on the necessity for an institution for the criminally insane as required by the statute. We are working earnestly on all phases of this program and I am hopeful that, at your regular session, we can place before you a report of definite progress.

I want to refer back, also, to one other action taken by you at the January session. I am sure you are as satisfiedly aware as I am that the people ratified the constitutional amendment permitting the State, with consent of the Federal Government, to tax Federal property within our boundaries. This will eventually result in millions of dollars of revenue to the State and local governments.

This session to which you have been called today is one that we have long discussed and is in keeping without prior understanding on the subject.

After adjournment of the regular session in 1943, I vetoed one bill and modified another affecting the Public School System of the State. This was not done because I disagreed with the purposes of either bill, but because in my opinion there were certain factors that had not been fully considered in acting upon them and because at that time I did not believe we had the necessary facts upon which to base a decision.

The bill vetoed was Assembly Bill No. 1107, which purported to reorganize and refinance the Teachers' Retirement System of the State. In my veto message I made the following statement:

It is my considered opinion that Assembly Bill No. 1107 should be disapproved principally for the reason that neither the Legislature nor the public in general nor myself have a clear picture of all its implications.

Not even the proponents can say what the cost will be to the State to set up the reserves necessary to function under the act and the best guesses appear to range from \$140,000,000 to \$180,000,000 spread over a number of years. No

thorough study on behalf of the State has been made to determine the relative financial responsibilities of the teachers, the local districts, and the State.

There are in the act what appear to be inequalities between the contributions of the teachers in the smaller and larger communities.

It is my belief that this matter should be thoroughly studied by the State in conjunction with the teachers and the public, and that it should then be determined at a special session of the Legislature, called for that purpose within the next year.

I believe the people of California have confidence in the teaching profession of our State and that they will do full justice to them when the facts are fully before them. That also will be my aim.

Since that veto action your Legislative Committees have made a study of the entire problem. Actuaries of the teachers, of the State, and the Legislative Committees, have collaborated in collecting and appraising statistical data. Interested groups, both in the teaching profession and taxpayer organizations have attended public meetings called for the purpose, and I believe the Legislature is far better able today to determine the true merits of the situation than it was a year ago.

I believe that the problem in justice to the teachers and to the public at large should be solved without any further delay. The Retirement System was set up over a quarter of a century ago on an arbitrary basis of State, district, and teacher contribution that gave no real consideration to cost.

The fund has been gradually approaching insolvency and in a comparatively short period of time there will not be enough money in the fund to pay the claims made against it. All of the actuaries agree that the fund is not only unsound, but that its stabilization will cost the State more money the longer action is delayed. This is unsound governmentally and is unfair to the teaching profession and the taxpayers of the State which have contributed to it through the years.

In my opinion, the present teachers' retirement benefits are inadequate and should be raised to meet the standards of retirement systems of other progressive governmental bodies. To accomplish this, there must be a fair contribution from teachers, district, and State. This, I believe, all are willing to do.

If this principle is coupled with the additional principle that teachers and taxpayers in all parts of the State should be treated identically by the State, most of our difficulties in finding a solution will be ironed out.

I trust that you will be able at this session to present a bill for my signature that will recognize these principles and give the teachers and such others as are in the Teachers' Retirement System the protection which they justly deserve after a life time of service to the children of our State.

The other bill which I signed after restricting its operation and its appropriation to the first year of the biennium, was Senate Bill No 307. It provided additional money for the maintenance of our elementary schools.

My reason for this action can best be stated to you now by quoting the following from my statement limiting the appropriation to the first year of the biennium:

This bill is ostensibly for the purpose of supplying funds for increasing the salaries of elementary teachers although it does not expressly so provide and may be used for any salary purpose. This bill does not have proper safeguards and if it were possible to do so I would insist upon its correction but that can not be done.

Believing as I do that teachers' salaries are far below the salary scale in other employments, I am reducing the appropriation by one-half to take care of the situation until the Legislature is called to reconsider the teachers' pension matter. If at that time our survey shows the appropriation of \$4,500,000 has accomplished the desired purpose and the districts have done their part, another appropriation can be considered, particularly with relation to those districts which have reached their statutory tax limit.

I believe your Interim Committees have studied this situation and should be in a position to determine the merits of the situation. Obviously some appropriation should be made at this session, particularly for those districts which have reached their statutory tax limit. What that amount should be is naturally within your province to determine.

In the enactment of the Soldiers' Voting Act at the last special session, the Legislature, not knowing when National party conventions were to be held, was unable to avoid conflict between State party convention and National party convention dates. When the dates for the National Democratic convention were fixed they became identical with the dates for our Democratic State convention in California.

When this fact became known, I was visited by Democratic State Chairman, Assemblyman Robertson, and Attorney General Kenny who advised me that while they were extremely active, they had not yet acquired the ability to be two places at one time.

Taking the statement at its face value, I promptly agreed to include in the agenda for this session authorization to change the convention dates to enable full participation by the Democratic Party in both State and National conventions.

At the last regular session, the Legislature set aside one-half cent of the sales tax and a portion of the bank and corporation franchise tax and corporation income tax, to be used for postwar construction. It was estimated at that time that this source of revenue would produce \$43,000,000 during the biennium. Our present estimates indicate the total will more nearly approximate \$62,000,000.

At that time you also appropriated \$1,250,000 for use in preparing plans and specifications to service a building program of approximately \$28,000,000. Work on these plans and specifications has been progressing satisfactorily and in a comparatively short period of time the entire amount will have been expended.

It now appears that if we are to have a building program adequate to the needs of the State and in keeping with the surplus which it is estimated we will have on June 30, 1945, the Legislature should make an additional appropriation for building construction purposes. It should also make an additional appropriation for plans and specifications as well as for necessary sites needed to make the program complete.

A building program, to be effectual, must be ready to function whenever postwar employment conditions need it. In order to be ready, plans and specifications must be completed and the sites upon which the buildings are to be constructed must be owned by the State.

This matter has been thoroughly discussed with your Interim Committees. On April 10th of this year I met in joint session with the Senate Postwar Construction Program Committee, the Assembly Postwar Rehabilitation Committee and the Legislative Budget Committee to seek advice in regard to administrative procedure.

I believe these committees have at least tentatively agreed upon a program of legislative action at this time. That program, in my opinion, is reasonable, forward looking, and is capable of being adequately financed by the State.

I know in your deliberations you will be considerate of the fact that California is said to have acquired an additional population of a million and a half people since the 1940 Census. There has been no new construction for several years. There will be none until the war ends. Our State institutions are woefully overcrowded and many of their buildings have been condemned as fire or earthquake hazards.

Experience has shown that the population of our mental and correctional institutions will grow abnormally in the years following the war. Our university and State colleges will be overcrowded as a result of our population gains and returning youthful veterans.

For years, because of restricted State finances and abnormal relief costs, we have been unable to maintain our physical plants at these institutions in keeping with the needs of a fast growing State. It will be imperative that we do this one time or another. We now have the funds with which to catch up with needs at the conclusion of the war and without mortgaging the future of any of our citizens. We will be able to do this at a time when the Country will need every job it can produce in order to bring about an orderly transition from war to peacetime conditions. The details of the program, of course, rest in your sound discretion but I believe a sound approach exists for action now on what, in ordinary times, would be called a 10-Year Building Program.

In keeping with our program for reconstruction and reemployment after the war, it seems to me that cities and counties should be aided and encouraged in developing a building program similar to that which the State is undertaking. To encourage such programs the State could well appropriate a sum of money to be expended by the cities and counties on a matching basis with the State, for the preparation of plans and specifications. Such a proposal is included in the agenda of this session.

In so far as veterans' legislation is concerned, we have been studying the situation very diligently and have been in communication with various State-wide agencies. Through a committee of the Reconstruction and Reemployment Commission, we have endeavored to explore the field in which we could be of additional service to veterans. We have collaborated with the Assembly Committee on Military Affairs and know that this committee, headed by Assemblyman McCollister, has likewise endeavored to develop a program.

However, the fact that deters us is that the Federal Government has not yet determined upon its jurisdiction in veteran matters. There has yet been no delineation in the field of responsibility and action, and the so-called "G. I. Bill," which will necessarily influence any State program, is still in conference. It has therefore been impossible to develop a general State program in addition to what is already being done by the Veterans' Welfare Board looking toward the purchase of homes and farms, the resumption of education, and methods of assistance to veterans in the prosecution of their claims.

There are, on the other hand, some miscellaneous things such as the relief of veterans from penalties under the California Gift Tax Act and authority for the State to contract with the Federal Government for the education of returning veterans, which should be considered at this time. These matters are included in the call.

If the so-called "G. I. Bill" should be enacted into Federal law and the Legislature should desire to consider a supplementary Veterans' Program as a result, I will—upon its request—be happy to call another special session coincidental with this one.

There was appropriated at the last regular session for the Farm Production Council the sum of one and a half million dollars to be used by it in the administration of the California Food and Fiber Production Act.

This amount will have been entirely expended by the end of the fiscal year. An additional appropriation will be necessary if the work of the council is to be carried on this harvest season.

I believe it is the consensus of opinion on the part of the farmers of the State that the council as created by you at the last regular session was a major factor in the successful harvest of our food crops in 1943 without loss due to lack of manpower. In that year, 15 per cent of the farm laborers were Mexican nationals sent here through the cooperation of the Mexican Government. Twenty-five per cent were volunteers, many of whom had never worked on farms before and whose services would not have been available had it not been for the recruitment and other activities engaged in by the council in conjunction with the Federal Government. The council will present its needs to you and I commend its request to you for favorable consideration.

Since the enactment of the very splendid War Powers Act in 1943, which was designed to protect our State in emergencies as great even as invasion, the military situation on the Pacific Coast has materially changed for the better. As a result the entire civilian defense situation has been reviewed by a commission appointed by Lieutenant General Delos C. Emmons of the Western Defense Command.

It is the belief of the War Council and myself that we can conform to all the suggestions of that report without the necessity of maintaining the complete organization provided for in the Act of 1943. It is, therefore, my suggestion that the act be reviewed and brought into line with present day conditions. The four legislative members of the War Council will, I am sure, be able to bring to you, not only the opinion of the War Council, but their own knowledge of what is necessary to accomplish this purpose.

For a long time thoughtful people have been concerned over the black markets that have been developing in connection with the sale of rationed commodities. The sale of gasoline particularly has opened up a field of criminal and well nigh treasonable activities which have permitted thoughtless and irresponsible people to purchase illegal gasoline to an enormous aggregate. This gasoline we all recognize should either be available for our military forces overseas or for law abiding citizens who need it and are entitled to it under the law for their business and home affairs.

I am told by the Federal Government that, "In San Francisco and Los Angeles, the actual known diversion of gasoline into black market channels totaled about 70,000 gallons per day for a period of the last two months, March and April."

If continued at the same rate over a period of a year 25,000,000 gallons of gasoline would be unlawfully diverted in our two major cities. This condition is intolerable. Every Governmental agency and every good citizen should do his best to end it.

Enforcement of price ceilings and the regulation of the sale of rationed commodities is a Federal activity too complex for the State to now attempt to supplement. But, I believe there is no reason why the good citizens of this State—the mothers and fathers of our boys who are poised on the shores of England for the invasion of Europe—should be compelled to sit idly by and watch a group of underworld racketeers counterfeit Governmental coupons or steal and sell genuine ration tickets. At least we should try to put them in our penitentiaries and prevent further breakdown in law enforcement.

I, therefore, suggest to the Legislature that it give its consideration to the enactment of a bill which will make it a penal offense for persons to counterfeit ration coupons or traffic illegally in genuine ones.

There are a number of other items on the agenda that I need not take your time to discuss in this message. They were all matters which have been selected because they appear to be emergency in character and call for some solution at the moment. In the selection of these items, I have counselled with your Speaker, with the President pro tempore of the Senate and we are in agreement that these matters should be called to your attention. There were many other requests for matters to be included, but they were omitted because they did not appear to be of a character that required your attention at a session of this kind.

I regret that the number of items is as large as it is. I hope you will be able to dispose of them without unduly prolonging the session. I know the sacrifices you all make in coming to Sacramento during these war times. But I also know your interest in the welfare of our State and in doing everything that is necessary to enable California to do her part in the war.

We have done everything we could to advise you of the nature of the items on the agenda and have worked with all of your Interim Committees. We have been free to offer our suggestions and our counsel, recognizing at all times that the final determination is in your hands. We are approaching the most solemn hour in the history of our Nation. We all look forward confidently to victory, but we all know in our hearts that the greatest sorrows of the war may still lie ahead. The sacrifices of our boys in all parts of the world call for the best that is in all of us here at home. It is in this spirit that I ask you to meet here in the interests of our State and Nation, and I know it is in that spirit that you have responded.

ADJOURNMENT OF JOINT CONVENTION

At 12.30 p m., there being no further business, upon motion of Assemblyman Sam L. Collins, seconded by Assemblyman Johnson, the Speaker of the Assembly declared the Joint Convention adjourned sine die.

IN SENATE

At 12.25 p.m., the Senate reconvened. Lieutenant Governor Frederick F. Houser, President of the Senate, in the chair.
Secretary John F. Lea at the desk.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO 14, June 5, 1944

To the Senate of the State of California

I have the honor to inform you that I have made the following appointments, and respectfully request your confirmation thereof and consent thereto:

H. L. RICKS, resident of the City of Eureka, attorney at law of the firm of Nelson & Ricks, sportsman, Past President of the Redwood Empire Council of Fish and Game Clubs; member, Fish and Game Commission, vice Edwin L. Cauty, term expired, for the term ending January 15, 1949. Appointed March 6, 1944.

DOM A. CIVITELLO, resident of Sacramento, and has been active in civic affairs for many years and has been identified with sportsmen's activities for more than 35 years, Past President of California Sportsmen's Council and Mt. Ralston Club, one of the leaders in forming the California Ski Association, also a director of the Sacramento Chamber of Commerce, member, Fish and Game Commission, vice Germaine Bulcke, term expired, for the term ending January 15, 1950. Appointed March 15, 1944.

DR. ROBERT DAVIS GRAY, resident of Pasadena, Director of the Industrial Relations Section, California Institute of Technology, Supervisor of Engineering, Science and Management War Training Courses in Industrial Relations and Production Engineering, a section organized at the institute to aid in the gradual development of relations between employers and employees, member of the State Personnel Board, vice John J. Hamlyn, resigned, for the term ending January 15, 1953. Appointed April 4, 1944.

DR. PAUL J. BOWMAN, resident of Fort Bragg, physician and director of a general hospital, to the Board of Trustees of the Mendocino State Hospital, vice Clarence A. Babcock, term expired, for the term prescribed by law. Appointed April 24, 1944.

EDWARD P. SAILOR, resident of Upper Lake, pear grower, member, Board of Trustees, Mendocino State Hospital, vice Thaddeus D. Johnson, term expired, for the term prescribed by law. Appointed April 24, 1944.

MRS. JESSIE HILDRETH, resident of Ukiah, housewife, club woman, sister of Admiral Standley, member, Board of Trustees, Mendocino State Hospital, vice Joseph Figone, term expired, for the term prescribed by law. Appointed April 24, 1944.

ARTHUR F. MOULTON, resident of Ukiah, a rancher, member, Board of Trustees, Mendocino State Hospital, vice Percy Ornbaum, term expired, for the term prescribed by law. Appointed April 24, 1944.

CHARLES F. BLACKSTOCK, Oxnard, an attorney at law, a graduate of University of California at Berkeley, has taught school in Los Angeles and Ventura counties, admitted to the State Bar in 1908 and 1907, located in Oxnard, and entered into practice of law. He served for 16 years as city attorney of Oxnard, member of the Ventura County Bar Association, of which he was first president, and is a director of the International Indemnity Company of Los Angeles, member, Board of Trustees, Camarillo State Hospital for the term prescribed by law. Appointed April 21, 1944.

EDWARD HENDERSON, Ventura, an attorney at law, Stanford University graduate, elected district attorney in 1923, elected superior judge in 1926, member, Board of Trustees Camarillo State Hospital for the term prescribed by law. Appointed April 21, 1944.

W. D. BANNISTER, Oxnard, principal of Oxnard Union High School, has a B.A. degree, University of Missouri, M.A. degree University of California, a leader in all local projects for public betterment. Past president of the local chamber of commerce, member, Board of Trustees, Camarillo State Hospital, for the term prescribed by law. Appointed April 21, 1944.

MRS. EDWIN JANSSE, Los Angeles, wife of Dr. Edwin Jansse of the Jansse Investment, also Camarillo rancher, member, Board of Trustees, Camarillo State Hospital for the term prescribed by law. Appointed April 21, 1944.

MIKE VUJOVICH, Camarillo, a Camarillo rancher near Camarillo Hospital, member, Board of Trustees, Camarillo State Hospital, for the term prescribed by law. Appointed April 21, 1944.

MISS ALMA HOLZSCHUH, Tehachapi, was born in Minneapolis, Minnesota. She graduated with the degree of B.A. from the University of Minnesota, and received her M.A. in sociology at the University of California. She has

also done graduate work toward her Ph. D. at the University of Chicago. She served as superintendent of El Retiro School for Girls in Los Angeles County for a number of years. She was on the Harvard Crime Survey for two years as research assistant. She was also chief field agent for the Juvenile Delinquency Section of the Wickersham Commission in 1930. She also served as Director of Administrative Studies for the S.R.A. She was appointed Superintendent of the California Institution for Women, March 16, 1942, and has served continuously since that date. To the Superintendent of the State Institution for Women at Tehachapi, for the term ending at the pleasure of the Director of Corrections. Appointed May 1, 1944.

KENYON J. SCUDDER, Chino, received his A.B. degree from the University of California, and his Masters degree at the University of Southern California. Following World War I he was psychologist and Acting Superintendent of Preston School of Industry at Ione. He was later manager of the United States Veterans Bureau for Southern California for seven years, training the disabled from the war. He also served as Superintendent of Whittier State School, and as chief probation officer of Los Angeles County for nine years, after which he was with the Bureau of Federal Prisons for one year. He was assigned as Superintendent of the California Institution for Men at Chino in December, 1940. To Warden, California Institution for Men at Chino, for the term ending at the pleasure of the Director of Corrections. Appointed May 1, 1944.

CLINTON T. DUFFY, San Quentin, married, 48 years of age, born at San Quentin. He served in the United States Marine Corps in World War I. He has worked at San Quentin Prison since November 1, 1929, as secretary to the warden, historian, secretary to the Parole Board, and assistant clerk of the State Board of Prison Directors. He was appointed Acting Warden on July 1, 1940, and Warden on September 1, 1940. He is president of the Marin County Peace Officers Association, and a member of the Bay Counties and the State Peace Officers Associations, and is vice president of the American Prison Association. To Warden, State Prison at San Quentin, for the term ending at the pleasure of the Director of Corrections. Appointed May 1, 1944.

DR. F. LOVELL BINBY, Chillicothe, Ohio, has a National reputation as a psychologist and sociologist, directing his study principally to inmates of prisons. He has devoted a great deal of his time in studying the mental side or attitude of offenders. For several years prior to 1934 he was connected with prisons and reformatories in the State of New Jersey. In that year he went to Washington, D. C., and became Assistant Director of the Federal Bureau of Prisons. In this capacity he specialized in vocational training of inmates and directed pre-parole programs. He was with the Federal Bureau of Prisons for several years, after which he went to New York to become Executive Officer of the Osborne Association, which association is devoted exclusively to the study of prison organization and problems. Thereafter he returned to the Federal Bureau of Prisons to become Warden of the Federal Reformatory at Chillicothe, Ohio. In connection with his activities there he received National recognition in establishing industrial and vocational programs for the inmates, and specialized to a large extent in training young inmates for war work. At this institution he established an Air Mechanic School, which was one of the first to be established in any prison or reformatory in the Country. He also instituted and directed a special study of psychopathic cases. To the Adult Authority (Department of Corrections), for the term ending March 15, 1945. Appointed May 1, 1944.

WALTER A. GORDON, Berkeley, age 49 years, married. He is a veteran of the last war, and has lived in Berkeley since 1914. Graduated from the University of California in 1918, A. B. degree, J. D. in 1922 from Bolt Hall. Joined the police force in August, 1919, under Chief Vollmer; quit in January, 1930. Starting practicing law in 1923, has practiced continuously in Berkeley. Had contact with adult prisoners in police department as a regular patrolman. Appointed by Governor in October, 1943, and has been since that time a member of the Board of Prison Terms and Paroles. Has handled an average of 500 cases a month. His work in connection with those cases consists of interviewing prisoners, fixing terms of sentence and fixing dates of parole, and hearing cases on parole violations. Has had criminal practice as well as civil practice. To Adult Authority (Department of Corrections), for the term ending March 15, 1947. Appointed May 1, 1944.

RICHARD A. MCGEE, Olympia, Washington, is 47 years of age, married. He was born in State of Minnesota where he received his preliminary education, and graduated from the University of Minnesota with the degrees of Bachelor of Science and Master of Arts. He was the instructor of industrial education at the University of Minnesota from 1926-1930. In 1931 he was appointed Supervisor of Education, Federal Penitentiary, Fort Leavenworth, Kansas; and from 1933-35 he directed educational activities in the Federal Penitentiary at Lewisburg, Pennsylvania. From 1935-39 he was warden of New York City Penitentiary located at Riker's Island. He was appointed in 1939-41 as deputy commissioner of correction, department of correction, New York City. He held this position

until November of 1941. In December of 1941 he was appointed Supervisor of Public Institutions for the State of Washington. His work there included the active direction of 15 different institutions, which position he has resigned from to take the directorship of the Department of Correction in California. To Director of Corrections, for the term ending at the pleasure of the Governor. Appointed May 1, 1944.

LEWIS DRUCKER, La Canada, California, is 39 years of age, married. His primary education and legal education was had in Los Angeles. He is a graduate of the Southwestern University Law School, with a degree of L.L.B. During his adult life he has been in public service, 12 years of which were spent in the county clerk's office of Los Angeles County as clerk of the superior court, and for approximately three years he was acting commissioner of the superior court, and he also acted as clerk to the presiding judge for approximately two to three years, during which time he tried over 200 cases pursuant to appointment as judge pro tempore. He also handled ex parte matters as acting commissioner in the presiding judge's office. During the past five years he has been Deputy Attorney General in the Los Angeles Office, spending a considerable portion of his time in supervising criminal investigation work and handling criminal appeals. In February of 1943 he was appointed Assistant Real Estate Commissioner and acted as such until November of the same year. His activities as Assistant Real Estate Commissioner earned for him the commendation of the real estate profession for his work in cleaning out many undesirables who had obtained licenses. To Adult Authority (Department of Corrections), for the term ending March 15, 1947. Appointed May 1, 1944.

EDGAR E. LAMPTON, a resident of Los Angeles, past sub-contractor, Deputy Labor Commissioner, public and labor relations director for Automobile Club of Southern California, active in campaigns to enlist the cooperation of car owners in the war effort, to the California Unemployment Insurance Appeals Board and member, California Employment Stabilization Commission, vice self, term expired, for the term ending April 30, 1944. Appointed May 1, 1944.

LARS E. CARLSON, San Diego, was born in Minnesota, 1887, graduated from Lutheran Seminary and became associated with Swedish Lutheran Hospitals and later Minnesota State Mental Hospitals and Correctional Schools. From 1914 to 1924 worked in California State Department of Institutions. Since 1924 became associated with the Scripps Clinic and Hospital. Retired from active work in 1939, and has been engaged in managing an apartment house in La Jolla and the Mountain Cottage Resort at Alpine; to the Board of Trustees, Norwalk State Hospital, vice Dr. H. P. Jacobson, appointment withdrawn, for the term prescribed by law. Appointed June 5, 1944.

C. E. MYERS, resident of Covina, a citrus grower, member of the Agricultural Prorate Advisory Commission, representing citrus interests, vice C. M. Brown of Redlands, term expired, for the term ending January 1, 1948. Appointed May 23, 1944.

PRESTON McKINNEY, resident of San Francisco, affiliated with Cannery League of California, member of the Agricultural Prorate Advisory Commission, representing commercial handler, vice self, term expired, for the term ending January 1, 1947. Appointed May 23, 1944.

WILLIAM P. DARSIE, resident of Walnut Grove, a rancher, member of the Agricultural Prorate Advisory Commission, representing deciduous fruits, vice self, term expired, for the term ending January 1, 1948. Appointed May 23, 1944.

DONALD P. NICHOLS, resident of Pomona, an attorney at law, graduate of University of California and is a noted alumnus of that institution, member of the Board of Trustees of the Pacific Colony, vice Captain Henry A. Ahern, resigned, for the term ending April 8, 1945. Appointed May 23, 1944.

MRS. RUSSELL K. PITZER, Pomona, wife of Russell K. Pitzer, chairman of the board of the Home Builders Loan Assn. of Pomona, an extensive property owner in this area. Both Mr. and Mrs. Pitzer are very public spirited and are generous supporters to charity and philanthropic organizations, member of the Board of Trustees of The Pacific Colony, vice James A. Blaisdell, resigned, for the term ending April 8, 1945. Appointed May 23, 1944.

A. T. RICHARDSON, Pomona, Editor of the Progress Bulletin, member of the Board of Trustees of The Pacific Colony, vice Mrs. Leisa Bronson, resigned, for the term ending April 8, 1945. Appointed May 23, 1944.

Respectfully

EARL WARREN, Governor

Referred to Committee on Rules.

RECESS

At 12.40 p m., on motion of Senator Seawell, the Senate recessed until 3 p.m.

REASSEMBLED

At 3 p.m., the Senate reconvened.

Hon. Frederick F. Houser, President of the Senate, presiding.

Secretary John F. Lea at the desk.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1944

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

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 twenty-third day of May, 1944, and ready for the transaction of legislative business, with the following officers, to wit:

Hon. Charles W. Lyon	-----	<i>Speaker</i>
Hon. Thomas A. Maloney	-----	<i>Speaker pro tempore</i>
Arthur A. Ohnimus	-----	<i>Chief Clerk</i>
C. William Queale	-----	<i>Minute Clerk</i>
Wilkie Ogg	-----	<i>Sergeant-at-Arms</i>
Rev. Clarence A. Kircher	-----	<i>Chaplain</i>

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, June 5, 1944

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

Assembly Concurrent Resolution No. 1

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 1—Relative to the death of William D. Stephens.

Request for Unanimous Consent

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

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 1

Assembly Concurrent Resolution No. 1—Relative to the death of William D. Stephens.

Resolution read, and adopted by a rising vote.

Resolution ordered transmitted to the Assembly.

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

The following resolution was offered:

Senate Concurrent Resolution No. 2: By Senator Swing—Relative to the death of Ralph H. Clock.

Request for Unanimous Consent

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

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 2**Senate Concurrent Resolution No. 2**

WHEREAS, The members who served in the Senate during the 1931 Session were shocked a few days ago by the announced death of Senator Ralph H. Clock and the pleasant associations which grew out of that service were severed when he passed from life into eternity.

Senator Clock was elected at a special election held in the early part of 1931 to fill an unexpired term. He entered the Senate upon its reconvening after the constitutional recess in 1931. His pleasing personality, his knowledge of the law and his whole-hearted cooperation in bringing into existence constructive legislation soon won for him the admiration, respect and friendship of all the members of the Senate. When he voluntarily left the Senate, there was a general regret expressed by all those who knew him.

Senator Clock was a native of Iowa. He was born in 1878. He graduated from Drake University at Des Moines in 1904. Like many other Iowans, he moved to California and became a resident of this State in 1910. He was an able lawyer. He served as Judge of the Superior Court of Los Angeles County, but being interested in wild life, he accepted an appointment on the State Fish and Game Commission and was an advocate of those measures which were necessary in the protection of game and in affording hunting privileges to the sportsmen.

His untimely death is unfortunate, but as the life of all is in the hands of our Maker, we must bow to the inevitable.

Ralph Clock is gone, but his memory will remain with us as long as we survive; therefore, be it

Resolved, That when we adjourn today, we do so out of respect to our departed member; and be it further

Resolved, That this resolution be printed in the official records of the Senate, and an engrossed copy sent to the bereaved widow.

Resolution read, and adopted by a rising vote.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolutions were offered:

Senate Concurrent Resolution No. 3: By Senator Salsman—Relative to approving certain amendments to the charter of the City of San Jose, a municipal corporation of the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on May 15, 1944.

Request for Unanimous Consent

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

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 3

Senate Concurrent Resolution No. 3—Relative to approving certain amendments to the charter of the City of San Jose, a municipal corporation of the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on May 15, 1944.

Resolution read.

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

AYES—Senators Biggar, Breed, Deuel, Dillinger, Dorsey, Fletcher, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—27.

NOES—None

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolution was offered :

Senate Concurrent Resolution No. 4: By Senator Breed—Relative to approving certain amendments to charter of the City of San Leandro, a municipal corporation of the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the eleventh day of April, 1944.

Request for Unanimous Consent

Senator Breed asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 4, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 4

Senate Concurrent Resolution No. 4—Relative to approving certain amendments to charter of the City of San Leandro, a municipal corporation of the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the eleventh day of April, 1944.

Resolution read.

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

AYES—Senators Biggar, Breed, Collier, Cunningham, Deuel, Dillinger, Dorsey, Fletcher, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 5, 1944

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

Senate Resolution No. 10

Has had the same under consideration, and reports the same back with the recommendation : *Be adopted.*

Committee membership 5; committee vote : Ayes 4; absent 1.

SEAWELL, Chairman

CONSIDERATION OF SENATE RESOLUTION NO. 10

Senate Resolution No. 10

WHEREAS, This Fourth Extraordinary Session of the Fifty-fifth Legislature has been called to consider and act upon legislation relating to the retirement of teachers of the Public School System, to appropriate money for many construction projects, and for the other purposes more specifically set out in the Proclamation calling said extraordinary session; and

WHEREAS, Such questions are of vital importance to the people of the State of California; and

WHEREAS, The solution of such problems calls for mature and deliberate study by the Members of the Senate, and, in order to enact proper legislation on such subjects, it may be necessary to compile and make available to the Legislature various facts, statistics and information which can not be procured without considerable effort and expense; and

WHEREAS, In such work of ascertaining such facts and securing information for the use of the Senate in its deliberation upon the questions submitted to it, it will be expeditious and economical to appoint a committee whose responsibility shall be to ascertain such facts, secure such information and statistics as may be of assistance to the Senate in enacting legislation upon the questions submitted to it at this extraordinary session; and

WHEREAS, Much delay in the legislative process could be avoided if it were possible to eliminate duplication of effort and provide a method for expediting the consideration of such measures; now, therefore, be it

Resolved by the Senate of the State of California, That there is hereby created a Special Committee designated the "Senate Legislative Process Committee," consisting

of the chairmen of the following Senate Committees: Rules, who shall be chairman of the committee, Finance, Governmental Efficiency, Judiciary, Revenue and Taxation, and Attaches; and be it further

Resolved, That the committee hereby created shall, during the Fourth Extraordinary Session of the Fifty-fifth Legislature and any recess thereof, make such studies as may be necessary, ascertain such facts and information, and secure such statistics for the use of the Members of the Senate as may enable them better to consider the questions submitted at this Fourth Extraordinary Session, and to enact appropriate legislation upon the subjects being considered in such extraordinary session; and be it further

Resolved, That such committee shall take such steps as may be necessary to coordinate the work of the various committees of this extraordinary session in considering questions properly before such session in order that there be no duplication of work or effort; and be it further

Resolved, That to enable the committee hereinabove provided for to perform the duties assigned to it, said committee shall have and may exercise the following powers and duties:

(1) To employ and fix the compensation of a secretary and such clerical, expert and technical assistants as it may deem necessary;

(2) To create subcommittees of one or more members from its membership, assigning to the subcommittee any study, inquiry, investigation or hearing which the committee itself has authority to undertake or hold, and the subcommittee for the purpose of this assignment shall have and exercise all of the powers conferred upon the committee, which powers may be withdrawn or terminated at any time by the committee;

(3) To adopt and from time to time amend such rules governing its procedure (including the fixing of its own quorum and the number of votes necessary to take action on any matter) as may to it appear appropriate;

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

(5) To meet at any and all times prior to adjournment of this session of the Legislature, whether the Senate or Assembly be actually then sitting or not, and at any and all places within the State, in the performance of its duties and in carrying out the objects and purposes of this resolution;

(6) To summon and subpoena witnesses, require the production of papers, books, accounts, reports, documents, and records of every kind and description, to issue subpoenas, and to take all necessary means to compel the attendance of witnesses and procure testimony;

(7) To report its findings and recommendations to the Senate; and

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

Resolved, That the committee, each of its members, and any representative of the committee thereunto authorized by the committee or by its chairman, is authorized and empowered to administer oaths; and all of the provisions of Chapter 4, Part 1, Division 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and committees thereof, apply to the committee hereby created; and be it further

Resolved, That the Sergeant-at-Arms of the Senate and other officers designated by him, are hereby directed to serve any and all subpoenas, orders and other process issued by the committee, when directed so to do by the chairman or by a majority of the membership of the committee or by a subcommittee; and be it further

Resolved, That every department, commission, board, agency, officer and employee of the State Government and of any political subdivision, county, city, or public district of or in this State shall furnish the committee and any subcommittee, upon request, any and all such assistance, and information, records and documents as the committee deems proper for the accomplishment of the purposes for which the committee is created; and be it further

Resolved, That the members of the committee shall serve without compensation and shall not be allowed mileage; and be it further

Resolved, That the sum of one thousand five hundred dollars (\$1,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and for any charges, expenses or claims it may incur under this resolution, to be paid from the Contingent Fund of the Senate and disbursed, after certification by the chairman of the committee, or if incurred by a subcommittee, by the member or members of such subcommittee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

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

AYES—Senators Biggar, Brown, Cunningham, Deuel, Dillinger, Donnelly, Fletcher, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—26.

NOES—None.

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

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

Senate Bill No. 2: By Senator Breed—An act to amend Sections 6512, 6513, 6520, 6641, 6660, 6661, 6697, and 6701, and the title to Article 2 of Chapter 6 of Part 1 of Division 6 of the Health and Safety Code, relating to sanitary districts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Public Health and Safety.

Senate Bill No. 3: By Senator Breed—An act reappropriating to The Regents of the University of California for construction, improvements and equipment at the University of California the appropriation contained in an act entitled "An act making an additional appropriation for construction, improvements and equipment at the University of California," approved July 8, 1941.

Referred to Committee on Finance.

Senate Bill No. 4: By Senators Hatfield, Cunningham, Burns, McCormack, Gordon, Dorsey, Rich, Collier, Mayo, Biggar, Sutton, Jespersen, Deuel, Mixter, Crittenden, Luckey, Swing, and Donnelly—An act to add Chapter 4 to Title 3 of Part 4 of Division 3 of the Civil Code relating to the sale of grain, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Agriculture.

Senate Bill No. 5: By Senator Seawell—An act to add Section 160.1 to the Vehicle Code, relating to registration of vehicles.

Referred to Committee on Transportation.

Senate Bill No. 6: By Senator Seawell—An act to amend Section 10753.5 of the Revenue and Taxation Code, relating to the vehicle license fee.

Referred to Committee on Transportation.

Senate Bill No. 7: By Senator Mayo—An act making an appropriation to carry out the provisions of the State Reconstruction and Reemployment Act, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 8: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, and Tenney—An act making a transfer of money from the General Fund to the Postwar Employment Reserve.

Referred to Committee on Finance.

Senate Bill No. 9: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, and Tenney—An act making an appropriation for the acquisition of land for the branch of the University of California at Santa Barbara, providing for the transfer thereof to The Regents of the University of California for such use, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 10: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, and Tenney—An act making an appropriation in augmentation of the Emergency Fund specified in Item 221 of the Budget Act of 1943, to be expended for alterations, repairs, improvements and minor construction of State-owned buildings and structures, and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 11: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, and Tenney—An act making an appropriation to the Department of Public Works for the preparation of plans for the State Building Program contemplated by Chapter 572 of the Statutes of 1943, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 12: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, Tenney, and Burns—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the Fresno State College and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Senate Bill No. 13: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, Tenney, and Shelley—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the San Francisco State College and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Senate Bill No. 14: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, Tenney, and Salsman—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the San Jose State College and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Senate Bill No. 15: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, and Tenney—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as sites for State office buildings in the City of Sacramento and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Senate Bill No. 16: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, and Tenney—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State Office Building in the City of Los Angeles and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Senate Bill No. 17: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, Tenney, and Shelley—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State Office Building in the City and County of San Francisco and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Senate Bill No. 18: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, Tenney, and Swan—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for the construction of a garage for State use in the City of Sacramento and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Senate Bill No. 19: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, Tenney, and Swan—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for the construction of a residence for the Governor of the State of California in the City of Sacramento and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Senate Bill No. 20: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, and Tenney—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State Maximum Security Institution and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Senate Bill No. 21: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, and Tenney—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State Epileptic Institution and in furtherance of the Postwar Building program.

Referred to Committee on Finance.

Senate Bill No. 22: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, and Tenney—An act making an appropriation to The Regents of the University of California for surveys, preparation of plans and specifications, and other preliminary work preparatory to the construction of additional buildings for the University of California, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 23: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, and Tenney—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State Mental Hospital and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Senate Bill No. 24: By Senators Slater and DeLap—An act to repeal Section 17 of, and to add Section 17.5 to, Chapter 1085 of the Statutes of 1943, relating to the support of the public elementary schools, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 25: By Senator Mixer—An act to add Section 2.5 to an act entitled "An act providing for the designation of money in the State Treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premiums received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913, relating to the designation of surplus money in the State Treasury, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 26: By Senators Crittenden, Hatfield, Luckey, McCormack, Mixer, Jespersen, Gordon, McBride, Donnelly, and Dillinger—An act making an appropriation to carry out the provisions of the California Food and Fiber Production Act, and providing for the establishing of a Revolving Fund therefrom, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 27: By Senator Slater—An act making an appropriation for the acquisition of real property and the improvements thereon in the City of San Diego for use for State purposes, including the use thereof as an Industrial Workshop for the Blind, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 28: By Senator Slater—An act making an appropriation for the acquisition of real property and the improvements thereon in the City of Los Angeles for use for State purposes, including the use thereof as an Industrial Workshop for the Blind, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 29: By Senator Dorsey—An act making an appropriation for the acquisition of land for a school to be known as the California State Military School, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 30: By Senator Dorsey—An act making an appropriation to the Department of Public Works for the preparation of plans for a school to be known as the California State Military School, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 31: By Senator Tenney—An act making an appropriation to the State Board of Education for the licensing, visitation and supervision of certain schools taught in foreign languages or in

which foreign languages are taught required by Chapter 921, Statutes of 1943, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 32: By Senator Rich—An act to add Section 5008 to the Education Code, relating to the financial support of public schools, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 33: By Senator Rich—An act making an appropriation to carry out the provisions of Chapter 613 of the Statutes of 1943, relating to the control and eradication of oriental fruit moth, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 34: By Senators Judah, Quinn, Ward, McBride, and Shelley—An act to amend Section 5014 of the Public Resources Code, relating to the appropriation of moneys in the State Beach Fund.

Referred to Committee on Finance.

Senate Bill No. 35: By Senators Shelley, Judah, Dillinger, Cunningham, and Powers—An act making an appropriation to the Department of Employment of the unexpended balance of the money appropriated to it by Item 81 of the Budget Act of 1941.

Referred to Committee on Finance.

Senate Bill No. 36: By Senator Shelley—An act to amend Section 510 of the Civil Code, relating to street railroads.

Referred to Committee on Local Government.

Senate Bill No. 37: By Senator Quinn—An act to add Section 40.1 to the Gift Tax Act of 1939, and Article 2.5, consisting of Section 15675, to Chapter 6 of Part 9 of Division 2 of the Revenue and Taxation Code, relating to gift taxes, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 38: By Senator Tenney—An act to amend Section 14 of an act entitled "Los Angeles County Flood Control Act," approved June 12, 1915, relating to the levy of taxes.

Referred to Committee on Local Government.

Senate Bill No. 39: By Senator Ward—An act making an appropriation for the acquisition of land for the branch of the University of California at Santa Barbara, providing for the transfer thereof to The Regents of the University of California for such use, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 40: By Senators Swing and Tenney—An act making an appropriation for support of the Colorado River Board, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 41: By Senator Salsman—An act to amend Sections 11610 and 11620 of the Health and Safety Code relating to the forfeiture of vehicles used in the transportation of narcotics, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Public Health and Safety.

Senate Bill No. 42: By Senator Biggar—An act to repeal Chapter 1127 of the Statutes of 1943 and Section 13842.1 of the Education Code added to said code by said chapter, and to add Sections 13842.2, 13842.3, 13842.4 and 13842.5 to the Education Code, relating to salaries of persons employed by school districts in positions requiring certification qualifications, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Joint Resolution No. 1: By Senators Crittenden, Judah, Cunningham, Gordon, Mixter, Biggar, Fletcher, Rich, Breed, McCormack, Tickle, Brown, Mayo, and Parkman—Relative to memorializing Congress to enact legislation to provide that the 160 acre limitation in the Federal Reclamation Law shall not apply to the Central Valley Project.

Referred to Committee on Water Resources.

Senate Constitutional Amendment No. 1: By Senator Mayo—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 5 of Article XI, relating to compensation of officers.

Referred to Committee on Governmental Efficiency.

MOTION

Senator Shelley moved that a joint session of the Legislature be held on Friday, June 9, at 4 p.m., to hear from Senator Pat McCarran of Nevada, relative to postwar planning.

Motion carried.

ADJOURNMENT

At 3.50 p.m., on motion of Senator Seawell, the President declared the Senate adjourned until 2.30 p.m., June 6, 1944, out of respect to the memory of former Governor William D. Stephens, and former Senator Ralph H. Clock.

ROBERT G. ALDERMAN, Minute Clerk.

CALIFORNIA LEGISLATURE
FIFTY-FIFTH (FOURTH EXTRAORDINARY) SESSION

SENATE DAILY JOURNAL

SECOND LEGISLATIVE DAY
SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, June 6, 1944

The Senate met at 2.30 p.m.
Hon. Frederick F. Houser, President of the Senate, presiding.
Secretary John F. Lea at the desk.

ROLL CALL

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

Senators Biggar, Breed, Brown, Burns, Colher, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—37.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Richard C. Dwyer.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day :

Senator Carter, on motion of Senator Seawell.

Senator Kuchel, on motion of Senator Seawell.

MOTION

Senator Collier moved that the prayer be printed in the Journal :
Motion carried.

Prayer

Almighty God, with contrite and humble heart—fearful of what this day will bring—we stand before Thee, a nation in its most perilous hour. Praising Thy infinite majesty, thankful for Thy bounteous blessings, conscious of our own sinfulness, we humbly beseech Thy assistance in this time of trial. We beg of Thee Thy all powerful help, that the crusade so well begun might be brought to a successful and hasty conclusion. Especially O Lord God, do we ask that the mantle of Thy protection hover over our dear ones who face imminent danger; that they may meet their task with courage and strength; into Thy hands we commend their welfare. And Heavenly Father, send forth Thy mercy and consolation into those hearts and homes that will be stricken by the cruel hand of war; may our Heavenly Mother be the source of strength and consolation to those who will, like her, suffer through their sons. And

to those who have today offered their lives in sacrifice, grant the just reward of their martyrdom, sharing Thy eternal happiness. May the souls of these faithful departed, rest in peace. AMEN

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Gordon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charlotte Gordon, of Gordon Valley; Nancy Roney, and Charles Roberts, of Solano County.

On request of Senator Quinn, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Second Lieutenant Peter Y. Taylor, 2d Emergency Rescue Squadron, of Toronto, Ontario, Canada, and Frank Legg, of Sacramento.

On request of Senator Seawell, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Catherine McConnell and Edith Scott, of Grass Valley.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Twomey, of Oakland.

On request of Senator Tenney, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sergeant P. F. Soran, Special Detail, Los Angeles County Sheriff's Office, of Los Angeles.

On request of Senator Parkman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Herbert Booth Smith, Pastor, Presbyterian Church, of Burlingame; Rev. James Smith, Pastor, Presbyterian Church, Carmichael, and Rev. Harvey, of Burlingame.

On request of Senator Tickle, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Reginald Foster, City Attorney, Pacific Grove; Mrs. Lucille G. Foster, and Miss Barbara Foster, of Pacific Grove.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1944

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

Senate Concurrent Resolution No. 1
Senate Concurrent Resolution No. 2

Senate Concurrent Resolution No. 3
Senate Concurrent Resolution No. 4

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1944

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

Assembly Concurrent Resolution No. 2

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 2—Relating to the celebration of the Centennial Anniversary of the Young Men's Christian Association.

Request for Unanimous Consent

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

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 2

Assembly Concurrent Resolution No. 2—Relating to the celebration of the Centennial Anniversary of the Young Men's Christian Association.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, SACRAMENTO, June 5, 1944

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

Senate Bill No. 1

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

Committee membership 5; committee vote: Ayes 5.

SEAWELL, Chairman

The above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, SACRAMENTO, June 6, 1944

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred:

Senate Constitutional Amendment No. 1

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 11; committee vote: Ayes 6; absent 5.

SWING, Chairman

Above reported resolution ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, June 6, 1944

MR. PRESIDENT: Your Committee on Finance, to which were referred:

Senate Bill No. 3	Senate Bill No. 18
Senate Bill No. 7	Senate Bill No. 19
Senate Bill No. 8	Senate Bill No. 20
Senate Bill No. 9	Senate Bill No. 21
Senate Bill No. 10	Senate Bill No. 22
Senate Bill No. 11	Senate Bill No. 23
Senate Bill No. 12	Senate Bill No. 24
Senate Bill No. 13	Senate Bill No. 25
Senate Bill No. 14	Senate Bill No. 33
Senate Bill No. 15	Senate Bill No. 35
Senate Bill No. 16	Senate Bill No. 40
Senate Bill No. 17	

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

Committee membership 11; committee vote: Ayes 11.

MIXTER, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, June 6, 1944

MR. PRESIDENT: Your Committee on Local Government, to which were referred:

Senate Bill No. 38

Senate Bill No. 36

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

Committee membership 9; committee vote: Ayes 6; noes 3.

CUNNINGHAM, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 6, 1944

MR. PRESIDENT: Your Committee on Rules has appointed Senator Sutton as a member of the Committees on Water Resources, Fish and Game, Local Government, Military and Veterans Affairs, vice Senator Engle, resigned.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 6, 1944

MR. PRESIDENT: Your Committee on Rules, to which was referred the message from the Governor dated June 5, 1944, appointing:

H. L. RICKS, to the Fish and Game Commission, vice Edwin L. Carty;

DOM A. CIVITELLO, to the Fish and Game Commission, vice Germaine Bulcke;

DR. ROBERT DAVIS GRAY, to the State Personnel Board, vice John J. Hamlyn;

DR. PAUL J. BOWMAN, to the Board of Trustees of the Mendocino State Hospital, vice Clarence A. Babcock;

EDWARD P. SAILOR, to the Board of Trustees, Mendocino State Hospital, vice Thaddeus D. Johnson;

MRS. JESSIE HILDBRETH, to the Board of Trustees, Mendocino State Hospital, vice Joseph Figone;

ARTHUR F. MOULTON, to the Board of Trustees, Mendocino State Hospital, vice Percy Ornbaun;

CHARLES F. BLACKSTOCK, to the Board of Trustees, Camarillo State Hospital;

EDWARD HENDERSON, to the Board of Trustees, Camarillo State Hospital;

W. D. BANNISTER, to the Board of Trustees, Camarillo State Hospital;

MRS. EDWIN JANS, to the Board of Trustees, Camarillo State Hospital;

MIKE VUJOVICH, to the Board of Trustees, Camarillo State Hospital;

MISS ALMA HOLZSCHUH, to Superintendent of the State Institution for Women at Tehachapi;

KENYON J. SCUDDER, to Warden, California Institution for Men at Chino;

CLINTON T. DUFFY, to Warden, State Prison at San Quentin;

DR. F. LOVELL BIXBY, to Adult Authority (Department of Corrections);

WALTER A. GORDON, to Adult Authority (Department of Corrections);

RICHARD A. MCGEE, to Director of Corrections;

LEWIS DRUCKER, to Adult Authority (Department of Corrections);

EDGAR E. LAMPTON, to the California Unemployment Insurance Appeals Board and Member California Employment Stabilization Commission, vice self;

LARS E. CARLSON, to the Board of Trustees, Norwalk State Hospital, vice

Dr. H. P. Jacobson;

C. E. MYERS, to Agricultural Prorate Advisory Commission, vice C. M. Brown;

PRESTON MCKINNEY, to Agricultural Prorate Advisory Commission, vice self;

WILLIAM P. DARSIE, to Agricultural Prorate Advisory Commission, vice self;

DONALD P. NICHOLS, to Board of Trustees of the Pacific Colony, vice Captain Henry A. Ahern;

MRS. RUSSELL K. PITZER, to Board of Trustees of the Pacific Colony, vice James A. Blaisdell;

A. T. RICHARDSON, to Board of Trustees of the Pacific Colony, vice Mrs. Leisa Bronson;

Has had the same under consideration, and respectfully reports the same back, and recommends that the appointments of the Governor be confirmed.

Committee membership 5; committee vote: Ayes 4; absent 1.

SEAWELL, Chairman

CONSIDERATION OF APPOINTMENTS BY THE GOVERNOR**Motion to Confirm Appointments by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of H. L. Ricks and Dom A. Civitello as members of the Fish and Game Commission.

The President put the question, "Will the Senate confirm and consent to the appointment of H. L. Ricks and Dom A. Civitello?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—33.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of H. L. Ricks and Dom A. Civitello.

CONSIDERATION OF APPOINTMENT BY THE GOVERNOR**Motion to Confirm Appointment by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of Dr. Robert Davis Gray as a member of the California State Personnel Board.

The President put the question, "Will the Senate confirm and consent to the appointment of Dr. Robert Davis Gray?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, McBride, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—35.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Dr. Robert Davis Gray.

CONSIDERATION OF APPOINTMENTS BY THE GOVERNOR**Motion to Confirm Appointments by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of Dr. Paul J. Bowman, Edward P. Sailor, Mrs. Jessie Hildreth, and Arthur F. Moulton as members of the Board of Trustees, Mendocino State Hospital.

The President put the question, "Will the Senate confirm and consent to the appointment of Dr. Paul J. Bowman, Edward P. Sailor, Mrs. Jessie Hildreth, and Arthur F. Moulton?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—34.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Dr. Paul J. Bowman, Edward P. Sailor, Mrs. Jessie Hildreth, and Arthur F. Moulton.

CONSIDERATION OF APPOINTMENTS BY THE GOVERNOR**Motion to Confirm Appointments by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of Charles F. Blackstock, Edward Henderson, W. D. Bannister, Mrs. Edwin Janss, and Mike Vujovich as members of the Board of Trustees, Camarillo State Hospital.

The President put the question, "Will the Senate confirm and consent to the appointment of Charles F. Blackstock, Edward Henderson, W. D. Bannister, Mrs. Edwin Janss, and Mike Vujovich?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—33.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Charles F. Blackstock, Edward Henderson, W. D. Bannister, Mrs. Edwin Janss, and Mike Vujovich.

CONSIDERATION OF APPOINTMENT BY THE GOVERNOR**Motion to Confirm Appointment by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of Miss Alma Holzschuh to Superintendent of the State Institution for Women at Tehachapi.

The President put the question, "Will the Senate confirm and consent to the appointment of Miss Alma Holzschuh?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—33.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Miss Alma Holzschuh.

CONSIDERATION OF APPOINTMENT BY THE GOVERNOR**Motion to Confirm Appointment by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of Kenyon J. Scudder to Warden, California Institution for Men at Chino.

The President put the question, "Will the Senate confirm and consent to the appointment of Kenyon J. Scudder?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—34.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Kenyon J. Scudder.

CONSIDERATION OF APPOINTMENT BY THE GOVERNOR**Motion to Confirm Appointment by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of Clinton T. Duffy to Warden, State Prison at San Quentin.

The President put the question, "Will the Senate confirm and consent to the appointment of Clinton T. Duffy?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—34.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Clinton T. Duffy.

CONSIDERATION OF APPOINTMENTS BY THE GOVERNOR**Motion to Confirm Appointments by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of Dr. F. Lovell Bixby, Walter A. Gordon, and Lewis Drucker to Adult Authority (Department of Corrections).

The President put the question, "Will the Senate confirm and consent to the appointment of Dr. F. Lovell Bixby, Walter A. Gordon, and Lewis Drucker?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—33.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Dr. F. Lovell Bixby, Walter A. Gordon, and Lewis Drucker.

CONSIDERATION OF APPOINTMENT BY THE GOVERNOR**Motion to Confirm Appointment by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of Richard A. McGee to Director of Corrections.

The President put the question, "Will the Senate confirm and consent to the appointment of Richard A. McGee?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Jespersen, Judah, Keating, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Richard A. McGee.

CONSIDERATION OF APPOINTMENT BY THE GOVERNOR**Motion to Confirm Appointment by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of Lars E. Carlson as a member of the Board of Trustees, Norwalk State Hospital.

The President put the question, "Will the Senate confirm and consent to the appointment of Lars E. Carlson?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—35.
NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Lars E. Carlson.

CONSIDERATION OF APPOINTMENT BY THE GOVERNOR**Motion to Confirm Appointment by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of Edgar E. Lampton to the California Unemployment Insurance Appeals Board and member, California Employment Stabilization Commission.

The President put the question, "Will the Senate confirm and consent to the appointment of Edgar E. Lampton?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swau, Swing, Tenney, Tickle, and Ward—34.
NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Edgar E. Lampton.

CONSIDERATION OF APPOINTMENTS BY THE GOVERNOR**Motion to Confirm Appointments by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of C. E. Myers, Preston McKinney, and William P. Darsie as members of the Agricultural Prorate Advisory Committee.

The President put the question, "Will the Senate confirm and consent to the appointment of C. E. Myers, Preston McKinney, and William P. Darsie?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—35.
NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of C. E. Myers, Preston McKinney, and William P. Darsie.

CONSIDERATION OF APPOINTMENTS BY THE GOVERNOR**Motion to Confirm Appointments by the Governor**

Senator Seawell moved that the Senate confirm and consent to the appointment of Donald P. Nichols, Mrs. Russell K. Pitzer, and A. T. Richardson as members of the Board of Trustees of the Pacific Colony.

The President put the question, "Will the Senate confirm and consent to the appointment of Donald P. Nichols, Mrs. Russell K. Pitzer, and A. T. Richardson?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Lucky, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—34.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Donald P. Nichols, Mrs. Russell E. Pitzer, and A. T. Richardson.

RESOLUTIONS

The following resolutions were offered:

By Senators Hatfield and Ward:

Senate Resolution No. 11

Relating to memorializing the President and Congress to amend Section 209 (f) of the Federal Social Security Act, defining "average monthly wage," to limit the elapsed quarters to those during which a wage-earner was subject to the act.

WHEREAS, Section 209 (f) of the Federal Social Security Act now provides that the "average monthly wage" shall be obtained by dividing the total wages paid an individual before the quarter in which he died or became entitled to receive primary insurance benefits by three times the number of quarters elapsing after 1936 and before the quarter in which he died or became so entitled, excluding any quarter prior to the quarter in which he attained the age of 22 during which he was paid less than fifty dollars (\$50) of wages, and any quarter, after the quarter in which he attained the age of 65 occurring prior to 1939; and

WHEREAS, The present provision results in discrimination against persons in employments which were not originally covered by the act, but have subsequently been covered since it includes only those wages earned while the wage-earner was subject to the act, but does not limit the elapsed quarters to the period of coverage, resulting in a lower "average monthly wage" for an individual who became subject to the act after 1937, though the time actually worked may be the same as that of an individual originally covered; and

WHEREAS, This discrimination would be removed by limiting not only the wages to those earned while subject to the act, but limiting the elapsed quarters likewise; now, therefore, be it

Resolved by the Senate of the State of California, That the President and the Congress of the United States are hereby memorialized to amend Section 209 (f) of the Federal Social Security Act to limit the divisor of elapsing quarters to those during which the wage-earner was subject to the act, to conform with the provision that only those wages earned while the wage-earner was subject to the act are included in total wages, and to make this amendment retroactive to include all wage-earners covered prior to its enactment; and be it further

Resolved, That the Secretary of the Senate is directed to forward copies of this resolution to the President and 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.

Request for Unanimous Consent

Senator Hatfield asked for, and was granted, unanimous consent to take up Senate Resolution No. 11, at this time, for consideration.

CONSIDERATION OF SENATE RESOLUTION NO. 11

Senate Resolution No. 11—Relating to memorializing the President and Congress to amend Section 209 (f) of the Federal Social Security Act, defining "average monthly wage," to limit the elapsed quarters to those during which a wage-earner was subject to the act.

Resolution read and adopted.

By Senator Tickle:

Senate Resolution No. 12

Resolved, That the following named persons be and they are hereby appointed to the positions hereinafter set forth as provided by law, with the compensation set opposite their names, payable weekly, beginning June 5, 1944, and the Controller is hereby directed to draw his warrants in favor of the respective persons for the same respective amounts, and the Treasurer is hereby directed to pay the same:

	<i>Seven days per week</i>
Margaret L. Hammond, Chief Assistant Secretary-----	\$9 00
N. L. Levering, Journal Clerk-----	7 00
Laura D. Prentice, Assistant Enrolling and Engrossing Clerk-----	7 00
Thomas A. Wright, Assistant Sergeant-at-Arms-----	6 00
A. P. Bellisle, Assistant Secretary-----	7 00
Harry Jordan, Assistant Secretary-----	7 00
Margaret Sweeny, Chief Stenographer-----	7 00
Flora Gilliam, Stenographer-----	6 00
Katherine May, Stenographer-----	6 00

Resolution read.

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

AYES—Senators Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, McCormack, Parkman, Powers, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

By the Committee on Rules:

Senate Resolution No. 13

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of the Secretary of the Senate in the sum of two hundred dollars (\$200) for postage for the Senate and the Treasurer is directed to pay the same.

SEAWELL, Chairman
DEUEL
TICKLE
BROWN
POWERS

Resolution read.

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

AYES—Senators Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Fletcher, Gordon, Jespersen, Judah, Keating, Luckey, Mayo, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

By Senator Tickle:

Senate Resolution No. 14

Resolved, That the following named person be and she is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite her name, payable weekly, beginning June 6, 1944, and the Controller is hereby directed to draw his warrant in favor of the respective person for the same respective amount, and the Treasurer is hereby directed to pay the same:

	<i>Seven days a week</i>
Katherine Jackson, Assistant at desk-----	\$6 00

Resolution read.

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

AYES—Senators Breed, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Judah, Keating, Luckey, Mayo, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—31.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was offered:

Senate Concurrent Resolution No. 5: By Senator Tickle—Relative to approving certain amendments to the charter of the City of Pacific Grove, a municipal corporation of the County of Monterey, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on May 12, 1944.

Request for Unanimous Consent

Senator Tickle asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 5, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 5

Senate Concurrent Resolution No. 5—Relative to approving certain amendments to the charter of the City of Pacific Grove, a municipal corporation of the County of Monterey, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on May 12, 1944.

Resolution read.

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

AYES—Senators Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Jespersen, Judah, Keating, Luckey, Mayo, McCormack, Mixer, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

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

The following resolution was offered:

Senate Concurrent Resolution No. 6: By Senator Swing—Relative to approving a certain amendment to the charter of the City of Bernardino, a municipal corporation in the County of San Bernardino, State of California, voted for and ratified by the qualified electors of said city at a special election held thereon on the sixteenth day of May, 1944.

Request for Unanimous Consent

Senator Swing asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 6, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 6

Senate Concurrent Resolution No. 6—Relative to approving a certain amendment to the charter of the City of San Bernardino, a municipal corporation in the County of San Bernardino, State of California, voted

for and ratified by the qualified electors of said city at a special election held thereon on the sixteenth day of May, 1944.

Resolution read.

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

AYES—Senators Biggar, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Judah, Keating, Luckey, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Tickle—29.
NOES—None.

Resolution ordered transmitted to the Assembly.

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

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

Senate Bill No. 43: By Senators Mayo, Luckey, Mixter, Swing, Seawell, Keating, Brown, Breed, and Tenney—An act to provide for the selection and acquisition by the State of real property for use in furtherance of the Postwar Construction Program, creating a Property Acquisition Board and specifying its powers and duties, providing for condemnation proceedings for the acquisition of such real property, defining the scope of appropriations made for expenditure pursuant to this act, and providing for the control and use of property so acquired pending its use in furtherance of the Postwar Construction Program and making an appropriation.

Referred to Committee on Finance.

Senate Bill No. 44: By Senator Quinn—An act to amend Sections 1503.5, 1504, 1505, 1510, 1512, 1513, 1520, 1530, 1560, 1562, 1563, 1570, 1571, 1580, 1584, 1587 and 1591, of Chapter 1 of Division 7; to amend the headings of Article 4, Article 7, Article 8 and Article 10 of Chapter 1 of Division 7; to repeal Article 5 comprising Sections 1540, 1541 and 1542, Article 6 comprising Sections 1550 and 1551, Article 7.5 comprising Section 1565 and Sections 1561, 1582 and 1583 of Chapter 1 of Division 7; and to add Article 5 and Sections 1500.1, 1502.1, 1531, 1532 and 1572 to Chapter 1 of Division 7 of the Military and Veterans Code relating to civilian defense and protection.

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 45: By Senators Crittenden, Fletcher, Quinn, Cunningham, and Deuel—An act making a transfer of money from the General Fund to the Postwar Employment Reserve and providing that the money so transferred shall be available for appropriation for flood control purposes.

Referred to Committee on Finance.

Senate Concurrent Resolution No. 7: By Senators Collier and Mayo—Relative to providing site in Siskiyou County upon which the Federal Government may construct an airport.

Referred to Committee on Local Government.

Senate Concurrent Resolution No. 8: By Senator Biggar—Relative to requesting the State Park Commission to accept Mendocino Woodlands

as a part of the State Park System if this tract is made available to the State as a gift from the Federal Government.

Referred to Committee on Natural Resources.

Senate Joint Resolution No. 2: By Senator Gordon—Relative to the release of trucks for sale to farmers.

Referred to Committee on Agriculture.

Senate Joint Resolution No. 3: By Senators Gordon, Crittenden, and Deuel—Relative to the production of commercial blue poppies.

Referred to Committee on Agriculture.

Senate Joint Resolution No. 4: By Senators Swing, Quinn, Fletcher, Crittenden, Luckey, Seawell, Ward, and Mixter—Relative to the Statutory Compact between the United States and the State of California, evidenced by the Boulder Canyon Project Act and the California Water Limitation Act, and opposing ratification of the treaty between the United States of America and the United Mexican States, signed at Washington, D. C., February 3, 1944, and pending before the Senate of the United States, on the ground that such treaty would constitute a breach of the said compact.

Referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, June 6, 1944

MR. PRESIDENT: Your Committee on Transportation, to which was referred:

Senate Bill No. 6

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

Committee membership 11; committee vote: Ayes 7; absent 4.

MCCORMACK, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, June 6, 1944

MR. PRESIDENT: Your Committee on Transportation, to which was referred:

Senate Bill No. 5

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended

Committee membership 11; committee vote. Ayes 7, absent 4.

MCCORMACK, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 6—An act to amend Section 10753.5 of the Revenue and Taxation Code, relating to the vehicle license fee.

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

Senate Bill No. 5—An act to add Section 160.1 to the Vehicle Code, relating to registration of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1 of the printed bill, between lines 15 and 16, insert

"In the event any of the dates specified in paragraphs 1, 2 or 3 are extended, then the date when penalties for failure to apply for renewal of registration begins shall be extended for a like period."

Amendment read and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 3—An act reappropriating to The Regents of the University of California for construction, improvements and equipment at the University of California the appropriation contained in an act entitled "An act making an additional appropriation for construction, improvements and equipment at the University of California," approved July 8, 1941.

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

Senate Bill No. 5—An act to add Section 160.1 to the Vehicle Code, relating to registration of vehicles.

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

Senate Bill No. 6—An act to amend Section 10753.5 of the Revenue and Taxation Code, relating to the vehicle license fee.

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

Senate Bill No. 7—An act making an appropriation to carry out the provisions of the State Reconstruction and Reemployment Act, to take effect immediately.

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

Senate Bill No. 8—An act making a transfer of money from the General Fund to the Postwar Employment Reserve.

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

Senate Bill No. 9—An act making an appropriation for the acquisition of land for the branch of the University of California at Santa Barbara, providing for the transfer thereof to The Regents of the University of California for such use, declaring the urgency thereof, and providing that this act shall take effect immediately.

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

Senate Bill No. 10—An act making an appropriation in augmentation of the Emergency Fund specified in Item 221 of the Budget Act of 1943, to be expended for alterations, repairs, improvements and minor construction of State-owned buildings and structures, and providing that this act shall take effect immediately.

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

Senate Bill No. 11—An act making an appropriation to the Department of Public Works for the preparation of plans for the State Building Program contemplated by Chapter 572 of the Statutes of 1943, declar-

ing the urgency thereof and providing that this act shall take effect immediately.

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

Senate Bill No. 12—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the Fresno State College and in furtherance of the Postwar Building Program.

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

Senate Bill No. 13—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the San Francisco State College and in furtherance of the Postwar Building Program.

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

Senate Bill No. 14—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the San Jose State College and in furtherance of the Postwar Building Program.

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

Senate Bill No. 15—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as sites for State office buildings in the City of Sacramento and in furtherance of the Postwar Building Program.

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

Senate Bill No. 16—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State Office Building in the City of Los Angeles and in furtherance of the Postwar Building Program.

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

Senate Bill No. 17—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State Office Building in the City and County of San Francisco and in furtherance of the Postwar Building Program.

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

Senate Bill No. 18—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for the construction of a garage for State use in the City of Sacramento and in furtherance of the Postwar Building Program.

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

Senate Bill No. 19—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for the construction of a residence for the Governor of the State of California in the City of Sacramento and in furtherance of the Postwar Building Program.

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

Senate Bill No. 20—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State Maximum Security Institution and in furtherance of the Postwar Building Program.

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

Senate Bill No. 21—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State Epileptic Institution and in furtherance of the Postwar Building Program.

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

Senate Bill No. 22—An act making an appropriation to The Regents of the University of California for surveys, preparation of plans and specifications, and other preliminary work preparatory to the construction of additional buildings for the University of California, declaring the urgency thereof, and providing that this act shall take effect immediately.

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

Senate Bill No. 23—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State Mental Hospital and in furtherance of the Postwar Building Program.

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

Senate Bill No. 24—An act to repeal Section 17 of, and to add Section 17 5 to, Chapter 1085 of the Statutes of 1943, relating to the support of the public elementary schools, to take effect immediately.

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

Senate Bill No. 25—An act to add Section 2.5 to an act entitled "An act providing for the designation of money in the State Treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premiums received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913, relating to the designation of surplus money in the State Treasury, declaring the urgency thereof, to take effect immediately.

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

Senate Bill No. 33—An act making an appropriation to carry out the provisions of Chapter 613 of the Statutes of 1943, relating to the control and eradication of Oriental fruit moth, declaring the urgency of this act, to take effect immediately.

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

Senate Bill No. 35—An act making an appropriation to the Department of Employment of the unexpended balance of the money appropriated to it by Item 81 of the Budget Act of 1941.

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

Senate Bill No. 40—An act making an appropriation for support of the Colorado River Board, to take effect immediately.

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

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered :

By Senator Seawell :

Resolved, That Senate Bills Nos. 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 33, 35, and 40, present a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bills be read on three several days in each house is hereby dispensed with, and it is ordered that said bills be read the third time, considered engrossed, and placed upon their passage

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—35
NOES—None.

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

RESOLUTIONS

The following resolution was offered :

By Senator Burns :

Senate Resolution No. 15

WHEREAS, There has recently been published a complete and comprehensive Index to the Constitution, the codes and the general laws of the State of California and the rules of the several courts of the State of California inclusive of all legislative enactments of the 1943 General Legislative Session ; and

WHEREAS, Publishers of said publication have quoted the Senate a price substantially below the regular retail price of said publication ; and

WHEREAS, The increased convenience which will accrue to the Members of the Senate by virtue of possession of this comprehensive index will greatly facilitate and expedite the transaction of legislative business ; now, therefore, be it

Resolved, That the Secretary of the Senate be and he is hereby instructed to order for the Senate and for the members thereof forty (40) copies of Larmac Consolidated Index to Constitution and Laws of California (1943) ; and be it further

Resolved, That the Controller be directed to draw his warrant on the Contingent Fund of the Senate in the sum of five hundred twelve dollars and fifty cents (\$512.50) in favor of the Secretary of the Senate, and the Treasurer is hereby directed to pay the same to pay for said publication.

Resolution read, and referred to Committee on Rules.

President Pro Tempore Presiding

At 4.50 p.m., Hon. Jerrold L. Seawell, President pro tempore of the Senate, presiding.

THIRD READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 25—An act to add Section 2.5 to an act entitled "An act providing for the designation of money in the State treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premiums received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913, relating to the designation of surplus money in the State treasury, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—34.
NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 33—An act making an appropriation to carry out the provisions of Chapter 613 of the Statutes of 1943, relating to the control and eradication of oriental fruit moth, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—35.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 3—An act reappropriating to The Regents of the University of California for construction, improvements and equipment at the University of California the appropriation contained in an act entitled "An act making an additional appropriation for construction, improvements and equipment at the University of California," approved July 8, 1941.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 35—An act making an appropriation to the Department of Employment of the unexpended balance of the money appropriated to it by Item 81 of the Budget Act of 1941.

Bill read third time.

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

AYES—Senators Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Rich, Salsman, Shelley, Slater, Swan, Swing, Tenney, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 40—An act making an appropriation for support of the Colorado River Board, to take effect immediately.

Bill read third time.

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

AYES—Senators Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 7—An act making an appropriation to carry out the provisions of the State Reconstruction and Reemployment Act, to take effect immediately.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 8—An act making a transfer of money from the General Fund to the Postwar Employment Reserve.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—34.
NOES—None.

Bill ordered transmitted to the Assembly.

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

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

Senate Bill No. 46: By Senator Fletcher—An act to make an appropriation for the conservation and utilization of the waters of certain rivers and the prevention of floods.

Referred to Committee on Finance.

Senate Bill No. 47: By Senator Swan—An act to amend Sections 14431, 14432, 14433, 14434, 14435, 14437, 14439, 14440, 14458, 14491, 14494, 14521, 14523, and 14526 of, to add Sections 14435.1, 14494.5, 14523.1, 14526.1, 14536.1, and 14541 to, and to repeal Sections 14436 and 14438 of the Education Code, relating to the California State Teachers' Retirement System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 48: By Senators DeLap, Mayo, and Swing—An act making an appropriation for allocation to cities, counties, and cities and counties to develop a Postwar Public Works Program comprising the

preparation of surveys and plans and specifications for proposed public works and the acquisition of rights-of-way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations.

Referred to Committee on Finance.

RESOLUTIONS

The following resolution was offered :

By Senators Brown, Mixter and Mayo :

Senate Resolution No. 16

Relating to the proposed improvement of the Lone Pine-Porterville Highway in Inyo and Tulare Counties

WHEREAS, The Lone Pine-Porterville Highway in Inyo and Tulare Counties, which is a portion of Route 127 of the State Highway System, was made an integral part of said system in 1933, but has never been improved; and

WHEREAS, Said highway follows a good route for traffic between the eastern and the western portions of the State, and from the southeastern part of Sequoia National Park to the north and south Highway System; and

WHEREAS, The improvement of said highway would greatly facilitate the movement of a substantial traffic for which it is a natural route; and

WHEREAS, The State and Federal Governments are making plans for postwar construction of public works and the improvement of this highway should be made part of such plans; now, therefore, be it

Resolved by the Senate of the State of California, That the National Park Service, the National Forest Service, and the California State Highway Commission be and each of them is requested to give their serious consideration to and actively plan the improvement of said highway as a part of the Postwar Construction Program; and, be it further

Resolved, That copies of this resolution be sent to the respective Chiefs of the National Forest Service and the National Park Service and to the State Highway Commission.

Referred to Committee on Transportation.

ADJOURNMENT

At 5.40 p.m., on motion of Senator Swing, the President declared the Senate adjourned until 2 p.m., Wednesday, June 7, 1944.

ROBERT G. ALDERMAN, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-FIFTH (FOURTH EXTRAORDINARY) SESSION

SENATE DAILY JOURNAL

THIRD LEGISLATIVE DAY
THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, June 7, 1944

The Senate met at 2 p.m.

Hon. Frederick F. Houser, President of the Senate, presiding.

Secretary John F. Lea at the desk.

ROLL CALL

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

Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—37.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Richard C. Dwyer.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Carter, on motion of Senator Seawell.

Senator Kuchel, on motion of Senator Seawell.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Don Thomas, press representative of the Oakland Tribune, of Oakland.

On request of Senators Shelley and Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lieutenant Commanders Tarpey and Guthrie, U.S.C.G.R., Bar Pilots, of San Francisco.

On request of Senator Shelley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ronald Weiss, 8-year-old boy orator, his grandfather, Max Weiss, and his parents, Mr. and Mrs. Henry J. Weiss, all of San Francisco; also Samuel Ghinsberg, of San Francisco.

On request of the President and Senator Gordon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charlotte Gordon, granddaughter of Senator Gordon, of Gordon Valley, and Nancy Roney, of Suisun.

On request of Senator Shelley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Frank James Ferguson, of San Francisco.

On request of Senator Dorsey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lieut. Fredric F. Hoss, Jr., 2d Emergency Rescue Squadron, of Portland, Oregon.

RECESS

At 2.05 p.m., on motion of Senator Shelley, the Senate recessed until 2.20 p.m. to hear from Master Ronald Weiss, 8-year-old boy orator, of San Francisco.

REASSEMBLED

At 2.20 p.m., the Senate reconvened.

Hon. Frederick F. Houser, President of the Senate, presiding.

Secretary John F. Lea at the desk.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1944

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

Assembly Bill No. 1

Assembly Bill No. 2

Assembly Bill No. 3

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1944

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

Assembly Joint Resolution No. 3

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, June 6, 1944

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

Assembly Joint Resolution No. 4

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 1—An act to amend Section 5014 of the Public Resources Code, relating to the appropriation of moneys in the State Beach Fund.

Referred to Committee on Natural Resources.

Assembly Bill No. 2—An act to add Section 2.5 to an act entitled "An act providing for the designation of money in the State Treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premiums received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913, relating

to the designation of surplus money in the State Treasury, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Assembly Bill No. 3—An act reappropriating to The Regents of the University of California for construction, improvements and equipment at the University of California the appropriation contained in an act entitled "An act making an additional appropriation for construction, improvements and equipment at the University of California," approved July 8, 1941.

Referred to Committee on Finance.

Assembly Joint Resolution No. 3—Relative to memorializing Congress to provide adequate support for the maintenance of the San Joaquin Experimental Range by the Forest Service, United States Department of Agriculture.

Referred to Committee on Natural Resources.

Assembly Joint Resolution No. 4—Relative to the establishment of a Veterans' Hospital in Central California.

Referred to Committee on Military and Veterans Affairs.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1944

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

Senate Bill No. 33

Senate Bill No. 40

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bills ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1944

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

Senate Concurrent Resolution No. 6

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above resolution ordered enrolled.

MOTION

Senator Seawell moved that bills reported from committee be given second reading today.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Military and Veterans Affairs

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT: Your Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 44

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

Committee membership 9; committee vote: Ayes 8; absent 1.

QUINN, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred: Senate Bill No. 37
Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11; committee vote: Ayes 7; absent 4.

RICH, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT. Your Committee on Finance, to which were referred:
Senate Bill No. 34
Senate Bill No. 43
Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

Committee membership 11; committee vote: Ayes 11.

MIXTER, Chairman

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 34—An act to amend Section 5014 of the Public Resources Code, relating to the appropriation of moneys in the State Beach Fund.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "the acquisi-".

Amendment No. 2

On page 1, line 5, of the printed bill, strike out "tion,".

Amendment No. 3

On page 1, line 5, of the printed bill, after "beaches", insert a comma and "and when specifically appropriated by the Legislature for construction and acquisition of State beaches".

Amendments read and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 43—An act to provide for the selection and acquisition by the State of real property for use in furtherance of the Postwar Construction Program, creating a Property Acquisition Board and specifying its powers and duties, providing for condemnation proceedings for the acquisition of such real property, defining the scope of appropriations made for expenditure pursuant to this act, and providing for the control and use of property so acquired pending its use in furtherance of the Postwar Construction Program and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 3, line 36, of the printed bill, following "appropriated", insert "to the Department of Finance".

Amendment read and adopted.

Bill ordered printed, engrossed, and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT: Your Committee on Agriculture, to which was referred:

Senate Bill No. 4

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

Committee membership 11; committee vote: Ayes 10; absent 1.

CRITTENDEN, Chairman

Above reported bill ordered to second reading

Committee on Finance

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT: Your Committee on Finance, to which were referred:

Senate Bill No. 27

Senate Bill No. 28

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

Committee membership 11; committee vote: Ayes 11

MIXTER, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, June 7, 1944

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

Senate Bill No. 32

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

Committee membership 9; committee vote: Ayes 6; absent 3.

SLATER, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT: Your Committee on Local Government, to which was referred:

Senate Concurrent Resolution No. 7

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 9; committee vote: Ayes 5; absent 4.

CUNNINGHAM, Chairman

Above reported resolution ordered to third reading.

Committee on Agriculture

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT: Your Committee on Agriculture, to which were referred:

Senate Joint Resolution No. 2

Senate Joint Resolution No. 3

Has had the same under consideration, and reports the same back with the recommendation: Be adopted

Committee membership 11; committee vote: Ayes 10; absent 1.

CRITTENDEN, Chairman

Above reported resolutions ordered to third reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 44—An act to amend Sections 1503.5, 1504, 1505, 1510, 1512, 1513, 1520, 1530, 1560, 1562, 1563, 1570, 1571, 1580, 1584, 1587, and 1591, of Chapter 1 of Division 7; to amend the headings of Article 4, Article 7, Article 8 and Article 10 of Chapter 1 of Division 7; to repeal Article 5 comprising Sections 1540, 1541 and 1542, Article 6 comprising Sections 1550 and 1551, Article 7.5 comprising Section 1565

and Sections 1561, 1582 and 1583 of Chapter 1 of Division 7; and to add Article 5 and Sections 1500.1, 1502.1, 1531, 1532 and 1572 to Chapter 1 of Division 7 of the Military and Veterans Code, relating to civilian defense and protection.

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

Senate Bill No. 37—An act to add Section 40.1 to the Gift Tax Act of 1939, and Article 25, consisting of Section 15675, to Chapter 6 of Part 9 of Division 2 of the Revenue and Taxation Code, relating to gift taxes, declaring the urgency thereof, to take effect immediately.

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

Senate Bill No. 4—An act to add Chapter 4 to Title 3 of Part 4 of Division 3 of the Civil Code, relating to the sale of grain, declaring the urgency of this act, to take effect immediately.

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

Senate Bill No. 27—An act making an appropriation for the acquisition of real property and the improvements thereon in the City of San Diego for use for State purposes, including the use thereof as an Industrial Workshop for the Blind, declaring the urgency thereof, and providing that this act shall take effect immediately.

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

Senate Bill No. 28—An act making an appropriation for the acquisition of real property and the improvements thereon in the City of Los Angeles for use for State purposes, including the use thereof as an Industrial Workshop for the Blind, declaring the urgency thereof, and providing that this act shall take effect immediately.

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

Senate Bill No. 32—An act to add Section 5008 to the Education Code, relating to the financial support of public schools, declaring the urgency thereof, to take effect immediately.

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

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 6
Senate Bill No. 9
Senate Bill No. 10
Senate Bill No. 11
Senate Bill No. 12
Senate Bill No. 13
Senate Bill No. 14
Senate Bill No. 15
Senate Bill No. 16

Senate Bill No. 17
Senate Bill No. 18
Senate Bill No. 19
Senate Bill No. 20
Senate Bill No. 21
Senate Bill No. 22
Senate Bill No. 23
Senate Bill No. 24
Senate Constitutional Amendment No. 1

And reports the same correctly engrossed.

SEAWELL, Chairman

RESOLUTIONS

The following resolution was offered :

By Senators McCormack and Hatfield :

Senate Resolution No. 17

Relating to appointment of a Senate Fact-Finding Committee on State Highway Construction and Rehabilitation as a part of the Postwar Employment Program

WHEREAS, The Postwar Employment Reserve was created for the purpose of meeting the needs of the State for the construction and rehabilitation of facilities and to provide postwar employment ; and

WHEREAS, The construction and rehabilitation of State highways would contribute to the fulfillment of said purposes ; and

WHEREAS, The desirability of making transfers of money to the Postwar Employment Reserve to be available for highway purposes is dependent in large part on the adequacy of State highway revenues to meet present and future requirements for State highway construction and rehabilitation ; now, therefore, be it

Resolved by the Senate of the State of California, That there be and is hereby created a Senate Committee on Highway Revenues to study and ascertain facts and to determine the sufficiency and adequacy of State highway revenues for State highway construction and rehabilitation ; and, be it further

Resolved, That it shall be the duty of said committee, if it finds that present and anticipated revenues are and will be inadequate to finance a sound Postwar Program of State Highway Construction and Rehabilitation, to determine the desirability of including the construction and rehabilitation of State highways as a part of the Postwar Employment Program, the amount of money that should be transferred to the Postwar Employment Reserve therefor, and the funds or sources from which such transfers should be made ; and be it further

Resolved, That said committee shall consist of five Members of the Senate, appointed by the Rules Committee of the Senate ; and be it further

Resolved, That the committee, in exercising its powers and performing the functions vested in it by this resolution, shall have all the powers conferred upon Legislative Committees by the Joint Rules of the Senate and Assembly as adopted at the Fifty-fifth Regular Session of the Legislature and all powers necessary or convenient to accomplish the objects and purposes of this resolution ; and be it further

Resolved, That the committee may act during this session or any recess and after final adjournment thereof and shall prepare and submit to this or to the Fifty-sixth Regular Session of the Legislature a report of its findings and recommendations ; and be it further

Resolved, That the members of the committee shall serve without compensation but shall be allowed mileage at the rate of five and one-half cents (\$0.05½) per mile each way incurred in connection with their services upon the committee and other actual and necessary expenses for living accommodations and meals, incurred in connection with their services upon the committee, or in lieu of such expenses for accommodations and meals an allowance of twelve dollars (\$12) per day ; and, be it further

Resolved, That the sum of (\$) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses or claims it may incur under this resolution, to be paid, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read :

Senate Concurrent Resolution No. 9: By Senator Gordon—Approving certain amendments to the charter of the City of Napa, a municipal corporation in the County of Napa, State of California, voted for and ratified by the qualified voters of said City of Napa at a special municipal election held therein on the first day of May, 1944.

Request for Unanimous Consent

Senator Gordon asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 9, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 9

Senate Concurrent Resolution No. 9—Approving certain amendments to the charter of the City of Napa, a municipal corporation in the County of Napa, State of California, voted for and ratified by the qualified voters of said City of Napa at a special municipal election held therein on the first day of May, 1944.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, DeLap, Dillinger, Dorsey, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Quinn, Salsman, Seawell, Slater, Sutton, Swan, Tenney, and Ward—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS**

Senate Bill No. 1—An act making an appropriation for the contingent expenses of the Senate for the Fifty-fifth (Fourth Extraordinary) Session of the Legislature, including expenses of committees created at such session, and declaring that this act shall take effect immediately.

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

Senate Bill No. 36—An act to amend Section 510 of the Civil Code, relating to street railroads.

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

Senate Bill No. 38—An act to amend Section 14 of an act entitled "Los Angeles County Flood Control Act," approved June 12, 1915, relating to the levy of taxes.

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

THIRD READING OF SENATE BILLS

Senate Bill No. 6—An act to amend Section 10753.5 of the Revenue and Taxation Code, relating to the vehicle license fee.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Ducl, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, McBride, McCormack, Mixer, Parkman, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 9—An act making an appropriation for the acquisition of land for the branch of the University of California at Santa Barbara, providing for the transfer thereof to The Regents of the University of California for such use, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—30.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Jespersen, Judah, Luckey, Mayo, McBride, McCormack, Mixter, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 10—An act making an appropriation in augmentation of the Emergency Fund specified in Item 221 of the Budget Act of 1943, to be expended for alterations, repairs, improvements and minor construction of State-owned buildings and structures, and providing that this act shall take effect immediately.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 11—An act making an appropriation to the Department of Public Works for the preparation of plans for the State Building Program contemplated by Chapter 572 of the Statutes of 1943, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Gordon, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Ward—30.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Ward—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 12—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the Fresno State College and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Ward—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 13—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the San Francisco State College and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Ward—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 14—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the San Jose State College and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Jespersen, Judah, Keating, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 15—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as sites for State Office Buildings in the City of Sacramento and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Ward—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 16—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State Office Building in the City of Los Angeles and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Ward—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 17—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State office building in the City and County of San Francisco and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Ward—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 18—An act making an appropriation to be expended pursuant to the Administrative Property Acquisition Act for the acquisition of real property for use as a site for the construction of a garage for State use in the City of Sacramento and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 19—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for the construction of a residence for the Governor of the State of California in the City of Sacramento and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Ward—31.

NOES—Senator Gordon—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 20—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State maximum security institution and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Jespersen, Judah, Keating, Mayo, McBride, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 21—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State Epileptic Institution and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Jespersen, Judah, Keating, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 22—An act making an appropriation to The Regents of the University of California for surveys, preparation of plans and specifications, and other preliminary work preparatory to the construction of additional buildings for the University of California, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Motion to Amend

Senator Breed moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, after "appropriated", insert "to The Regents of the University of California".

Amendment read and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 23—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State mental hospital and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Gordon, Jespersen, Judah, Keating, Mayo, McBride, McCormack, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 24—An act to repeal Section 17 of, and to add Section 17.5 to, Chapter 1085 of the Statutes of 1943, relating to the support of the public elementary schools, to take effect immediately.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Gordon, Hatfield, Jespersen, Judah, Keating, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Tickle—31

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 5 of Article XI, relating to compensation of officers.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Jespersen, Judah, Keating, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—33

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 5—An act to add Section 160.1 to the Vehicle Code, relating to registration of vehicles.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Jespersen, Judah, Mayo, McBride, McCormack, Mixer, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—31.

NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Seawell:

Resolved, That Senate Bills Nos. 1, 36, 38, 4, 44, 37, 34, 43, 27, 28, and 32 present a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bills be read on three several days in each house is hereby dispensed with, and it is ordered that said bills be read the third time, considered engrossed, and placed upon their passage

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Jespersen, Judah, Mayo, McCormack, Mixer, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—30.

NOES—None.

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

THIRD READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1—An act making an appropriation for the contingent expenses of the Senate for the Fifty-fifth (Fourth Extraordinary) Session of the Legislature, including expenses of committees created at such session, and declaring that this act shall take effect immediately.

Motion to Refer Bill to Inactive File

Senator Seawell moved that Senate Bill No. 1 be placed on the inactive file.

Motion carried.

Senate Bill No. 36—An act to amend Section 510 of the Civil Code, relating to street railroads.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Jespersen, Judah, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 38—An act to amend Section 14 of an act entitled “Los Angeles County Flood Control Act,” approved June 12, 1915, relating to the levy of taxes.

Bill read third time.

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

AYES—Senators Biggar, Breed, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 44—An act to amend Sections 1503.5, 1504, 1505, 1510, 1512, 1513, 1520, 1530, 1560, 1562, 1563, 1570, 1571, 1580, 1584, 1587 and 1591, of Chapter 1 of Division 7; to amend the headings of Article 4, Article 7, Article 8 and Article 10 of Chapter 1 of Division 7; to repeal Article 5 comprising Sections 1540, 1541 and 1542, Article 6 comprising Sections 1550 and 1551, Article 7.5 comprising Section 1565 and Sections 1561, 1582 and 1583 of Chapter 1 of Division 7; and to add Article 5 and Sections 1500.1, 1502.1, 1531, 1532 and 1572 to Chapter 1 of Division 7 of the Military and Veterans Code, relating to civilian defense and protection.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator T. H. DeLap Presiding

At 4.25 p.m., Senator T. H. DeLap, of the Seventeenth District, presiding.

Senate Bill No. 37—An act to add Section 40.1 to the Gift Tax Act of 1939, and Article 2.5, consisting of Section 15675, to Chapter 6 of Part

9 of Division 2 of the Revenue and Taxation Code, relating to gift taxes, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—32.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Jespersen, Judah, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 7—Relative to providing site in Siskiyou County upon which the Federal Government may construct an airport.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 4—An act to add Chapter 4 to Title 3 of Part 4 of Division 3 of the Civil Code, relating to the sale of grain, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Hatfield moved the adoption of the following amendments:

Amendment No. 1

On page 3, lines 39 and 40, of the printed bill, strike out "misdemeanor, but no", and insert "misdemeanor and punishable by imprisonment in the county jail not exceeding six months, or by fine not exceeding five hundred dollars (\$500), or by both "No".

Amendment No. 2

On page 3, of the printed bill, between lines 45 and 46, insert "1881.3. The provision of this chapter shall have no force or effect after December 31, 1945."

Amendments read and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Joint Resolution No. 2—Relative to the release of trucks for sale to farmers.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Jespersen, Judah, Mayo, McBride, Mc-

Cormack, Mixer, Parkman, Powers, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, Tickle, and Ward—29.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Joint Resolution No. 3—Relative to the production of commercial blue poppies.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Mayo, McCormack, Parkman, Powers, Quinn, Salsman, Seawell, Slater, Sutton, Swan, Tenney, Tickle, and Ward—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 27—An act making an appropriation for the acquisition of real property and the improvements thereon in the City of San Diego for use for State purposes, including the use thereof as an industrial workshop for the blind, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Collier, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Dorsey, Fletcher, Hatfield, Judah, Mayo, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—29.

NOES—None.

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

AYES—Senators Biggar, Breed, Collier, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Donnelly, Dorsey, Fletcher, Hatfield, Judah, Mayo, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 28—An act making an appropriation for the acquisition of real property and the improvements thereon in the City of Los Angeles for use for State purposes, including the use thereof as an industrial workshop for the blind, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Hatfield, Judah, Mayo, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—29.

NOES—None.

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

AYES—Senators Biggar, Breed, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Hatfield, Judah, Mayo, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 32—An act to add Section 5008 to the Education Code, relating to the financial support of public schools, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Hatfield, Jespersen, Judah, Mayo, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—30.

NOES—None.

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

AYES—Senators Biggar, Breed, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Mayo, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—31.

NOES—None.

Bill ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1944

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

Assembly Concurrent Resolution No. 3

Assembly Concurrent Resolution No. 5

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 3—Relative to approving amendments to the charter of the City and County of San Francisco voted for and ratified by the electors of said city and county at a special election held therein on the sixteenth day of May, 1944.

REQUEST FOR UNANIMOUS CONSENT

Senator Shelley asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 3, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 3

Assembly Concurrent Resolution No. 3—Relative to approving amendments to the charter of the City and County of San Francisco voted for and ratified by the electors of said city and county at a special election held therein on the sixteenth day of May, 1944.

Resolution read.

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

AYES—Senators Biggar, Breed, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Mayo, McCormack, Mixter, Parkman, Powers, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read :

Assembly Concurrent Resolution No. 5—Relative to the illness of Arthur McHenry.

REQUEST FOR UNANIMOUS CONSENT

Senator Seawell asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 5, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 5

Assembly Concurrent Resolution No. 5—Relative to the illness of Arthur McHenry.

Resolution read.

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

AYES—Senators Biggar, Breed, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, McCormack, Mixter, Parkman, Powers, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, June 6, 1944

MR. PRESIDENT: Your Committee on Water Resources, to which was referred :

Senate Joint Resolution No. 4

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 8; committee vote: Ayes 8.

COLLIER, Chairman

Above resolution ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Senator Swing asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 4, at this time, for consideration.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 4

Senate Joint Resolution No. 4—Relative to the Statutory Compact between the United States and the State of California, evidenced by the Boulder Canyon Project Act and the California Water Limitation Act, and opposing ratification of the treaty between the United States of America and the United Mexican States, signed at Washington, D. C., February 3, 1944, and pending before the Senate of the United States, on the ground that such treaty would constitute a breach of the said compact.

Resolution read.

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

AYES—Senators Biggar, Breed, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Fletcher, Gordon, Hatfield, Jespersen, Judah, Mayo, McCormack, Mixter, Parkman, Powers, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, and Tenney—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1944

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

Assembly Bill No. 7
Assembly Bill No. 8
Assembly Bill No. 17

Assembly Bill No. 18
Assembly Bill No. 29

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, June 7, 1944

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

Assembly Joint Resolution No. 2

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 7—An act making an appropriation to be expended to the Property Acquisition Act for the acquisition of additional real property for use of the Fresno State College and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Assembly Bill No. 8—An act to amend Section 10753.5 of the Revenue and Taxation Code, relating to the vehicle license fee.

Referred to Committee on Transportation.

Assembly Bill No. 17—An act making an appropriation for the acquisition of real property and the improvements thereon in the City of Los Angeles for use for State purposes, including the use thereof as an industrial workshop for the blind, declaring the urgency thereof, and providing that this act shall take effect immediately

Referred to Committee on Finance.

Assembly Bill No. 18—An act making an appropriation for the acquisition of real property and the improvements thereon in the City of San Diego for use for State purposes, including the use thereof as an industrial workshop for the blind, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Assembly Bill No. 29—An act making a transfer of money from the General Fund to the Postwar Employment Reserve.

Referred to Committee on Finance.

Assembly Joint Resolution No. 2—Memorializing the Congress of the United States to make a survey of the needs of various schools for adult manual education, before authorizing disposal of equipment or machinery used in the production of war material.

Referred to Committee on Education.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were offered :

Senate Bill No. 49: By Senator McBride—An act to create a flood control district to be called "Ventura County Flood Control District" and dividing said district into zones; to provide for the control and conservation of flood and storm waters and for the protection of water-courses, watersheds, public highways, life and property in said district from damage or destruction from such waters; to prevent the waste of water or the diminution of the water supply in, or the exportation of water from said district, and to import water into said district and to obtain, retain and reclaim drainage, storm, flood and other waters and to save and conserve all or any of such waters for beneficial use in said district; to authorize the incurring of indebtedness and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district and providing certain limitations on assessments, bonded indebtedness and expenditures with respect to the zones of said district; and to define the powers of said district, including the right of the district to sue and be sued, and the powers and duties of the officers thereof; to provide for the government, management and control of said district; to provide for the construction of works and the acquisition of property by the district to carry out the purposes of this act; and to declare this act to be an urgency measure which shall go into effect immediately.

Referred to Committee on Local Government.

Senate Joint Resolution No. 5: By Senators Shelley, Judah, Gordon, Biggar, Luckey, Quinn, Keating, Slater, and Collier—Relative to designation of the Sausalito lateral extension as an access road.

Referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 5

And reports the same correctly engrossed

SEAWELL, Chairman

ADJOURNMENT

At 5.18 p.m., on motion of Senator Seawell, the President declared the Senate adjourned until 2.30 p.m. Thursday, June 8, 1944.

ROBERT G. ALDERMAN, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-FIFTH (FOURTH EXTRAORDINARY) SESSION

SENATE DAILY JOURNAL

FOURTH LEGISLATIVE DAY
FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Thursday, June 8, 1944

The Senate met at 2 30 p.m.
Hon. Frederick F. Houser, President of the Senate, presiding.
Secretary John F. Lea at the desk.

ROLL CALL

The roll was called, and the following answered to their names:
Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—34.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Richard C. Dwyer.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Carter, on motion of Senator Seawell.
Senator Kuchel, on motion of Senator Seawell.
Senator Burns, on motion of Senator Tenney.
Senator Quinn, on motion of Senator Slater.
Senator Powers, on motion of Senator Seawell.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Biggar, the privilege of the floor of the Senate Chamber for this day was unanimously extended to M. Anderson Thomas, of Piedmont; Dr. A. T. O'Rear, of Santa Ana; Rev. David Miller, of Lakeport; Mrs. Gothard Palmgreen, of Eureka, and Mrs. Walter A. Lewis, of Rio Dell.

On request of Senator Hatfield, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Thomas B. Foster, formerly Agent in Charge, U. S. Secret Service, of San Francisco, and Staff Sergeant Max Baer, of Sacramento.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 8, 1944

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

Assembly Concurrent Resolution No. 4

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, June 8, 1944

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

Assembly Bill No. 9

Assembly Bill No. 11

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read the first time:

Assembly Concurrent Resolution No. 4—Relative to approving an amendment to the charter of the City of Piedmont, a municipal corporation of the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a general city election held therein on April 11, 1944.

Request for Unanimous Consent

Senator Breed asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 4, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 4

Assembly Concurrent Resolution No. 4—Relative to approving an amendment to the charter of the City of Piedmont, a municipal corporation of the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a general city election held therein on April 11, 1944.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 9—An act to add Section 160.1 to the Vehicle Code, relating to registration of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 11—An act to add Section 10301.1 to the Education Code, relating to the Public School System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 8, 1944

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

Senate Joint Resolution No. 2
Senate Joint Resolution No. 3
Senate Joint Resolution No. 4

Senate Concurrent Resolution No. 5
Senate Concurrent Resolution No. 9

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above resolutions ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 1
Senate Bill No. 27
Senate Bill No. 28
Senate Bill No. 32
Senate Bill No. 36
Senate Bill No. 37

Senate Bill No. 38
Senate Bill No. 44
Senate Joint Resolution No. 2
Senate Joint Resolution No. 3
Senate Joint Resolution No. 4

And reports the same correctly engrossed.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Concurrent Resolution No. 5
Senate Concurrent Resolution No. 6
Senate Concurrent Resolution No. 9

And reports the same correctly engrossed.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 8, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 22

And reports the same correctly re-engrossed.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 8, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 4
Senate Bill No. 34
Senate Bill No. 43

And reports the same correctly engrossed.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 8, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

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

Senate Concurrent Resolution No. 2—Relative to the death of Ralph H. Clock;

Senate Concurrent Resolution No. 3—Relative to approving certain amendments to the charter of the City of San Jose, a municipal corporation of the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on May 15, 1944;

Senate Concurrent Resolution No. 4—Approving certain amendments to charter of the City of San Leandro, a municipal corporation of the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the eleventh day of April, 1944;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of June, 1944, at 5 p.m.

SEAWELL, Chairman

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT: Your Committee on Natural Resources, to which was referred: Senate Concurrent Resolution No. 8
Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 9; committee vote: Ayes 6; absent 3.

FLETCHER, Chairman

Above reported resolution ordered to third reading.

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, June 8, 1944

MR. PRESIDENT: Your Committee on Water Resources, to which was referred: Senate Joint Resolution No. 1
Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 9; committee vote: Ayes 7; absent 2.

COLLIER, Chairman

Above reported resolution ordered to third reading.

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, June 8, 1944

MR. PRESIDENT: Your Committee on Transportation, to which were referred: Senate Resolution No. 16
Senate Joint Resolution No. 5
Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 11; committee vote: Ayes 6; absent 5.

McCORMACK, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, June 8, 1944

MR. PRESIDENT: Your Committee on Transportation, to which was referred: Assembly Bill No. 8
Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11; committee vote: Ayes 6; absent 5.

McCORMACK, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, SACRAMENTO, June 8, 1944

MR. PRESIDENT: Your Committee on Finance, to which were referred: Assembly Bill No. 17
Assembly Bill No. 18
Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11; committee vote: Ayes 9; absent 2.

MIXTER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 8—An act to amend Section 10753.5 of the Revenue and Taxation Code, relating to the vehicle license fee.

Bill read second time, and ordered to third reading.

Assembly Bill No. 17—An act making an appropriation for the acquisition of real property and the improvements thereon in the City of Los Angeles for use for State purposes, including the use thereof as an

Industrial Workshop for the Blind, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 18—An act making an appropriation for the acquisition of real property and the improvements thereon in the City of San Diego for use for State purposes, including the use thereof as an Industrial Workshop for the Blind, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

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

Senate Bill No. 50: By Senator Swing—An act making an appropriation for expenses of members of the Senate pursuant to Section 352 of the Political Code.

Referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered :

By Senators McCormack and Hatfield :

Senate Resolution No. 18

Relating to appointment of a Senate Fact-Finding Committee on State Highway Construction and Rehabilitation as a part of the Postwar Employment Program

WHEREAS, The Postwar Employment Reserve was created for the purpose of meeting the needs of the State for the construction and rehabilitation of facilities and to provide postwar employment ; and

WHEREAS, The construction and rehabilitation of State highways would contribute to the fulfillment of said purposes ; and

WHEREAS, The desirability of making transfers of money to the Postwar Employment Reserve to be available for highway purposes is dependent in large part on the adequacy of State highway revenues to meet present and future requirements for State highway construction and rehabilitation ; now, therefore, be it

Resolved by the Senate of the State of California, That there be and is hereby created a Senate Committee on Highway Revenues to study and ascertain facts and to determine the sufficiency and adequacy of State highway revenues for State highway construction and rehabilitation ; and, be it further

Resolved, That it shall be the duty of said committee, if it finds that present and anticipated revenues are and will be inadequate to finance a sound program of State highway construction and rehabilitation, when following the war present restrictions on construction are removed, to determine the desirability of including the construction and rehabilitation of State highways as a part of the Postwar Employment Program, the amount of money that should be transferred to the Postwar Employment Reserve therefor, and the funds or sources of additional revenue from which such transfers should be made ; and be it further

Resolved, That said committee shall consist of five Members of the Senate, appointed by the Rules Committee of the Senate ; and be it further

Resolved, That the committee, in exercising its powers and performing the functions vested in it by this resolution, shall have all the powers conferred upon Legislative Committees by the Joint Rules of the Senate and Assembly as adopted at the Fifty-fifth Regular Session of the Legislature and all powers necessary or convenient to accomplish the objects and purposes of this resolution ; and be it further

Resolved, That the committee may act during this session or any recess and after final adjournment thereof and shall prepare and submit to this or to the Fifty-sixth Regular Session of the Legislature a report of its findings and recommendations ; and be it further

Resolved, That the members of the committee shall serve without compensation but shall be allowed mileage at the rate of five and one-half cents (\$0.05½) per mile each way incurred in connection with their services upon the committee and other actual and necessary expenses for living accommodations and meals, incurred in connection with their services upon the committee, or in lieu of such expenses for accommodations and meals an allowance of ten dollars (\$10) per day ; and, be it further

Resolved, That the sum of ----- dollars (\$-----) or so much thereof as may be necessary is hereby made available from the Contingent Funds of the Senate for the expenses or claims it may incur under this resolution, to be paid, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Referred to Committee on Rules.

By Senator Dorsey :

Senate Resolution No. 19

Relating to the creation of a Senate Interim Committee on a State Training School for Boys including within its curriculum military training and discipline, academic subjects, and vocational training, as a part of the Postwar Employment Program

WHEREAS, The Postwar Employment Reserve was created for the purpose of meeting the needs of the State for the construction and rehabilitation of State buildings and facilities and to provide postwar employment; and

WHEREAS, Legislation is pending for the creation of a Property Acquisition Board for the purpose of selecting sites for postwar construction projects; and

WHEREAS, It is desirable that such Postwar Employment Program be directed to the projects which will have a lasting benefit to the State; and

WHEREAS, It has been suggested that such a project would be the establishment of a State training school, or schools, for boys including within its curriculum military training and discipline, academic subjects, and vocational training, on the sites of military establishments that may be abandoned by the Federal Government when the need therefor has passed; and

WHEREAS, The necessity for the acquisition of such sites is dependent upon the usefulness thereof for State purposes including the establishment of such school or schools; and

WHEREAS, These questions can best be determined by a committee created for the purpose of investigating the feasibility of acquiring such sites and the desirability of devoting them to the uses herein mentioned; now, therefore, be it

Resolved by the Senate of the State of California, That there is hereby created a Senate Committee on State Training Schools for Boys consisting of five Members of the Senate appointed by the Rules Committee thereof, to study and ascertain the feasibility of acquiring sites for the establishment of a State training school, or schools, for boys including within its curriculum military training and discipline, academic subjects, and vocational training, and the desirability of establishing such schools; and be it further

Resolved, That the committee, in exercising its powers and performing the functions vested in it by this resolution, shall have all the powers conferred upon Legislative Committees by the Joint Rules of the Senate and Assembly as adopted at the Fifty-fifth Regular Session of the Legislature and all powers necessary or convenient to accomplish the objects and purposes of this resolution; and be it further

Resolved, That the committee may create subcommittees and assign to such subcommittees any matter within the scope of the powers of the committee, and such subcommittees shall with respect to the matters so assigned to them have the same powers as the committee; and be it further

Resolved, That the committee may act during this session or any recess and after final adjournment thereof and shall prepare and submit to this or to the Fifty-sixth Regular Session of the Legislature a report of its findings and recommendations; and be it further

Resolved, That the members of the committee shall serve without compensation but shall be allowed mileage at the rate of five and one-half cents (\$.054) per mile each way incurred in connection with their services upon the committee and other actual and necessary expenses for living accommodations and meals, incurred in connection with their services upon the committee, or in lieu of such expenses for accommodations and meals an allowance of ten dollars (\$10) per day; and be it further

Resolved, That the sum of five thousand dollars (\$5,000) or so much thereof as may be necessary is hereby made available from the Contingent Funds of the Senate for the expenses or claims it may incur under this resolution, to be paid, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Referred to Committee on Rules.

**CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS**

Senate Bill No. 22—An act making an appropriation to The Regents of the University of California for surveys, preparation of plans and specifications, and other preliminary work preparatory to the construction of additional buildings for the University of California, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Jespersen, Judah, Keating, Luckey, Mayo, McBride, Mixter, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Judah, Keating, Luckey, Mayo, McBride, Mixter, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 34—An act to amend Section 5014 of the Public Resources Code, relating to the appropriation of moneys in the State Beach Fund.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, Mixter, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 43—An act to provide for the selection and acquisition by the State of real property for use in furtherance of the Postwar Construction Program, creating a Property Acquisition Board and specifying its powers and duties, providing for condemnation proceedings for the acquisition of such real property, defining the scope of appropriations made for expenditure pursuant to this act, and providing for the control and use of property so acquired pending its use in furtherance of the Postwar Construction Program and making an appropriation.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, Mixter, Rich, Salsman, Seawell, Slater, Sutton, Swan, Tenney, Tickle, and Ward—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 4—An act to add Chapter 4 to Title 3 of Part 4 of Division 3 of the Civil Code, relating to the sale of grain, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, Mixter, Rich, Seawell, Sutton, Swan, Tenney, Tickle, and Ward—28.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Rich, Salsman, Seawell, Slater, Sutton, Swan, Tenney, Tickle, and Ward—31.

NOES—None.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 8, 1944

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

Senate Bill No. 50

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

Committee membership 5; committee vote: Ayes 3; absent 2.

SEAWELL, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 50—An act making an appropriation for expenses of Members of the Senate pursuant to Section 352 of the Political Code.

Bill read second time, and ordered to third reading.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Seawell:

Resolved, That Assembly Bills Nos. 8, 17, 18 and Senate Bill No. 50 present a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bills be read on three several days in each house is hereby dispensed with, and it is ordered that said bills be read the third time, considered engrossed, and placed upon their passage.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Parkman, Rich, Salsman, Seawell, Slater, Sutton, Swan, Tenney, Tickle, and Ward—30.

NOES—None.

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

THIRD READING OF SENATE BILLS (OUT OF ORDER)

Senate Concurrent Resolution No. 8—Requesting the State Park Commission to accept Mendocino Woodlands as a part of the State Park System if this tract is made available to the State as a gift from the Federal Government.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, McBride, Mixer, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Swan, Swing, Tenney, Tickle, and Ward—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Joint Resolution No. 1—Relative to memorializing Congress to enact legislation to provide that the 160 acre limitation in the Federal Reclamation Law shall not apply to the Central Valley Project.

Resolution read.

Previous Question

Senator Collier moved the previous question.

Motion carried.

The question being on the adoption of Senate Joint Resolution No. 1.

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

AYES—Senators Breed, Brown, Collier, Crittenden, Cunningham, Deuel, Fletcher, Gordon, Hatfield, Judah, Keating, Mayo, McBride, McCormack, Mixer, Parkman, Rich, Salsman, Seawell, Sutton, Tickle, and Ward—22.

NOES—Senators Dillinger, Donnelly, Jespersen, Shelley, Slater, and Swan—6.

Resolution ordered transmitted to the Assembly.

Senate Resolution No. 16

Relating to the proposed improvement of the Lone Pine-Porterville Highway in Inyo and Tulare Counties

WHEREAS, The Lone Pine-Porterville Highway in Inyo and Tulare Counties, which is a portion of Route 127 of the State Highway System, was made an integral part of said system in 1933, but has never been improved; and

WHEREAS, Said highway follows a good route for traffic between the eastern and the western portions of the State, and from the southeastern part of Sequoia National Park to the north and south Highway System; and

WHEREAS, The improvement of said highway would greatly facilitate the movement of a substantial traffic for which it is a natural route; and

WHEREAS, The State and Federal Governments are making plans for postwar construction of public works and the improvement of this highway should be made part of such plans; now, therefore, be it

Resolved by the Senate of the State of California, That the National Park Service, the National Forest Service, and the California State Highway Commission be and each of them is requested to give their serious consideration to and actively plan the improvement of said highway as a part of the Postwar Construction Program; and, and be it further

Resolved, That copies of this resolution be sent to the respective chiefs of the National Forest Service and the National Park Service and to the State Highway Commission.

Resolution read and adopted.

Senate Joint Resolution No. 5—Relative to designation of the Sausalito Lateral as an access road.

Resolution read.

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

AYES—Senators Brown, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Fletcher, Gordon, Jespersen, Judah, Keating, Mayo, McCormack, Mixer, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, and Tenney—24.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 8—An act to amend Section 10753.5 of the Revenue and Taxation Code, relating to the vehicle license fee.

Bill read third time.

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

AYES—Senators Breed, Brown, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Mayo, Mixer, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Tickle—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 17—An act making an appropriation for the acquisition of real property and the improvements thereon in the City of Los Angeles for use for State purposes, including the use thereof as an industrial workshop for the blind, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Breed, Brown, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McCormack, Mixer, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, and Tenney—27.

NOES—None.

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

AYES—Senators Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 18—An act making an appropriation for the acquisition of real property and the improvements thereon in the City of San Diego for use for State purposes, including the use thereof as an Industrial Workshop for the Blind, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Swan, Swing, Tenney, and Ward—29.

NOES—None.

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

AYES—Senators Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Swan, Swing, Tenney, and Ward—29.

NOES—None.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 8, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 33—An act making an appropriation to carry out the provisions of Chapter 613 of the Statutes of 1943, relating to the control and eradication of oriental fruit moth, declaring the urgency of this act, to take effect immediately;

Senate Bill No. 40—An act making an appropriation for support of the Colorado River Board, to take effect immediately;

Senate Concurrent Resolution No. 6—Approving a certain amendment to the charter of the City of San Bernardino, a municipal corporation in the County of San Bernardino, State of California, voted for and ratified by the qualified electors of said city at a special election held thereon on the sixteenth day of May, 1944; And reports that the same have been correctly enrolled, and presented to the Governor on the eighth day of June, 1944, at 4.15 p.m.

SEAWELL, Chairman

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, June 8, 1944

MR. PRESIDENT: Your Committee on Transportation, to which was referred:

Assembly Bill No. 9

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

Committee membership 11; committee vote: Ayes 6; absent 5.

MCCORMACK, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Seawell:

Resolved, That Assembly Bill No. 9 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times and placed upon its passage.

Resolution read.

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

AYES—Senators Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Fletcher, Gordon, Jespersen, Judah, Keating, Mayo, McBride, Mixter, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, and Ward—28.

NOES—None.

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

CONSIDERATION OF ASSEMBLY BILL NO. 9

Assembly Bill No. 9—An act to add Section 160.1 to the Vehicle Code, relating to registration of vehicles.

Bill read second time.

Assembly Bill No. 9—An act to add Section 160.1 to the Vehicle Code, relating to registration of vehicles.

Bill read third time.

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

AYES—Senators Breed, Brown, Collier, Cunningham, DeLap, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, Mixer, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Swan, Swing, Tenney, and Ward—28.

NOES—None.

Bill ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

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

Senate Bill No. 51: By Senator Fletcher—An act to make an appropriation for the conservation and utilization of the waters of certain rivers and the prevention of floods.

Referred to Committee on Finance.

ADJOURNMENT

At 5.25 p.m., on motion of Senator Seawell, the President declared the Senate adjourned until 2 p.m., June 9, 1944.

ROBERT G. ALDERMAN, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-FIFTH (FOURTH EXTRAORDINARY) SESSION

SENATE DAILY JOURNAL

FIFTH LEGISLATIVE DAY
FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, June 9, 1944

The Senate met at 2 p.m.

Hon. Frederick F. Houser, President of the Senate, presiding.

Secretary John F. Lea at the desk.

ROLL CALL

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

Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—37.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Richard C. Dwyer.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Carter, on motion of Senator Seawell.

Senator Kuchel, on motion of Senator Seawell.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Harold A. Bay, of Hayward.

On request of Senator Ward, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Private Ray MacMillan of Camp Kohler; Miss Marguerite Hanson of San Francisco; and Mrs. Walter E. Dorman of Sacramento.

COMMUNICATIONS

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

San Francisco, California

*The Members of the California State Senate
State Capitol*

The combined Bay Area Shipyards Rodeo Committee extends this invitation to you to attend an outstanding western show at Kezar Stadium on Sunday, July 2, sponsored by and under the management of the combined Bay Area shipyards who will present a patriotic all-star all-western epic in keeping with the spirit of the times.

BAY AREA SHIPYARDS RODEO,
A. P. CRANER, Manager

HEADQUARTERS DEPARTMENT OF CALIFORNIA
UNITED SPANISH WAR VETERANS

SAN FRANCISCO 2, CALIFORNIA, June 1, 1944

*Presiding Officer, California State Senate
Sacramento, California*

SIR: Enclosed you will please find copies of our Resolution No. 1, as adopted by the Forty-First Annual Encampment of the Department of California, United Spanish War Veterans, held at Santa Cruz, California, May 23 to 25, 1944.

You will note that the resolution endorses and urges necessary items for inclusion in the Postwar Building Program in connection with Veterans' Home of California.

As directed in the resolution. I am respectfully requesting that my letter and the enclosed resolution be read to the Senate when convened in special session to consider the Postwar Building Program.

Respectfully yours,

DANIEL S HEWITT, Department Commander

Subject: Postwar Building Program—Veterans' Home of California

WHEREAS, The Department Commander and Department Adjutant of the United Spanish War Veterans, together with other leaders of veterans organizations in California met with Governor Earl Warren in Sacramento on November 4, 1943; and

WHEREAS, The Governor expressed himself to be in full accord with the Postwar Building Program as outlined and approved by the State Board of Control; and

WHEREAS, The special session of the State Legislature to be held June 5th will consider the State Postwar Building Program; and

WHEREAS, The Veterans' Home Hospital is already overcrowded and hospital facilities are severely over-taxed to take care of the present load; and

WHEREAS, Veterans of the Second World War are already being admitted into the Veterans' Home of California and indications are that their number will greatly increase even before the end of the war; which will make necessary additional hospital, convalescent and domiciliary beds; now, therefore, be it

Resolved, That the department commander be authorized to immediately send a telegram to the presiding officers of the Senate, the Assembly and the Governor, endorsing and urging the adoption of the Postwar Building Program of the Veterans' Home and that the presiding officers be requested to read this telegram to the Members of the State Legislature; and be it further

Resolved, That a copy of this resolution be sent to the Governor of the State, the Directors of the State Department of Finance and Military and Veterans' Affairs.

**Postwar Building Program for the Veterans' Home of California
Approved by the State Board of Control**

	<i>Cost</i>
Two wings to hospital, beds 208-----	\$360,000 00
Convalescent barracks, beds 200-----	280,000 00
Domiciliary barracks, beds 200-----	260,000 00
Administration building-----	125,000 00
Women employees' quarters-----	150,000 00
Five cottages for doctors-----	50,000 00
Laundry and dry cleaning unit-----	140,000 00
Hog ranch addition-----	17,500 00
To replace worn-out officers quarters built in 80's-----	40,000 00
Ground lighting system-----	21,000 00
Total ----- Beds 608-----	\$1,443,500 00

The above units are the minimum requirements for the Postwar Building Program and if additional funds are to be allotted for State construction consideration should be given to the need for the following additional units of construction :

1. Industrial Building for Vocational Training Purposes.
2. Library and Recreational Building.
3. Additional Convalescent and Domiciliary Barracks Building.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1944

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

Assembly Bill No. 6
Assembly Bill No. 41
Assembly Bill No. 44
Assembly Bill No. 45

Assembly Bill No. 51
Assembly Bill No. 57
Assembly Bill No. 25

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1944

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

Assembly Joint Resolution No. 6

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 6—An act to amend Section 7305 of the Education Code, relating to average daily attendance of high school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 41—An act to create a flood control district to be called "Ventura County Flood Control District" and dividing said district into zones; to provide for the control and conservation of flood and storm waters and for the protection of watercourses, watersheds, public highways, life and property in said district from damage or destruction from such waters; to prevent the waste of water or the diminution of the water supply in, or the exportation of water from said district, and to import water into said district and to obtain, retain and reclaim drainage, storm, flood and other waters and to save and conserve all or any of such waters for beneficial use in said district; to authorize the incurring of indebtedness and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district and providing certain limitations on assessments, bonded indebtedness and expenditures with respect to the zones of said district; and to define the powers of said district, including the right of the district to sue and be sued, and the powers and duties of the officers thereof; to provide for the government, management and control of said district; to provide for the construction of works and the acquisition of property by the district to carry out the purposes of this act; and to declare this act to be an urgency measure which shall go into effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 44—An act making an additional appropriation for legislative printing, binding, etc., to take effect immediately.

Referred to Committee on Rules.

Assembly Bill No. 45—An act to add Section 540 and to amend Section 547 of the Agricultural Code relating to cheese, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Agriculture.

Assembly Bill No. 51—An act making an appropriation for the contingent expenses of the Assembly, including expenses of committees, to take effect immediately.

Referred to Committee on Rules.

Assembly Bill No. 57—An act making an appropriation for expenses of members of the Assembly pursuant to Section 3652 of the Political Code.

Referred to Committee on Rules.

Assembly Bill No. 25—An act to provide for the selection and acquisition by the State of real property for use in furtherance of the Postwar Construction Program, creating a Property Acquisition Board and specifying its powers and duties, providing for condemnation proceedings for the acquisition of such real property, defining the scope of appropriations made for expenditure pursuant to this act, and providing for the control and use of property so acquired pending its use in furtherance of the Postwar Construction Program, and making an appropriation.

Referred to Committee on Finance.

Assembly Joint Resolution No. 6—Relative to making shotgun shells available to farmers.

Referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 7, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Concurrent Resolution No. 7

And reports the same correctly engrossed.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 8, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Concurrent Resolution No. 8

And reports the same correctly engrossed.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 9, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 50

Senate Joint Resolution No. 1

Senate Joint Resolution No. 5

And reports the same correctly engrossed.

SEAWELL, Chairman

Committee on Natural Resources

SENATE CHAMBER, SACRAMENTO, June 8, 1944

MR. PRESIDENT: Your Committee on Natural Resources, to which was referred:

Assembly Bill No. 1

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

Committee membership 9; committee vote: Ayes 7; absent 2.

FLETCHER, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, SACRAMENTO, June 9, 1944

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

Assembly Bill No. 11

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

Committee membership 9; committee vote: Ayes 7; absent 2

SLATER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)**Assembly Bill No. 1**—An act to amend Section 5014 of the Public Resources Code, relating to the appropriation of moneys in the State Beach Fund.

Bill read second time, and ordered to third reading.

Assembly Bill No. 11—An act to add Section 10301.1 to the Education Code, relating to the Public School System, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, SACRAMENTO, June 8, 1944

MR. PRESIDENT: Your Committee on Natural Resources, to which was referred:

Assembly Joint Resolution No. 3

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 9; committee vote: Ayes 7; absent 2.

FLETCHER, Chairman

Above reported resolution ordered to third reading.

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, June 9, 1944

MR. PRESIDENT: Your Committee on Public Health and Safety, to which was referred:

Senate Bill No. 2

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

Committee membership 9; committee vote: Ayes 5; absent 4.

KEATING, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER)**Senate Bill No. 2**—An act to amend Sections 6512, 6513, 6520, 6641, 6660, 6697, and 6701, and the title to Article 2 of Chapter 6 of Part 1 of Division 6 of the Health and Safety Code, relating to sanitary districts, and declaring the urgency thereof, to take effect immediately.

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

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, SACRAMENTO, June 9, 1944

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

Assembly Joint Resolution No. 2

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 9; committee vote: Ayes 7; absent 2.

SLATER, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, June 9, 1944

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

Senate Bill No. 42

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Finance.

Committee membership 9; committee vote: Ayes 7; absent 2.

SLATER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER) (RESUMED)

Senate Bill No. 42—An act to repeal Chapter 1127 of the Statutes of 1943 and Section 13842.1 of the Education Code added to said code by said chapter, and to add Sections 13842.2, 13842.3, 13842.4 and 13842.5 to the Education Code, relating to salaries of persons employed by school districts in positions requiring certification qualifications, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2, lines 2 and 3, of the printed bill, strike out "one thousand seven hundred fifty dollars (\$1,750)", and insert "two thousand one hundred dollars (\$2,100)".

Amendment No. 2

On page 2, line 10, of said bill, after "to", insert "any persons classified by the governing board as".

Amendment No. 3

On page 2, line 24, of said bill, after "amount", insert "For the purposes of this section, any person employed to fill a new position requiring certification qualifications, not existing during the school year commencing July 1, 1943, shall be deemed to have been paid an annual salary of one thousand five hundred dollars (\$1,500) for that year. Any person who is employed to fill a position previously existing and held by another person during the school year commencing July 1, 1943, shall be deemed to have been paid the salary paid the person holding such position."

Amendments read and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, SACRAMENTO, June 9, 1944

MR. PRESIDENT: Your Committee on Finance, to which was referred:

Senate Bill No. 48

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 11; committee vote: Ayes 9; absent 2.

MIXTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER) (RESUMED)

Senate Bill No. 48—An act making an appropriation for allocation to cities, counties, and cities and counties to develop a Postwar Public Works Program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights-of-way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 2, line 25, of the printed bill, after the comma, insert "including but not limited to sewage treatment and disposal plants and sanitary facilities, airports, and water supply systems,".

Amendment No. 2

On page 2, line 27, of said bill, after the period, insert "Except as to public utilities specifically mentioned in this section, "specific project" does not include the construction, acquisition, extension of or additions to public utilities."

Amendment No. 3

On page 3 of said bill, strike out line 7, and insert "million eight hundred seventy-five thousand dollars (\$6,875,000 00) may be".

Amendment No. 4

On page 3, line 11, of said bill, strike out "28", and insert "25".

Amendment No. 5

On page 3 of said bill, strike out lines 12 to 17, inclusive.

Amendment No. 6

On page 3, line 18, of said bill, strike out "9", and insert "8".

Amendment No. 7

On page 3 of said bill, strike out line 19; and in line 20, strike out "rules of the board," and insert "director for an allotment of the State's share".

Amendment No. 8

On page 3 of said bill, strike out lines 26 to 41, inclusive, and insert " , together with such other information as may be required by the board. After determining that all the proper information has been submitted, the Director shall approve the application within 60 days after receipt thereof or of the final information requested by him. On approval of the application, the Director shall by executive order make an allotment to such local agency out of the amount allocated to such local agency under Section 25 and shall advise the local agency and the Controller of such allotment. The Director may make such recommendations to the local agency for the local agency's consideration as the Director thinks proper."

Amendment No. 9

On page 3, line 42, of said bill, strike out "10", and insert "9".

Amendment No. 10

On page 3, line 45, of said bill, strike out "desires aid", and insert "has received an allotment".

Amendment No. 11

On page 3, lines 50 and 51, of said bill, strike out " , without regard to advances made under Section 9".

Amendment No. 12

On page 4, line 1, of said bill, strike out "11", and insert "10".

Amendment No. 13

On page 4, line 2, of said bill, after "progresses", insert "or after its completion".

Amendment No. 14

On page 4, line 5, of said bill, strike out "desires aid under this act. The"; and strike out lines 6 to 23, inclusive; and in line 24, strike out "Sec. 12.", and insert "has received an allotment under this act. The Board of Control shall by rule prescribe the information to be shown on applications for reimbursement of the cost of preparing plans for specific projects under this act and the nature of the evidence of payment to be required in support of such application. When the Director approves such application and finds the reimbursement to be due, he shall transmit a claim for the amount due, together with all supporting information and evidence of payment, to the Controller. The Controller shall make such audit as he deems necessary and shall thereupon draw his warrant for the amount of reimbursement he finds to be due. Sec. 11."

Amendment No. 15

On page 4, line 28, of said bill, strike out "13. If the", and insert "12. If".

Amendment No. 16

On page 4, lines 29 and 30, of said bill, strike out "9, 10, 11, and 12", and insert "8, 9, and 11".

Amendment No. 17

On page 4, line 32, of said bill, strike out "14", and insert "13".

Amendment No. 18

On page 4, lines 35 and 36, of said bill, strike out "pursuant to a resolution or ordinance adopted by the governing body of the local agency".

Amendment No. 19

On page 4 of said bill, strike out lines 40 to 52, inclusive; and on page 5, strike out lines 1 to 29, inclusive; and in line 30, strike out "Sec. 17.", and insert "Sec. 14."

Amendment No. 20

On page 5, line 34, of said bill, strike out "18", and insert "15".

Amendment No. 21

On page 5, line 38, of said bill, strike out "19", and insert "16".

Amendment No. 22

On page 5, line 45, of said bill, strike out "sewerage treatment", and insert "sewage treatment and disposal".

Amendment No. 23

On page 5, line 47, of said bill, strike out "28", and insert "25".

Amendment No. 24

On page 5, line 48, of said bill, strike out "20", and insert "17".

Amendment No. 25

On page 6 of said bill, strike out lines 9 to 11, inclusive; and in line 12, strike out "the local agency", and insert

"SEC. 18 If the board approves the request, it shall by a resolution adopted by it allot to the local agency the amount requested by the local agency to be paid by the State".

Amendment No. 26

On page 6, line 18, of said bill, strike out "22. (a)", and insert "19".

Amendment No. 27

On page 6, line 23, of said bill, strike out "deliver to the director", and insert "submit to the Director an application for payment accompanied by".

Amendment No. 28

On page 6, line 25, of said bill, following "act", insert "together with such other supporting information as may be required by the Director".

Amendment No. 29

On page 6 of said bill, strike out all of lines 33 to 42, inclusive, and insert "17. After determining that all the proper information has been submitted, the Director shall approve the application within 60 days after receipt thereof or of the final information requested by him. On approval of the application, the Director shall transmit a claim for the amount due, together with all supporting information,

to the Controller. The Controller shall make such audit of the claim as he deems necessary and shall thereupon draw his warrant for the amount he finds to be due."

Amendment No. 30

On page 6, line 43, of said bill, strike out "23", and insert "20".

Amendment No. 31

On page 6, line 46, of said bill, strike out ". After determin-"; and strike out lines 47 to 51, inclusive, and insert "; together with such other supporting information as may be required by the Director. An acquisi-".

Amendment No. 31a

On page 7, line 1, of said bill, strike out "22", and insert "19".

Amendment No. 32

On page 7 of said bill, strike out line 7, and insert "SEC 21. The Director shall".

Amendment No. 33

On page 7, line 9, of said bill, strike out "22", and insert "19".

Amendment No. 34

On page 7, line 11, of said bill, strike out "Controller", and insert "Director".

Amendment No. 35

On page 7, line 14, of said bill, strike out "director", and insert "Controller".

Amendment No. 36

On page 7, line 20, of said bill, strike out "Controller", and insert "Director".

Amendment No. 37

On page 7, line 22, of said bill, strike out "director", and insert "Controller".

Amendment No. 38

On page 7, line 25, of said bill, strike out ", on a claim filed by the Director with the"; and strike out lines 26 to 32, and insert "the Director shall transmit a claim for the amount due, together with all supporting information, to the Controller. The Controller shall make such audit of the claim as he deems necessary and shall thereupon draw his warrant for the amount he finds to be due."

Amendment No. 39

On page 7, line 33, of said bill, strike out "25", and insert "22".

Amendment No. 40

On page 7, line 37, of said bill, strike out "26", and insert "23".

Amendment No. 41

On page 7, line 42, of said bill, strike out "27", and insert "24".

Amendment No. 42

On page 7, line 48, of said bill, strike out "26", and insert "23".

Amendment No. 43

On page 8 of said bill, strike out lines 10 to 17, inclusive, and insert
SEC. 25. The director shall determine the maximum amounts to be allocated to each local agency under this section and shall notify the Controller of such determination. The Controller shall not draw any warrant in behalf of a local agency for the preparation of a plan or for an acquisition under this act if the amount of such warrant together with any amounts previously paid to the local agency under this act exceeds the maximum amount allowable, respectively, for preparation of plans or for acquisitions under this section.

There is hereby allocated to all local agencies within each county or city and county, including the county or city and county itself, pursuant to Section 7 the minimum amount of five thousand dollars (\$5,000) and pursuant to Section 16 the minimum amount of three thousand dollars (\$3,000). Out of the balance allocated under these respective sections there is allocated to all local agencies within each county or city and county, including the county or city and county itself, in addition to such minimum amounts, a further sum, hereinafter called the county area amount, to be".

Amendment No. 44

On page 8, line 24, of said bill, strike out "19", and insert "16".

Amendment No. 45

On page 8, line 25, of said bill, strike out "maximum", and insert "sum of the minimum amount and the county area".

Amendment No. 46

On page 8, line 32, of said bill, strike out "19 is the maximum", and insert "16 is the sum of the minimum amount and county area amount".

Amendment No. 47

On page 8, line 34, of said bill, strike out "maximum", and insert "sum of the maximum amounts".

Amendment No. 48

On page 8, line 35, of said bill, before the period, insert "; except that where the maximum amount to be allocated to any county under this paragraph would be less than 10 per cent of the sum of the minimum amount and county area amount to be allocated under Section 7 and under Section 16 to all local agencies within the county, including the county, the allocation out of such sum shall be determined by a local commission consisting of three members appointed by the board of supervisors, three members appointed by a committee composed of one representative designated by the legislative body of each of the cities within the county, and one member appointed by the six other members. This local commission shall determine the maximum amount to be allocated to the county, but not less than 10 per cent of the above sum allocated to all local agencies within the county, including the county, and the balance shall be allocated to the cities within the county as a group to be divided among them according to the ratio of the population of any particular city as reported by the United States Census of 1940 to the total population of all the cities in the county as reported by the United States Census of 1940. This determination shall be certified to the Director who shall notify the Controller thereof".

Amendment No. 49

On page 8 of said bill, strike out line 36; and in line 37, strike out "thousand dollars (\$50,000)", and insert

"Sec. 26. Of the money appropriated by Section 6, twenty-five thousand dollars (\$25,000)".

Amendment No. 50

On page 8, line 39, of said bill, strike out "fifty thousand dollars (\$50,000)", and insert "one hundred thousand dollars (\$100,000)".

Amendment No. 51

On page 8, line 42, of said bill, strike out "30", and insert "27".

Amendment No. 52

On page 8, line 46, of said bill, strike out "31", and insert "28".

Amendment No. 53

On page 8, line 47, of said bill, strike out "19", and insert "16".

Amendment No. 54

On page 8 of said bill, strike out lines 49 to 52; and on page 9, strike out line 1; and in line 2, strike out "trict or other governmental unit.", and insert

"SEC. 29. A local agency may by resolution or ordinance, certified copies of which it files with the Controller, the Director, the board and the assignee, assign the money allocated to it under this act, or any portion thereof, to any other local agency or to any governmental unit or district in this State either for the sole use of such assignee or for use by the assignee acting in behalf of any local agency, governmental unit or district or of any combination thereof, including or excluding the assigning local agency. Such assignment may not be revoked unless the board, upon request of the assigning local agency, certifies to the assigning local agency, the assignee, the Director and the Controller that there is good cause for such revocation and specifies what should be done with the work done and how to arrange for audit and settlement for the assignee's expenditures, unused money, and activities. Money unused by the assignee shall be credited to the allocation of the assigning agency

SEC. 30. After an assignment under Section 29, the assignee has all the powers and duties given to the assigning local agency or local agencies under this act other than assignment of an allocation and shall generally be treated for the purposes of this act as a local agency, except for the allocation of money which is fully covered in this section. The Director, the board, the Reconstruction and Reemployment Com-

mission, and the Controller shall thereafter deal with the assignee as if it were a local agency, and warrants shall be drawn payable directly to the assignee. All allocations or portions thereof assigned to the assignee shall be considered together as one allocation and the assignee need make only one request or application at a time covering all such assigned allocations and the Controller need draw only one warrant in payment of any such application or request. In charging any such warrants against the amount allocated to each assigning local agency under Section 25, the Controller shall charge against each such allocation an amount which bears the same proportion to the amount of the warrant as the amount assigned by the particular local agency to the assignee bears to all amounts assigned by local agencies to the assignee.

SEC. 31."

Amendment No. 55

On page 9, lines 3 and 4, of said bill, strike out "such projects", and insert "any plans or acquisitions under this act, other than the money made available by the State under this act,".

Amendment No. 56

On page 9, line 6, of said bill, strike out "33," and insert "32".

Amendments read and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

MOTION

Senator Mixter moved that Senate Bill No. 48 be given a rush order for printing.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

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

Senate Bill No. 52: By Senator Salsman—An act to add Chapter 10 to Division 4 of the Education Code; to add Chapters 4.5, 15.5 and 16.5 to Division 3 of said code; to amend Sections 7302, 7105, 7137, 8702, 9051, 9071, and 9191 of said code; to repeal Article 2 of Chapter 7 of Division 4 of said code and to repeal Sections 6758, 7103, 7136, and 10604 of said code, all relating to the Public School System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 53: By Senator Dorsey—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for a training school for girls, in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS

Senate Bill No. 50—An act making an appropriation for expenses of members of the Senate pursuant to Section 352 of the Political Code.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Fletcher, Hatfield, Jespersen, Judah, Keating, Mayo, Mixter, Parkman, Powers, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—30.

NOLs—None.

Bill ordered transmitted to the Assembly.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Seawell:

Resolved, That Assembly Bills Nos. 1 and 11, and Senate Bill No. 2 present a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bills be read on three several days in each house is hereby dispensed with, and it is ordered that said bills be read the third time, considered engrossed, and placed upon their passage.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—33.

NOES—None.

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

CONSIDERATION OF ASSEMBLY BILL NO. 11

Assembly Bill No. 11—An act to add Section 10301.1 to the Education Code, relating to the Public School System, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—36.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Burns, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Jespersen, Judah, Keating, Luckey, McCormack, Mixter, Parkman, Powers, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1—An act to amend Section 5014 of the Public Resources Code, relating to the appropriation of moneys in the State Beach Fund.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 3—Relative to memorializing Congress to provide adequate support for the maintenance of the San Joaquin Experimental Range by the Forest Service, United States Department of Agriculture.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 2—An act to amend Sections 6512, 6513, 6520, 6641, 6660, 6661, 6697, and 6701, and the title to Article 2 of Chapter 6 of Part 1 of Division 6 of the Health and Safety Code, relating to sanitary districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Mayo, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, and Tickle—30.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 2—Relative to memorializing the Congress of the United States to make a survey of the needs of various schools for adult manual education, before authorizing disposal of equipment or machinery used in the production of war material.

Resolution read.

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

AYES—Senators Biggar, Brown, Burns, Cunningham, DeLap, Deuel, Donnelly, Dorsey, Gordon, Judah, Keating, Luckey, Mayo, McCormack, Mixter, Parkman, Powers, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—26.

NOES—None.

Resolution ordered transmitted to the Assembly.

PROGRESS REPORT OF SENATE COMMITTEE ON NEEDLES-COLORADO RIVER PROBLEMS

June 5, 1944

MEMBERS OF THE SENATE: Your committee heretofore appointed to investigate the water situation at Needles and vicinity desire at this time to make the following progress report:

Since filing of the last resolution, the gradual filling in of the river bed of the Colorado River at and in the vicinity of Needles has continued, thereby causing the waters of the river to gradually rise so as to inundate more lands and to constitute a greater menace to the City of Needles and public utility installations in that vicinity. So serious has the situation become that a direct appeal to the Department of the Interior for immediate relief was made by the Governor at the suggestion of your committee. This

appeal found response and the department took immediate action to raise what is known as the Santa Fe Dike along the river bed on the California side.

The moneys then available were inadequate to complete the job and a measure is now pending in Congress for the appropriation of an additional \$300,000 to complete the work. This appropriation has received favorable consideration at the hands of the delegations from the Western States and it is believed will receive Presidential approval when passed. We have the assurance from Commissioner Bashore that as rapidly as priority releases may be had the work will progress as speedily as possible.

It is not necessary for your committee to further emphasize the seriousness of the situation, nor do we at this time wish to determine the responsible agency or the direct cause of the condition which is now confronting the City of Needles, the public utility agencies and threatening the railway installations in that vicinity. Your committee is of the opinion that the responsibility for determining the cause of the condition complained of is reposed in the Federal Government and the Federal agency in charge of the development, regulation, and control of the Colorado River.

Your committee, however, wish to emphasize that even though the situation at Needles is a serious one and no doubt the natural result of the river development by the Federal Government, these conditions can be rectified and fortified against without jeopardizing further and full development and control of the Colorado River in the interest of Western States dependent thereon for water and power, and your committee wish to be understood that it approves continued development of this great natural resource in the interest of and for the benefit of the Western States and the people thereof, so that the water and power made available by such development and regulation may be reserved and allocated to uses within the United States of America.

The committee, however, is firmly of the opinion that the Federal Government should, as part of such development, provide against damaging private and public property, and take immediate action to prevent any such damage when and as any threatened injury appears to be the result of such development.

The work of the Federal Government heretofore referred to will, we believe, solve for the time being at least the dangerous condition now existing along the Colorado River at and in the vicinity of Needles. There are other important phases of the problem referred to this committee which will require further study.

So far, the committee is not able to make any satisfactory report concerning the location of the boundary line between the State of California and the State of Arizona and there is considerable valuable data which should be assembled and perpetuated for further use and reference when the location of the boundary line is finally determined. It is the intention of the committee to continue with this work with the hope that we will be able to prepare a report which will be of value when the line location is finally attempted.

One of the questions which should be given immediate consideration is that involving the damage to property both public and private along the California side of the river since the construction of Boulder and Parker Dams. This will require a more detailed study than this committee wishes to undertake; but a comprehensive survey of the lands in California along the river bed subject to overflow and damage by the raising of the waters in the river, between Boulder and Parker Dams, will be necessary to enable this committee to make a full report. Such a comprehensive survey will also be valuable for tax purposes for the various counties involved, and for the State in determining fishing and hunting rights.

The executive officer of the Division of State Lands has indicated a willingness for his department to make such a comprehensive survey, should his department be requested so to do. We are, therefore, asking at this time a broadening of the terms of the resolution, under which this committee is appointed, sufficiently so that this department will make the survey and will cooperate with your committee in determining the extent, nature, and character of the lands which will or may be involved when the question of definitely establishing the boundary line is reached. We hope that this information will be available so that we may file it as an official document for future reference.

We do not believe that any additional substantial sum will be necessary to enable the committee to carry on its work up to and until the convening of the next session of the Legislature, and are therefore making no request for additional funds other than an amount sufficient to keep the resolution within the call of the special session.

Attached hereto and made a part of this report is a further report of the committee engineer, Mr. W. P. Rowe, containing valuable information which should be printed as an appendix to and as a part of this report.

Respectfully submitted.

ED FLETCHER
E. GEORGE LUCKEY
RALPH E. SWING, Chairman

ENGINEERING OFFICE, SAN BERNARDINO, CALIFORNIA, May 31, 1944

*To the Senate Committee on the
Colorado River Problems at Needles.
Capitol Building, Sacramento, California*

GENTLEMEN: It has been stated frequently that the Mojave Valley above Topock has been slowly aggrading since the first observations of water level were made on the Colorado River at Topock in 1881. The rate of aggradation is given as 0.3 feet per year. This statement has been used to demonstrate that the menace to the City of Needles and vicinity from an aggrading stream bed is of long duration. I have recently examined all available data in the files of the Atchison, Topeka and Santa Fe Railway and find that this statement can not be substantiated prior to 1902-1903, except at Topock. The flood flows which spread over the broad Mojave Valley are confined at Topock to a narrow canyon section. Gage height changes at Topock will be three times as great as at Needles for a flood of 100,000 second feet. A flood some few years prior to 1881 had the greatest gage height of record at Topock. This flood is estimated to have exceeded 400,000 second feet. Such a flood followed by a dry period could have resulted in scouring the channel through the canyon section to an extent that required several years to restore the grade to normal.

Lieutenant Ives made a trip up the Colorado River in a shallow bottomed steamboat in 1857-1858. An account of his trip was published by the United States Government. Lieutenant Ives steamed through the Mojave Valley in February when the river flow is normally low and stated that he encountered a gravel bar just above Topock, another about eight miles farther upstream, and a third about 30 miles above Topock. These were gravel bars. About 24 miles above Topock he encountered the only sand bar in the Mojave Valley. If the rate of aggradation was at a rate of 0.3 feet per year, Lieutenant Ives would have encountered banks 25 feet high at his camp near Needles which would have been worthy of mention. On the contrary, he mentioned that the Mojave Valley might be overflowed during any season. Carrying this aggradation rate still farther back would make Needles a seaport in 370 A.D.

In 1880-1881 the Atlantic and Pacific Railroad, surveying from the east and the Southern Pacific surveying from the west, studied three possible crossings of the river. The "Upper Crossing" was first used and was 4.2 miles below the old Needles Gage and 9.1 miles above Topock as measured along the river at that time. A second crossing called the "Middle Crossing" was 3.4 miles above Topock or Red Rock Crossing. This crossing was never used. The third crossing studied at that time was at Topock and was used after the Upper Crossing was abandoned in 1889 because of river changes. The following table shows water elevations at these three crossings at various comparable dates. The stage of the river in 1880 and 1881 is not known but was considered as "low." In 1902-1903 the stage was 10,000 second feet and the 1927 elevations were taken in February when the river is usually at a low stage. The 1942 observations were made during a 13,700 second foot stage at Topock and are taken from Exh. No. 28 as prepared by Mr. L. J. Foster of the U. S. Bureau of Reclamation for the Special California Legislative Investigation Committee.

TABULATION SHOWING COMPARISON OF WATER ELEVATIONS OF
COLORADO RIVER ABOVE TOPOCK

Year	Elevation at Upper Crossing	River Miles	Elevation at Middle Crossing	River Miles	Elevation at Topock Crossing
1880-1881	448.1	5.7	436.1	3.4	425.7
1902-1903	448.8	5.9	438.3	3.6	431.2
1927	457.5	5.7	445.7	3.8	437.3
1942	463.0	6.2	541.2	3.4	444.5

The elevation for 1880 and 1881 are from A. T. & S. Fe Railway levels corrected for the elevation given at Topock in 1939 by the U. S. C. & G. S. The elevations for 1902-1903 were taken from the survey maps of that period as computed for a 10,000 second foot stage and no correction has been made for later adjustments in the level network. The 1927 elevations are from a survey made by the City of Los Angeles and the datum is assumed to be U. S. C. & G. S. The elevations for 1942 are taken from profile surveys made by the United States Bureau of Reclamation using the U. S. C. & G. S. 1929 adjustment.

It will be noted from this table that at a point 9.1 miles above Topock and 4.2 miles below Needles, there was practically no change in river elevations between 1880-1881 and 1902-1903. At a point nearer Topock, however, there was an increase in elevation of 2.2 feet between these years while at Topock the increase was 5.5 feet during the same period of 21 years. A comparison of the river distances would indicate that the Colorado River has not made as violent changes through this section of the Mojave Valley as it has above the Upper Crossing near Needles. The convergence of the confining wall probably accounts for this.

There are daily gage heights available since 1878 at Yuma at the head of the Colorado River Delta. The average gage heights for November, which is the most stable month for this gage, show changes from year to year. Between 1880-1881 and

1903 the raise was three or four feet. The elevation of river surface was then stable until 1908. When Laguna Dam was completed above the gage in 1908, the river surface dropped almost four feet the following year due to scour from flows partially desilted by aggradation above the dam. This scour was not restored until about 1925 and the river surface then remained practically stable until the exceptionally dry years after 1932 and manipulations of flow at Boulder Dam in 1936 upset the regimen. During the 58 year period of record from 1878 to 1932 the river elevation during November shows a net raise of 3.2 feet. There are several instances when the river elevation has changed as much as 2.0 feet either way in one year but these changes were gradually absorbed in subsequent years.

We do not have any present knowledge of river surface elevations at Needles prior to 1902-1903 but know that the distance between Needles and the Upper Crossing in 1881 was only 4.2 miles and while it was 6.3 miles in 1902-1903. Such a change would cause unstable conditions in water levels. Between 1881 and 1910 the river worked toward Needles and this encroachment was the cause of most concern during this period. The Railway had a spur track to the boat landing near Needles in 1883 but no elevation can be found. The river terminus was changed from time to time as the river encroached but no mention is made of its being covered with silt. If any aggradation occurred it was apparently confined to the river channel. Between 1910 and 1940 the problem at Needles was the prevention of further encroachment by the river coupled with an aggradation above Laguna Dam. Since 1940 the problem has been the prevention of overflow of the rock reveted dike now being raised by the United States Bureau of Reclamation.

CONCLUSIONS

As shown by the Table of Water Elevations there was no substantial change in river elevation in the main Mojave Valley between 1880-1881 and 1902-1903 although there were many channel changes. The data for changes at Needles between 1902-1903 and 1931 are fragmentary but at Topock there are available data from which a fairly accurate picture of river changes for a 10,000 second foot stage can be determined.

The bed of the Colorado River at Topock is easily eroded, and while the section is restricted by the canyon walls, changes of 1 foot for a stage of 10,000 second feet can occur. The apparent raise of water elevation at Topock between 1902-1903 and 1909 was 0.7 feet. Laguna dam was completed in 1909. The river elevation at Topock raised from 431.9 feet in 1909 to 434.4 feet in 1913. Between 1913 and 1938, when Lake Havasu was first filled, the raise was 7.0 feet. After 1938 the gage at Topock was affected by backwater.

Although the records between 1902-1903 and 1931 are fragmentary at Needles, we have data which show the aggradation in the river channel was very rapid between 1908 and 1913, amounting to 3 feet. Between 1913 and 1931, the aggradation was 6.0 feet. Between 1931 and 1941, the raise of water elevation was less than 1 foot. The last nine years of this period were ones of low stream flow due to dry years and restricted release from Lake Mead.

From August 10, 1941, with a stage of about 25,000 second feet, to October 1, 1943, with a stage of about 20,000 second feet, the river surface at Needles rose 1.0 foot. Between October 1, 1943, and May 1, 1944, the flow was approximately 23,000 second feet and the river water surface at Needles rose 1.8 feet in the 7 month period. The freeboard on the levee at Needles on May 1, 1944, was less than 1.0 feet in many places. The highwater condition at Needles is the result of man-made interferences with the natural flow of the Colorado River.

Very truly yours,

W. P. ROWE

MOTION

Senator Swing moved that 100 copies of the Progress Report of Senate Committee on Needles-Colorado River Problems be printed for distribution to various officials and Governmental agencies.

Motion carried.

COMMUNICATIONS

The following communication was received, read, and, on motion of Senator Swing, ordered printed in the Journal:

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION, Washington 25, D. C., June 5, 1944

*Mr. Joseph A. Beek, Secretary of the Senate, California State Legislature
Sacramento, California*

DEAR MR. BEEK: Reference is made to my letter of May 6, 1944, relative to unfavorable action taken by the War Production Board on the protective works along the Colorado River at Needles, California.

The Facilities Committee of the War Production Board reconsidered this project in the light of additional developments, and on May 26, 1944, advised me by copy of a letter from its chairman, Mr. John B. McTigue, to Mr. A. G. Eaton, Director, Government Division, of the board, that this project is approved. The work authorized under this approval includes adding 4 feet to the height of the existing Santa Fe Levee, extending this levee a distance of about 3,500 feet below the lower end of the existing levee, excavating a drainage ditch to intercept the subsurface seepage, constructing a pumping plant to lift the water developed by this drainage system over the levee into the river, and building such bridges over the drainage system as are necessary and consistent with the approved application.

An item of \$300,000 for the Needles work was carried in the Interior Department Appropriation Bill for 1945 as it passed the Senate. The measure is now in conference, and I am hopeful this hurdle will be cleared shortly. In the meantime, the protection at Needles is being accelerated all possible.

Very truly yours,

H. W. BASHORE, Commissioner

REQUEST FOR UNANIMOUS CONSENT

Senator Burns asked for, and was granted, unanimous consent to have an editorial appearing in the San Francisco Examiner of June 9, 1944, printed in the Journal.

Russia Learns Truth About America

At last we have a courageous American who dares to tell the Russians face to face what President Roosevelt and Prime Minister Churchill have failed to say.

That man is Eric Johnston, the youthful president of the United States Chamber of Commerce.

He has told the Moscow Reds, as their guest, that the American people and the Russian people are NOT ALLIES ECONOMICALLY OR IN THEIR WAYS OF LIFE.

MR. JOHNSTON'S SPEECH IS ONE OF THE MOST EXTRAORDINARY, AND CERTAINLY ONE OF THE MOST CLARIFYING, MADE DURING THIS WAR.

Expressing his admiration for the heroic deeds of the Russian armies in driving the Germans out of Russia, he then goes straight to the irreconcilable differences of the American way and the Russian way in these telling sentences:

"In economic ideology and practice my country is different from yours. You are state-minded and collective-minded. We are most private-minded and most individual-minded, and gentlemen, make no mistake—we are determined to remain so and even become more so."

Before we can cooperate in the postwar period, Mr. Johnston says, there is "one point that must be totally clear between us," and that is that no American union or major political party favors "the primary socialistic principle of 'common ownership and operation of the means of production and distribution.'"

He pointed out to the open-mouthed Soviet "trade leaders," whom he addressed thus: "The American Communists have been completely wasting their time."

No American laboring man, Mr. Johnston told his audience, considers himself a "proletarian."

OUR WORKERS BELONG TO THE "MIDDLE CLASSES," AND ARE PROUD OF IT

It is this "middle class," under the contemptuous epithet of the "bourgeoisie," that the Communists of Russia have sworn to exterminate.

Our American Communists, said Mr. Johnston, have not yet "caught on" to the fact that there are no "proletarians" in America.

How, then, can you make a PROLETARIAN REVOLUTION, Mr. Johnston asked his hosts, among workers who do not even know that they are PROLETARIANS?

And then Mr. Johnston made his boldest statement before these enemies of our political and economic system when he said:

*"If you (meaning the Russian Reds) take pepper, they sneeze.
"If you have indigestion, they belch."*

In a word, he told the Russians, from the head blouse in the Kremlin down to the most humble worker, that the American Communist Party, no matter how often it changed its name, was directed from Moscow and was, therefore, NOT AMERICAN in any sense.

Let us admit this gulf between the two peoples.

Let Russia stay on her own premises and indulge in any experiments she sees fit. AND THE U.S.A. WILL, IN TURN, STAY ON HER OWN PREMISES AND PURSUE HER OWN FREE ENTERPRISE WAY

Having this understanding, we can still do business on a bridge over the gulf that divides us.

BUT HANDS OFF! OF OUR INSTITUTIONS.

Eric Johnston has blown to shreds all the rhetorical bowing, scraping and bootlicking of the Joe Davieses and the Wendell Willkies.

He has spoken the TRUTH TO RUSSIA on her home ground.

FOR THAT HE DESERVES THE THANKS OF THE MUCH-DECEIVED AMERICAN PEOPLE.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Seawell moved that Senate Bill No. 1 be taken from the inactive file, and placed on the second reading file.

Motion carried.

SECOND READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1—An act making an appropriation for the contingent expenses of the Senate for the Fifty-fifth (Fourth Extraordinary) Session of the Legislature, including expenses of committees created at such session, and declaring that this act shall take effect immediately.

Bill read second time.

Motion to Amend

Senator Seawell moved the adoption of the following amendment:

Amendment No. 1

In line 1 of the printed bill, strike out "forty thousand dollars (\$40,000)", and insert "fifty thousand dollars (\$50,000)".

Amendment read and adopted.

Bill ordered printed, engrossed, and to third reading.

RESOLUTIONS

The following resolutions were offered:

By Senator Seawell:

Senate Resolution No. 20

Relating to augmenting the funds of the Interim Committee to Investigate the Department of Motor Vehicles

Resolved, That in addition to any money heretofore made available, the sum of two thousand five hundred dollars (\$2,500), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Senate for the expenses of the Interim Committee to Investigate the Department of Motor Vehicles (created by Senate Resolution No. 150, adopted May 5, 1943) and its members, and for any charges, expenses or claims it may incur under the resolution, to be paid and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Referred to Committee on Rules.

By Senator Swing:

Senate Resolution No. 21

Amending Senate Resolution No. 138 adopted May 5, 1943

WHEREAS, Pursuant to Resolution No. 138, adopted on the fifth day of May, 1943, relative to the study of the water situation at Needles and vicinity, by making a further appropriation to such committee and authorizing the Division of Lands of the State of California to make a comprehensive survey of the lands along the Colorado River bed subject to overflow and damage between Parker Dam and Boulder Dam; and

WHEREAS, Pursuant to Resolution No. 138 of the Senate of the State of California, a special committee of three members was appointed for the purposes set forth in said resolution; and

WHEREAS, Said committee has performed a large part of the duties assigned it; and WHEREAS, Further study and investigations are necessary to enable such committee to complete its work; now, therefore, be it

Resolved by the Senate of the State of California, That in addition to the other powers, duties imposed upon such committee by the Senate resolution, the said committee shall make a comprehensive survey and study of the various lands that are subject to overflow and damage caused by the rising of the water level in the river due to the construction and operation of Boulder and Parker Dams; and be it further

Resolved, That the Division of Lands of the State of California and officers thereof be, and they are hereby requested, to make a comprehensive survey of the lands in California along the Colorado River between Parker Dam and Boulder Dam that are or may be overflowed, injured or damaged by raise in the water of the Colorado River since the construction and operation of Boulder and Parker Dams; and likewise investigate and assemble all available data relative to the location of the boundary line between the State of California and the State of Arizona; and that said division and its said officers cooperate and act for and with the said Senate Committee at such time and in such manner as such committee may request, and report the result of its investigation and findings to such committee so that the same may be reported by said committee to the Senate, and preserved for use in determining and establishing the said boundary. And said committee is authorized to spend the funds that are now or may hereafter be allocated to it for the purposes of investigating and assembling such data; and be it further

Resolved, That the further sum of one hundred dollars (\$100) or so much thereof as may be necessary, together with the sums heretofore allocated to said committee, is hereby made available from the Contingent Funds of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the Contingent Funds of the Senate and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer; provided, however, that no member of said committee shall be entitled to receive expenses or mileage during the sessions of the Legislature.

Referred to Committee on Rules.

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

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

Senate Bill No. 54: By Senators Dillinger, Collier, Judah, Swing, Powers, Mayo—An act to add Article 6, comprising Sections 7001 to 7004, inclusive, to Chapter 13 of Division 3 of the Education Code, and to repeal Chapter 1085 of the Statutes of 1943, and Sections 5151.1, 6952.1, 6953.1, 6957.1, 6972.1, 6974.1, 6975.1 and 6977.1 of the Education Code added to said code by said chapter, relating to support of elementary schools, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Senate Joint Resolution No. 6: By Senator Biggar—Relative to memorializing the United States Veterans' Administration to establish a rehabilitation home and hospital at Vichy Springs in Mendocino County.

Referred to Committee on Military and Veterans Affairs.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 9, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Joint Resolution No. 2—Relative to the release of trucks for sale to farmers;

Senate Joint Resolution No. 3—Relative to the production of commercial blue poppies;

Senate Joint Resolution No. 4—Relating to the statutory compact between the United States and the State of California, evidenced by the Boulder Canyon Project

Act and the California Water Limitation Act, and opposing ratification of the treaty between the United States of America and the United Mexican States, signed at Washington, D. C, February 3, 1944, and pending before the Senate of the United States, on the ground that such treaty would constitute a breach of the said compact;

Senate Concurrent Resolution No. 9—Approving certain amendments to the charter of the City of Napa, a municipal corporation in the County of Napa, State of California, voted for and ratified by the qualified voters of said City of Napa at a special municipal election held therein on the first day of May, 1944; And reports that the same have been correctly enrolled, and presented to the Governor on the ninth day of June, 1944, at 3 p. m.

SEAWELL, Chairman

ADJOURNMENT

At 3.25 p.m., on motion of Senator Seawell, the President declared the Senate adjourned until 11 a m., June 10, 1944.

ROBERT G. ALDERMAN, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-FIFTH (FOURTH EXTRAORDINARY) SESSION

SENATE DAILY JOURNAL

SIXTH LEGISLATIVE DAY
SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Saturday, June 10, 1944

The Senate met at 11 a.m.

Hon. Frederick F. Houser, President of the Senate, presiding.

Secretary John F. Lea at the desk.

ROLL CALL

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

Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—35.

Quorum present.

PRAYER

By invitation of the President, prayer was offered by the Rev. Thomas A. Kirley.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Carter, on motion of Senator Seawell.

Senator Kuchel, on motion of Senator Seawell.

Senator Shelley, on motion of Senator Seawell.

Senator Collier, on motion of Senator McBride.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Dorsey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Pfc. Azar R. McKeone, of McIntosh, Florida; Cpl. Win A. Herbst, of St. Louis, Missouri; Cpl. Donald R. Murray, of Washington, D. C.; Sgt. LeRoy F. Papineau, of Ontonagon, Michigan; Pvt. Harry Tecotsky, of Chicago, Illinois, and Pfc. Philip J. Geppi, of Baltimore, Maryland.

On request of Senator Swan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Philo Chambers,

Chief Counselor, California Boys State of California, California Department, American Legion, meeting at Grant Union High School and Junior College, and son, Bobby Chambers, and Brother Henry, member of faculty, Christian Brothers College, Sacramento.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA

GOVERNOR'S OFFICE, SACRAMENTO 14, June 9, 1944

To the Senate of the State of California

I have the honor to inform you that I have made the following appointments, and respectfully request your confirmation thereof and consent thereto:

ALFRED T. HUNTER (Captain), resident of San Francisco, at present, operating manager of the General Steamship Co., Ltd., at San Francisco. Formerly a member of the San Francisco Bar Pilots Association, having served as president of that association for seven years. Formerly Port Captain and Marine Superintendent of the U. S. Lines at New York. Formerly master, Steamship *Northern Pacific*, and executive and navigation officer thereof during World War I when this vessel was operated by the Navy. Formerly Master and Chief Officer of Steamship *Korea*, operated by Pacific Mail Steamship Company—member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, vice Francis R. Shoemaker, deceased, for the term at the pleasure of the Governor and Senate. Appointed June 9, 1944.

BRADFORD M. MELVIN, resident of San Mateo, San Francisco attorney. On June 15, 1917, enlisted in U. S. Navy. Held the rates of Apprentice Seaman, Seaman 2d Class; 3d, 1st, and Chief Petty Officer. Was commissioned Ensign, Temporary, in the U. S. Navy in 1918, and served as an officer on the *U. S. S. Vixen* until his discharge July 23, 1919, from the U. S. Navy, and on the same day was enrolled as an officer in the U. S. Naval Reserve. Thereafter on October 30, 1927, was commissioned a Lieutenant in the U. S. Naval Reserve, and was placed on the retired list of the U. S. Naval Reserve, on the honorary retired list. Transferred to honorary retired list June 18, 1941, effective July 1, 1941, and still in the Naval Reserve and subject to call—member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, vice Philip Solon, term expired, for the term at the pleasure of the Governor and Senate. Appointed June 9, 1944.

ANDREW G. TOWNSEND (Captain), resident of San Francisco, presently marine manager, Matson Navigation Co. Formerly port captain for Matson Navigation Co. and captain of Matson passenger ships, particularly the *Lurline*, *Matsonia*, *Mauti*, *Malolo* and *Monterey*—member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, vice Captain Mitchell Tyson, term expired, for the term at the pleasure of the Governor and Senate. Appointed June 9, 1944.

MRS. ROBERT POTTER HILL, resident of Eldridge, Sonoma County, ranch owner in Eldridge, former president of the State Federation of Women's Clubs, and is secretary of the county probation committee—member, Board of Trustees, Sonoma State Home, vice self, term expired, for the term prescribed by law. Appointed June 9, 1944.

R. R. EMPARAN, resident of Sonoma, a realtor, grandson of General Vallejo—member, Board of Trustees, Sonoma State Home, vice self, term expired, for the term prescribed by law. Appointed June 9, 1944.

LEWIS CROMWELL, resident of Petaluma, attorney at law—member, Board of Trustees, Sonoma State Home, vice William Gray, term expired, for the term prescribed by law. Appointed June 9, 1944.

CHARLES DEMEO, resident of Santa Rosa, attorney at law of the firm of DeMEO & DeMEO—member, Board of Trustees, Sonoma State Home, vice Bryce Swartfager, term expired, for the term prescribed by law. Appointed June 9, 1944.

Respectfully,

EARL WARREN, Governor

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1944

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

Assembly Bill No. 24
Assembly Bill No. 31
Assembly Bill No. 32
Assembly Bill No. 35

Assembly Bill No. 36
Assembly Bill No. 38
Assembly Bill No. 39
Assembly Bill No. 40

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 24—An act making an appropriation to carry out the purposes of the State Reconstruction and Reemployment Act, and limiting the use thereof to the making of an economic survey of the mineral resources of the State.

Referred to Committee on Finance.

Assembly Bill No. 31—An act making an appropriation to The Regents of the University of California for surveys, preparation of plans and specifications, and other preliminary work preparatory to the construction of additional buildings for the University of California, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Assembly Bill No. 32—An act making an appropriation for the acquisition of land for the branch of the University of California at Santa Barbara, providing for the transfer thereof to The Regents of the University of California for such use, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Assembly Bill No. 35—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State office building in the City of Los Angeles and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Assembly Bill No. 36—An act making an appropriation in augmentation of the Emergency Fund specified in Item 221 of the Budget Act of 1943, to be expended for alterations, repairs, improvements and minor construction of State-owned buildings and structures, and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Assembly Bill No. 38—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for the construction of a garage for State use in the City of Sacramento and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Assembly Bill No. 39—An act making an appropriation to be expended pursuant to the Administrative Property Acquisition Act for the acquisition of real property for use as a site for the construction of a residence for the Governor of the State of California in the City of Sacramento and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

Assembly Bill No. 40—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of

real property for use as sites for State office buildings in the City of Sacramento and in furtherance of the Postwar Building Program.

Referred to Committee on Finance.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1944

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

Senate Bill No. 7
Senate Bill No. 13
Senate Bill No. 14
Senate Bill No. 17

Senate Bill No. 20
Senate Bill No. 21
Senate Bill No. 23

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bills ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1944

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

Senate Bill No. 8
Senate Bill No. 11

Senate Bill No. 35

And respectfully requests your honorable body to concur in said amendments

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1944

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

Senate Bill No. 43

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

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1944

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

Senate Bill No. 5
Senate Bill No. 6
Senate Bill No. 9
Senate Bill No. 10

Senate Bill No. 12
Senate Bill No. 32
Senate Bill No. 50

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bills ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 9, 1944

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

Assembly Joint Resolution No. 9
Assembly Joint Resolution No. 10

Assembly Joint Resolution No. 8
Assembly Concurrent Resolution No. 8

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Joint Resolution No. 9—Relative to requesting priorities on pasteurizing equipment for the manufacture of cheese.

Referred to Committee on Agriculture.

Assembly Joint Resolution No. 10—Relative to an interregional highway connecting San Diego and the extreme-southern part of the State with the easterly regions of the United States.

Referred to Committee on Transportation.

Assembly Joint Resolution No. 8—Relative to memorializing the President and Congress to have the Mammoth Pass Road in California constructed as a Postwar Construction Project.

Referred to Committee on Transportation.

Assembly Concurrent Resolution No. 8—Relative to the retirement of Judge W. T. O'Donnell.

Request for Unanimous Consent

Senator McCormack asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 8, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 8

Assembly Concurrent Resolution No. 8—Relative to the retirement of Judge W. T. O'Donnell.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Dorsey, Fletcher, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tickle, and Ward—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 10, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 1

And reports the same correctly re-engrossed.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 9, 1944

MR. PRESIDENT: Your Committee on Rules, to which were referred:

Assembly Bill No. 44

Assembly Bill No. 51

Assembly Bill No. 57

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

Committee membership 5; committee vote: Ayes 4; absent 1.

SEAWELL, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 44—An act making an additional appropriation for legislative printing, binding, etc., to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 51—An act making an appropriation for the contingent expenses of the Assembly, including expenses of committees, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 57—An act making an appropriation for expenses of members of the Assembly pursuant to Section 352 of the Political Code.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, June 9, 1944

MR. PRESIDENT: Your Committee on Local Government, to which was referred: Assembly Bill No. 41

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

Committee membership 9; committee vote: Ayes 6; absent 3.

CUNNINGHAM, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER) (RESUMED)

Assembly Bill No. 41—An act to create a flood control district to be called "Ventura County Flood Control District" and dividing said district into zones; to provide for the control and conservation of flood and storm waters and for the protection of watercourses, watersheds, public highways, life and property in said district from damage or destruction from such waters; to prevent the waste of water or the diminution of the water supply in, or the exportation of water from said district, and to import water into said district and to obtain, retain and reclaim drainage, storm, flood and other waters and to save and conserve all or any of such waters for beneficial use in said district; to authorize the incurring of indebtedness and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district and providing certain limitations on assessments, bonded indebtedness and expenditures with respect to the zones of said district; and to define the powers of said district, including the right of the district to sue and be sued, and the powers and duties of the officers thereof; to provide for the government, management and control of said district; to provide for the construction of works and the acquisition of property by the district to carry out the purposes of this act; and to declare this act to be an urgency measure which shall go into effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, SACRAMENTO, June 10, 1944

MR. PRESIDENT: Your Committee on Finance, to which were referred:

Senate Bill No. 48

Assembly Bill No. 2

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

Committee membership 11; committee vote: Ayes 9; absent 2.

MIXTER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 48—An act making an appropriation for allocation of cities, counties, and cities and counties to develop a Postwar Public Works Program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights-of-way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER) (RESUMED)

Assembly Bill No. 2—An act to add Section 2.5 to an act entitled "An act providing for the designation of money in the State treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premiums received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913, relating to the designation of surplus money in the State treasury, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, SACRAMENTO, June 9, 1944

MR. PRESIDENT: Your Committee on Agriculture, to which were referred:

Assembly Joint Resolution No. 6

Assembly Joint Resolution No. 9

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 11; committee vote: Ayes 8; absent 3.

CRITTENDEN, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, June 10, 1944

MR. PRESIDENT: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 45

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

Committee membership 11; committee vote: Ayes 8; absent 3.

CRITTENDEN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER) (RESUMED)

Assembly Bill No. 45—An act to add Section 540 and to amend Section 547 of the Agricultural Code, relating to cheese, declaring the urgency of this act, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, SACRAMENTO, June 10, 1944

MR. PRESIDENT: Your Committee on Finance, to which was referred:

Senate Bill No. 51

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

Committee membership 11; committee vote: Ayes 6; noes 3; absent 2.

MIXTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER) (RESUMED)

Senate Bill No. 51—An act to make an appropriation for the conservation and utilization of the waters of certain rivers and the prevention of floods.

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

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, SACRAMENTO, June 10, 1944

MR. PRESIDENT: Your Committee on Finance, to which was referred:

Senate Bill No. 29

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 11; committee vote: Ayes 9; absent 2.

MIXTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER) (RESUMED)

Senate Bill No. 29—An act making an appropriation for the acquisition of land for a school to be known as the California State Military School, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "for the acquisition of land for", and insert "to be expended pursuant to the Property Acquisition Act for the acquisition of real property for".

Amendment No. 2

In line 2 of the title of said bill, strike out "school to be known as the California State Military School", and insert "State Training School for Boys".

Amendment No. 3

In the title of said bill, strike out lines 3 and 4, and insert "in furtherance of the Postwar Building Program."

Amendment No. 4

On page 1, line 4, of said bill, strike out "by the Director of Finance", and insert "under the provisions of the Property Acquisition Act".

Amendment No. 5

On page 1, lines 6 and 7, of said bill, strike out "the construction of a school to be known as the California State Military School", and insert "a State Training School for Boys".

Amendment No. 6

On page 1, line 8, of said bill, strike out "to which school shall be admitted boys of eight to"; and strike out lines 9 and 10, and insert "in furtherance of the Postwar Building Program."

Amendment No. 7

On page 1 of said bill, strike out lines 11 to 23, inclusive; and on page 2, strike out lines 1 to 7, inclusive, and insert

"SEC. 2. Juvenile delinquency has long been a perplexing problem confronting the State, and has become increasingly so as the number of delinquents grows larger due to conditions partly arising out of the war. It is essential to the welfare of the State that these young people be helped to become good citizens, by providing a proper environment in which to develop good character. Attendance at a State training school, including within its curriculum military training and discipline, academic subjects and vocational training, rather than at a penal institution, will give them the necessary discipline and training, without any stigma.

In order that this may be accomplished at the earliest possible date it is necessary that funds be appropriated by this act."

Amendments read and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was offered:

Senate Concurrent Resolution No. 10: By Senators Dillinger, Collier, and DeLap—Relative to augmenting the appropriation for the Joint Committee on the Tax Structure of the State.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Senator Dorsey:

Senate Resolution No. 22

Relating to the creation of a Senate Interim Committee on a State Training School for Boys including within its curriculum military training and discipline, academic subjects, and vocational training, and suitable training schools for girls, as a part of the Postwar Employment Program.

WHEREAS, The Postwar Employment Reserve was created for the purpose of meeting the needs of the State for the construction and rehabilitation of State buildings and facilities and to provide postwar employment; and

WHEREAS, Legislation is pending for the creation of a Property Acquisition Board for the purpose of selecting sites for postwar construction projects; and

WHEREAS, It is desirable that such Postwar Employment Program be directed to projects which will have a lasting benefit to the State; and

WHEREAS, It has been suggested that such a project would be the establishment of a State training school, or schools, for boys, including within its curriculum military training and discipline, academic subjects, and vocational training, and suitable training schools for girls, on the sites of military establishments that may be abandoned by the Federal Government when the need therefor has passed; and

WHEREAS, The necessity for the acquisition of such sites is dependent upon the usefulness thereof for State purposes including the establishment of such school or schools; and

WHEREAS, These questions can best be determined by a committee created for the purpose of investigating the feasibility of acquiring such sites and the desirability of devoting them to the uses herein mentioned; now, therefore, be it

Resolved, by the Senate of the State of California, That there is hereby created a Senate Committee on State Training Schools for Boys and for Girls consisting of five Members of the Senate appointed by the Rules Committee thereof, to study and ascertain the feasibility of acquiring sites for the establishment of a State training school, or schools, for boys, including within its curriculum military training and discipline, academic subjects, and vocational training, and suitable training schools for girls, and the desirability of establishing such schools; and, be it further

Resolved, That the committee, in exercising its powers and performing the functions vested in it by this resolution, shall have all the powers conferred upon Legislative Committees by the Joint Rules of the Senate and Assembly as adopted at the

Fifty-fifth Regular Session of the Legislature and all powers necessary or convenient to accomplish the objects and purposes of this resolution; and, be it further

Resolved, That the committee may create subcommittees and assign to such subcommittees any matter within the scope of the powers of the committee, and such subcommittees shall with respect to the matters so assigned to them have the same powers as the committee; and, be it further

Resolved, That the committee may act during this session or any recess and after final adjournment thereof and shall prepare and submit to this or to the Fifty-sixth Regular Session of the Legislature a report of its findings and recommendations; and, be it further

Resolved, That the members of the committee shall serve without compensation but shall be allowed mileage at the rate of five and one-half cents (\$0.05½) per mile each way incurred in connection with their services upon the committee and other actual and necessary expenses for living accommodations and meals, incurred in connection with their services upon the committee, or in lieu of such expenses for accommodations and meals an allowance of ten dollars (\$10) per day; and, be it further

Resolved, That the sum of ten thousand dollars (\$10,000), or so much thereof as may be necessary, is hereby made available from the Contingent Funds of the Senate for the expenses or claims it may incur under this resolution, to be paid, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Referred to Committee on Rules.

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

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

Senate Bill No. 55: By Senator Tenney—An act making an appropriation to the State Board of Education, to take effect immediately.

Referred to Committee on Finance.

Senate Joint Resolution No. 7: By Senator Swing—Relative to United States House Resolution No. 4184.

Referred to Committee on Rules.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Seawell:

Resolved, That Senate Bills Nos. 41, 48 and 51, and Assembly Bills Nos. 2, 44, 45, 51, and 57, present a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bills be read the third time, considered engrossed, and placed upon their passage.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Dorsey, Fletcher, Hatfield, Jespersen, Judah, Keating, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—32.

NOES—None

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

THIRD READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 44—An act making an additional appropriation for legislative printing, binding, etc., to take effect immediately.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Dorsey, Hatfield, Jespersen, Judah, Keating, Mayo, McBride, McCor-

mack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Slater, Sutton, Swan, Swing, Tenney, and Ward—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 51—An act making an appropriation for the contingent expenses of the Assembly, including expenses of committees, to take effect immediately.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Dorsey, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 57—An act making an appropriation for expenses of members of the Assembly pursuant to Section 352 of the Political Code.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Dorsey, Fletcher, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, and Ward—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 45—An act to add Section 540, and to amend Section 547 of the Agricultural Code, relating to cheese, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Brown, Burns, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Tenney, Tickle, and Ward—32.

NOES—None.

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

AYES—Senators Biggar, Brown, Burns, Crittenden, Cunningham, DeLap, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Salsman, Seawell, Slater, Sutton, Swan, Tenny, Tickle, and Ward—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 6—Relative to making shotgun shells available to farmers.

Resolution read.

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

AYES—Senators Burns, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McCormack, Mixter,

Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, and Ward—28.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Joint Resolution No. 9—Relative to requesting priorities on pasteurizing equipment for the manufacture of cheese.

Resolution read.

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

AYES—Senators Biggar, Brown, Burns, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Salsman, Seawell, Slater, Sutton, Swing, Tenney, Tickle, and Ward—30.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 2—An act to add Section 2.5 to an act entitled “An act providing for the designation of money in the State Treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premiums received therefrom and permitting the subsequent sale or exchange of the bonds so purchased,” approved June 10, 1913, relating to the designation of surplus money in the State Treasury, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, Deuel, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—33.
NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Burns, Cunningham, Donnelly, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—30.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF ASSEMBLY AMENDMENTS

Senate Bill No. 8—An act making a transfer of money from the General Fund to the Postwar Employment Reserve.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 8?

Amendment No. 1

On page 1, line 7, of the printed bill, after “Legislature”, insert “and may be invested and reinvested in accordance with the provisions of Chapter 572, Statutes of 1943”.

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 8 by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey,

Mayo, Mixter, Parkman, Powers, Quinn, Salsman, Seawell, Slater, Sutton, Swan, Tenney, Tickle, and Ward—29.

NOES—None.

Above bill ordered enrolled.

Senate Bill No. 11—An act making an appropriation to the Department of Public Works for the preparation of plans for the State building program contemplated by Chapter 572 of the Statutes of 1943, declaring the urgency thereof and providing that this act shall take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 11?

Amendment No. 1

On page 1, line 16, of the printed bill, after the period, insert "Notwithstanding the limitations of Chapter 572, Statutes of 1943, funds may be made available hereunder and expended for the preparation of any project for which lands are authorized to be acquired by the Administrative Property Acquisition Board."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 11 by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Swan, Swing, Tenney, Tickle, and Ward—31.

NOES—None.

Above bill ordered enrolled.

Senate Bill No. 35—An act making an appropriation to the Department of Employment of the unexpended balance of the money appropriated to it by Item 81 of the Budget Act of 1941.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 35?

Amendment No. 1

On page 1, line 4, of the printed bill, after "match", insert "during the Ninety-fifth and Ninety-sixth Fiscal Years".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 35 by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, DeLap, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—33.

NOES—None.

Above bill ordered enrolled.

Senate Bill No. 43—An act to provide for the selection and acquisition by the State of real property for use in furtherance of the Postwar Construction Program, creating a Property Acquisition Board and specifying its powers and duties, providing for condemnation proceedings for the acquisition of such real property, defining the scope of appropriations made for expenditure pursuant to this act, and providing for the control and use of property so acquired pending its use in furtherance of the Postwar Construction Program and making an appropriation.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 43?

Amendment No. 1

On page 1, line 5, of the printed bill, after the period following "Commissioner", insert "The chairman of the Senate Committee on the Postwar Construction Program created by Senate Resolution No. 125, Fifty-fifth Session of the Legislature, and one other member of such committee to be designated by the chairman thereof, and the chairman of the Assembly Committee on Postwar Rehabilitation, created by House Resolution No. 190, Fifty-fifth Session of the Legislature, and one other member of such committee to be designated by the chairman thereof, or the chairman and one member similarly selected from the membership of such committee as may be subsequently designated by the respective houses to succeed to and carry on the work of such committees, shall meet with and participate in the work of the board to the extent that such participation is not incompatible with their respective positions as members of the Legislature."

Amendment No. 2

On page 2 of said bill, at the beginning of line 4, insert "Sec. 3.5."

Amendment No. 3

On page 2, line 15, of said bill, after the period, insert "Nothing in this section shall affect the conduct of any condemnation proceeding brought under this act, and it shall not be necessary to plead or prove compliance with this section. No evidence concerning any reports made under this section or any proceedings before or with the legislative committees mentioned herein shall be admissible in any such proceeding."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 43 by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Cunningham, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—28.

NOES—None.

Above bill ordered enrolled.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, SACRAMENTO, June 10, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Concurrent Resolution No. 5—Relative to approving certain amendments to the charter of the City of Pacific Grove, a municipal corporation of the County of Monterey, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on May 12, 1944; And reports that the same has been correctly enrolled, and presented to the Governor on the tenth day of June, 1944, at 1.20 p.m.

SEAWELL, Chairman

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1944

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

Senate Bill No. 38

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bill ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1944

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

Assembly Bill No. 13

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, June 10, 1944

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

Assembly Bill No. 15

Assembly Bill No. 42

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time :

Assembly Bill No. 13—An act to repeal Chapter 14 of Division 7 of the Education Code, and to add a new Chapter 14 thereto, relating to the retirement of teachers of the Educational System of the State and other persons connected therewith, and making an appropriation therefor.

Referred to Committee on Education.

Assembly Bill No. 42—An act to add Chapter 9 to Title 13 of Part 1 of the Penal Code, relating to rationing, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Assembly Bill No. 15—An act making an appropriation to carry out the provisions of the California Food and Fiber Production Act, and providing for the establishing of a revolving fund therefrom, to take effect immediately.

Referred to Committee on Finance.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolutions were read :

Senate Concurrent Resolution No. 11: By Senator Rich—Relative to the investigation of the malaria hazard in California.

Referred to Committee on Public Health and Safety.

Senate Joint Resolution No. 8: By Senators Cunningham, Crittenden, Hatfield, Deuel, Rich, Mixer, Dorsey, Burns, Fletcher, McBride, and Ward—Relative to flood and drainage control and H. R. 4485.

Referred to Committee on Water Resources.

RESOLUTIONS

The following resolutions were offered :

By Senator Gordon :

Senate Resolution No. 23

Relative to a water supply for the State institutions in Napa Valley and the Veterans' Home

WHEREAS, The Legislature, under the provisions of Section 760, Statutes of 1937; Chapter 678, Statutes of 1939; Chapter 4 of the Second Extraordinary Session of 1940; and Chapter 1208, Statutes of 1941, appropriated in excess of \$1,000,000, which money is still available, and authorized the State Department of Finance to determine the best method of impounding the water of Rector Canyon in Napa County and to construct a dam, appurtenant works, and distribution facilities in connection therewith to serve State institutions of Napa County and the Veterans' Home; and

WHEREAS, The City of Napa in May of 1944 approved an issue of \$800,000 of bonded indebtedness against said city with which to construct a dam in Conn Valley for the purpose of impounding the waters of Conn Creek in said valley; and

WHEREAS, Said City of Napa will have available surplus water after said dam in Conn Valley has been constructed far in excess of the amount which it now appears it will ever require for its own use, such surplus water being considerably in excess of that which could be impounded by the State in constructing the proposed dam in Rector Canyon; and

WHEREAS, To the present date construction of the dam in Rector Canyon has not been commenced by the State; and

WHEREAS, The City of Napa is willing to sell its surplus water to the State of California for use of State institutions in Napa Valley and to the Veterans' Home; now, therefore, be it

Resolved by the Senate, That the Director of Finance, in lieu of the State undertaking the construction of its own dam in Rector Canyon and impounding the waters of Rector Creek, investigate the feasibility of purchasing or otherwise procuring the surplus water which will become available when the City of Napa has constructed its dam in Conn Valley; and be it further

Resolved, Should the Director of Finance find that it would be more economical for the State to purchase the surplus water from the City of Napa temporarily than to construct its own dam in Rector Canyon, that he report such facts, together with the supporting data, to the next regular session of the Legislature; and be it further

Resolved, Should the Director of Finance determine that it would be more economical for the State to purchase water temporarily instead of constructing the aforesaid dam, that he delay his authorization to begin the construction of a State-owned dam until the Legislature has given consideration to, and acted upon, his report; and be it further

Resolved, That the Secretary of the Senate shall transmit a copy of this resolution to the Director of the State Department of Finance.

Referred to Committee on Military and Veterans Affairs.

By Senator Burns:

Senate Resolution No. 24

WHEREAS, There has recently been published a complete and comprehensive index to the Constitution, the codes and the General Laws of the State of California and the rules of the several courts of the State of California inclusive of all legislative enactments of the 1943 Legislative Session; and

WHEREAS, Publishers of said publication have quoted the Senate a price substantially below the regular retail price of said publication; and

WHEREAS, The increased convenience which will accrue to the Members of the Senate by virtue of possession of this comprehensive index will greatly facilitate and expedite the transaction of legislative business; now, therefore, be it

Resolved, That the Secretary of the Senate be and he is hereby instructed to order for the Senate and for the members thereof thirty-six (36) copies of Larmac Constitution and Laws of California (1943); and be it further

Resolved, That the Controller be directed to draw his warrant on the Contingent Fund of the Senate in the sum of four hundred sixty-one dollars and twenty-five cents (\$461.25) in favor of the Secretary of the Senate, and the Treasurer is hereby directed to pay the same to pay for said publication.

Referred to Committee on Rules.

ADJOURNMENT

At 1.37 p.m., on motion of Senator Seawell, the President declared the Senate adjourned until 11 a.m., June 12, 1944.

ROBERT G. ALDERMAN, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-FIFTH (FOURTH EXTRAORDINARY) SESSION

SENATE DAILY JOURNAL

SEVENTH LEGISLATIVE DAY
EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Monday, June 12, 1944

The Senate met at 11 a.m.

Hon. Frederick F. Houser, President of the Senate, presiding.
Secretary John F. Lea at the desk.

ROLL CALL

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

Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—36.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Richard C. Dwyer.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Carter, on motion of Senator Seawell.

Senator Kuchel, on motion of Senator Seawell.

Senator DeLap, on motion of Senator Dillinger.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator McCormack, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles W. Flodin, publisher of The River News, of Rio Vista.

On request of Senator Powers, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Superior Judge Albert F. Ross, of Redding.

On request of Senator Swan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lena Everett, teacher, and the following members of the H-8 Social Studies Class, of Stanford Junior High School, of Sacramento: Lenore Ahlstrom, Frances Jennings, Marjorie Shriver, Louise Pritchard, Betty Howell, Bobby Jamieson, Rich-

ard Shugart, Donald Sorensen, Dick Perry, Allan Dunlap, Buddy Russell, Ted Miller, Earling Kline, John Pine, Alvin Thompson, James Conavan, Paul Sharratt, Geraldine Gorges, Barbara Jocinto, Donald Shue, Walter Lane, Chloe Watson, Donald Vance, and Betty Machen.

On request of Senator Salsman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Don Crawford, of Vya, Nevada, member of the Nevada State Legislature.

On request of Senator Tenney, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Harold Harby and Miss Betty Hammond, of Los Angeles.

On request of Senator Tickle, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rondi Partridge, Mrs. Ruth Partridge, and Miss Marie Partridge, of Pacific Grove.

On request of Senator Shelley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to S/Sgt. James P. Dalton, of San Francisco.

On request of Senators Shelley and Hatfield, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Costello, of San Francisco.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Edith Banta, of Oakland, and Jerome E. Mathies, Private First Class, U. S. M. C., of Berkeley, and Patrick M. Gorman, Private First Class, U. S. M. C., of Peotone, Illinois.

On request of Senator Swan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. P. D. Bevil, President, Sacramento Board of Education, of Sacramento.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, June 12, 1944

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

Senate Bill No. 47

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 9; committee vote: Ayes 8; absent 1.

SLATER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 47—An act to amend Sections 14431, 14432, 14433, 14434, 14435, 14437, 14439, 14440, 14458, 14491, 14494, 14521, 14523, and 14526 of, to add Sections 14435.1, 14494.5, 14523.1, 14526.1, 14536.1, and 14541 to, and to repeal Sections 14436 and 14438 of the Education Code, relating to the California State Teachers' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 5 of the title of the printed bill, after "Code," insert "and to add Article 9.5 to Chapter 14 of Division 7 of said code."

Amendment No. 2

On page 1, line 3, of the printed bill, after "system", insert "who is not a member of a local fund".

Amendment No. 3

In line 6 of the title of said bill, after "System," insert "making an appropriation therefor, and".

Amendment No. 4

On page 1, line 4, of said bill, strike out "(\$24)".

Amendment No. 5

On page 1, lines 8 and 9, of said bill, strike out "one hundred twenty dollars (\$120)", and insert "ninety dollars (\$90)".

Amendment No. 6

On page 2, lines 4 and 5, of said bill, strike out "one hundred twenty dollars (\$120)", and insert "ninety dollars (\$90)".

Amendment No. 7

On page 3, line 30, of said bill, strike out "4".

Amendment No. 8

On page 4 of said bill, strike out lines 18 to 35, inclusive, and insert "14458. The State shall contribute annually to the Permanent Fund the sum of two million dollars (\$2,000,000). The State Controller, at the beginning of each fiscal year, including the fiscal year beginning July 1, 1944, shall transfer from the General Fund to the Permanent Fund the sum of two million dollars (\$2,000,000)."

Amendment No. 9

On page 5, line 34, of said bill, strike out "fifteen dollars (\$115)", and insert "dollars (\$100)".

Amendment No. 10

On page 6, line 2, of said bill, strike out "one hundred dollars (\$100)", and insert "ninety-two dollars and fifty cents (\$92.50)".

Amendment No. 11

On page 6, line 5, of said bill, strike out "fifteen dollars (\$115)", and insert "dollars (\$100)".

Amendment No. 12

On page 6, lines 26 and 27, of said bill, strike out "one hundred fifteen dollars (\$115)", and insert "one hundred dollars (\$100)".

Amendment No. 13

On page 6, lines 44 and 45, of said bill, strike out "ten dollars (\$10)", and insert "seven dollars and fifty cents (\$7.50)".

Amendment No. 14

On page 6, lines 46 and 47, of said bill, strike out "one hundred twenty dollars (\$120)", and insert "ninety dollars (\$90)".

Amendment No. 15

On page 6, lines 50 and 51, of said bill, strike out "one hundred twenty dollars (\$120)", and insert "ninety dollars (\$90)".

Amendment No. 16

On page 7 of said bill, between lines 21 and 22, insert
"SEC. 22.5. Article 9.5 is added to Chapter 14 of Division 7 of the Education Code, to read:

Article 9.5. Members of Local Funds

14511. Notwithstanding any provisions of Articles 8 and 9 of the chapter, each member of the Retirement System who is also a member of a local fund shall contribute to the Permanent Fund one-half of the amounts and shall receive retirement and disability benefits equal to one-half of the amounts prescribed by Articles 8 and 9 of this chapter."

Amendments read and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, June 12, 1944

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

Assembly Bill No. 13

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Finance.

Committee membership 9; committee vote: Ayes 8; absent 1.

SLATER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 13—An act to repeal Chapter 14 of Division 7 of the Education Code, and to add a new Chapter 14 thereto, relating to the retirement of teachers of the Educational System of the State and other persons connected therewith, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 8, line 3, of the printed bill, as amended, strike out "from the Permanent Fund", and insert "by the State".

Amendment No. 2

On page 8, line 15, of said bill, strike out "Actual expenses incurred by mem-", and strike out all of lines 16 and 17, and insert "Members of the board shall receive their actual necessary expenses incurred by reason of attending meetings of the board."

Amendment No. 3

On page 15, line 26, of the printed bill, as amended, after "member," insert "not counting so much thereof as exceeds the amount which would have been paid at the rate of three thousand dollars (\$3,000) for each school year, and not counting any salary earned in service for which the member is entitled to retirement benefits from a local retirement system,".

Amendment No. 4

On page 21 of said bill, strike out lines 50 and 51, and insert "Fund an amount, determined actuarially, equal to so much of".

Amendment No. 5

On page 22 of said bill, strike out lines 5 and 6.

Amendment No. 6

On page 22 of said bill, between lines 20 and 21, insert

"If the amount of the State contribution for any prior year, as determined actuarially and appropriated by the Legislature, is found to have been greater or less than it should have been, the State contribution for any year shall be reduced or increased, as the case may be, by the sum by which the State contribution for the prior year was greater or less than it should have been, except to the extent that such sum has been applied to reduce or increase the State contribution for any prior year."

Amendment No. 7

On page 25, line 33, of said bill, after "1944," insert "not counting so much of such salary as exceeds the amount which would have been paid at the rate of three thousand dollars (\$3,000) for each school year and".

Amendment No. 8

On page 26, line 8, of said bill, after "exceeds", insert "the amount which would have been paid at the rate of".

Amendment No. 9

On page 26, line 9, of said bill, strike out "any", and insert "each".

Amendment No. 10

On page 32, lines 24 and 25, of said bill, strike out "shall be deposited in the Teachers' Permanent Fund, and", and insert "or".

Amendments read and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, June 10, 1944

MR. PRESIDENT: Your Committee on Water Resources, to which was referred:

Senate Joint Resolution No. 8

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 9; committee vote: Ayes 5; noes 1; absent 3.

MIXTER, Acting Chairman

Above reported resolution ordered to third reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, June 10, 1944

MR. PRESIDENT: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 42

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

Committee membership 13; committee vote: Ayes 11; absent 2.

DeLAP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER) (RESUMED)

Assembly Bill No. 42—An act to add Chapter 9 to Title 13 of Part 1 of the Penal Code, relating to rationing, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended, after "who", insert "steals or".

Amendment No. 2

On page 2, line 18, of said bill, after "who", insert "knowingly".

Amendment No. 3

On page 2, line 24, of said bill, after "document", insert ", knowing the same to be altered, forged or counterfeited,".

Amendments read and adopted.

Bill ordered printed, and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, SACRAMENTO, June 10, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 48

Senate Bill No. 51

And reports the same correctly engrossed.

SEAWELL, Chairman

MOTION TO APPROVE JOURNALS

The Senate Journals of Monday, June 5, 1944; Tuesday, June 6, 1944; Wednesday, June 7, 1944; Thursday, June 8, 1944; Friday, June 9, 1944; Saturday, June 10, 1944; were, on motion of Senator Seawell, approved as corrected by the Journal Clerk and Minute Clerk.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

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

Senate Bill No. 56: By Senators Deuel, Swan, and Gordon—An act to add Section 1760.6 to the Welfare and Institutions Code, relating to the Youth Authority, authorizing it to require persons committed thereto to perform work on certain Federal projects and in activities within this State, and to make contracts in relation thereto, and providing for the disposition of money received thereunder, to take effect immediately.

Referred to Committee on Welfare and Institutions.

CONSIDERATION OF DAILY FILE**THIRD READING OF SENATE BILLS**

Senate Bill No. 48—An act making an appropriation for allocation to cities, counties, and cities and counties to develop a Postwar Public Works Program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights-of-way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations.

Bill read third time.

Motion to Amend

Senators Hatfield, Gordon, Biggar, McBride, Cunningham, Luckey, Dorsey, Donnelly, and Judah moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 14, of the printed bill, as amended, after "projects", insert "and for the county share of such cost as defined in Section 25,".

Amendment No. 2

On page 6, line 20, of said bill, after the comma, insert "and for the county share of such cost as defined in Section 25,".

Amendment No. 3

On page 9, line 23, of said bill, after "hereby", insert "allocated to each county for its use, excluding the cities therein, an amount, defined as the "county share," which is ten thousand dollars (\$10,000), pursuant to Section 7, and six thousand dollars (\$6,000), pursuant to Section 16, to be used as provided in Section 25.3. Out of the balance allocated under these respective sections, there is".

Amendment No. 4

On page 9, line 26, of said bill, strike out "five thousand dollars (\$5,000)", and insert "ten thousand dollars (\$10,000)".

Amendment No. 5

On page 9, line 27, of said bill, strike out "three thousand dollars (\$3,000)", and insert "six thousand dollars (\$6,000)".

Amendment No. 6

On page 9, of said bill, strike out lines 33 to 37, and insert "the population of the county or city and county reported by the United States Census of 1940 to the total population of the State reported by the United States Census of 1940."

Amendment No. 7

On page 9, line 37, of said bill, following the period (or immediately following Amendment No. 6, above, if adopted), insert "If the county area amount available for allocation to any county area or city and county under this paragraph, together with the minimum amount and the county share allocated to such county area, exceeds 25 per cent of the amount available for allocation under Section 7 and under Section 16, then the county area amount is reduced by the amount of such excess over 25 per cent and such excess shall be distributed among the remaining counties or city and county under this paragraph, excluding from the population of the State according to the United States Census of 1940 the population of the county or city and county which had the excess allocated to it. If this reallocation results in any other county area or city and county being allocated more than 25 per cent of the total available for allocation under Section 7 and under Section 16, then the county area amount is reduced by the amount of such excess and such excess shall be distributed among the remaining counties and city and county as prescribed in the preceding sentence and this procedure shall be continued so that no county area has allocated to it in excess of 25 per cent of the amount available for allocation throughout the State."

Amendment No. 8

On page 10, line 2, of said bill, after "section", insert ", plus the county share".

Amendment No. 9

On page 10, of said bill, between lines 22 and 23, insert

"Sec. 25.3. In any application or request for aid from the State in the preparation of plans or acquisition of rights of way or sites under this act, a county may specify that it elects to pay all or part of the cost of the plan or acquisition out of its county share, as defined in Section 25. In such event, any allotments made under Sections 8 or 18 shall be first taken from such county share. To such extent, it is not necessary that any money be expended by or in behalf of the county to match the money allotted by the State from the county share, and any provision of this act restricting the amount to be paid by the State to one-half or less of the cost of a plan or an acquisition shall apply only to that portion of the cost in excess of the amount allotted from the county share."

Amendments read.

Motion for Committee of the Whole

Senator Slater moved that the Senate resolve itself into a Committee of the Whole for the purpose of considering amendments to Senate Bill No. 48.

Motion lost.

Previous Question

Senator Seawell moved the previous question.

Motion carried.

The question being on the adoption of the amendments to Senate Bill No. 48.

Roll Call Demanded

Senators Hatfield, Tenney, Swing, and Crittenden demanded a roll call.

The roll was called, and Amendments Nos. 1, 2, 3, 8, and 9 were adopted by the following vote:

AYES—Senators Biggar, Brown, Burns, Collier, Crittenden, Cunningham, Donnelly, Dorsey, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, McBride, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, and Ward—24.

NOES—Senators Breed, Deuel, Dillinger, Fletcher, Mayo, McCormack, Mixter, Shelley, Swan, Swing, Tenney, and Tickle—12.

Roll Call Demanded

Senators Hatfield, Swing, Tenney, and Crittenden demanded a roll call.

The roll was called, and Amendments Nos. 4 and 5 were adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tickle, and Ward—35.

NOES—Senator Tenney—1.

Roll Call Demanded

Senators Hatfield, Tenney, and Seawell demanded a roll call.

The roll was called, and Amendment No. 6 was adopted by the following vote:

AYES—Senators Biggar, Brown, Burns, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Jespersen, Judah, Luckey, Mayo, McBride, Mixter, Rich, Seawell, Sutton, and Ward—20.

NOES—Senators Breed, Collier, Crittenden, Fletcher, Keating, McCormack, Parkman, Powers, Quinn, Salsman, Shelley, Slater, Swan, Swing, Tenney, and Tickle—16.

Roll Call Demanded

Senators Hatfield, Tenney, and Crittenden demanded a roll call.

The roll was called, and Amendment No. 7 was adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Jespersen, Judah, Keating, Luckey, Mayo, McBride, Parkman, Powers, Quinn, Rich, Seawell, Slater, Sutton, Swing, and Ward—29.

NOES—Senators McCormack, Mixter, Salsman, Shelley, Swan, Tenney, and Tickle—7.

Bill ordered printed, engrossed, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER. SACRAMENTO. June 12, 1944

MR. PRESIDENT: Your Committee on Transportation, to which was referred:

Assembly Joint Resolution No. 8

Has had the same under consideration, and reports the same back with the recommendation: Be adopted

Committee membership 11; committee vote: Ayes 6; absent 5.

McCORMACK, Chairman

Above reported resolution ordered to third reading.

Committee on Finance

MR. PRESIDENT: Your Committee on Finance, to which was referred:

Assembly Bill No. 15

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

Committee membership 11; committee vote: Ayes 8; noes 1; absent 2.

MIXTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER) (RESUMED)

Assembly Bill No. 15—An act making an appropriation to carry out the provisions of the California Food and Fiber Production Act, and providing for the establishing of a revolving fund therefrom, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance :

Amendment No. 1

On page 1 of the printed bill, as amended, at the beginning of line 9, insert "675,".

Amendment read and adopted.

Bill ordered printed and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT : Your Committee on Finance, to which was referred :

Senate Bill No. 42

Has had the same under consideration, and reports the same back with amendments with the recommendation : Amend, and do pass, as amended.

Committee membership 11 ; committee vote Ayes 9 ; absent 2

MIXTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER) (RESUMED)

Senate Bill No. 42—An act to repeal Chapter 1127 of the Statutes of 1943 and Section 13842.1 of the Education Code added to said code by said chapter, and to add Sections 13842.2, 13842.3, 13842.4 and 13842.5 to the Education Code, relating to salaries of persons employed by school districts in positions requiring certification qualifications, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance :

Amendment No. 1

On page 3, line 6, of the printed bill, as amended, strike out the period, and insert "unless a proposed initiative constitutional amendment to Section 15 of Article XIII of the State Constitution, increasing the amount of revenue required to be raised and apportioned by the Legislature for public elementary schools, is adopted by the voters at the general election to be held on November 7, 1944. If said proposed initiative constitutional amendment is adopted by the voters at this general election on November 7, 1944, this act shall cease to have any operation or effect on July 1, 1945 "

Amendment read and adopted

Bill ordered printed, engrossed, and to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

Assembly Bill No. 41—An act to create a flood control district to be called "Ventura County Flood Control District" and dividing said district into zones ; to provide for the control and conservation of flood and storm waters and for the protection of watercourses, watersheds, public highways, life and property in said district from damage or destruction from such waters ; to prevent the waste of water or the diminution of the water supply in, or the exportation of water from said district, and to import water into said district and to obtain, retain and reclaim drainage, storm, flood and other waters and to save and conserve all or any of such waters for beneficial use in said district ; to authorize

the incurring of indebtedness and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district and providing certain limitations on assessments, bonded indebtedness and expenditures with respect to the zones of said district; and to define the powers of said district, including the right of the district to sue and be sued, and the powers and duties of the officers thereof, to provide for the government, management and control of said district; to provide for the construction of works and the acquisition of property by the district to carry out the purposes of this act; and to declare this act to be an urgency measure which shall go into effect immediately.

Bill read third time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 12, line 13, of the printed bill, strike out "herein before", and insert "hereinbefore".

Amendment No. 2

On page 15, line 50, of said bill, after "taxes", insert "and assessments".

Amendment No. 3

On page 18, line 13, of said bill, after "tax", insert "or assessment".

Amendment No. 4

On page 18, line 18, of said bill, after "tax", insert "or assessment".

Amendment No. 5

On page 18, line 38, of said bill, strike out "8", and insert "14".

Amendment No. 6

On page 18, line 43, of said bill, after "tax", insert "or assessment".

Amendment No. 7

On page 18, line 51, of said bill, strike out "any two".

Amendment No. 8

On page 19, line 2, of said bill, strike out "or both".

Amendment No. 9

On page 20, line 8, of said bill, strike out "zone", and insert "zones".

Amendment No. 10

On page 21, line 4, of said bill, strike out "effect", and insert "affect".

Amendment No. 11

On page 21, line 10, of said bill, strike out "from", and insert "form".

Amendment No. 12

On page 22, line 48, of said bill, strike out "22", and insert "20".

Amendment No. 13

On page 23, line 42, of said bill, strike out "22", and insert "20".

Amendment No. 14

On page 24, line 33, of said bill, strike out "Chapter 303 of the Statutes of 1919", and insert "Chapter 3 of Division 5 of Title 1 of the Government Code".

Amendment No. 15

On page 26, line 49, of said bill, strike out "necessity", and insert "necessary".

Amendment No. 16

On page 16, line 21, of said bill, after "registered", insert "civil".

Amendment No. 17

On page 16, line 49, of said bill, after "competent", insert "registered civil".

Amendment No. 18

On page 15, line 4, of said bill, strike out "power plants,".

Amendments read and adopted.

Bill ordered printed, and to third reading.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1944

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

Assembly Bill No. 10

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 10—An act to amend Section 510 of the Civil Code, relating to street railroads.

Referred to Committee on Local Government.

RECESS

At 1.30 p.m., on motion of Senator Seawell, the Senate recessed until 3.30 p.m.

REASSEMBLED

At 3.30 p.m., the Senate reconvened.

Hon. Frederick F. Houser, President of the Senate, presiding.

Secretary John F. Lea at the desk.

LEAVES OF ABSENCE FOR BALANCE OF DAY

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

Senator Jespersen, on motion of Senator Dillinger.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

Senate Bill No. 51—An act to make an appropriation for the conservation and utilization of the waters of certain rivers and the prevention of floods.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Tenney, and Tickle—30.

NOES—None.

Bill ordered transmitted to the Assembly.

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

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

Senate Bill No. 57: By Senator Mayo—An act calling a special election for the day on which the general election is held in the year 1944, to submit to the electors of California an amendment to the Constitution of the State relating to compensation of officers proposed by the Legislature.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Senator Tickle:

Senate Resolution No. 25

Resolved, That the following-named person be stricken from the list of Senate attaches, and her name be stricken from the pay roll of the Senate, to take effect on completion of work June 10, 1944:

Katherine May, Stenographer

Per day
\$6.00

Resolution read and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 10, 1944

MR. PRESIDENT: Your Committee on Rules, to which was referred the message from the Governor dated June 9, 1944, appointing

ALFRED T. HUNTER, to the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, vice Francis R. Shoemaker;

BRADFORD M. MELVIN, to the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, vice Philip Solon;

ANDREW G. TOWNSEND, to the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, vice Captain Mitchell Tyson;

MRS. ROBERT POTTER HILL, to Board of Trustees, Sonoma State Home, vice self;

R. R. EMPARAN, to Board of Trustees, Sonoma State Home, vice self;

LEWIS CROMWELL, to Board of Trustees, Sonoma State Home, vice William Gray;

CHARLES DEMEO, to Board of Trustees, Sonoma State Home, vice Bryce Swartfager;

Has had the same under consideration, and respectfully reports the same back, and recommends that the appointments of the Governor be confirmed.

Committee membership 5; committee vote: Ayes, 5.

SEAWELL, Chairman

CONSIDERATION OF APPOINTMENTS BY THE GOVERNOR

Motion to Confirm Appointments by the Governor

Senator Seawell moved that the Senate confirm and consent to the appointments of Alfred T. Hunter, Bradford M. Melvin, and Andrew G. Townsend, as members of the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun.

The President put the question, "Will the Senate confirm and consent to the appointment of Alfred T. Hunter, Bradford M. Melvin, and Andrew G. Townsend?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Judah, Keating, McCormack, Mixer,

Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Tickle—28.

NOES—None.

Appointments Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointments of Alfred T. Hunter, Bradford M. Melvin, and Andrew G. Townsend.

CONSIDERATION OF APPOINTMENTS BY THE GOVERNOR

Motion to Confirm Appointments by the Governor

Senator Seawell moved that the Senate confirm and consent to the appointment of Mrs. Robert Potter Hill, R. R. Emparan, Lewis Cromwell, and Charles DeMeo as members of the Board of Trustees of the Sonoma State Home.

The President put the question, "Will the Senate confirm and consent to the appointment of Mrs. Robert Potter Hill, R. R. Emparan, Lewis Cromwell, and Charles DeMeo?"

The roll was called, with the following result:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Judah, Keating, McCormack, Mixer, Parkman, Powers, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Tenney, and Tickle—27.

NOES—None.

Appointments Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointments of Mrs. Robert Potter Hill, R. R. Emparan, Lewis Cromwell, and Charles DeMeo.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT. Your Committee on Rules, to which were referred:

Senate Resolution No. 24

Senate Concurrent Resolution No. 10

Senate Joint Resolution No. 7

Senate Bill No. 57

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 5; committee vote: Ayes 5.

SEAWELL, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 9—An act making an appropriation for the acquisition of land for the branch of the University of California at Santa Barbara, providing for the transfer thereof to The Regents of the University of California for such use, declaring the urgency thereof, and providing that this act shall take effect immediately;

Senate Bill No. 32—An act to add Section 5008 to the Education Code, relating to the financial support of public schools, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twelfth day of June, 1944, at 1.30 p.m.

SEAWELL, Chairman

Committee on Welfare and Institutions

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Welfare and Institutions, to which was referred:

Senate Bill No. 56

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

Committee membership 10; committee vote: Ayes 10.

MAYO, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Public Health and Safety, to which was referred:

Senate Concurrent Resolution No. 11

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 9; committee vote: Ayes 6; absent 3.

KEATING, Chairman

Above reported bill ordered to third reading.

RESOLUTIONS

The following resolution was offered:

By Senator Collier:

Senate Resolution No. 26

Relative to the teaching of driver education in the secondary schools

WHEREAS, The Military Training Division of the Office of the Quartermaster General has prepared pre-induction courses in driver education designed to train young men and women about to enter the armed services in operation and maintenance of military vehicles and to relieve the growing shortage of trained civilian drivers engaged in essential war industries and has called on school administrators and teachers throughout the Nation to establish the courses in secondary schools; and

WHEREAS, Reduction of the ever mounting toll of traffic accidents makes it highly desirable that every boy and girl approaching legal driving age be given driver education in order to acquire the basic understandings, judgments and attitudes so necessary for the safe and competent driver; and

WHEREAS, The Departments of Motor Vehicles and Education, the California State Automobile Association, The Automobile Club of Southern California, the California Congress of Parents and Teachers and the American Legion, California Department, are jointly sponsoring a state-wide movement to inaugurate driver education classes in all secondary schools for the 1944-45 school year; now, therefore, be it

Resolved by the Senate of the State of California, That we approve the principle of driver education and favor the inauguration of such classes in the secondary schools for the immediate purpose of providing the necessary pre-induction training in the operation and maintenance of military vehicles for prospective inductees and for the further purpose of reducing traffic accidents in the postwar period by teaching high school students approaching legal driving age the fundamentals of safe driving; and be it further

Resolved, That a copy of this resolution be forwarded to the Director of the Department of Motor Vehicles, the Superintendent of Public Instruction, the president of the California Association of the School Trustees, the president of the Association of Secondary School Principals, the president of the California Teachers Association, the president of the California Congress of Parents and Teachers, the commander of the California Department of the American Legion, the general managers of the California State Automobile Association and Automobile Club of Southern California and the president of the California Congress of Parents and Teachers.

Resolution read and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, June 12, 1944

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

Assembly Bill No. 6

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

Committee membership 9; committee vote: Ayes 5; absent 4.

SLATER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER) (RESUMED)

Assembly Bill No. 6—An act to amend Section 7305 of the Education Code, relating to average daily attendance of high school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

COMMUNICATIONS

The following communication was received, read, and, on motion of Senator Hatfield, ordered printed in the Journal:

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO 2, CALIFORNIA, June 12, 1944

*Honorable George J. Hatfield**Senate Chambers, State Capitol, Sacramento, California*

SENATE BILL No. 48

DEAR SENATOR HATFIELD: This bill provides for the allocation of State money to counties and cities for the preparation of plans and the acquisition of sites for projects designed to stimulate postwar employment.

As amended June 9, the money allocated by the State was required to be matched by money provided by or on behalf of the recipient local agency. You have inquired whether an amendment which would eliminate the necessity of "matching" as to a certain portion of the amounts to be allocated to counties would remove the bill from the scope of Item 9 of the Proclamation. In our opinion it would not. This item reads as follows:

"To consider and act upon legislation to appropriate money for allocation to cities, counties, and cities and counties on a matching basis to develop a Postwar Public Works Program."

The subject of Item 9 appears to be the development of a postwar public works program and the providing of State money to assist that development. The words "on a matching basis" can at most be suggestive. We do not believe that they denote an intent to bind the Legislature in the details of the measure to be enacted, nor if such be the intent that the Legislature could be so bound.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By SIDNEY L. WEINSTOCK, Deputy

Copies to. Senators DeLap, Mayo and Swing.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Seawell:

Resolved, That Senate Bills Nos. 56 and 57, and Assembly Bills Nos. 6, 15, and 42 present a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bills be read on three several days in each house is hereby dispensed with, and it is ordered that said bills be read the second and third times, considered engrossed, and placed upon their passage.

Resolution read.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Seawell moved a call of the Senate.

Motion carried. Time, 4.15 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 4.20 p.m., on motion of Senator Seawell, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and the resolution adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

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

MOTION TO RE-REFER SENATE JOINT RESOLUTION NO. 8

Senator Cunningham moved that Senate Joint Resolution No. 8 be re-referred to the Committee on Water Resources.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Joint Resolution No. 8—Relative to memorializing the President and Congress to have the Mammoth Pass Road in California constructed as a Postwar Construction Project.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McCormack, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

SECOND READING OF SENATE BILLS (OUT OF ORDER) (RESUMED)

Senate Bill No. 57—An act calling a special election for the day on which the general election is held in the year 1944, to submit to the electors of California an amendment to the Constitution of the State relating to compensation of officers proposed by the Legislature.

Bill read second time.

Senate Bill No. 56—An act to add Section 1760.6 to the Welfare and Institutions Code, relating to the Youth Authority, authorizing it to require persons committed thereto to perform work on certain Federal projects and in activities within this State, and to make contracts in relation thereto, and providing for the disposition of money received thereunder, to take effect immediately.

Bill read second time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Burns, Collier, Crittenden, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Judah, Keating, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

FURTHER CONSIDERATION OF SENATE BILL NO. 56

Senate Bill No. 56—An act to add Section 1760.6 to the Welfare and Institutions Code, relating to the Youth Authority, authorizing it to require persons committed thereto to perform work on certain Federal projects and in activities within this State, and to make contracts in relation thereto, and providing for the disposition of money received thereunder, to take effect immediately.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Judah, Keating, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Rich Presiding

At 4.38 p.m., Hon. William P. Rich, of the Tenth District, presiding.

THIRD READING OF SENATE BILLS (OUT OF ORDER)

Senate Joint Resolution No. 7—Relative to United States House Resolution No. 4184.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Deuel, Gordon, Hatfield, Judah, Keating, Luckey, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, and Ward—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

President Pro Tempore of the Senate Presiding

At 4.45 p.m., Hon. Jerrold L. Seawell, President pro tempore of the Senate, presiding.

Senate Concurrent Resolution No. 10—Relative to augmenting the appropriation for the Joint Committee on the Tax Structure of the State.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Judah, Keating, Luckey, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, and Ward—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 11—Relative to the investigation of the malaria hazard in California.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Judah, Keating, Luckey, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Swan, Swing, Tenney, and Ward—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senator Rich Presiding

At 4.52 p.m., Hon. William P. Rich, of the Tenth District, presiding.

THIRD READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 6—An act to amend Section 7305 of the Education Code, relating to average daily attendance of high school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Judah, Keating, Luckey, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Burns, Crittenden, Cunningham, Deuel, Donnelly, Dorsey, Fletcher, Gordon, Judah, Keating, Luckey, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 42—An act to add Chapter 9 to Title 13 of Part 1 of the Penal Code, relating to rationing, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—33.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—33.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1—An act making an appropriation for the contingent expenses of the Senate for the Fifty-fifth (Fourth Extraordinary) Session of the Legislature, including expenses of committees created at such session, and declaring that this act shall take effect immediately.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Dillinger, Donnelly, Dorsey, Gordon, Judah, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 24

WHEREAS, There has recently been published a complete and comprehensive index to the Constitution, the codes and the General Laws of the State of California and the rules of the several courts of the State of California inclusive of all legislative enactments of the 1943 Legislative Session; and

WHEREAS, Publishers of said publication have quoted the Senate a price substantially below the regular retail price of said publication; and

WHEREAS, The increased convenience which will accrue to the Members of the Senate by virtue of possession of this comprehensive index will greatly facilitate and expedite the transaction of legislative business; now, therefore, be it

Resolved, That the Secretary of the Senate be and he is hereby instructed to order for the Senate and for the members thereof thirty-six (36) copies of Larmac Consolidated Index to Constitution and Laws of California (1943); and be it further

Resolved, That the Controller be directed to draw his warrant to the Contingent Fund of the Senate in the sum of four hundred sixty-one dollars and twenty-five cents (\$461.25) in favor of the Secretary of the Senate, and the Treasurer is hereby directed to pay for said publication.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Dillinger, Donnelly, Dorsey, Fletcher, Judah, Luckey, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—29.

NOES—Senator Gordon—1.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

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

Senate Bill No. 58: By Senators Shelley, Keating, Slater, and Hatfield—An act to amend Section 3 of an act entitled "An act providing for preparation for postwar county highway construction projects, and making an appropriation therefor," approved May 18, 1943, relating to county postwar highway construction projects, declaring the urgency thereof, and providing this act shall take effect immediately.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 12: By Senator Seawell—Relative to adjournment sine die of the Fifty-fifth (Fourth Extraordinary) Session of the Legislature of the State of California.

Request for Unanimous Consent

Senator Seawell asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 12, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 12

Senate Concurrent Resolution No. 12—Relative to adjournment sine die of the Fifty-fifth (Fourth Extraordinary) Session of the Legislature of the State of California.

Resolution read.

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

AYES—Senators Breed, Brown, Burns, Collier, Crittenden, Cunningham, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Judah, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1944

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

Senate Bill No. 44

Senate Bill No. 37

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

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1944

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

Senate Joint Resolution No. 1

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1944

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

Senate Bill No. 24

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bill ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1944

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

Senate Constitutional Amendment No. 1

Senate Concurrent Resolution No. 8

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1944

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

Assembly Bill No. 43

Assembly Bill No. 16

Assembly Bill No. 65

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1944

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

Assembly Joint Resolution No. 7

Assembly Joint Resolution No. 11

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 43—An act to add Sections 2799.5, 2804.5, and 2843.5 to, and to amend Sections 2792.5, 2807.5, and 2842.5 of the Elections Code, relating to the State conventions and the county central committee meetings of political parties, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Elections.

Assembly Bill No. 16—An act to add Section 40.1 to the Gift Tax Act of 1939, and Article 2.5, consisting of Section 15675, to Chapter 6 of Part 9 of Division 2 of the Revenue and Taxation Code, relating to gift taxes, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 65—An act to add Section 10301.2 to the Education Code, relating to the financial support of elementary schools, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Joint Resolution No. 11—Relative to the postwar disposition of temporary and demountable war housing by the Federal Government through appropriate State and local governmental authority.

Referred to Committee on Rules.

Assembly Joint Resolution No. 7—Relative to making manpower available for the Geneva Steel Plant at Provo, Utah.

Request for Unanimous Consent

Senator Mayo asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 7, at this time, for consideration.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 7

Assembly Joint Resolution No. 7—Relative to making manpower available for the Geneva Steel Plant at Provo, Utah.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, Dillinger, Dorsey, Fletcher, Gordon, Luckey, Mayo, McCormack, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, and Tenney—24.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 5—An act to add Section 160.1 to the Vehicle Code, relating to registration of vehicles;

Senate Bill No. 6—An act to amend Section 10753.5 of the Revenue and Taxation Code, relating to the vehicle license fee;

Senate Bill No. 7—An act making an appropriation to carry out the provisions of the State Reconstruction and Reemployment Act, to take effect immediately;

Senate Bill No. 8—An act making a transfer of money from the General Fund to the Postwar Employment Reserve;

Senate Bill No. 10—An act making an appropriation in augmentation of the Emergency Fund specified in Item 221 of the Budget Act of 1943, to be expended for alterations, repairs, improvements and minor construction of State-owned buildings and structures, and providing that this act shall take effect immediately;

Senate Bill No. 12—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the Fresno State College and in furtherance of the Postwar Building Program; And reports that the same have been correctly enrolled, and presented to the Governor on the twelfth day of June, 1944, at 4.30 p.m.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 13—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the San Francisco State College and in furtherance of the Postwar Building Program;

Senate Bill No. 14—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of additional real property for use of the San Jose State College and in furtherance of the Postwar Building Program;

Senate Bill No. 17—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State office building in the City and County of San Francisco and in furtherance of the Postwar Building Program;

Senate Bill No. 20—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State maximum security institution and in furtherance of the Postwar Building Program;

Senate Bill No. 21—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State epileptic institution and in furtherance of the Postwar Building Program; And reports that the same have been correctly enrolled, and presented to the Governor on the twelfth day of June, 1944, at 4.30 p.m.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 23—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State mental hospital and in furtherance of the Postwar Building Program;

Senate Bill No. 35—An act making an appropriation to the Department of Employment of the unexpended balance of the money appropriated to it by Item 81 of the Budget Act of 1941;

Senate Bill No. 38—An act to amend Section 14 of an act entitled "Los Angeles county flood control act," approved June 12, 1915, relating to the levy of taxes;

Senate Bill No. 43—An act to provide for the selection and acquisition by the State of real property for use in furtherance of the Postwar Construction Program, creating a Property Acquisition Board and specifying its powers and duties, providing for condemnation proceedings for the acquisition of such real property, defining the scope of appropriations made for expenditure pursuant to this act, and providing for the control and use of property so acquired pending its use in furtherance of the Postwar Construction Program, and making an appropriation;

Senate Bill No. 50—An act making an appropriation for expenses of members of the Senate pursuant to Section 352 of the Political Code; And reports that the same have been correctly enrolled, and presented to the Governor on the twelfth day of June, 1944, at 4.30 p.m.

SEAWELL, Chairman

UNFINISHED BUSINESS

CONSIDERATION OF ASSEMBLY AMENDMENTS

Senate Bill No. 37—An act to add Section 40.1 to the Gift Tax Act of 1939, and Article 2.5, consisting of Section 15675, to Chapter 6 of Part 9 of Division 2 of the Revenue and Taxation Code, relating to gift taxes, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 37?

Amendment No. 1

On page 2, line 8, of the printed bill, after "Part 9", insert ", Division 2,".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 37 by the following vote:

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, Dillinger, Fletcher, Gordon, Hatfield, Judah, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swan, Swing, Tenney, Tickle, and Ward—29.

NOES—None.

Above bill ordered enrolled.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 47

Senator Biggar moved that Senate Bill No. 47 be withdrawn from Committee on Education, and referred to Committee on Finance.

The roll was called, and the motion carried by the following vote:

AYES—Senators Biggar, Collier, Crittenden, Dillinger, Dorsey, Fletcher, Hatfield, Mayo, McBride, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Swan, Swing, Tenney, and Ward—20.

NOES—Senators Breed, Judah, Sutton, and Tickle—4.

ADJOURNMENT

At 5.50 p. m., on motion of Senator Seawell, the President declared the Senate adjourned until 11 a m., June 13, 1944.

ROBERT G. ALDERMAN, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-FIFTH (FOURTH EXTRAORDINARY) SESSION

SENATE DAILY JOURNAL

EIGHTH LEGISLATIVE DAY
NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, June 13, 1944

The Senate met at 11 a.m.
Hon. Frederick F. Houser, President of the Senate, presiding.
Secretary John F. Lea at the desk.

ROLL CALL

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

Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—35.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Richard C. Dwyer.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Carter, on motion of Senator Seawell.

Senator Kuchel, on motion of Senator Breed.

Senator Jespersen, on motion of Senator Dillinger.

Senator Swan, on motion of Senator Powers.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Breed, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John R. MacGregor, former City Councilman of Oakland, and father of Miss Helen R. MacGregor, Private Secretary to Governor Warren.

On request of Senator McCormack, the privilege of the floor of the Senate Chamber for this day was unanimously extended to City Commissioner Andrew Sheveland, Mrs. Sheveland, and their daughter, Mrs. William Adams, of Vallejo.

On request of Senators Fletcher and Tenney, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. H. G. Larrick, and Miss Martha E. Larrick, of Solano Beach.

On request of Senator Tenney, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Laurel Olson Knezevich, editor, Palos Verdes News, of Palos Verdes Estates, and Mrs. Beulah Knight, President, Elementary Teachers Club, of Los Angeles.

On request of Senator Hatfield, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lt. Lee C. Sherrell, U. S. Army, and Mrs. Mary H. Sherrell, of Sacramento.

On request of Senator Tenney, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Emmett A. Tompkins, City Attorney of Alhambra.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Glenn O. Everman, Assistant State Director, California War Chest, Inc., of Sacramento.

On request of Senator Swing, the privilege of the floor of the Senate Chamber for this day was unanimously extended to James A. Guthrie, editor and president of the San Bernardino Daily Sun, and member of the California Highway Commission, of San Bernardino.

On request of Senators Mixter and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Chester H. Warlow, member of the California Highway Commission, of Fresno.

On request of Senator Tenney, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harrison R. Baker, member of the California Highway Commission, of Pasadena.

On request of Senator Tenney, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lieut. Colonel Edmund O. Sawyer, Jr., State Plant Protection Officer, and Mrs. Louisa A. Sawyer, of Los Angeles.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 12, 1944

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

Assembly Concurrent Resolution No. 11

Assembly Joint Resolution No. 13

Assembly Joint Resolution No. 14

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Concurrent Resolution No. 11—Relative to the death of Gene Grier.

Placed on file.

Assembly Joint Resolution No. 13—Relative to the enactment by Congress of H. R. 4915, providing Federal aid for postwar highway construction.

Referred to Committee on Transportation.

Assembly Joint Resolution No. 14—Relative to establishment of feeder air transportation connecting up the small cities of California.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Bill No. 52

Assembly Bill No. 56

Assembly Bill No. 59

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 52—An act to add Section 1760.6 to the Welfare and Institutions Code, relating to the Youth Authority, authorizing it to require persons committed thereto to perform work on certain Federal projects and in activities within this State, and to make contracts in relation thereto, and providing for the disposition of moneys received thereunder, to take effect immediately.

Referred to Committee on Welfare and Institutions.

Assembly Bill No. 56—An act to add Section 1514 to the Military and Veterans Code, relating to the powers of the California State War Council, to take effect immediately.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 59—An act to add Chapter 4.5 to Division 3 of the Education Code, relating to the apportionment of funds to school districts for the education of veterans, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Concurrent Resolution No. 6

Assembly Concurrent Resolution No. 10

Assembly Joint Resolution No. 12

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 6—Amending the Joint Rules of the Senate and Assembly by adding Rule 39, relative to a Joint Committee on Legislative Organization and Procedure.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 10—Requesting the Governor of the State of California to proclaim a "Special Registration Week" for California.

Referred to Committee on Elections.

Assembly Joint Resolution No. 12—Relative to memorializing the United States Veterans' Administration to establish a Rehabilitation Home and Hospital at Vichy Springs in Mendocino County.

Referred to Committee on Military and Veterans Affairs.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Bill No. 42—An act to add Chapter 9 to Title 13 of Part 1 of the Penal Code, relating to rationing, declaring the urgency thereof, to take effect immediately; And appointed Messrs. Fourt, Robertson, and Call as a Committee on Conference to meet a like Committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Appointment of Committee on Conference

MR. PRESIDENT: Your Committee on Rules announces the appointment of Senators Keating, Hatfield, and Judah as a Senate Committee on Conference concerning Assembly Bill No. 42 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
SEAWELL, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Bill No. 19

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bill ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Joint Resolution No. 7

Senate Concurrent Resolution No. 7

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Bill No. 2

Senate Bill No. 4

Senate Joint Resolution No. 5

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

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bills ordered to unfinished business file.

President Pro Tempore of the Senate Presiding

At 11.15 a.m., Hon. Jerrold L. Seawell, president pro tempore of the Senate, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 42

Senate Bill No. 57

And reports the same correctly engrossed.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 56

Senate Concurrent Resolution No. 10

Senate Concurrent Resolution No. 11

Senate Joint Resolution No. 7

And reports the same correctly engrossed.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 48

And reports the same correctly re-engrossed.

SEAWELL, Chairman

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Local Government, to which was referred:

Assembly Bill No. 10

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

Committee membership 9; committee vote: Ayes 6; absent 3.

CUNNINGHAM, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 10—An act to amend Section 510 of the Civil Code, relating to street railroads.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Elections

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Elections, to which was referred:

Assembly Bill No. 43

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

Committee membership 7; committee vote: Ayes 7.

BREED, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER) (RESUMED)

Assembly Bill No. 43—An act to add Sections 2799.5, 2804.5, and 2843.5 to, and to amend Sections 2792.5, 2807.5, and 2842.5 of the Elections Code, relating to the State conventions and the county central committee meetings of political parties, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

President of the Senate Presiding

At 11.20 a.m., Hon. Frederick F. Houser, President of the Senate, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Finance, to which was referred:

Senate Bill No. 45

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

Committee membership 11; committee vote: Ayes 8; absent 3.

MIXTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 45—An act making a transfer of money from the General Fund to the Postwar Employment Reserve and providing that the money so transferred shall be available for appropriation for flood control purposes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

In line 4 of the title of the printed bill, strike out "for flood control purposes", and insert "by the Legislature".

Amendment No. 2

On page 1, line 6, of said bill, after "Legislature", strike out ". The"; and strike out all of the balance of the bill, and insert "and may be invested and reinvested in accordance with the provisions of Chapter 572, Statutes of 1943".

Amendments read and adopted.

Bill ordered printed, engrossed, and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Finance, to which was referred:

Assembly Bill No. 24

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

Committee membership 11; committee vote: Ayes 7; noes 1; absent 3.

MIXTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER) (RESUMED)

Assembly Bill No. 24—An act making an appropriation to carry out the purposes of the State Reconstruction and Reemployment Act, and limiting the use thereof to the making of an economic survey of the mineral resources of the State.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Finance, to which were referred:

Assembly Bill No. 3

Assembly Bill No. 38

Assembly Bill No. 13

Assembly Bill No. 39

Assembly Bill No. 31

Assembly Bill No. 40

Assembly Bill No. 35

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

Committee membership 11; committee vote: Ayes 8; absent 3.

MIXTER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER) (RESUMED)

Assembly Bill No. 3—An act reappropriating to The Regents of the University of California for construction, improvements and equipment at the University of California the appropriation contained in an act entitled "An act making an additional appropriation for construction, improvements and equipment at the University of California," approved July 8, 1941.

Bill read second time, and ordered to third reading.

Assembly Bill No. 13—An act to repeal Chapter 14 of Division 7 of the Education Code, and to add a new Chapter 14 thereto, relating to the retirement of teachers of the Educational System of the State and other persons connected therewith, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

Assembly Bill No. 31—An act making an appropriation to The Regents of the University of California for surveys, preparation of plans and specifications, and other preliminary work preparatory to the construction of additional buildings for the University of California, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 35—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State office building in the City of Los Angeles and in furtherance of the Postwar Building Program.

Bill read second time, and ordered to third reading.

Assembly Bill No. 38—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for the construction of a garage for State use in the City of Sacramento and in furtherance of the Postwar Building Program.

Bill read second time, and ordered to third reading.

Assembly Bill No. 39—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as site for the construction of a residence for the Governor of the State of California in the City of Sacramento and in furtherance of the Postwar Building Program.

Bill read second time, and ordered to third reading.

Assembly Bill No. 40—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as sites for State office buildings in the City of Sacramento and in furtherance of the Postwar Building Program.

Bill read second time, and ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

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

Senate Bill No. 59: By Senator Mayo—An act to submit to the people at the general election on November 7, 1944, a proposed amend-

ment to the Constitution of this State, relating to compensation of officers, to declare the urgency of this act, and to provide that this act shall go into immediate effect.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Bill No. 59

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

Committee membership 5; committee vote: Ayes 3; absent 2.

SEAWELL, Chairman

Above reported bill ordered to second reading.

UNFINISHED BUSINESS

CONSIDERATION OF ASSEMBLY AMENDMENTS

Senate Bill No. 2—An act to amend Sections 6512, 6513, 6520, 6641, 6660, 6661, 6697, and 6701, and the title to Article 2 of Chapter 6 of Part 1 of Division 6 of the Health and Safety Code, relating to sanitary districts, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 2?

Amendment No. 1

On page 2 of the printed bill, strike out line 21, and insert "Article 2. Bonds of Annexed Territory".

Amendment No. 2

On page 3, line 7, of said bill, strike out "in", and insert "of".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 2 by the following vote:

AYES—Senators Biggar, Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Judah, Keating, Luckey, McBride, McCormack, Mixer, Parkman, Quinn, Seawell, Shelley, Slater, Swing, and Tenney—23.

NOES—None.

Above bill ordered enrolled.

Senate Bill No. 44—An act to amend Sections 1503.5, 1504, 1505, 1510, 1512, 1513, 1520, 1530, 1560, 1562, 1563, 1570, 1571, 1580, 1584, 1587, and 1591, of Chapter 1 of Division 7; to amend the headings of Article 4, Article 7, Article 8 and Article 10 of Chapter 1 of Division 7; to repeal Article 5 comprising Sections 1540, 1541 and 1542, Article 6 comprising Sections 1550 and 1551, Article 7.5 comprising Section 1565 and Sections 1561, 1582 and 1583 of Chapter 1 of Division 7; and to add Article 5 and Sections 1500.1, 1502.1, 1531, 1532 and 1572 to Chapter 1 of Division 7 of the Military and Veterans Code, relating to civilian defense and protection.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 44?

Amendment No. 1

On page 3 of the printed bill, strike out lines 15 to 23, inclusive, and insert
“(e) To recommend to the Governor the assignment of any protection or war service for which specific provision is not made by Section 1532 to a State department having duties related to such protection or war service.”

Amendment No. 2

On page 5 of said bill, strike out lines 43 and 44, and insert
“1540. The Governor, whenever the War Council so recommends, shall assign to a State department any”.

Amendment No. 3

On page 5, line 46, of said bill, after the comma, insert “and”.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 44 by the following vote:

AYES—Senators Biggar, Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Judah, Keating, Luckey, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, and Ward—27.

NOES—None.

Above bill ordered enrolled.

**CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS**

Senate Bill No. 48—An act making an appropriation for allocation to cities, counties, and cities and counties to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights-of-way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swing, Tenney, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 42—An act to repeal Chapter 1127 of the Statutes of 1943 and Section 13842.1 of the Education Code added to said code by said chapter, and to add Sections 13842.2, 13842.3, 13842.4 and 13842.5 to the Education Code, relating to salaries of persons employed by school districts in positions requiring certification qualifications, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, and Ward—30.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, Mixter, Parkman, Powers, Quinn, Salsman, Seawell, Slater, Sutton, Swing, Tenney, and Ward—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 57—An act calling a special election for the day on which the general election is held in the year 1944, to submit to the electors of California an amendment to the Constitution of the State relating to compensation of officers proposed by the Legislature.

Bill read third time.

Motion to Strike From File

Senator Mayo moved that Senate Bill No. 57 be stricken from the file. Motion carried.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Concurrent Resolution No. 13

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 13—Relative to the approval of that certain amendment to the charter of the City of Alhambra ratified by the qualified electors of said city at a special election held thereon on the sixth day of June, 1944.

Request for Unanimous Consent

Senator Tenney asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 13, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 13

Assembly Concurrent Resolution No. 13—Relative to the approval of that certain amendment to the charter of the City of Alhambra ratified by the qualified electors of said city at a special election held thereon on the sixth day of June, 1944.

Resolution read.

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

AYES—Senators Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Transportation, to which was referred:

Assembly Joint Resolution No. 10

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 11; committee vote: Ayes 7; absent 4.

McCORMACK, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Transportation, to which was referred:

Senate Bill No. 58

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

Committee membership 11; committee vote: Ayes 7; absent 4.

McCORMACK, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER) (RESUMED)

Senate Bill No. 58—An act to amend Section 3 of an act entitled "An act providing for preparation for postwar county highway construction projects, and making an appropriation therefor," approved May 18, 1943, relating to county postwar highway construction projects, declaring the urgency thereof, and providing this act shall take effect immediately.

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

RESOLUTIONS

The following resolutions were offered:

By Senators Shelley, Tenney, Judah, Hatfield, Powers, Gordon, Salsman, and Biggar:

Senate Resolution No. 27

Relating to continued deferment of boners in the meat packing industry

WHEREAS, This Country now has the largest live stock population in its history; and
WHEREAS, In view of the military and economic situation of the world there exists the greatest need in this Country's history for supplying meat both to the armed forces and to the civilian population; and

WHEREAS, It would be impossible to furnish this meat supply to the armed forces and to the civilian population if certain skilled workers are not available; and

WHEREAS, Among the most needed of these skilled workers are the men, known as "boners," who debone the carcasses; and

WHEREAS, It takes three years to train a boner so that he can perform his task with the speed required; now, therefore, be it

Resolved, by the Senate of the State of California, That the President and Congress of the United States be memorialized to use their good offices with the proper authorities to continue deferments from military service of boners in the meat packing industry; and, be it further

Resolved, That the Secretary of the Senate be hereby directed to forward copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives and to each Senator and to each Member of the House of Representatives from California in the Congress of the United States.

Referred to Committee on Rules.

By Senators Mayo, Collier, McCormack, Dorsey, Parkman, Tenney, Burns, Donnelly, Brown, Swing, Luckey, Quinn, Powers, McBride, Seawell, and Dillinger:

Senate Resolution No. 28

Relative to the market and price paid for newly produced gold

WHEREAS, It has become reasonably apparent to the Senate of the State of California that even if current legal restrictions governing the gold mines of California were removed by the President of the United States through executive order, it would be impracticable for most if not all of these gold mines to resume operations because, on the one hand, they are compelled by existing laws and regulations to sell their gold bullion product to the United States Mint at a fixed price of \$35 per ounce, and on the other hand, would be required to pay costs for labor and materials required in operation which in the aggregate would exceed the return for their bullion; and

WHEREAS, The current price of gold bullion was fixed by executive order of the President dated January 31, 1934, under the provisions of an act of Congress empowering the President to reduce the standard weight and fineness of the gold dollar by not to exceed 50 per cent, and under the terms of said act of Congress, as subsequently extended in time limitation, the President has to date exercised said authority only to the extent of fixing said gold dollar weight at 15 5/21 grains, whereas 50 per cent of its former weight would be 12.9 grains, equal to a maximum value of \$41.34 per ounce for gold of nine-tenths fineness; and

WHEREAS, It is currently reported that the free market price for gold in India, North Africa, and Asia Minor has fluctuated between \$40 and \$70 per ounce, and that mines in British Dominions are enjoying that price for their product; and

WHEREAS, A majority of the Members of the Senate of the State of California believes that restoration of the ability of American gold mines to produce gold at the earliest moment consistent with war manpower demands, is essential to the preservation of the local economies of the districts in which they are located (including 19 counties of California), to postwar employment opportunities for miners and prospectors, to the maintenance of an adequate National currency backing of gold, and to the stabilization of international money exchanges on a basis that will permit of the free resumption of international trade after the war; now, therefore, be it

Resolved by the Senate of the State of California. That the President be memorialized to exercise his authority to reduce the gold content of the United States gold dollar to 12.9 grains of nine-tenths fineness, and thereby to increase the mint price for newly mined gold bullion to \$41.34 per ounce; and be it further

Resolved. That the President and through him, the Secretary of State of the United States be memorialized to take such steps and enter into such negotiations as will make free markets for gold in foreign countries available to American gold producers, and will remove current legal restrictions on the export of newly mined gold to such markets by American producers; and be it further

Resolved. That the President and Congress be memorialized to lift the current legal restrictions on the production of gold in this Country at the earliest moment consistent with the National safety and war manpower requirements; and be it further

Resolved. That the President and Congress be memorialized to provide in postwar international exchange stabilization agreements, for a gold medium for settlement of balances and such currency ratios as at the same time will stabilize the American dollar in terms of foreign currencies and will make possible an early resumption of trade between the United States and foreign countries; and be it further

Resolved. That the Secretary of the Senate be hereby directed to forward copies of this resolution to the President and the Vice President of the United States, to the Speaker of the House of Representatives and to each Senator and to each Member of the House of Representatives from California in the Congress of the United States.

Referred to Committee on Rules

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF ASSEMBLY AMENDMENTS

Senate Bill No. 4—An act to add Chapter 4 to Title 3 of Part 4 of Division 3 of the Civil Code, relating to the sale of grain, declaring the urgency of this act, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 4?

Amendment No. 1

On page 1, line 9, of the printed bill, as amended, after the comma following "flax", insert "hay".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 4 by the following vote:

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tickle, and Ward—33.

NOES—None.

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 41—An act to create a flood control district to be called "Ventura County Flood Control District" and dividing said district into zones; to provide for the control and conservation of flood and storm waters and for the protection of watercourses, watersheds, public highways, life and property in said district from damage or destruction from such waters; to prevent the waste of water or the diminution of the water supply in, or the exportation of water from said district, and to import water into said district and to obtain, retain and reclaim drainage, storm, flood, and other waters and to save and conserve all or any of such waters for beneficial use in said district; to authorize the incurring of indebtedness and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district and providing certain limitations on assessments, bonded indebtedness and expenditures with respect to the zones of said district; and to define the powers of said district, including the right of the district to sue and be sued, and the powers and duties of the officers thereof; to provide for the government, management and control of said district; to provide for the construction of works and the acquisition of property by the district to carry out the purposes of this act; and to declare this act to be an urgency measure which shall go into effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Tickle, and Ward—29.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Tickle, and Ward—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 15—An act making an appropriation to carry out the provisions of the California Food and Fiber Production Act, and providing for the establishing of a revolving fund therefrom, to take effect immediately.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Tickle, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Seawell:

Resolved, That Assembly Bills Nos. 3, 10, 13, 24, 31, 35, 38, 39, 40, and 43 present a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bills be read on three several days in each house is hereby dispensed with, and it is ordered that said bills be read the third time, and placed upon their passage.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Tickle, and Ward—30.

NOES—None.

THIRD READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 10—An act to amend Section 510 of the Civil Code, relating to street railroads.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Tenney, and Ward—31.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Tenney, Tickle, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 43—An act to add Sections 2799.5, 2804.5, and 2843.5 to, and to amend Sections 2792.5, 2807.5, and 2842.5 of the Elections Code, relating to the State conventions and the county central committee meetings of political parties, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Denel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, Mixter, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Water Resources, to which was referred:

Senate Joint Resolution No. 8

Has had the same under consideration, and reports the same back with amendments, and with the recommendation: Be adopted, as amended.

Committee membership 9; committee vote: Ayes 8; absent 1.

COLLIER, Chairman

Above reported resolution ordered to third reading.

THIRD READING OF SENATE BILLS (OUT OF ORDER) (RESUMED)

Senate Joint Resolution No. 8—Relative to flood and drainage control and H. R. 4485.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In title of printed resolution, strike out "Relative to flood and drainage control and H. R. 4485", and insert "Relative to H. R. 4485, concerning flood control and allied purposes".

Amendment No. 2

On page 1, line 3, of said measure, strike out "and drainage control and the", and insert "control and allied purposes".

Amendment No. 3

On page 1, line 4, of said measure, strike out "development of water for irrigation purposes";.

Amendment No. 4

On page 1, line 13, of said measure, after "flood", strike out "and drain", and insert "control and allied purposes".

Amendment No. 5

On page 1, line 14, of said measure, strike out "age control".

Amendments read and adopted.

Bill ordered printed, engrossed, and to third reading.

RESOLUTIONS

The following resolutions were offered:

By Senator Hatfield:

Senate Resolution No. 29

Relating to consideration of the postwar reconstruction and reemployment problems of the rural areas of the State

WHEREAS, Upon the termination of the war the return to the farms of a great number of persons now in the armed forces will cause serious displacement of agricultural workers, and will present a problem that is directly comparable to the anticipated problems of the more populous areas; and

WHEREAS, The Legislature at this session has provided for the initiation of a vast Postwar Building Program which, in the nature of things, will be largely carried out in the more populous areas; and

WHEREAS, By Chapter 565 of the Statutes of 1941 provision was made for a county highway program appropriation of one million five hundred thousand dollars (\$1,500,000) to be allocated to the counties on the basis of motor vehicle registration, with a minimum of five thousand dollars (\$5,000) to each county; and

WHEREAS, Under both the Postwar Building Program and the postwar highway construction program the rural areas will receive very little benefit, and unless provision is made to meet the requirements of the rural areas for postwar employment and rehabilitation there will result an unbalanced condition in which the problems of the rural areas will not be provided for; and

WHEREAS, A highway construction program covering the entire State would serve to spread the work throughout the State, without regard to population; and

WHEREAS, Numerous public works projects of great value to the State can probably be devised to be performed in rural areas; now, therefore, be it

Resolved by the Senate of the State of California, That the Interim Committee on the Postwar Construction Program, and any other committee that may have cognizance of such matters, should give careful consideration to the needs of the rural areas of the State and the necessity of providing for projects in the Postwar Construction Program which will relieve the potential condition of unemployment with which they will be confronted at the termination of the war; and be it further

Resolved, that said committee, or committees, should consider the desirability of a greatly expanded State and county highway construction program and such other projects as can be carried out through the employment of surplus farm labor.

Referred to Committee on Rules.

By Senator Mayo:

Senate Resolution No. 30

Relative to making \$10,000 available to Senate Committee on
Postwar Construction Program

Resolved by the Senate of the State of California, That the sum of ten thousand dollars (\$10,000) or so much thereof as may be necessary, in addition to any other sums heretofore made available, is hereby made available from the Contingent Fund of the Senate for the expenses of the Senate Committee on the Postwar Construction Program created by Senate Resolution No. 125 of the Fifty-fifth Regular Session, such funds to be disbursed after certification by the chairman of the committee upon warrants drawn by the State Controller upon the State Treasurer

Referred to Committee on Rules.

RECESS

At 12.35 p.m., on motion of Senator Seawell, the Senate recessed until 2.30 p.m.

REASSEMBLED

At 2.30 p.m., the Senate reconvened.

Hon. Frederick F. Houser, President of the Senate, presiding.

Secretary John F. Lea at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 58

And reports the same correctly engrossed.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Joint Resolution No. 8

And reports the same correctly re-engrossed.

SEAWELL, Chairman

Committee on Elections

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Elections, to which was referred:

Assembly Concurrent Resolution No. 10

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 7; committee vote: Ayes 7.

BREED, Chairman

Above reported resolution ordered to third reading.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 9, 1944

MR. PRESIDENT: Your Committee on Rules, to which were referred:

Senate Resolution No. 20

Senate Resolution No. 21

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 5; committee vote: Ayes 4; absent 1.

SEAWELL, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, June 9, 1944

MR. PRESIDENT: Your Committee on Rules, to which were referred:

Senate Resolution No. 18

Senate Resolution No. 22

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 5; committee vote: Ayes 5.

SEAWELL, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules, to which were referred:

Senate Resolution No. 27

Assembly Joint Resolution No. 11

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 5; committee vote: Ayes 3; noes 1; absent 1.

SEAWELL, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules, to which were referred:

Senate Resolution No. 30

Senate Resolution No. 28

Senate Resolution No. 29

Assembly Concurrent Resolution No. 6

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 5; committee vote: Ayes 4; absent 1.

SEAWELL, Chairman

Above reported resolutions ordered to third reading.

RESOLUTIONS

The following resolutions were offered:

By Senator Seawell:

Senate Resolution No. 31

Resolved, That the Permanent Standing Rules of the Senate and the Standing Rules of the Senate for the Fourth Extraordinary Session of the Fifty-fifth Legislature be amended by adding Rule 12a thereto, to read as follows:

12a. There shall be a permanent committee designated the "Committee on Legislative Organization," consisting of the President pro tempore and two other Members of the Senate appointed by the Committee on Rules, who shall designate the chairman.

The committee shall have and exercise the following powers:

To aid the Committee on Rules in organizing the standing committees of the Senate and in drawing up a schedule of committee meetings;

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

To study the Standing Rules of the Senate, the Joint Rules of the Legislature, the existing organization of the Legislature, questions of economy in the legislative procedure, the physical facilities for the use of the Legislature, the rearranging of space in the State Capitol, and the advisability of creating in aid of the legislative function an agency or agencies to study and report to the Legislature and its committees upon assigned subjects of legislation or of prospective legislation, to assure the obtaining of full information and enable the Legislature and its members to act advisedly in such matters;

To serve jointly with an Assembly Committee having similar duties and functions;

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

To have and exercise all of the powers conferred upon Interim Committees of the Legislature or of the Senate by the Joint Rules or by the Standing Rules of the Senate;

To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers and perform its duties as herein set forth or as from time to time prescribed by the Senate;

To report to the Senate from time to time and at any time and to prepare and file a final report with the next succeeding Legislature on or before the fortieth legislative day after the convening thereof; and be it further

Resolved, That the sum of one thousand dollars (\$1,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution to be disbursed after certification by the chairman of the committee upon warrants drawn by the State Controller upon the State Treasurer.

Referred to Committee on Rules.

By Senator Seawell:

Senate Resolution No. 32

Relating to the absence of Joseph Allan Beek

WHEREAS, Since the Forty-third Session of the Legislature in 1919, Joseph Allan Beek has served as Secretary of the Senate of the State of California, and has served this body in other capacities for many years prior thereto; and

WHEREAS, By his attention to duty and constant helpfulness he has earned the love and esteem of all the Members of the Senate; and

WHEREAS, The Members of the Senate, assembled in the Fourth Extraordinary Session of the Fifty-fifth Legislature regret the absence from their midst of Joseph Allan Beek, ameliorated only by the knowledge that his absence is for the commendable and noble reason that he is serving his Country in this great World War as a Captain in the Army Transport Service of the United States Army; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate extend to Joseph Allan Beek their best wishes and heartiest greetings and express their hope for his speedy return to these halls where he is so sorely missed; and, be it further

Resolved, That a copy of this resolution be engrossed and transmitted to Joseph Allan Beek.

Resolution read, and unanimously adopted.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 24—An act making an appropriation to carry out the purposes of the State Reconstruction and Reemployment Act, and limiting the use thereof to the making of an economic survey of the mineral resources of the State.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Seawell moved a call of the Senate.

Motion carried. Time, 2.40 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 2.45 p.m., on motion of Senator Seawell, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Assembly Bill No. 24 passed by the following vote :

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McCormack, Mixer, Parkman, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, and Ward—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 3—An act reappropriating to The Regents of the University of California for construction, improvements and equipment at the University of California the appropriation contained in an act entitled "An act making an additional appropriation for construction, improvements and equipment at the University of California," approved July 8, 1941.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McCormack, Mixer, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 31—An act making an appropriation to The Regents of the University of California for surveys, preparation of plans and specifications, and other preliminary work preparatory to the construction of additional buildings for the University of California, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Senators Biggar, Breed, Brown, Collier, Cunningham, DeLap, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Judah, Keating, Luckey, Mayo,

McBride, McCormack, Mixter, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 35—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for a State office building in the City of Los Angeles and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 38—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for the construction of a garage for State use in the City of Sacramento and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 39—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for the construction of a residence for the Governor of the State of California in the City of Sacramento and in furtherance of the Postwar Building Program.

Bill read third time.

Motion to Strike Bill From File

Senator Mayo moved that Assembly Bill No. 39 be stricken from the file.

Motion carried.

Assembly Bill No. 40—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as sites for State office buildings in the City of Sacramento and in furtherance of the Postwar Building Program.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Mayo,

McBride, McCormack, Mixer, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 13—An act to repeal Chapter 14 of Division 7 of the Education Code, and to add a new Chapter 14 thereto, relating to the retirement of teachers of the Educational System of the State and other persons connected therewith, and making an appropriation therefor.

Bill read third time, and presented by Senator DeLap.

Motion to Amend

Senators Shelley, Tenney, and Fletcher moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, as amended, strike out the comma, and insert “; equalizing the cost thereof to the taxpayers in the State by means of subventions to political subdivisions maintaining local retirement systems;”.

Amendment No. 2

On page 22 of said bill, as amended, between lines 21 and 22, insert

“14565. (a) At the beginning of each fiscal year the Retirement System shall pay to each local district maintaining a local retirement system the following amounts:

(1) From the Permanent Fund, an amount equal to the difference between the benefits paid from the Permanent Fund during the preceding year to persons who are entitled to receive benefits from the local retirement system and the benefits which would have been paid from the Permanent Fund during the preceding year to those persons if they were not entitled to receive benefits from the local retirement system.

(2) From the Retirement Annuity Fund, an amount equal to the difference between the benefits paid from the Retirement Annuity Fund during the preceding year to persons who are entitled to receive benefits from the local retirement system and the benefits which would have been paid during the preceding year to those persons if they were not entitled to receive benefits from the local retirement system.

(b) The amounts paid under subdivision (a) of this section by the Retirement System to each local district maintaining a local retirement system shall not be used to reduce the contributions required of members of the local retirement system or to increase the benefits payable by the local retirement system, but shall be applied to reduce the cost of support of the local retirement system to the taxpayers of the local district maintaining the local retirement system.

(c) The State shall contribute annually to the Permanent Fund and to the Retirement Annuity Fund the amounts required to be paid from said funds, respectively, under subdivision (a) of this section.”

Amendments read

Roll Call Demanded

Senators Shelley, Tenney, and Quinn demanded a roll call.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Senators Burns, Fletcher, Keating, Shelley, and Tenney—5.

NOES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Judah, Luckey, Mayo, McBride, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swing, Tickle, and Ward—29.

Previous Question

Senator Seawell moved the previous question

Motion carried.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keat-

ing, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—35.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—35.

NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Seawell:

Resolved, That Senate Bills Nos. 45, 58 present a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bills be read on three several days in each house is hereby dispensed with, and it is ordered that said bills be read the third time, and placed upon their passage.

Resolution read.

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

AYES—Senators Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

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

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Seawell:

Resolved, That Senate Bill No. 59 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Senators Breed, Brown, Burns, Collier, Crittenden, Cunningham, Deuel, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

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

CONSIDERATION OF SENATE BILL NO. 59

Senate Bill No. 59—An act to submit to the people at the General Election on November 7, 1944, a proposed amendment to the Constitution of this State, relating to compensation of officers, to declare the urgency of this act, and to provide that this act shall go into immediate effect.

Bill read second time.

Senate Bill No. 59—An act to submit to the people at the General Election on November 7, 1944, a proposed amendment to the Constitution of this State, relating to compensation of officers, to declare the urgency of this act, and to provide that this act shall go into immediate effect.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—33.

NOES—None.

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

AYES—Senators Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Slater, Sutton, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

President Pro Tempore of the Senate Presiding

At 3.52 p.m., Hon. Jerrold L. Seawell, President pro tempore of the Senate, presiding.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 45—An act making a transfer of money from the General Fund to the Postwar Employment Reserve and providing that the money so transferred shall be available for appropriation by the Legislature.

Bill read third time.

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

AYES—Senators Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, McBride, McCormack, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—32.

NOES—None.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 11—An act making an appropriation to the Department of Public Works for the preparation of plans for the State Building Program contemplated by Chapter 572 of the Statutes of 1943, declaring the urgency thereof and providing that this act shall take effect immediately; And reports that the same has been correctly enrolled, and presented to the Governor on the thirteenth day of June, 1944, at 3 30 p.m.

SEAWELL, Chairman

Committee on Military and Veterans Affairs

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Military and Veterans Affairs, to which was referred:

Assembly Joint Resolution No. 4

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 9; committee vote: Ayes 9.

QUINN, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Military and Veterans Affairs, to which was referred:

Assembly Joint Resolution No. 12

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

Committee membership 9; committee vote: Ayes 9.

QUINN, Chairman

Above reported resolution ordered to third reading.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 12—Relative to memorializing the United States Veterans' Administration to establish a Rehabilitation Home and Hospital at Vichy Springs in Mendocino County.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military and Veterans Affairs:

Amendment No. 1

In lines 3 and 4 of the title of the printed measure, strike out "at Vichy Springs in Mendocino County", and insert "in the Redwood Empire area of California".

Amendment No. 2

On page 1, line 5, of said measure, strike out "Ukiah Valley in Mendocino County", and insert "the Redwood Empire area along the northwestern coast of California".

Amendment No. 3

On page 1, line 11, of said measure, strike out "The Vichy Springs Ranch in the Ukiah Valley", and insert "The Redwood Empire area".

Amendment No. 4

On page 1, line 12, of said measure, strike out "and the additional"; and strike out line 13, and insert "including adequate transportation facilities; and

WHEREAS, A hospital in this area would serve a very large number of veterans who have no ready access to any other veterans' hospital; now,".

Amendment No. 5

On page 1, line 19, strike out "at Vichy Springs in Mendocino County", and insert "in the Redwood Empire area".

Amendments read and adopted.

Resolution ordered printed, and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Transportation, to which were referred:

Assembly Joint Resolution No. 13

Assembly Joint Resolution No. 14

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 11; committee vote: Ayes 6; absent 5.

McCORMACK, Chairman

Above reported resolutions ordered to third reading.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Bill No. 36

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bill ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Concurrent Resolution No. 14

Assembly Concurrent Resolution No. 12

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 14—In tribute to Arthur David McHenry.

Placed on file.

Assembly Concurrent Resolution No. 12—Relative to providing court reporters in criminal divisions of the municipal court in misdemeanor cases.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Bill No. 60

Assembly Bill No. 61

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 60—An act to add Section 20405 to the Education Code and to add Article 14 to Chapter 7 of Division 4 of said code, relating to the education of veterans, making an appropriation, declaring the urgency of this act, and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Assembly Bill No. 61—An act to add Section 20344.1 to the Education Code, relating to the support of the public schools, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Bill No. 1

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

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Concurrent Resolution No. 11

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above resolution ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Resolution No. 30

Relative to making \$10,000 available to Senate Committee on Postwar Construction Program

Resolved by the Senate of the State of California, That the sum of ten thousand dollars (\$10,000) or so much thereof as may be necessary, in addition to any other sums heretofore made available, is hereby made available from the Contingent Fund of the Senate for the expenses of the Senate Committee on the Postwar Construction Program created by Senate Resolution No. 125 of the Fifty-fifth Regular Session, such funds to be disbursed after certification by the chairman of the committee upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

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

AYES—Senators Breed, Brown, Collier, Cunningham, DeLap, Dillinger, Dorsey, Gordon, Hatfield, Judah, Keating, Luckey, McBride, McCormack, Mixter, Parkman, Rich, Seawell, Shelley, Sutton, Swing, Tenney, and Tickle—23.

NOES—None.

Motion to Amend Senate Resolution No. 18

Senator Tickle moved that the sum of seven thousand five hundred dollars (\$7,500) be inserted in line 1 of the last paragraph of Senate Resolution No. 18.

Motion carried.

Senate Resolution No. 18

Relative to appointment of a Senate Fact-Finding Committee on State Highway Revenues

WHEREAS, State highway revenues have for a number of years been inadequate to finance construction and reconstruction of State highways so as to keep pace with their deterioration and obsolescence; and

WHEREAS, The Legislature, at the Fifty-fifth Regular Session, by Chapter 561 of the Statutes of 1943, appropriated the sum of twelve million dollars for the preparation of plans and the acquisition of rights of way for postwar construction and reconstruction of State highways, and directed and instructed the Department of Public Works to report to the Fifty-sixth Session of the Legislature as to expenditures made of moneys so appropriated and estimating the construction cost of each project for which plans have been prepared or rights of way secured; and

WHEREAS, It is advisable that the Legislature be informed as to the adequacy of existing State highway revenues to provide for such postwar construction and reconstruction of State highways and as to necessity for additional revenues to meet post-war needs; now, therefore, be it

Resolved by the Senate of the State of California, That there be and is hereby created a Committee of the Senate to study and ascertain facts and to determine the sufficiency and adequacy of State highway revenues for State highway construction and reconstruction; and be it further

Resolved, That it shall be the duty of said committee, if it finds that additional revenues are needed, to study and recommend to the Legislature means and sources of additional State highway revenue; and be it further

Resolved, That said committee shall consist of five Members of the Senate, which committee shall be appointed by the Rules Committee of the Senate; and be it further

Resolved, That the committee, in exercising its powers and performing the functions vested in it by this resolution, shall have all the powers conferred upon Legislative Committees by Sections 9400 to 9412 of the Government Code, and by the Joint Rules of the Senate and Assembly as adopted at the Fifty-fifth Regular Session of the Legislature and all powers necessary or convenient to accomplish the objects and purposes of this resolution; and be it further

Resolved, That the committee shall prepare and submit to the Fifty-sixth Session of the Legislature a report of its findings and recommendations; and be it further

Resolved, That the members of the committee shall serve without compensation but shall be allowed mileage at the rate of five and one-half cents (\$.05½) per mile each way incurred in connection with their services upon the committee and other actual and necessary expenses for living accommodations and meals, incurred in connection with their services upon the committee, or in lieu of such expenses for accommodations and meals an allowance of ten dollars (\$10) per day; and be it further

Resolved, That the sum of seven thousand five hundred dollars (\$7,500) or so much thereof as may be necessary is hereby made available from the Contingent Funds of the Senate for the expenses or claims it may incur under this resolution, to be paid, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

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

AYES—Senators Breed, Collier, Cunningham, DeLap, Dillinger, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Rich, Seawell, Shelley, Sutton, Swing, Tenney, and Tickle—25.

NOES—None.

Senate Resolution No. 20

Relating to augmenting the funds of the Interim Committee to Investigate the Department of Motor Vehicles

Resolved, That in addition to any money heretofore made available, the sum of two thousand five hundred dollars (\$2,500), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Senate for the expenses of the Interim Committee to Investigate the Department of Motor Vehicles (created by Senate Resolution No. 150, adopted May 5, 1943) and its members, and for any charges, expenses or claims it may incur under the resolution, to be paid and disbursed, after certification by the Chairman of the Committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

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

AYES—Senators Breed, Brown, Collier, Cunningham, DeLap, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Powers, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, and Tickle—29.

NOES—None.

Senate Resolution No. 21

Amending Senate Resolution No. 138 adopted May 5, 1943

WHEREAS, Pursuant to Resolution No. 138, adopted on the fifth day of May, 1943, relative to the study of the water situation at Needles and vicinity, by making a further appropriation to such committee and authorizing the Division of Lands of the State of California to make a comprehensive survey of the lands along the Colorado River bed subject to overflow and damage between Parker Dam and Boulder Dam.

WHEREAS, Pursuant to Resolution No. 138 of the Senate of the State of California, a Special Committee of Three members was appointed for the purposes set forth in said resolution; and

WHEREAS, Said committee has performed a large part of the duties assigned it; and WHEREAS, Further study and investigations are necessary to enable such committee to complete its work; now, therefore, be it

Resolved, by the Senate of the State of California, That in addition to the other powers, duties imposed upon such committee by the Senate resolution, the said committee shall make a comprehensive survey and study of the various lands that are subject to overflow and damage caused by the rising of the water level in the river due to the construction and operation of Boulder and Parker Dams; and be it further

Resolved, That the Division of Lands of the State of California and officers thereof be, and they are hereby requested, to make a comprehensive survey of the lands in

California along the Colorado River between Parker Dam and Boulder Dam that are or may be overflowed, injured or damaged by raise in the water of the Colorado River since the construction and operation of Boulder and Parker Dams; and likewise investigate and assemble all available data relative to the location of the boundary line between the State of California and the State of Arizona; and that said division and its said officers cooperate and act for and with the said Senate Committee at such time and in such manner as such committee may request, and report the result of its investigation and findings to such committee so that the same may be reported by said committee to the Senate, and preserved for use in determining and establishing the said boundary. And said committee is authorized to spend the funds that are now or may hereafter be allocated to it for the purposes of investigating and assembling such data; and be it further

Resolved, That the further sum of one hundred dollars (\$100) or so much thereof as may be necessary, together with the sums heretofore allocated to said committee, is hereby made available from the contingent funds of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the contingent funds of the Senate and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer; provided, however, that no member of said committee shall be entitled to receive expenses or mileage during the sessions of the Legislature.

Resolution read.

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

AYES—Senators Breed, Brown, Collier, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—31

NOES—None.

Senate Resolution No. 22

Relating to the creation of a Senate Interim Committee on a State Training School for boys including within its curriculum military training and discipline, academic subjects, and vocational training, and suitable training schools for girls, as a part of the Postwar Employment Program

WHEREAS, The Postwar Employment Reserve was created for the purpose of meeting the needs of the State for the construction and rehabilitation of State buildings and facilities and to provide postwar employment; and

WHEREAS, Legislation is pending for the creation of a Property Acquisition Board for the purpose of selecting sites for postwar construction projects; and

WHEREAS, It is desirable that such Postwar Employment Program be directed to projects which will have a lasting benefit to the State; and

WHEREAS, It has been suggested that such a project would be the establishment of a State training school, or schools, for boys, including within its curriculum military training and discipline, academic subjects, and vocational training, and suitable training schools for girls, on the sites of military establishments that may be abandoned by the Federal Government when the need therefor has passed; and

WHEREAS, The necessity for the acquisition of such sites is dependent upon the usefulness thereof for State purposes including the establishment of such school or schools; and

WHEREAS, These questions can best be determined by a committee created for the purpose of investigating the feasibility of acquiring such sites and the desirability of devoting them to the uses herein mentioned; now, therefore, be it

Resolved by the Senate of the State of California, That there is hereby created a Senate Committee on State Training Schools for Boys and for Girls consisting of five Members of the Senate appointed by the Rules Committee thereof, to study and ascertain the feasibility of acquiring sites for the establishment of a State training school, or schools, for boys, including within its curriculum military training and discipline, academic subjects, and vocational training, and suitable training schools for girls, and the desirability of establishing such schools; and, be it further

Resolved, That the committee, in exercising its powers and performing the functions vested in it by this resolution, shall have all the powers conferred upon Legislative Committees by the Joint Rules of the Senate and Assembly as adopted at the Fifty-fifth Regular Session of the Legislature and all powers necessary or convenient to accomplish the objects and purposes of this resolution; and, be it further

Resolved, That the committee may create subcommittees and assign to such subcommittees any matter within the scope of the powers of the committee, and such subcommittees shall with respect to the matters so assigned to them have the same powers as the committee; and, be it further

Resolved, That the committee may act during this session or any recess and after final adjournment thereof and shall prepare and submit to this or to the Fifty-sixth

Regular Session of the Legislature a report of its findings and recommendations; and, be it further

Resolved, That the members of the committee shall serve without compensation but shall be allowed mileage at the rate of five and one-half cents (\$.05½) per mile each way incurred in connection with their services upon the committee and other actual and necessary expenses for living accommodations and meals, incurred in connection with their services upon the committee, or in lieu of such expenses for accommodations and meals an allowance of ten dollars (\$10) per day; and, be it further

Resolved, That the sum of ten thousand dollars (\$10,000), or so much thereof as may be necessary, is hereby made available from the Contingent Funds of the Senate for the expenses or claims it may incur under this resolution, to be paid, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

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

AYES—Senators Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Judah, Keating, Luckey, Mayo, Mixer, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—30.

NOES—None.

Senate Resolution No. 27

Relating to continued deferment of boners in the meat packing industry

WHEREAS, This Country now has the largest livestock population in its history; and
WHEREAS, In view of the military and economic situation of the world there exists the greatest need in this Country's history for supplying meat both to the armed forces and to the civilian population; and

WHEREAS, It would be impossible to furnish this meat supply to the armed forces and to the civilian population if certain skilled workers are not available; and

WHEREAS, Among the most needed of these skilled workers are the men, known as "boners," who debone the carcasses; and

WHEREAS, It takes three years to train a boner so that he can perform his task with the speed required; now, therefore, be it

Resolved by the Senate of the State of California, That the President and Congress of the United States be memorialized to use their good offices with the proper authorities to continue deferments from military service of boners in the meat packing industry; and, be it further

Resolved, That the Secretary of the Senate be hereby directed to forward copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives and to each Senator and to each Member of the House of Representatives from California in the Congress of the United States.

Resolution read and adopted.

Senate Resolution No. 28

Relative to the market and price paid for newly produced gold

WHEREAS, It has become reasonably apparent to the Senate of the State of California that even if current legal restrictions governing the gold mines of California were removed by the President of the United States through executive order, it would be impracticable for most if not all of these gold mines to resume operations because, on the one hand, they are compelled by existing laws and regulations to sell their gold bullion product to the United States Mint at a fixed price of \$35 per ounce, and on the other hand, would be required to pay costs for labor and materials required in operation which in the aggregate would exceed the return for their bullion; and

WHEREAS, The current price of gold bullion was fixed by executive order of the President dated January 31, 1934, under the provisions of an Act of Congress empowering the President to reduce the standard weight and fineness of the gold dollar by not to exceed 50 per cent, and under the terms of said act of Congress, as subsequently extended in time limitation, the President has to date exercised said authority only to the extent of fixing said gold dollar weight at 15-5/21 grains, whereas 50 per cent of its former weight would be 12.9 grains, equal to a maximum value of \$41.34 per ounce for gold of nine-tenths fineness; and

WHEREAS, It is currently reported that the free market price for gold in India, North Africa, and Asia Minor has fluctuated between \$40 and \$70 per ounce, and that mines in British Dominions are enjoying that price for their product; and

WHEREAS, A majority of the Members of the Senate of the State of California believes that restoration of the ability of American gold mines to produce gold at the earliest moment consistent with war manpower demands, is essential to the preservation of the local economies of the districts in which they are located (including 19 counties of California), to postwar employment opportunities for miners and prospectors, to the maintenance of an adequate National currency backing of gold, and

to the stabilization of international money exchanges on a basis that will permit of the free resumption of international trade after the war; now, therefore, be it

Resolved by the Senate of the State of California, That the President be memorialized to exercise his authority to reduce the gold content of the United States gold dollar to 12.9 grains of nine-tenths fineness, and thereby to increase the mint price for newly mined gold bullion to \$41.34 per ounce; and be it further

Resolved, That the President and through him, the Secretary of State of the United States be memorialized to take such steps and enter into such negotiations as will make free markets for gold in foreign countries available to American gold producers, and will remove current legal restrictions on the export of newly mined gold to such markets by American producers; and be it further

Resolved, That the President and Congress be memorialized to lift the current legal restrictions on the production of gold in this Country at the earliest moment consistent with the National safety and war manpower requirements; and be it further

Resolved, That the President and Congress be memorialized to provide in postwar international exchange stabilization agreements, for a gold medium for settlement of balances and such currency ratios as at the same time will stabilize the American dollar in terms of foreign currencies and will make possible an early resumption of trade between the United States and foreign countries; and be it further

Resolved, That the Secretary of the Senate be hereby directed to forward copies of this resolution to the President and the Vice President of the United States, to the Speaker of the House of Representatives and to each Senator and to each Member of the House of Representatives from California in the Congress of the United States.

Resolution read and adopted.

Senate Resolution No. 29

Relating to consideration of the postwar reconstruction and reemployment problems of the rural areas of the State

WHEREAS, Upon the termination of the war the return to the farms of a great number of persons now in the armed forces will cause serious displacement of agricultural workers, and will present a problem that is directly comparable to the anticipated problems of the more populous areas; and

WHEREAS, The Legislature at this session has provided for the initiation of a vast Postwar Building Program which, in the nature of things, will be largely carried out in the more populous areas; and

WHEREAS, By Chapter 565 of the Statutes of 1941 provision was made for a county highway program appropriation of one million five hundred thousand dollars (\$1,500,000) to be allocated to the counties on the basis of motor vehicle registration, with a minimum of five thousand dollars (\$5,000) to each county; and

WHEREAS, Under both the Postwar Building Program and the Postwar Highway Construction Program the rural areas will receive very little benefit, and unless provision is made to meet the requirements of the rural areas for postwar employment and rehabilitation there will result an unbalanced condition in which the problems of the rural areas will not be provided for; and

WHEREAS, A highway construction program covering the entire State would serve to spread the work throughout the State, without regard to population; and

WHEREAS, Numerous public works projects of great value to the State can probably be devised to be performed in rural areas; now, therefore, be it

Resolved by the Senate of the State of California, That the Interim Committee on the Postwar Construction Program, and any other committee that may have cognizance of such matters, should give careful consideration to the needs of the rural areas of the State and the necessity of providing for projects in the Postwar Construction Program which will relieve the potential condition of unemployment with which they will be confronted at the termination of the war; and be it further

Resolved, That said committee, or committees, should consider the desirability of a greatly expanded State and county highway construction program and such other projects as can be carried out through the employment of surplus farm labor.

Resolution read and adopted.

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

The following resolution was offered:

Senate Concurrent Resolution No. 13: By Senator Seawell—Relative to amendment of the Joint Rules of the Legislature.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered :

By Senator Shelley :

Senate Resolution No. 33

Relating to the California Farm Production Council

WHEREAS, At the Fifty-fifth (Second Extraordinary) Session of the Legislature, in recognition of the farm labor shortage, the Legislature created the California Farm Production Council to administer the California Food and Fiber Production Act; and

WHEREAS, At the Fifty-fifth (Fourth Extraordinary) Session, the Legislature, by a vote of both houses, passed Assembly Bill No. 15, which appropriated \$1,014,882 to carry out the provisions of the California Food and Fiber Production Act; and

WHEREAS, Facts have recently come to light which indicate a misfeasance and malfeasance in office on the part of some of the persons entrusted with the administration of the Farm Production Council; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate does call upon the Joint Legislative Budget Committee to conduct a complete and thorough investigation of the California Farm Production Council and all expenditures of money appropriated thereto; and be it further

Resolved, That the Honorable Earl Warren, Governor of California, and the Honorable Robert W. Kenny, Attorney General of California, be called upon by the Senate to investigate thoroughly the facts already brought to light and to prosecute to the fullest extent of the law any person guilty of misfeasance or malfeasance in office, misappropriation of funds, or dereliction of duty; and be it further

Resolved, That copies of this resolution be transmitted to the Joint Legislative Budget Committee, to the Governor of California and to the Attorney General of California.

Referred to Committee on Rules.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received and read :

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: The Committee on Conference concerning :

Assembly Bill No. 42—An act to add Chapter 9 to Title 13 of Part 1 of the Penal Code, relating to rationing, declaring the urgency thereof, to take effect immediately, consisting of the undersigned members, has met, and reports that it has agreed to recommend the following :

That the amendments of the Senate be concurred in and that the bill, as amended on June 12, 1944, be further amended as follows :

Amendment No. 1

On page 2, lines 24 and 25, of the printed bill, strike out "knowing the same to be altered, forged or counterfeited,".

KEATING
HATFIELD
JUDAH

Senate Committee on Conference

FOURT
ROBERTSON
CALL

Assembly Committee on Conference

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

AYES—Senators Brown, Burns, Collier, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Hatfield, Judah, Keating, Mayo, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—29.

NOES—None.

RESOLUTIONS

The following resolutions were offered :

By Senators McBride, Salsman, Tenney, Keating, Breed, Dillinger, Swing, Mayo, Parkman, Crittenden, Shelley, and Biggar :

Senate Resolution No. 34

Relating to allowance to State employees of uniform holidays

WHEREAS, The policy of allowing employees in State service to enjoy holidays is not uniform ; and

WHEREAS, This problem has been an existing and troublesome one for a number of years ; and

WHEREAS, The Fifty-fifth Session of the California Legislature did take official recognition of this problem and initiate steps by which an early solution of it may be reached by passage of Senate Resolution No. 19 at the Third Extraordinary Session of the Fifty-fifth Session of the Legislature ; and

WHEREAS, By said Senate Resolution No. 19 the Senate did resolve as follows :

“That the State Personnel Board is hereby requested at once to enter upon such a study, conduct the study with all possible expedition, and upon ascertaining a remedy to put the remedy into force and effect to the extent that such may be within the board's power to do, and then to report thereon to the Governor not later than the next meeting of the Legislature, including in its report such recommendations as it may have concerning legislation needed for the complete accomplishment of the objects and purposes herein expressed ;”

and,

WHEREAS, The State Personnel Board has entered upon its study and, as a result of that study, it presently appears that about 80 per cent of the State employees enjoy all of the holidays provided in the Political Code, and about 20 per cent of the State employees do not enjoy said holidays to the extent that in some cases no holidays are allowed to State employees ; and

WHEREAS, Preliminary estimates following from the study to date of the Personnel Board indicate that the cost of granting uniform holidays to said 20 per cent of the State employees not now enjoying them, and to establish the policy of granting uniform holidays for all employees in the State service would be approximately \$175,000 per year or \$350,000 per biennium ; and

WHEREAS, The Fifty-sixth Session of the Legislature would be in a better position to study and act upon this problem and provide for its financing if the actual figures appeared in the Governor's Budget ; and

WHEREAS, It is improbable that the various department heads and the Director of Finance would include these figures in their budgets unless an expression in that regard is given them by the Legislature ; and

WHEREAS, An early and final solution of this problem is essential to the efficient functioning of the respective State departments affected ; now, therefore, be it

Resolved by the Senate of the State of California, That each State department which the study and survey of the State Personnel Board indicates is not now allowing its employees to enjoy all of the holidays mentioned in the Political Code is hereby requested to include in its biennial budget for the Ninety-seventh and Ninety-eighth Fiscal Years the amount of money indicated by the study of the Personnel Board that would be necessary to bring about the establishment of uniform holidays in that department in order that the Legislature may have this information clearly before it for consideration at the Fifty-sixth Session of the Legislature, and the Director of Finance is hereby requested not to strike out any item in the Budget covering this subject ; and, be it further

Resolved, That the Secretary of the Senate transmit copies of this resolution to the Governor, the Director of Finance, the State Personnel Board, the Director of Institutions, the Director of the Youth Authority, the Director of the Department of Natural Resources, the Director of Veterans' and Military Affairs, the Director of the Department of Corrections, and any other department which the Personnel Board's study indicates does not grant all holidays to its employees.

Referred to Committee on Judiciary.

By Senator Seawell :

Senate Resolution No. 35

Resolved, That the Chief of the Bureau of Buildings and Grounds be authorized and directed to install a loud speaker in the Senate Chamber, the microphone being installed at the Secretary's desk ; and be it further

Resolved, That the sum of two hundred fifty dollars (\$250) be appropriated out of the contingent fund of the Senate to pay the cost of such installation

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Bill No. 59

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

Committee membership 9; committee vote: Ayes 6; absent 3.

SLATER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Bill No. 65

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

Committee membership 9; committee vote: Ayes 6; absent 3.

SLATER, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Judiciary, to which were referred:

Senate Resolution No. 34

Assembly Concurrent Resolution No. 12

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 11; committee vote: Ayes 8; absent 3.

DELAP, Chairman

Above reported resolutions ordered to third reading.

THIRD READING OF ASSEMBLY BILLS (OUT OF ORDER) (RESUMED)

Assembly Joint Resolution No. 13—Relative to the enactment by Congress of H. R. 4915, providing Federal Aid for postwar highway construction.

Resolution read.

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

AYES—Senators Biggar, Brown, Burns, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Mayo, McBride, McCormack, Parkman, Salsman, Seawell, Shelley, Slater, Sutton, Tenney, and Ward—24.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Joint Resolution No. 14—Relative to establishment of feeder air transportation connecting up the small cities of California.

Resolution read.

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

AYES—Senators Brown, Burns, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, McBride, McCormack, Parkman, Salsman, Seawell, Shelley, Slater, Sutton, Tenney, and Ward—22.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Joint Resolution No. 4—Relative to the establishment of a Veterans' Hospital in Central California.

Resolution read.

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

AYES—Senators Breed, Brown, Burns, Collier, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, McBride, McCormack, Parkman, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, and Ward—24.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 10—Requesting the Governor of the State of California to proclaim a “Special Registration Week” for California.

Resolution read.

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

AYES—Senators Breed, Brown, Burns, Collier, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, McCormack, Mixter, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, and Ward—26.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 6—Amending the Joint Rules of the Senate and Assembly by adding Rule 39, relative to a Joint Committee on Legislative Organization and Procedure.

Resolution read.

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

AYES—Senators Breed, Brown, Burns, Collier, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, and Ward—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Joint Resolution No. 10—Relative to an interregional highway connecting San Diego and the extreme southern part of the State with the easterly regions of the United States.

Resolution read.

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

AYES—Senators Breed, Brown, Burns, Collier, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Judah, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, and Ward—26.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Joint Resolution No. 11—Relative to the postwar disposition of temporary and demountable war housing by the Federal Government through appropriate State and local governmental authority.

Resolution read.

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

AYES—Senators Brown, Collier, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Judah, McBride, McCormack, Mixter, Parkman, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—25.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 11—Relative to the death of Gene Grier.

Resolution read, and adopted by a rising vote of the following Senators :

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 14—In tribute to Arthur David McHenry.

Resolution read, and adopted by a rising vote of the following Senators :

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

MOTION

Senator Deuel moved that a Committee of the Senate be appointed to attend the funeral of Arthur David McHenry June 14, 1944.

Motion carried.

Appointment of Committee

Pursuant to the above motion, the President appointed Senators Deuel, McCormack, and Shelley.

Assembly Concurrent Resolution No. 12—Relative to providing court reporters in criminal divisions of the municipal court in misdemeanor cases.

Resolution read.

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

AYES—Senators Brown, Collier, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Judah, Mayo, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—24.

NOES—None.

Resolution ordered transmitted to the Assembly.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF ASSEMBLY AMENDMENTS

Senate Bill No. 1—An act making an appropriation for the contingent expenses of the Senate for the Fifty-fifth (Fourth Extraordinary) Session of the Legislature, including expenses of committees created at such session, and declaring that this act shall take effect immediately.

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

Amendment No. 1

On page 1, line 4, of the printed bill, as amended, strike out "for the fifty-fifth"; and strike out all of lines 5 and 6, and insert "including expenses of committees created at any session of the Fifty-fifth Legislature".

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

AYES—Senators Breed, Brown, Collier, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Judah, Mayo, McBride, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—26.
NOES—None.

Above bill ordered enrolled.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Bill No. 15
Assembly Bill No. 41
Assembly Bill No. 13

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Finance, to which were referred:

Assembly Bill No. 60
Assembly Bill No. 61

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

Committee membership 11; committee vote: Ayes 7; absent 4.

MIXTER, Chairman

Above reported bills ordered to second reading.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Seawell:

Resolved, That Assembly Bills Nos. 59, 60, and 61 present a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bills be read on three several days in each house is hereby dispensed with, and it is ordered that said bills be read the second and third times, and placed upon their passage.

Resolution read.

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

AYES—Senators Breed, Brown, Collier, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Hatfield, Judah, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—27.
NOES—None.

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

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Seawell:

Resolved, That Assembly Bill No. 63 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage

Resolution read.

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

AYES—Senators Breed, Brown, Collier, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Judah, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle and Ward—28.

NOES—None.

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

RESOLUTIONS

The following resolution was offered :

By Senator Mixter :

Senate Resolution No. 36

Resolved, That the sum of sixty-three dollars and fifty cents (\$63.50) be paid from the Contingent Fund of the Senate to Pipher and Combrink of Sacramento to pay the cost of reporting a special investigation of a Subcommittee of the Senate Committee on Finance on Friday, June 9, 1944, and preparing a transcript thereof.

Referred to Committee on Rules.

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 59—An act to add Chapter 4.5 to Division 3 of the Education Code, relating to the apportionment of funds to school districts for the education of veterans, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 60—An act to add Section 20405 to the Education Code and to add Article 14 to Chapter 7 of Division 4 of said code, relating to the education of veterans, making an appropriation, declaring the urgency of this act, and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 61—An act to add Section 20344.1 to the Education Code, relating to the support of the public schools, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 65—An act to add Section 10301.2 to the Education Code, relating to the financial support of elementary schools, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education :

Amendment No. 1

On page 1, line 14, of the printed bill, after "heretofore", strike out "or".

Amendment No. 2

On page 1, line 15, of the printed bill, strike out "hereafter".

Motion

Senator Salsman moved that the above amendments be withdrawn.

Motion carried.

Above reported bill ordered to third reading.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Concurrent Resolution No. 12

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

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

CONSIDERATION OF ASSEMBLY AMENDMENTS

Senate Concurrent Resolution No. 12—Relative to adjournment sine die of the Fifty-fifth (Fourth Extraordinary) Session of the Legislature of the State of California.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Concurrent Resolution No. 12?

Amendment No. 1

On page 1, line 6, of the printed measure, strike out "5" and insert "11".

The roll was called, and the Senate concurred in Assembly amendment to Senate Concurrent Resolution No. 12 by the following vote:

AYES—Senators Breed, Brown, Collier, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Judah, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—28.

NOES—None.

Above resolution ordered enrolled.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 42—An act to add Chapter 9 to Title 13 of Part 1 of the Penal Code, relating to rationing, declaring the urgency thereof, to take effect immediately.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Bill No. 59

Senate Bill No. 56

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bills ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Bill No. 66

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 66—An act making an appropriation to the State Reconstruction and Reemployment Commission for the purpose of making a study of the administration, organization, and financial support of the Public School System.

Referred to Committee on Finance.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 58—An act to amend Section 3 of an act entitled "An act providing for preparation for postwar county highway construction projects, and making an appropriation therefor," approved May 18, 1943, relating to county postwar highway construction projects, declaring the urgency thereof, and providing this act shall take effect immediately.

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Judah, Mayo, McBride, McCormack, Mixer, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—28

NOES—None.

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

AYES—Senators Breed, Brown, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Judah, Mayo, McBride, McCormack, Mixer, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—28.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 59—An act to add Chapter 4.5 to Division 3 of the Education Code, relating to the apportionment of funds to school districts for the education of veterans, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Gordon, Hatfield, Judah, Mayo, McBride, McCormack, Mixer, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—29

NOES—None.

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

AYES—Senators Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Judah, Mayo, McBride, McCormack, Mixer, Parkman, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 60—An act to add Section 20405 to the Education Code and to add Article 14 to Chapter 7 of Division 4 of said code, relating to the education of veterans, making an appropriation, declaring the urgency of this act, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tickle, and Ward—27.

NOES—None.

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

AYES—Senators Breed, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 61—An act to add Section 20344.1 to the Education Code, relating to the support of the public schools, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—29.

NOES—None.

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

AYES—Senators Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 65—An act to add Section 10301.2 to the Education Code, relating to the financial support of elementary schools, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Judah, Mayo, McBride, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—27.

NOES—None.

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

AYES—Senators Breed, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Judah, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—29.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Joint Resolution No. 8—Relative to H. R. 4485 concerning flood control and allied purposes

Resolution read

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

AYES—Senators Breed, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Gordon, Hatfield, Judah, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—24.

NOES—Senators Collier and Mayo—2.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Finance, to which was referred:

Assembly Bill No. 66

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

Committee membership 11; committee vote: Ayes 8; absent 3.

MIXTER, Chairman

Above reported bill ordered to second reading.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Seawell:

Resolved, That Assembly Bill No. 66 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

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

AYES—Senators Breed, Brown, Collier, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Hatfield, Judah, Mayo, McBride, McCormack, Mixter, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—27.

NOES—None.

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

CONSIDERATION OF ASSEMBLY BILL NO. 66

Assembly Bill No. 66—An act making an appropriation to the State Reconstruction and Reemployment Commission for the purpose of making a study of the administration, organization, and financial support of the Public School System.

Bill read second time.

Assembly Bill No. 66—An act making an appropriation to the State Reconstruction and Reemployment Commission for the purpose of making a study of the administration, organization, and financial support of the Public School System.

Bill read third time.

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

AYES—Senators Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Judah, Mayo, McBride, Mixer, Parkman, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, and Ward—27.

NOES—None.

Bill ordered transmitted to the Assembly.

RECESS

At 5.50 p.m., on motion of Senator Swing, the Senate recessed until 8.30 p.m.

REASSEMBLED

At 8.30 p.m., the Senate reconvened.

Hon. Frederick F. Houser, President of the Senate, presiding.
Secretary John F. Lea at the desk.

THIRD READING OF SENATE BILLS (RESUMED)

Assembly Joint Resolution No. 12—Relative to memorializing the United States Veterans' Administration to establish a rehabilitation home and hospital in the Redwood Empire Area of California.

Resolution read.

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

AYES—Senators Biggar, Breed, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Keating, Mayo, Mixer, Parkman, Quinn, Rich, Salsman, Shelley, Slater, Sutton, Swing, and Tenney—23.

NOES—None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By the Committee on Rules:

Senate Resolution No. 37

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the Contingent Fund of the Senate in a sum of two thousand five hundred dollars (\$2,500) in favor of John F. Lea, Secretary of the Senate, and the Treasurer is hereby directed to pay the same, for postage, telephone service, telegraph service, supplies, illuminating resolutions, bills from State Department of Finance, and any other incidental expenses in connection with concluding the business of the Senate (such as employing necessary help, etc.) and performing any duties imposed by the Rules or resolutions of the Senate, also to pay any bills for incidental expenses of the Senate heretofore incurred, but for which payment has not been provided by any other resolution.

The Secretary of the Senate is instructed to file with the Controller receipts covering all expenditures made hereunder.

SEAWELL, Chairman
POWERS
TICKLE
BROWN
DEUEL

Resolution read.

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

AYES—Senators Biggar, Collier, Crittenden, Cunningham, DeLap, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Mayo, McCormack, Mixer, Parkman, Quinn, Rich, Salsman, Shelley, Slater, Sutton, Swing, and Tenney—25.

NOES—None.

By Senator Dorsey :

Senate Resolution No. 38

Relative to extending the greetings of the Senate to the Hon. James I. Wagy

WHEREAS, The Hon. James I. Wagy was a member of this body from the Forty-seventh Session of the Legislature through the Fifty-fourth Legislative Session, representing the Thirty-fourth Senatorial District; but because of health requirements he deemed it necessary to retire to private life before the convening of the Fifty-fifth Legislative Session; and

WHEREAS, During his several terms in the Senate he distinguished himself by rendering to his district and to the State capable, efficient, and honorable service, and endeared himself to the Members of the Senate who served with him by his amiable disposition, his dependable character, and his unswerving loyalty to his colleagues; and

WHEREAS, The Members of the Senate miss him and regret that he found it necessary to withdraw from their midst; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate do hereby extend their cordial greetings to the Hon. James I. Wagy and express to him their continued friendship and remembrance; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably engrossed copy of this resolution to the Hon. James I. Wagy.

Resolution read, and adopted by a rising vote of the following Senators :

AYES—Senators Biggar, Breed, Brown, Burns, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—35.

NOES—None.

Motion

Senator Mixter moved that a copy of a transcript of a hearing before a subcommittee of the Senate Committee on Finance, held on Friday, June 9, 1944, be filed with the Secretary of the Senate.

Motion carried.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Bill No. 62

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 62—An act to amend Section 5002 of the Education Code, relating to deposit of school moneys.

Without reference to committee.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Swing:

Resolved, That Assembly Bill No. 62 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Mayo, Mixter,

Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, and Tenney—28.

NOES—None.

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

CONSIDERATION OF ASSEMBLY BILL NO. 62

Assembly Bill No. 62—An act to amend Section 5002 of the Education Code, relating to deposit of school moneys.

Bill read second time.

Assembly Bill No. 62—An act to amend Section 5002 of the Education Code, relating to deposit of school moneys.

Bill read third time.

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

AYES—Senators Biggar, Breed, Brown, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Mixer, Parkman, Powers, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swing, and Tenney—26.

NOES—None.

Bill ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Bill No. 58

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bill ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Bill No. 48

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

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

CONSIDERATION OF ASSEMBLY AMENDMENTS

Senate Bill No. 48—An act making an appropriation for allocation to cities, counties, and cities and counties to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights-of-way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 48?

Amendment No. 1

On page 2, line 27, of said bill, after "and", insert "existing".

Amendment No. 2

On page 2, line 31, of said bill, after "utilities", and before the period, insert "as defined in the Public Utilities Act".

Amendment No. 3

On page 3, lines 13 and 14, of said bill, strike out ", and for the county share of such cost as defined in Section 25,".

Amendment No. 4

On page 4, lines 39 and 40, of said bill, strike out “, and for the county share of such cost as defined in Section 25,”.

Amendment No. 5

On page 5, line 36, of said bill, strike out “of the claim”.

Amendment No. 6

On page 6, line 20, of said bill, strike out “of the claim”.

Amendment No. 7

On page 6, line 23, of said bill, strike out “sites”, and insert “rights-of-way and sites, hereinafter called site,”.

Amendment No. 8

On page 7 of said bill, strike out lines 10 to 15, inclusive, and insert “There is hereby allocated to all local”.

Amendment No. 9

On page 7, line 33, of said bill, strike out “If the county”, and strike out lines 34 to 51, inclusive; and on page 8, strike out lines 1 and 2.

Amendment No. 10

On page 8, line 5, of said bill, strike out “the sum of”.

Amendment No. 11

On page 8, line 13, of said bill, strike out “the sum of”.

Amendment No. 12

On page 8, lines 17 and 18, of said bill, strike out “, plus the county share”.

Amendment No. 13

On page 8 of said bill, strike out lines 39 to 51, inclusive, and insert

“SEC. 25.3. Notwithstanding any other provision of this act, any local agency may make application to the board under this section for aid from the State in the preparation of plans or the acquisition of rights-of-way or sites and request that the entire cost of such plans or acquisitions be paid from the minimum amounts allocated to such local agency pursuant to the provisions of Section 25. The board is hereby authorized to approve any such requests up to the total of the minimum amounts so allocated to such local agency. In all other respects the provisions of this act shall be applicable.”

Amendment No. 14

On page 9, lines 1 and 2, of said bill, strike out “twenty-five thousand dollars (\$25,000)”, and insert “fifty thousand dollars (\$50,000)”.

Amendment No. 15

On page 9, line 4, of said bill, strike out “one hundred thousand dollars (\$100,000)”, and insert “seventy-five thousand dollars (\$75,000)”.

Amendment No. 16

On page 9 of said bill, between lines 13 and 14, insert

“SEC. 28.5. The allocations to local agencies provided by this act shall be available in cases where one or more local agencies engage jointly in the undertaking of a post-war construction activity as now provided by law, and in cases where a local agency engages in such activity jointly with or through a district or other governmental unit.”

Amendment No. 17

On page 9, line 50, of said bill, after “agencies”, insert “(including the amount allocated to the assignee, if it is a local agency)”.

Amendment No. 18

On page 1 of said bill, strike out all of line 8; and in line 9, strike out “be used locally, since such increase is”.

Amendment No. 19

On page 1, line 22, of said bill, after the period, insert “The experience of this State during the depression years of unemployment and its attendant hardships points to the necessity for a Public Works Employment Program. Failure to make provision for an adequate public works program in time to meet the economic problems which will

rise upon termination of the war will require the State to expend large sums to provide direct relief to persons who might otherwise be usefully employed in constructing necessary public works. Funds appropriated under this act by the State together with funds provided by local agencies to assist the State in carrying out the purposes of this act will enable the local agencies to engage in a large construction program which will provide employment for those military personnel discharged from the armed forces and those whose present employment will be terminated by the cessation of war production.

Amendment No. 20

On page 2, line 8, of said bill, strike out "to counties and to cities", and insert "in the preparation of plans and the acquisition of sites by the counties, cities and counties and cities".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 48 by the following vote:

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Mayo, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Swing, Tenney, and Ward—30.

NOES—Senator Sutton—1.

Above bill ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 24—An act to repeal Section 17 of, and to add Section 17.5 to, Chapter 1085 of the Statutes of 1943, relating to the support of the public elementary schools, to take effect immediately;

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 5 of Article XI, relating to compensation of officers;

Senate Concurrent Resolution No. 8—Requesting the State Park Commission to accept Mendocino Woodlands as a part of the State Park System if this tract is made available to the State as a gift from the Federal Government;

Senate Joint Resolution No. 1—Relative to memorializing Congress to enact legislation to provide that the 160 acre limitation in the Federal Reclamation Law shall not apply to the Central Valley Project;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of June, 1944, at 9.30 p m

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules, to which were referred:

Senate Resolution No. 36

Senate Resolution No. 33

Senate Resolution No. 35

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 5; committee vote: Ayes 5.

SEAWELL, Chairman

Above reported resolutions ordered to third reading.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Resolution No. 36

Resolved, That the sum of sixty-three dollars and fifty cents (\$63.50) be paid from the Contingent Fund of the Senate to Pipher and Combrink of Sacramento to pay the cost of reporting a special investigation of a subcommittee of the Senate Committee on Finance on Friday, June 9, 1944, and preparing a transcript thereof.

Resolution read.

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

AYES—Senators Brown, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Donnelly, Fletcher, Gordon, Hatfield, Judah, Keating, Mayo, McCormack, Parkman, Powers, Rich, Salsman, Seawell, Shelley, and Ward—22.

NOES—None.

Senate Resolution No. 33

Relating to the California Farm Production Council

WHEREAS, At the Fifty-fifth (Second Extraordinary) Session of the Legislature, in recognition of the farm labor shortage, the Legislature created the California Farm Production Council to administer the California Food and Fiber Production Act; and

WHEREAS, At the Fifty-fifth (Fourth Extraordinary) Session, the Legislature, by a vote of both houses, passed Assembly Bill No. 15, which appropriated \$1,014,882 to carry out the provisions of the California Food and Fiber Production Act; and

WHEREAS, Facts have recently come to light which indicate a misfeasance and malfeasance in office on the part of some of the persons entrusted with the administration of the Farm Production Council; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate does call upon the Joint Legislative Budget Committee to conduct a complete and thorough investigation of the California Farm Production Council and all expenditures of money appropriated thereto; and be it further

Resolved, That the Honorable Earl Warren, Governor of California, and the Honorable Robert W. Kenny, Attorney General of California, be called upon by the Senate to investigate thoroughly the facts already brought to light and to prosecute to the fullest extent of the law any person guilty of misfeasance or malfeasance in office, misappropriation of funds, or dereliction of duty; and be it further

Resolved, That copies of this resolution be transmitted to the Joint Legislative Budget Committee, to the Governor of California and to the Attorney General of California.

Resolution read.

Motion to Re-refer

Senator Rich moved that Senate Resolution No. 33 be re-referred to the Committee on Rules.

Roll Call Demanded

Senators Shelley, Powers, Donnelly, and Crittenden demanded a roll call.

The roll was called, and the motion lost by the following vote:

AYES—Senators Biggar, Collier, DeLap, Deuel, Dillinger, Fletcher, Gordon, Keating, Mixer, Rich, Swing, Tickle, and Ward—13.

NOES—Senators Brown, Crittenden, Cunningham, Donnelly, Hatfield, Judah, Mayo, McCormick, Parkman, Powers, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, and Tenney—17.

Previous Question

Senator Seawell moved the previous question.

Motion carried.

The question being on the adoption of Senate Resolution No. 33.

Motion to Amend

Senator Shelley moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the resolution, strike out all of paragraph four after "California,".

Amendment No. 2

On page 2 of the resolution, after "be it further", insert

"Resolved, That any Member of the Senate and particularly the members of the Budget Committee and the Legislative Auditor be requested to turn over to the Governor or the Attorney General any information which they may have concerning the matters hereinabove referred to; and be it further".

Amendments read and adopted.

**Further Consideration of Senate Resolution No. 33
Senate Resolution No. 33**

Relating to the California Farm Production Council

WHEREAS, At the Fifty-fifth (Second Extraordinary) Session of the Legislature, in recognition of the farm labor shortage, the Legislature created the California Farm Production Council to administer the California Food and Fiber Production Act; and

WHEREAS, At the Fifty-fifth (Fourth Extraordinary) Session, the Legislature, by a vote of both houses, passed Assembly Bill No. 15, which appropriated \$1,014,882 to carry out the provisions of the California Food and Fiber Production Act; and

WHEREAS, Facts have recently come to light which indicate a misfeasance and malfeasance in office on the part of some of the persons entrusted with the administration of the Farm Production Council; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate does call upon the Joint Legislative Budget Committee to conduct a complete and thorough investigation of the California Farm Production Council and all expenditures of money appropriated thereto; and be it further

Resolved, That the Honorable Earl Warren, Governor of California, and the Honorable Robert W. Kenny, Attorney General of California, be called upon by the Senate to investigate thoroughly the facts already brought to light and to prosecute to the fullest extent of the law any person guilty of misfeasance or malfeasance in office, misappropriation of funds, or dereliction of duty; and be it further

Resolved, That any Member of the Senate, and particularly the members of the Budget Committee, and the Legislative Auditor, be requested to turn over to the Governor or the Attorney General any information which they have concerning the matters hereinabove referred to; and be it further

Resolved, That copies of this resolution be transmitted to the Joint Legislative Budget Committee, to the Governor of California, and to the Attorney General of California.

Resolution read.

Roll Call Demanded

Senators Shelley, Powers, and Gordon demanded a roll call.

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

AYES—Senators Brown, Crittenden, Cunningham, Donnelly, Dorsey, Judah, Luckey, McBride, McCormack, Powers, Salsman, Seawell, Shelley, Slater, and Sutton—15.

NOES—Senators Biggar, Breed, Collier, DeLap, Deuel, Dillinger, Fletcher, Gordon, Keating, Mayo, Mixter, Parkman, Quinn, Rich, Swing, Tenney, Tickle, and Ward—18.

Senate Resolution No. 35

Resolved, That the Chief of the Bureau of Buildings and Grounds be authorized and directed to install a loud speaker in the Senate Chamber, the microphone being installed at the Secretary's desk, and be it further

Resolved, That the sum of two hundred fifty dollars (\$250) be appropriated out of the Contingent Fund of the Senate to pay the cost of such installation.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Judah, Keating, Mayo, McCormack, Mixter, Powers, Quinn, Rich, Seawell, Shelley, Sutton, Swing, Tenney, and Ward—25.

NOES—Senators Gordon, Luckey, McBride, Parkman, Salsman, Slater, and Tickle—7.

Committee on Military and Veterans Affairs

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Military and Veterans Affairs, to which was referred:

Assembly Bill No. 56

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

Committee membership 9; committee vote: Ayes 5; noes 1; absent 3.

QUINN, Chairman

Above reported bill ordered to second reading.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered :

By Senator Seawell :

Resolved, That Assembly Bill No. 56 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Judah, Keating, Luckey, McBride, McCormack, Mixter, Parkman, Powers, Rich, Salsman, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—29.

NOES—None.

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

CONSIDERATION OF ASSEMBLY BILL NO. 56

Assembly Bill No. 56—An act to add Section 1514 to the Military and Veterans Code, relating to the powers of the California State War Council, to take effect immediately.

Bill read second time.

Assembly Bill No. 56—An act to add Section 1514 to the Military and Veterans Code, relating to the powers of the California State War Council, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, Deuel, Dillinger, Dorsey, Fletcher, Gordon, Judah, Keating, Luckey, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tickle, and Ward—28.

NOES—None.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, Deuel, Dillinger, Dorsey, Fletcher, Gordon, Judah, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tickle, and Ward—28.

NOES—None.

Bill ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Joint Resolution No. 16

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Joint Resolution No. 16—Relative to the establishment of an Optometric Corps in the United States Army.

Without reference to committee.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 16—Relative to the establishment of an Optometric Corps in the United States Army.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Quinn, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Bill No. 51

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

ARTHUR A OHNIMUS, Chief Clerk of the Assembly

CONSIDERATION OF ASSEMBLY AMENDMENTS

Senate Bill No. 51—An act to make an appropriation for the conservation and utilization of the waters of certain rivers and the prevention of floods.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 51?

Amendment No. 1

On page 1, lines 2 and 3, of the printed bill, strike out "fifty thousand dollars (\$50,000)", and insert "sixty thousand dollars (\$60,000)".

Amendment No. 2

On page 1, line 10, of said bill, before "including", insert "and the rivers and streams of Modoc County,".

Amendment No. 3

On page 1, line 14, of said bill, before "None", insert

"A. Out of the money appropriated by this bill fifty thousand dollars (\$50,000) may be expended for the purposes of this bill in connection with the San Diego, Santa Ysabel, and San Dieguito Rivers and ten thousand dollars (\$10,000) may be expended in connection with the rivers and streams of Modoc County."

Amendment No. 4

On page 2, line 3, of said bill, after "(d)", insert "as to the work to be done in connection with the San Diego, Santa Ysabel, and San Dieguito Rivers,".

Amendment No. 5

On page 2, line 11, of said bill, strike out the period, and insert "; and

(e) As to the work to be done in connection with the rivers and streams of Modoc County, ten thousand dollars (\$10,000) or more have been made available by the County of Modoc or in behalf of such county by the Federal Government or any person, corporation, political subdivision, public district or public agency other than the State for expenditure by the State for said work, to the end that any sums expended

from this appropriation shall be matched by amounts from sources other than the State equaling the amount advanced by the State.

C. Work may be done on the San Diego, Santa Ysabel, and San Dieguito Rivers whether or not the matching funds provided in subdivision (e) above as to the rivers and streams of Modoc County are made available and work may be done in connection with the rivers and streams of Modoc County whether or not matching funds are made available under subdivision (d) above as to the San Diego, Santa Ysabel, and San Dieguito Rivers."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 51 by the following vote:

AYES—Senators Biggar, Breed, Brown, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Tickle, and Ward—33.

NOES—None.

Above bill ordered enrolled.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Concurrent Resolution No. 10

And respectfully requests your honorable body to concur in said amendments

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

CONSIDERATION OF ASSEMBLY AMENDMENTS

Senate Concurrent Resolution No. 10—Relative to augmenting the appropriation for the Joint Committee on the Tax Structure of the State.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Concurrent Resolution No. 10?

Amendment No. 1

On page 1, line 3, of the printed measure, strike out "ten thousand dollars (\$10,000)", and insert "five thousand dollars (\$5,000)".

The roll was called, and the Senate concurred in Assembly amendment to Senate Concurrent Resolution No. 10 by the following vote:

AYES—Senators Biggar, Breed, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, Mixter, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, and Ward—29.

NOES—None.

Above resolution ordered enrolled.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Concurrent Resolution No. 9

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 9—Relative to an investigation and report by the Superintendent of Public Instruction as to the advisability of establishing a junior college in the Sixth Congressional District.

Without reference to committee.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 9—Relative to an investigation and report by the Superintendent of Public Instruction as to the advisability of establishing a junior college in the Sixth Congressional District.

Resolution read.

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

AYES—Senators Breed, Brown, Collier, Crittenden, Cunningham, Deuel, Dillinger, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Judah, Keating, Luckey, Mayo, McBride, McCormack, Mixer, Parkman, Quinn, Rich, Salsman, Seawell, Slater, Swing, Tenney, Tickle, and Ward—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Assembly Joint Resolution No. 12

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Bill No. 45

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Above bill ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Joint Resolution No. 8

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly returns:

Senate Bill No. 3

Senate Bill No. 27

Senate Bill No. 15

Senate Bill No. 28

Senate Bill No. 16

Senate Bill No. 42

Senate Bill No. 18

Senate Bill No. 25

Senate Bill No. 22

Senate Bill No. 34

Without action.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules has appointed Senators McCormack, Hatfield, Collier, McBride, and Tenney, as members of the Senate Committee to Investigate Postwar Highway Construction authorized by Senate Resolution No. 18.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules has appointed Senators Dorsey, Judah, Quinn, Mixer, and Salsman as members of the Committee to Investigate Juvenile Delinquency Problems authorized by Senate Resolution No. 22.

SEAWELL, Chairman

WITHDRAWAL FROM COMMITTEE OF SENATE RESOLUTION NO. 34

Senator Seawell moved that Senate Resolution No. 34 be withdrawn from Committee on Judiciary for purpose of consideration.

Motion carried.

CONSIDERATION OF SENATE RESOLUTION NO. 34**Senate Resolution No. 34**

Relating to allowance to State employees of uniform holidays

WHEREAS, The policy of allowing employees in State service to enjoy holidays is not uniform; and

WHEREAS, This problem has been an existing and troublesome one for a number of years; and

WHEREAS, The Fifty-fifth Session of the California Legislature did take official recognition of this problem and initiate steps by which an early solution of it may be reached by passage of Senate Resolution No. 19 at the Third Extraordinary Session of the Fifty-fifth Session of the Legislature; and

WHEREAS, By said Senate Resolution No. 19 the Senate did resolve as follows:

"That the State Personnel Board is hereby requested at once to enter upon such a study, conduct the study with all possible expedition, and upon ascertaining a remedy to put the remedy into force and effect to the extent that such may be within the board's power to do, and then to report thereon to the Governor not later than the next meeting of the Legislature, including in its report such recommendations as it may have concerning legislation needed for the complete accomplishment of the objects and purposes herein expressed;"

and,

WHEREAS, The State Personnel Board has entered upon its study and, as a result of that study, it presently appears that about 80 per cent of the State employees enjoy all of the holidays provided in the Political Code, and about 20 per cent of the State employees do not enjoy said holidays to the extent that in some cases no holidays are allowed to State employees; and

WHEREAS, Preliminary estimates following from the study to date of the Personnel Board indicate that the cost of granting uniform holidays to said 20 per cent of the State employees not now enjoying them, and to establish the policy of granting uniform holidays for all employees in the State service would be approximately \$175,000 per year or \$350,000 per biennium; and

WHEREAS, The Fifty-sixth Session of the Legislature would be in a better position to study and act upon this problem and provide for its financing if the actual figures appeared in the Governor's Budget; and

WHEREAS, It is improbable that the various department heads and the Director of Finance would include these figures in their budgets unless an expression in that regard is given them by the Legislature; and

WHEREAS, An early and final solution of this problem is essential to the efficient functioning of the respective State departments affected; now, therefore, be it

Resolved by the Senate of the State of California, That each State department which the study and survey of the State Personnel Board indicates is not now allowing its employees to enjoy all of the holidays mentioned in the Political Code is hereby requested to include in its Biennial Budget for the Ninety-seventh and Ninety-eighth Fiscal Years the amount of money indicated by the study of the Personnel Board that would be necessary to bring about the establishment of uniform holidays in that department in order that the Legislature may have this information clearly before it for consideration at the Fifty-sixth Session of the Legislature, and the Director of Finance is hereby requested not to strike out any item in the Budget covering this subject; and, be it further

Resolved, That the Secretary of the Senate transmit copies of this resolution to the Governor, the Director of Finance, the State Personnel Board, the Director of Institutions, the Director of the Youth Authority, the Director of the Department of Natural Resources, the Director of Veterans' and Military Affairs, the Director of the Department of Corrections, and any other department which the Personnel Board's study indicates does not grant all holidays to its employees.

Resolution read, and adopted.

RESOLUTIONS

The following resolutions were offered:

By Senator Seawell:

Senate Resolution No. 39

Resolved, That the President of the Senate appoint a Committee of Three to notify the Governor that the Senate is ready to adjourn sine die the Fifty-fifth (Fourth

Extraordinary) Session of the Legislature pursuant to the provisions of Senate Concurrent Resolution No. 12 and to ask if His Excellency has any further communications to transmit to the Senate.

Resolution read, and, on motion of Senator Seawell, adopted.

Appointment of Special Committee

The President announced, in accordance with the above resolution, the appointment of Senators Tenney, Hatfield, and Sutton.

By Senator Swing:

Senate Resolution No. 40

Resolved, That the President of the Senate appoint a Committee of Three to notify the Assembly that the Senate is ready to adjourn sine die the Fifty-fifth (Fourth Extraordinary) Session of the Legislature pursuant to the provisions of Senate Concurrent Resolution No. 12 and to ask if the Assembly has any further communication to transmit to the Senate.

Resolution read, and, on motion of Senator Swing, adopted.

Appointment of Special Committee

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

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT. Your Committee on Rules has examined.

Senate Bill No. 2—An act to amend Sections 6512, 6513, 6520, 6641, 6660, 6661, 6697 and 6701, and the title to Article 2 of Chapter 6 of Part 1 of Division 6 of the Health and Safety Code, relating to sanitary districts, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 4—An act to add Chapter 4 to Title 3 of Part 4 of Division 3 of the Civil Code, relating to the sale of grain, declaring the urgency of this act, to take effect immediately;

Senate Bill No. 37—An act to add Section 40.1 to the Gift Tax Act of 1939, and Article 2.5, consisting of Section 15675, to Chapter 6 of Part 9 of Division 2 of the Revenue and Taxation Code, relating to gift taxes, declaring the urgency thereof, to take effect immediately;

Senate Concurrent Resolution No. 7—Relative to providing site in Siskiyou County upon which the Federal Government may construct an airport;

Senate Joint Resolution No. 5—Relative to designation of the Sausalito lateral as an access road;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of June, 1944, at 10 p.m.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 19—An act making an appropriation to be expended pursuant to the Property Acquisition Act for the acquisition of real property for use as a site for the construction of a residence for the Governor of the State of California in the City of Sacramento and in furtherance of the postwar building program;

Senate Bill No. 44—An act to amend Sections 1503.5, 1504, 1505, 1510, 1512, 1513, 1520, 1530, 1560, 1562, 1563, 1570, 1571, 1580, 1584, 1587 and 1591, of Chapter 1 of Division 7; to amend the headings of Article 4, Article 7, Article 8 and Article 10 of Chapter 1 of Division 7; to repeal Article 5 comprising Sections 1540, 1541 and 1542, Article 6 comprising Sections 1550 and 1551, Article 7.5 comprising Section 1565 and Sections 1561, 1582 and 1583 of Chapter 1 of Division 7; and to add Article 5 and Sections 1500.1, 1502.1, 1531, 1532 and 1572 to Chapter 1 of Division 7 of the Military and Veterans Code, relating to civilian defense and protection;

Senate Bill No. 51—An act to make an appropriation for the conservation and utilization of the waters of certain rivers and the prevention of floods;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of June, 1944, at 10 p.m.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 45—An act making a transfer of money from the General Fund to the Postwar Employment Reserve and providing that the money so transferred shall be available for appropriation by the Legislature;

Senate Bill No. 48—An act making an appropriation for allocation to cities, counties, and cities and counties to develop a postwar public works program comprising the preparation of surveys and plans and specifications for proposed public works and the acquisition of rights-of-way and sites for major streets, roads, bridges, sewerage and other public facilities, and providing the procedure for making such allocations;

Senate Bill No. 58—An act to amend Section 3 of an act entitled "An act providing for preparation for postwar county highway construction projects, and making an appropriation therefor," approved May 18, 1943, relating to county postwar highway construction projects, declaring the urgency thereof, and providing this act shall take effect immediately;

Senate Concurrent Resolution No. 10—Relative to augmenting the appropriation for the Joint Committee on the Tax Structure of the State;
And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of June, 1944, at 10 p.m.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 56—An act to add Section 1760.6 to the Welfare and Institutions Code, relating to the Youth Authority, authorizing it to require persons committed thereto to perform work on certain Federal projects and in activities within this State, and to make contracts in relation thereto, and providing for the disposition of money received thereunder, to take effect immediately;

Senate Bill No. 59—An act to submit to the people at the general election on November 7, 1944, a proposed amendment to the Constitution of this State, relating to compensation of officers, to declare the urgency of this act, and to provide that this act shall go into immediate effect;

Senate Concurrent Resolution No. 11—Relating to the investigation of the malaria hazard in California;

Senate Concurrent Resolution No. 12—Relative to adjournment sine die of the Fifty-fifth (Fourth Extraordinary) Session of the Legislature of the State of California;

Senate Joint Resolution No. 7—Relative to United States House Resolution No. 4184;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of June, 1944, at 10 p.m.

SEAWELL, Chairman

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Rules has examined:

Senate Bill No. 1—An act making an appropriation for the contingent expenses of the Senate for the Fifty-fifth (Fourth Extraordinary) Session of the Legislature, including expenses of committees created at such session, and declaring that this act shall take effect immediately;

Senate Bill No. 36—An act to amend Section 510 of the Civil Code, relating to street railroads;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of June, 1944, at 10 p.m.

SEAWELL, Chairman

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, SACRAMENTO, June 12, 1944

MR. PRESIDENT: Your Committee on Finance, to which were referred:

Senate Bill No. 26
Senate Bill No. 29
Senate Bill No. 30
Senate Bill No. 31
Senate Bill No. 39
Senate Bill No. 46
Senate Bill No. 47
Senate Bill No. 53

Senate Bill No. 54
Senate Bill No. 55
Assembly Bill No. 7
Assembly Bill No. 25
Assembly Bill No. 29
Assembly Bill No. 32
Assembly Bill No. 36

Has had the same under consideration, and reports the same back without recommendation for the reason that no action has been taken.

Committee membership 11; committee votes: Ayes 11.

MIXTER, Chairman

Above reported Assembly bills ordered transmitted to the Assembly.

Committee on Welfare and Institutions

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Welfare and Institutions, to which was referred:

Assembly Bill No. 52

Respectfully reports the same back without recommendation for the reason that no committee action has been taken.

MAYO, Chairman

Above reported bill ordered transmitted to the Assembly.

Committee on Military and Veterans Affairs

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Military and Veterans Affairs, to which were referred:

Senate Joint Resolution No. 6

Senate Resolution No. 23

Assembly Bill No. 16

Has had the same under consideration, and reports the same back without recommendation for the reason that no committee action has been taken.

Committee membership 9; committee vote: Ayes 9.

QUINN, Chairman

Above reported Assembly bills ordered transmitted to the Assembly.

Committee on Local Government

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Local Government, to which was referred:

Senate Bill No. 49

Respectfully reports the same back without recommendation for the reason that no committee action has been taken.

CUNNINGHAM, Chairman

Committee on Public Health and Safety

SENATE CHAMBER, SACRAMENTO, June 13, 1944

MR. PRESIDENT: Your Committee on Public Health and Safety, to which was referred:

Senate Bill No. 41

Respectfully reports the same back without recommendation for the reason that no committee action has been taken.

KEATING, Chairman

Committee on Education

SENATE CHAMBER, SACRAMENTO, June 13, 1944

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

Senate Bill No. 52

Respectfully reports the same back without recommendation for the reason that no committee action has been taken.

SLATER, Chairman

Committee on Rules

SENATE CHAMBER, SACRAMENTO, June 14, 1944

MR. PRESIDENT: Your Committee on Rules, to which were referred:

Senate Resolution No. 15

Senate Resolution No. 17

Senate Resolution No. 19

Senate Resolution No. 31

Senate Concurrent Resolution No. 13

Respectfully reports the same back without recommendation for the reason that no committee action has been taken.

SEAWELL, Chairman

REPORTS OF SPECIAL COMMITTEES

Senators Tenney, Hatfield, and Sutton, appointed to wait upon the Governor and inform him of the readiness of the Senate to adjourn sine die in accordance with Senate Concurrent Resolution No. 12, reported that they had performed their duty.

Also:

Senators Mayo, Fletcher, and Keating, appointed to inform the Assembly of the readiness of the Senate to adjourn sine die in accordance with Senate Concurrent Resolution No. 12, reported they had performed their duty.

APPOINTMENTS OF SENATORS BY LIEUTENANT GOVERNOR TO PRESENT AFFIRMATIVE AND NEGATIVE ARGUMENTS ON CONSTITUTIONAL AMENDMENTS SUBMITTED BY THE SENATE**Senate Constitutional Amendment No. 1—**

Senator Mayo—affirmative argument.

Senator Cunningham—affirmative argument.

No “no” votes, therefore no Senator named for negative argument.

MESSAGES FROM THE ASSEMBLY

At 10.55 p.m., a committee from the Assembly, consisting of Assemblymen Erwin, Denny, and Berry, appeared at the bar of the Senate and announced that the Assembly was prepared to adjourn sine die.

APPROVAL OF JOURNAL

The minutes of Monday, June 12, 1944, were, on motion of Senator Seawell, approved as corrected by the Journal Clerk and the Minute Clerk.

APPROVAL OF MINUTES

The Minutes of this legislative day, Tuesday, June 13, 1944, were, on motion of Senator Seawell, approved as corrected by the Journal Clerk and the Minute Clerk.

MOTION TO ADJOURN

Senator Seawell moved that, pursuant to Senate Concurrent Resolution No. 12, the Fifty-fifth (Fourth Extraordinary) Session do now adjourn sine die.

Motion seconded by Senator Mixer.

Motion carried.

FINAL ADJOURNMENT

Whereupon, at 11.00 p.m., the President of the Senate declared the Fifty-fifth (Fourth Extraordinary) Session of the Senate of the State of California adjourned sine die, out of respect to the memory of the late Arthur McHenry.

ROBERT G. ALDERMAN, Minute Clerk