

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

FIRST LEGISLATIVE DAY
FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, January 7, 1946

The Assembly met at 11 a.m., pursuant to the provisions of the Proclamation of His Excellency, Earl Warren, Governor of the State of California, dated January 2, 1946, convening the Legislature of the State of California on this day in extraordinary session.

Arthur A. Ohnimus, Chief Clerk of the Assembly for the Fifty-Sixth (Regular) Session, presiding.

ANNOUNCEMENT

Arthur A. Ohnimus, Chief Clerk of the Assembly, announced that, pursuant to the requirements of Government Code, Section 9150, the following officers of the Assembly of the Fifty-Sixth (Regular) Session of the Legislature were present and in their respective positions:

Arthur A. Ohnimus, Chief Clerk.
Geraldine B. Hadsell, Minute Clerk.
Wilkie Ogg, Sergeant-at-Arms.

ROLL CALL

Chief Clerk Arthur A. Ohnimus directed the Assistant Clerk to call the roll of Assemblymen.

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

Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyon, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg--77

Quorum present.

PRAYER

The following prayer was offered by the Rev. Torrance Phelps, Chaplain of the Assembly for the Fifty-sixth (Regular) Session:

Eternal God

May we meet together with the spirit of Christmas still aglow within us, and its glory about us.

Let us come like the Wise Men, who looked to the Star, emblematic of the Infinite enlightenment which shines upon seekers after truth.

Let us look back upon the Shepherds, the humble men of the field and forest and remember that the soil of the earth is the source of wealth and the basis of industry.

Let us cherish the vision of the mother and the Child in the manger, and the sacred halo and sentiments of love it awakens in every home and the eternal gladness of childhood.

When we behold the gorgeous Magi and the lowly shepherd before a common shrine, may it remind us that all classes of society can unite in the common cause of human betterment.

Above all, let the song of the Heavenly Host that echoed above Judaeen hills continue to fill us with the goodwill and harmony for which the Prince of Peace was born.—Amen.

PROCLAMATION OF THE GOVERNOR

The Chief Clerk directed the Assistant Clerk to read the Proclamation of the Governor convening the Legislature in extraordinary session.

Whereupon the Assistant Clerk read the following Proclamation:

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 in extraordinary session at Sacramento, California, on Monday, the seventh day of January, 1946, at 11 o'clock a. m. of said day for the following purposes and to legislate upon the following subjects:

1. To consider and act upon legislation relating to veterans of wars in which the United States of America is or has been engaged.
2. To consider and act upon legislation to provide for the development of housing facilities and to provide for State assistance to local governmental agencies in acquiring, managing and disposing of such facilities.
3. To consider and act upon legislation to make an appropriation to cities, counties, and cities and counties to aid in carrying out the provisions of the Community Redevelopment Act (Chapter 1326, Statutes of 1945).
4. To consider and act upon legislation to appropriate money for public works.
5. To consider and act upon legislation to provide for the creation of a State agency to make continuous economic surveys and investigations and to recommend measures necessary to provide for continuous employment of persons within the State.
6. To consider and act upon legislation relating to the personnel and duties of the Reconstruction and Reemployment Commission.
7. To consider and act upon legislation relating to child care centers.
8. To consider and act upon legislation relating to on-the-job and apprenticeship training and to make an appropriation to the Apprenticeship Council.
9. To consider and act upon legislation to accept upon behalf of the State the provisions of any Federal law providing grants-in-aid for hospitals and to provide for a survey of hospital facilities and needs.

10 To consider and act upon legislation to make an appropriation for additional support of the State Fire Marshal for the administration of Chapter 727, Statutes of 1945, relating to fireproofing of tents and awnings, and Chapter 728, Statutes of 1945, relating to inflammable fabrics.

11 To consider and act upon legislation authorizing the use of public personnel, property, and funds for cities, counties, cities and counties, and public districts to meet emergencies caused by or incident to the reconversion from a wartime to a peacetime economy.

12 To consider and act upon legislation to extend the effective period of Chapter 581 of the Statutes of 1943, as amended, relating to the determination of the population of cities and counties.

13 To consider and act upon legislation to provide for a medical school and center at the University of California at Los Angeles.

14 To consider and act upon legislation to provide for the prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, creed, color, national origin or ancestry.

15 To consider and act upon legislation to make an additional appropriation for the support of the Department of Motor Vehicles to provide for increased services by the California Highway Patrol and the Division of Registration.

16 To consider and act upon legislation to make an additional appropriation to the Department of Public Health for the purpose of mosquito abatement work.

17 To consider and act upon legislation to increase the limitation imposed upon assessments of mosquito abatement districts.

18 To consider and act upon legislation to make the provisions of the District Investigation Act of 1933 inapplicable to mosquito abatement districts.

19 To consider and act upon legislation to provide for sickness and disability payments to unemployed persons.

20 To consider and act upon legislation to make an appropriation to school districts in distress as a result of war-created conditions.

21 To consider and act upon legislation to make permanent the temporary weekly payments provided by Section 4460 of the Labor Code.

22 To consider and act upon legislation relating to amending Section 13204.1 of the Education Code to provide for the reinstatement of employees of school districts after service with the American Red Cross.

23 To consider and act upon legislation relating to the taking over by the State of the functions and services of the United States Employment Service.

24 To consider and act upon a constitutional amendment, amending Section 14 of Article I of the State Constitution, broadening the authority of the State and other public agencies to obtain immediate possession of property being condemned for public use by the State and such agencies.

25 To consider and act upon legislation authorizing the State Compensation Insurance Fund to acquire and own real property for branch offices.

26 To consider and act upon legislation to repeal Section 38g of the Alcoholic Beverage Control Act, relating to the authority of the State Board of Equalization to regulate by rule the wholesale marketing and distribution of beer.

27 To consider and act upon legislation to amend Section 634 of the Welfare and Institutions Code, relating to the appointment and tenure of probation officers.

28 To consider and act upon legislation to amend Section 17704 of the Health and Safety Code, relating to paint stores in apartment house or hotel buildings.

29 To consider and act upon legislation authorizing the State to make payments to counties for services rendered in inspecting agencies for the care of the aged and for child care and home finding.

30 To consider and act upon legislation to repeal Chapter 771 of the Statutes of 1943, the Mmors Emergency War Employment Act.

31. To consider and act upon legislation to repeal Chapter 14 of the Statutes of 1943, the War Production Act, relating to employment and working conditions of female employees essential to the war effort

32. To consider and act upon legislation to make an additional appropriation for support of the State Personnel Board to cover the increased cost of administration caused by the termination of duration appointments.

33. To consider and act upon legislation to make an additional appropriation for the support of the Department of Justice to be expended in the protection of the title of the State of California in tide and submerged lands.

34. To consider and act upon legislation to make appropriations to the Department of Mental Hygiene to provide for additional out-patient clinics and to provide for the establishment and maintenance of a new temporary State hospital

35. To consider and act upon legislation increasing the amount authorized to be paid by the Department of Mental Hygiene for the support of mental patients in boarding homes.

36. To consider and act upon legislation authorizing municipal utility districts to lend funds to other districts.

37. To consider and act upon legislation amending Section 9102 of the Government Code to delete provisions which fix the salaries of legislative secretaries in the legislative offices in Alameda, Los Angeles, and San Francisco counties.

38. To consider and act upon legislation to make an additional appropriation from the Fish and Game Preservation Fund for the support of the Division of Fish and Game for construction, improvements and equipment.

39. To consider and act upon legislation to repeal Chapter 873 of the Statutes of 1929 and to authorize the Governor to contract upon behalf of the State with private persons for the prosecution, collection and recovery of claims of the State against the United States for disbursements made by the State in aid of the general government during the Civil, Spanish, Indian and other wars.

40. To consider and act upon legislation extending the present temporary authority of the Department of Public Works to perform work for or on behalf of the United States.

41. To consider and act upon legislation to establish an agency for the promotion, encouragement and regulation of aviation in California

42. To consider and act upon legislation to make an additional appropriation for the support of the Department of Industrial Relations for the administration of mediation services under Section 65 of the Labor Code.

43. To consider and act upon an amendment to the Constitution to enable the State to stimulate and encourage the reconversion and establishment of small businesses.

44. To consider and act upon legislation to facilitate, insure and integrate research relative to the production, sale, and consumption of agricultural products of California.

45. To consider and act upon legislation to extend the time within which registration without examination shall be granted to owners or managers of clothes cleaning establishments, cleaning and dyeing shops, or spotting, sponging or pressing establishments pursuant to Section 9552 of the Business and Professions Code.

46. To consider and act upon legislation to increase the registration fees of osteopathic physicians.

47. To consider and act upon legislation to provide for the establishment of community service districts to combine within one district the authority granted to different types of districts.

48. To consider and act upon legislation to make an additional appropriation to the Division of Forestry in the Department of Natural Resources for use in reforestation.

49. To consider and act upon legislation to empower the Department of Education to act as agent for the schools of the State in acquiring surplus property from the Federal Government.

50 To consider and act upon legislation extending the effective period of Chapter 4 of Division 2 of the Agricultural Code, relating to the prevention of livestock diseases through the control of garbage and food stores from vessels and aircraft.

51 To consider and act upon legislation to amend Sections 3700 and 3701 of the Labor Code to clarify an ambiguity regarding the jurisdiction of the Director of Industrial Relations over self-insurers under the Workmen's Compensation Law

52 To consider and act upon legislation to validate the organization, boundaries, governing officers or boards, acts, proceedings and bonds of public bodies.

53 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 second day of January, 1946.

(Signed)

EARL WARREN, Governor of California

[SEAL]

Attest:

FRANK M JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy Secretary of State

RESOLUTIONS

The following resolution was offered:
By Mr. Sam L. Collins:

House Resolution No. 1

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

Hon. Charles W. Lyon-----	<i>Speaker</i>
Hon. Thomas A. Maloney-----	<i>Speaker pro tempore</i>
Arthur A. Ohnibus-----	<i>Chief Clerk</i>
Geraldine B. Hadsell-----	<i>Minute Clerk</i>
Wilkie Ogg-----	<i>Sergeant-at-Arms</i>
Rev. Torrance Phelps-----	<i>Chaplain</i>

Resolution read.

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

AYES—Allen, Armstrong, Beal, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Diekey, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, McCollister, McMillan, Muddough, Miller, Niehouse, O'Day, Pelletier, Puce, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thuman, Waters, Watson, Weber, Werdel, and Wollenberg—66

NOES—Anderson, Beck, Bennett, Collins, George D., Dekker, Dunn, Hawkins, Mason, Robertson, and Rosenthal—10

Appointment of Select Committees

Chief Clerk Arthur A. Ohnibus announced the appointment of Messrs. Collins, Sam L., Kraft, and Boyd as a Select Committee to escort to the rostrum the Hon. Charles W. Lyon, Speaker-elect.

Chief Clerk Arthur A. Ohnibus announced the appointment of Messrs. Wollenberg, Field, and Johnson as a Select Committee to escort to the rostrum the Hon. Thomas A. Maloney, Speaker pro tempore-elect.

OATHS OF OFFICE ADMINISTERED

Hon. Charles W. Lyon, Speaker-elect; Hon. Thomas A. Maloney, Speaker pro tempore-elect; Arthur A. Ohnimus, Chief Clerk-elect; Geraldine B. Hadsell, Minute Clerk-elect; and Wilkie Ogg, Sergeant-at-Arms-elect, took and subscribed to the following oath, administered by Hon. Frank M. Jordan, Secretary of State:

I do solemnly swear 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 to which I have been elected according to the best of my ability.

Speaker Presiding

At 11.35 a.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

RESOLUTIONS

The following resolutions were offered:

By Mr. Guthrie:

House Resolution No. 2

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

Resolution read and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 2, the Speaker announced the appointment of Messrs. Guthrie, Crichton, Erwin, Lyons, and Call as such Select Committee

By Mr. Field:

House Resolution No. 3

Resolved by the Assembly of the State of California, That the Speaker of the Assembly appoint a Committee of Three to inform the Senate that the Assembly is in session pursuant to the Proclamation of his Excellency, the Governor, dated the second day of January, 1946, and ready for the transaction of legislative business, with the following officers, to wit:

Hon. Charles W. Lyon	-----	Speaker
Hon. Thomas A. Maloney	-----	Speaker pro tempore
Arthur A. Ohnimus	-----	Chief Clerk
Geraldine B. Hadsell	-----	Minute Clerk
Wilkie Ogg	-----	Sergeant-at-Arms
Rev. Torrance Phelps	-----	Chaplain

Resolution read and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 3 the Speaker announced the appointment of Messrs. Field, Clarke, and Robertson as such Select Committee.

RESOLUTIONS

The following resolution was offered:

By Mr. Sam L. Collins:

House Resolution No. 4

Resolved by the Assembly of the State of California, That until further notice the Standing Rules of the Fifty-sixth (Regular) Session, as adopted January 11, 1945, be and the same are hereby adopted as the Temporary Rules of the Fifty-sixth (First Extraordinary) Session convened on January 7, 1946.

TEMPORARY RULES OF THE ASSEMBLY FOR THE FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION—1946*Hours of Meeting*

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

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

Speaker to Call Assembly to Order

2. The Speaker, or in his absence the Speaker pro tempore, shall take the Speaker's chair precisely at the hour appointed for meeting, and shall immediately call the Assembly to order. In the absence of both the Speaker and the Speaker pro tempore, the Chief Clerk, or his assistant, shall call the Assembly to order, whereupon a temporary chairman shall be elected from among the members to preside. The functions of the temporary chairman shall terminate upon return of the Speaker or Speaker pro tempore, or upon the recess or adjournment of the particular session during which he was designated to act.

Roll Call and Quorum

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

Order of Business

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

1. Roll call
2. Prayer by the Chaplain
3. Reading of the Previous Day's Journal
4. Presentation of Petitions
5. Introduction and Reference of Bills
6. Reports of Committees
7. Second Reading of Bills
8. Messages from the Governor

9. Messages from the Senate
10. Motions and Resolutions
11. Business on the Daily File
12. Announcements
13. Adjournment

Pledging Allegiance to Flag

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

Reading, Correcting and Approving Journal

6a. The reading of the Journal of the previous day may be dispensed with on motion by a majority of the members present.

6b. All Journals of the Assembly shall be corrected by the Minute Clerk and delivered by him to the Chief Clerk within seven calendar days from the date of such Journal. Such corrected Journals may thereafter be approved by a majority vote of the members present.

6c. A motion to correct any day's Journal shall be in order prior to the approval by the Assembly of such day's Journal. The approval of the Journal shall require a majority vote of the members present.

"Two-thirds of Entire Membership"—Defined

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

Presentation of Petitions

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

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

Reports of Committees

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

Messages From the Governor

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

Messages From the Senate

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

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

Bills Defined

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

Introduction and Reference of Bills

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

After these two roll calls, any member desiring to introduce bills, constitutional amendments, concurrent and joint resolutions may at any time during a session send the same to the Clerk's desk. When received at the Clerk's desk it shall, under the proper order of business, be numbered, read the first time, referred to a standing committee, be printed, and a copy placed upon the desk of each member.

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

Introduction of Bills After Constitutional Recess

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

Examining of Bills by Legislative Counsel Bureau

15. After introduction, all bills shall be delivered to the Legislative Counsel for the purpose of determining if the bill is in the proper form as prescribed by law or Assembly rule. He shall have authority to correct any clerical error such as orthography, adding or correcting the enacting clause, mistakes in numbering sections and references thereto, and in any other particular wherein the bill does not comply in form with law or Assembly rule. He shall have authority to correct any error in the title of an amendatory bill wherein it does not enumerate the sections added or amended of a particular act or code.

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

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

Daily File

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

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

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

Motions and Resolutions

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

Adjournment

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

Duties of Assembly Officers*Duties of the Speaker*

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

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

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

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

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

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

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

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

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

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

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

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

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

Duties of the Speaker Pro Tempore

20. The Speaker pro tempore shall have the powers and perform the duties of the Speaker during his absence.

Duties of the Chief Clerk

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

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

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

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

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

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

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

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

(h) Before the commencement of any regular session of the Legislature the Chief Clerk of the Assembly shall mail to each member a blank form on which the member may indicate his committee preferences. Accompanying such blank shall be mailed a stamped envelope addressed to the Chief Clerk of the Assembly in returning such form. All such communications shall be delivered to the Speaker immediately upon the organization of the Assembly.

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

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

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

Duties of the Sergeant-at-Arms

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

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

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

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

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

(e) To execute all commands of the Speaker.

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

Members' Decorum and Privileges

Order in Speaking to Questions

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

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

mover of the question shall be allowed to speak more than five minutes thereon. No member shall yield to any other member the time for which he is entitled to speak on any matter.

Members Called to Order for Transgressing Rules and Offensive Words

24. a. If any member transgresses the Rules of the Assembly, the Speaker shall, or any member may, call the offending member to order. The member so called to order shall immediately take his seat, unless permitted to explain; if called to order by a member, such member shall immediately state the point of order. The point of order shall be decided by the Speaker without debate. If the decision of the Speaker be in favor of the member called to order, he shall be at liberty to proceed; if otherwise, he shall be required to keep his seat. Such decision by the Speaker shall be subject to an appeal to the Assembly.

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

Members Voting

25. Every member actually in the Assembly Chamber when a roll call is required shall record his vote openly and without debate, unless the Assembly shall, after he has stated his reasons for not doing so, excuse him. All motions to excuse a member shall be made before the Assembly divides, or before the recording of ayes and noes is commenced. Any member requesting to be excused from voting may make a brief oral statement of the reasons for such request, and the question shall then be decided without debate by a majority vote of the members present.

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

In addition to the entry of his name in the Journal, any member who refuses so to vote when required, and who has not been excused from doing so, may, immediately after the announcement of the vote, in the discretion of the Speaker or upon demand of any member, be summoned to appear before the bar of the Assembly for public censure by the Speaker or by any member designated by the Speaker.

Censure of a member as provided by this rule shall not constitute a bar to proceedings for his expulsion from the Assembly pursuant to Section 9 of Article IV of the Constitution.

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

Ayes and Noes

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

Voting Not to Be Interrupted

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

Members at Clerk's Desk

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

Tie Vote

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

Leave of Absence

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

Assignment of Desks to Members

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

Objection to Reading of Any Paper

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

Call of Assembly

33. After the roll has been called, and prior to the announcement of the vote, any member may move a call of the Assembly. A majority of the members present may order a call of the Assembly, and the Speaker shall immediately order the Sergeant-at-Arms to lock all doors and shall direct the Clerk to prepare a list of absentees as disclosed by the last roll call. Thereupon no members shall be permitted to leave the Assembly Chamber except by written permission of the Speaker, and no person shall be permitted to enter except such member as is taken into custody as

herein provided, or Senators, officers, attaches, or employees of the Legislature in the official performance of their duties.

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

Personal Privilege

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

Motions and Questions

Precedence of Motions During Debate

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

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

Questions of Order Decided Without Debate

36. All incidental questions of order, arising after a motion is made for any of the questions named in Rule No. 35 and pending such motion, shall be decided by the Speaker without debate, whether on appeal or otherwise.

Appeal From Decision of the Speaker

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

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

An appeal can not be amended and yields only to a motion to recess or adjourn, to lay on the table, or a question of personal privilege. If

an appeal be laid on the table, such action shall have no effect on the pending question.

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

To Adjourn

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

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

To Recess to a Time Certain

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

To Lay on the Table

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

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

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

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

The Previous Question

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

Motion to Set Special Order

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

question as a special order of business, and may be amended only as to the time.

Motion to Postpone to a Time Certain

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

Motion to Postpone Indefinitely

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

Motion to Amend

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

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

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

A motion to lay an amendment on the table may be adopted by a majority vote of the members present, as provided in Rule 40.

Amendment to Be Germane

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

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

Substitute Motion

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

Motions in Writing

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

Consideration of Motions

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

Division of Questions

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

Resolutions

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

Withdrawal of Motions

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

Motion to Be Germane

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

Bills Reported Back to Assembly

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

Motion to Withdraw and Recall Bills

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

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

Bills Stricken From File

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

Motion to Rescind Action and Expunge Record

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

Reference of Bills to Committee

58. Immediately following its first reading, the Speaker shall refer each bill to a committee, unless upon a motion the Assembly, by a majority vote of its entire elected membership, shall refer it to some other committee. Such motion to refer a bill shall not be debatable. Should several different committees be proposed, preference shall be given as follows:

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

Record of Bills

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

Consideration of Constitutional Amendments, Concurrent and Joint Resolutions

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

Second Reading of Bills

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

Committee Amendments

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

Amendments From the Floor

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

Committee on Legislative Procedure

64. There is a Committee on Legislative Procedure consisting of _____ members, which shall be the Committee on Engrossment and Enrollment

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

Engrossing and Enrolling Bills

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

Bills Transmitted to the Senate

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

Bill Considered During Last Seven Days

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

Concurrence in Senate Amendments

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

Nonconcurrence in Senate Amendments

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

Committee on Conference

70. The Speaker, in appointing a Committee on Conference, shall select two members from those voting with the majority on the point about which the difference has arisen, and the other member from the minority, in the event there is a minority vote. The Chairman of the Senate Committee on Conference for the same bill shall arrange the time and place of meeting of such committee. It shall require an affirmative vote of not less than four of the members constituting the Committee on Conference to agree upon a report and the report shall be submitted to both the Senate and the Assembly. Such report is not subject to amendment, and if either house refuses to adopt such report, the conferees shall be discharged and other conferees appointed. No member who has served on a Committee on Conference shall be appointed a member of another Committee on Conference on the same bill. The presentation and consideration of any report of a Committee on Conference shall always be in order, except during a roll call or when a member has the floor. It shall require the same affirmative recorded vote to adopt any conference report as required by the Constitution upon the final passage of the bill affected by such report. It shall require an affirmative recorded vote of two-thirds of the entire elected membership of the Assembly to adopt any conference report affecting any Assembly bill which contains an item or items of appropriation which are subject to reduction or elimination under the provisions of Section 34a of Article IV of the Constitution.

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

Enrollment

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

Standing Committees

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

1. Rules and House Functions.
2. Legislative Procedure.
3. Conservation and Planning.
4. Fish and Game.
5. Governmental Efficiency.
6. Revenue and Taxation.
7. Ways and Means.
8. Education.
9. Crime and Correction.
10. Public Morals.
11. Public Health.

12. Social Welfare.
13. Civil Service and State Personnel.
14. Military Affairs.
15. Municipal and County Government.
16. Elections and Reapportionment.
17. Judiciary.
18. Constitutional Amendments.
19. Agriculture.
20. Live Stock and Dairies.
21. Public Utilities and Corporations.
22. Manufacturing, Oil, and Mining Industry.
23. Industrial Relations.
24. Finance and Insurance.
25. Transportation and Commerce.

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

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

Committee Quorum

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

Meetings of Standing Committees

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

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

Standing Committee Rules

75. The Rules of the Assembly shall govern the conduct of all committee meetings. Each committee may adopt, by a majority vote of its entire membership, such additional rules as it may deem necessary for the conduct of any business referred to such committee, when not in conflict with the Assembly Rules governing the conduct of committees.

Signing Bills Out of Committee

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

Committee Expenditures

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

Appointment of Attaches

78. The Committee on Rules and House Functions shall recommend the appointment of all attaches and employees of the Assembly not otherwise provided for by statute. It shall have authority to suspend any such attache or employee for incompetency or dereliction of duty, pending final action by the Assembly.

Committee on Ways and Means

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

Committee on Rules and House Functions

80. There is a Committee on Rules and House Functions consisting of 13 members which shall, for the purpose of Joint Rule 2, be deemed to be the Rules Committee of the Assembly.

Committee of the Whole

81. The Assembly may resolve itself into a Committee of the Whole at any time by a majority vote of the members present. While sitting as such committee, persons other than members may address the committee. The Speaker of the Assembly, or any member named by the Speaker, shall preside as Chairman of the Committee of the Whole. The Rules of the Assembly shall be observed in the Committee of the Whole so far as they may be applicable, except that the ayes and noes need not be taken.

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

Reports of Interim Committees

82. All Interim Committees, unless otherwise authorized, shall report to the next succeeding Legislature on or before the fortieth legislative day after the convening thereof.

Attendance

83. Any member of a committee who, without the consent of the chairman of such committee or a majority of the committee itself, absents

himself from three (3) consecutive regularly scheduled committee meetings, shall be automatically dismissed from such committee membership, and the Speaker shall appoint a member to fill the vacancy so created.

Reconsideration of Vote

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

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

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

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

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

Motions to Change Membership or Meetings of Standing Committees

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

Printing

Authority for Printing

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

Printing Style, Form and Amount to Be Printed

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

Printing Assembly History

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

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

Printing of Maps

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

Rules

Adoption of Standing Rules

90. The adoption of the Standing Rules shall require an affirmative recorded vote of a majority of the entire elected membership. When once adopted, such Standing Rules shall remain in effect, unless suspended or amended as provided in these rules.

Parliamentary Rules

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

Suspension of Rules

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

Amending Standing Rules

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

Temporary Rule

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

Miscellaneous

Press Privileges

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

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

Smoking in Assembly Chamber

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

Fees for Witnesses

97. Each witness summoned to appear before the Assembly or any of its committees shall, upon demand therefor and approval by the Speaker or the chairmen of the respective committees, receive the sum of ten dollars (\$10) for each day such witness shall be required to appear, and the sum of five and one-half cents (\$.05½) for each mile he shall travel in coming to and going from the place of examination.

Use of Assembly Chamber

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

Persons Admitted to Floor of the Assembly

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

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

Lobbying in the Assembly Chamber

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

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

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

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

Speaker Explains Order of Business

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

Admission to Assembly Chamber

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

Request for Unanimous Consent

Mr. Sam L Collins asked for, and was granted, unanimous consent to take up House Resolution No 4, at this time, without reference to committee or file

Resolution read.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fletcher, Fourt, Gaffney, Gannon, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Maloney, Massion, McCollister, McMullan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

By Mr. Crowley:

House Resolution No. 5

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

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
1	Michael J Burns	Eureka, Humboldt County	312			312	624	\$31 20
2	Paul Denny	Etna, Siskiyou County	295	37		332	664	33 20
4	Albert M King	Oroville, Butte County	86			86	172	8 60
5	Ernest C Crowley	Fairfield, Solano County	40			40	80	4 00
6	Allen G. Thurman	Colfax, Placer County	37	17		54	108	5 40
7	Richard H McCollister	Mill Valley, Marin County	105	8		113	226	11 30
8	Chester F Gannon	Sacramento, Sacramento County						
9	Dwight H Stephenson	Elk Grove, Sacramento County		13		13	26	1 30
10	Harold F Sawallisch	Richmond, Contra Costa County	62	22		84	168	8 40
11	Charles M Weber	Stockton, San Joaquin County	48			48	96	4 80
12	James E Thorp	Lockeford, San Joaquin County	48		3	45	90	4 50
13	Frances Dunn, Jr	Oakland, Alameda County	84			84	168	8 40
14	Randal F Dickey	Alameda, Alameda County	84			84	178	8 90
16	Marvin Sherwin	Piedmont, Alameda County	84			84	168	8 40
17	Edward J Carey	Emeryville, Alameda County	84		2	82	164	8 20
18	Gardiner Johnson	Berkeley, Alameda County	84		1	83	166	8 30
19	Bernard W Brady	San Francisco, San Francisco County	90			90	180	9 00
20	Thomas A Maloney	San Francisco, San Francisco County	90			90	180	9 00
21	Albert C Wollenberg	San Francisco, San Francisco County	90			90	180	9 00

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
22	George D Collins, Jr	San Francisco, San Francisco County	90	--	--	90	180	9 00
23	William Clifton Berry	San Francisco, San Francisco County	90	--	--	90	180	9 00
24	Edward F O'Day	San Francisco, San Francisco County	90	--	--	90	180	9 00
25	Gerald P. Haggerty	San Francisco, San Francisco County	90	--	--	90	180	9 00
26	Edward M Gaffney	San Francisco, San Francisco County	90	--	--	90	180	9 00
27	Harrison W Cull	Redwood City, San Mateo County	119	--	--	119	238	11 90
28	Raup Miller	Palo Alto, Santa Clara County	128	18	--	146	292	14 60
29	John Thompson	San Jose, Santa Clara County	128	--	--	128	256	12 80
30	Ralph M Brown	Modesto, Stanislaus County	77	--	--	77	154	7 70
31	George A Clarke	Le Grand, Merced County	114	15	--	129	258	12 90
32	Jacob M Leonard	Hollister, San Benito County	173	--	--	173	346	17 30
33	Fred Emlay	Salinas, Monterey County	208	--	--	208	416	20 80
34	James G Crichton	Fresno, Fresno County	169	--	--	169	338	16 90
35	S L Heisinger	Calwa, Fresno County	169	--	--	169	338	16 90
36	Charles Lester Guthrie	Porterville, Tulare County	206	28	--	234	468	23 40
37	Alfred W Robertson	Santa Barbara, Santa Barbara County	460	--	--	460	920	46 00
38	Walter J Fourt	Ventura, Ventura County	490	--	--	490	980	49 00
39	Thomas Harold Werdel	Bakersfield, Kern County	278	--	--	278	556	27 80
40	William H Rosenthal	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
41	Julian Beck	San Fernando, Los Angeles County	447	--	21	426	852	42 60
42	Everett G Burkhalter	North Hollywood, Los Angeles County	447	--	--	447	894	44 70
43	C Don Field	Glendale, Los Angeles County	447	--	10	437	874	43 70
44	John B Pelletier	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
45	Thomas J Doyle	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
46	Glenn M Anderson	Hawthorne, Los Angeles County	447	12	--	459	918	45 90
47	Albert I Stewart	Pasadena, Los Angeles County	447	13	--	460	920	46 00
48	Ernest R Goddess	Pomona, Los Angeles County	447	30	--	477	954	47 70
49	Thomas M Erwin	Puente, Los Angeles County	447	19	--	466	932	46 60
51	Elwyn S Bennett	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
52	Jonathan J Hollibaugh	Huntington Park, Los Angeles County	447	6	--	453	906	45 30
53	Montvel A Burke	Alhambra, Los Angeles County	447	9	--	456	912	45 60
54	Ralph A Beal	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
55	Vernon Kilpatrick	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
56	Ernest E Debs	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
57	Albert Dekker	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
58	Frank I Waters	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
59	Charles W Lyon	Beverly Hills, Los Angeles County	447	8	--	455	910	45 50
60	M Phillip Davis	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
61	Lester A McMillan	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
62	Augustus F Hawkins	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
63	Don A Allen	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
64	John C Lyons	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
65	John W Evans	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
66	Jack Massion	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
67	Clayton A Dills	Gardena, Los Angeles County	447	11	--	458	916	45 80
68	Vincent Thomas	San Pedro, Los Angeles County	447	23	--	470	940	47 00
69	Ralph C Dills	Compton, Los Angeles County	447	18	--	465	930	46 50
70	Louie D Middough	Long Beach, Los Angeles County	447	22	--	469	938	46 90
71	Carl Fletcher	Long Beach, Los Angeles County	447	22	--	469	938	46 90
72	R Fred Price	Ontario, San Bernardino County	508	--	23	485	970	48 50
73	Douglas P Armstrong	Redlands, San Bernardino County	508	9	--	517	1,034	51 70
74	Clyde A Watson	Orange, Orange County	481	--	--	481	962	48 10
75	Sam L Collins	Fullerton, Orange County	481	--	11	470	940	47 00
76	Philip L Boyd	Palm Springs, Riverside County	512	54	--	566	1,132	56 60
77	George R Butters	Bravley, Imperial County	661	--	14	647	1,294	64 70
78	Fred H Kraft	Ocean Beach, San Diego County	573	--	--	573	1,146	57 30
79	Kathryn T Niehouse	San Diego, San Diego County	573	--	--	573	1,146	57 30
80	Charles W Stream	Chula Vista, San Diego County	573	10	--	583	1,166	58 30

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

Request for Unanimous Consent

Mr. Crowley asked for, and was granted, unanimous consent to take up House Resolution No. 5, at this time, without reference to committee.

Resolution read.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fletcher, Fourt, Gaffney, Gannon, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

By Mr. Middough:

House Resolution No. 6

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

Request for Unanimous Consent

Mr. Middough asked for, and was granted, unanimous consent to take up House Resolution No. 6, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

COMMITTEE FROM THE SENATE

Senators Salsman, Swing, and McCormack appeared before the bar of the Assembly, and announced that the Senate had organized, and was now ready to proceed with the regular business and that Members of the Senate wished the Members of the Assembly a very happy and prosperous new year.

COMMUNICATIONS

By Speaker Lyon:

A telegram from Miss Adele Arbo, prominent Republican, who is a patient in the Queen of Angels Hospital in Los Angeles, expressing her best wishes to the Members of the Legislature, was received and read.

REPORTS OF SELECT COMMITTEES

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

The Select Committee appointed to wait upon the Senate reported that it had performed its duties.

RESOLUTIONS

The following resolutions were offered:

By Mr. Thurman:

House Resolution No. 7

Resolved by the Assembly of the State of California. That all of those persons who heretofore filed their credentials and were duly recognized as representatives of the publications they represented for the Fifty-sixth (Regular) Session are hereby recognized as the representatives of those publications for this First Extraordinary Session

Request for Unanimous Consent

Mr. Thurman asked for, and was granted, unanimous consent to take up House Resolution No. 7, at this time, without reference to committee or file.

Resolution read and adopted.

By Mr. Maloney:

House Resolution No. 8

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

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 8, at this time, without reference to committee or file.

Resolution read and adopted.

By Mr. Beck:

House Resolution No. 9

Resolved by the Assembly of the State of California. That the Controller be and he is hereby directed to draw his warrant upon the Contingent Fund of the Assembly in favor of the Chief Clerk of the Assembly, and the State Treasurer is hereby directed to pay the same in the sum of two thousand dollars (\$2,000), said amount being for the purchase of postage stamps to be used by Members of the Assembly for official mail; and be it further

Resolved, That the Chief Clerk be and he is hereby directed to purchase postage stamps in such amounts and denominations, not exceeding two thousand dollars (\$2,000), in the aggregate, as shall be necessary for the use of the Members of the Assembly in attendance at this First Extraordinary Session for official mail; and be it further

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

Request for Unanimous Consent

Mr. Beck asked for, and was granted, unanimous consent to take up House Resolution No. 9, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Casey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Enday, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—74.

NOES—None.

By Mr. Evans:

House Resolution No. 10

Resolved by the Assembly of the State of California, That the Controller be and he is hereby authorized and directed to draw his warrant on the Contingent Fund of the

assembly in favor of Arthur A. Ohnumus, Chief Clerk, and the State Treasurer is hereby directed to pay the same, for the sum of two hundred dollars (\$200), said amount being for the payment of postage, telegraphing, expressage, and incidental expenses of the Chief Clerk's office.

Request for Unanimous Consent

Mr. Evans asked for, and was granted, unanimous consent to take up House Resolution No. 10, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawalisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—74.

NOES—None.

By Mr. Sam L. Collins:

House Resolution No. 11

Creating an Assembly Legislative Process Committee and defining its powers and duties

WHEREAS, The Legislature has been convened in extraordinary session to consider and act upon a wide range of subjects; and

WHEREAS, Many of the legislative proposals involve problems within the jurisdiction of more than one standing committee of the Assembly, and the adequate consideration of such measures requires the cooperation of such several committees in order to avoid duplicating the work of one such committee by another, and much delay in the legislative process could be avoided if it were possible to eliminate such duplication of effort and provide a means for expediting the consideration of such measures; and

WHEREAS, There is need of a committee equipped to ascertain facts and secure information upon assigned topics from time to time during the session, a committee acting in aid of and in collaboration with the several standing committees of the Assembly; now, therefore, be it

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

1. There is hereby created a special committee designated the "Assembly Legislative Process Committee," which committee shall during this special session of the Fifty-sixth Legislature and any recess thereof take such steps as may be necessary to coordinate the work of the various standing committees of this session in considering questions before such session, in order that there may be no duplication of work or effort, and the committee shall make such studies as may be necessary, ascertain such facts and information, and secure such statistics for the use of the members and committees of the Assembly as may be of aid to them in considering and acting upon legislative proposals at this session.

2. The committee shall consist of the chairmen of the following Assembly committees: Rules, who shall be chairman of the committee, Ways and Means, Governmental Efficiency and Economy, Judiciary, Revenue and Taxation, Public Morals, Education, Transportation and Commerce, and five members of the Assembly to be appointed by the Speaker thereof.

Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

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

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate and of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members, except that the members of the committee shall serve without compensation and shall not be allowed mileage.

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

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

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

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

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

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

Resolution read, and referred to the Committee on Rules.

The following resolutions were offered, and considered by unanimous consent:

By Messrs. Lyon, Miller, Thurman, and Watson:

House Resolution No. 12

In memory of Merritt B. Pratt

He is gone from our midst, yet the trees of California stand as living monuments to his life's work and to his memory.

For three and twenty years, until his retirement on January 1, 1945, Merritt B. Pratt as State Forester guarded, nurtured and developed the great forest resources of California.

His work in prior years well qualified him for this last and highest assignment: In 1905, a graduate of the Yale School of Forestry, he came to Nevada County, California, as a member of the United States Forest Service in the first year of its administration of the National forests of the country. In 1914, when deputy supervisor of the Tahoe National Forest, he resigned from Federal service to become Assistant Professor of Forestry at the University of California, giving the first course in forestry to be offered at the university. From 1918 to 1921 he served as Deputy State Forester under G. M. Homans and, upon the latter's death, was selected as State Forester by Governor Stephens, continuing as such under six succeeding Governors. During his administration and under his able guidance, the Division of Forestry was to grow from a group of four office workers to a state-wide fire-fighting organization of some 2,000 persons guarding 32,000,000 acres of timber, brush, grazing and grain lands.

Author of numerous articles on forestry, he was recognized nationally for his knowledge and achievements in this field and for his steadfast fight for conservation.

With the passing of Merritt B. Pratt on October 29, 1945, a long chapter in the history of State forestry has closed. It concerned a young State, rich in forest resources and somewhat casual of their care, and of a man of vision and determination who ably conserved and developed them to the benefit of his and future generations. Now, therefore, be it

Resolved by the Assembly of the State of California, That when the Assembly this day adjourns it shall do so in tribute to the memory of Merritt B. Pratt, and be it further

Resolved, That the Chief Clerk is directed to transmit to Mrs. Laura Shrader Pratt, the bereaved widow of Merritt B. Pratt, a copy of this resolution.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

By Messrs. Lyon, Thurman, Gannon, and Stephenson:

House Resolution No. 13

Relative to adjournment in memory of Leo A. McClatchy

Since the days of '49 the name of McClatchy has been closely associated with the civic life of Sacramento, serving as a guiding light to the several generations of citizenry who have made the city what it is today. But above this, perhaps, the name is notable for the eminent role which its bearers have played for almost ninety years in California journalism.

It is therefore with regret that the members of the Assembly have learned of the passing in San Francisco on October 1, 1945, of another member of this distinguished family, himself a brilliant newspaperman.

Leo A. McClatchy came naturally by his talents. His pioneer grandfather, James McClatchy, in 1857 had founded the Sacramento Bee, destined to become a leading paper of Northern California and of the State itself; his father, the colorful Valentine Stuart McClatchy, former part owner of the Sacramento Bee and the Fresno Bee, was, when he died in 1938 at the age of eighty years, the venerated dean of California newspapermen.

For a number of years Leo A. McClatchy had been a staff member of the Sacramento Bee, both here and as its Washington correspondent. Later he formed and headed a Washington news agency serving California and Hawaiian newspapers. From 1943 until his death he had been a member of the staff of, and chief editorial writer for, the San Francisco Call-Bulletin. During his long and able career in the newspaper business he won the close personal friendship of political leaders of the State and Nation.

With his passing we look back in fitting retrospect to three generations of McClatchys who, by adhering with consistency and integrity to the highest standards of their profession, earned the respect and confidence of a large, state-wide following and who, through the medium of the press, did much toward the development and betterment of California. Now, therefore, be it

Resolved by the Assembly of the State of California, That when the Assembly this day adjourns it shall do so in tribute to the memory of Leo A. McClatchy; and be it further

Resolved, That the Chief Clerk is directed to convey copies of this resolution to the bereaved family of Leo A. McClatchy, to the Sacramento Bee, and to the San Francisco Call-Bulletin, as indicative of the regard in which Leo A. McClatchy was held by the Assembly of California.

Resolution read, and unanimously adopted.

REQUEST FOR UNANIMOUS CONSENT

Mr. Johnson asked for, and was granted unanimous consent to explain, at this time, bills which will be introduced relative to child care centers.

REQUEST FOR UNANIMOUS CONSENT

Mr. Hawkins asked for, and was granted unanimous consent to announce that he also will introduce legislation relative to child care centers.

RESOLUTIONS

The following resolutions were offered:

By Mr. Crowley:

House Resolution No. 14

Relative to the passing of Angus C. Madden

WHEREAS, To the City of Dixon, to the County of Solano and to the State of California there has come, with the passing of Angus C. Madden on August 19, 1945, a sense of deep loss at the close of a life well lived among his fellow men and long dedicated to their security, progress and well-being; and

WHEREAS, To the people of his community he was known and loved as a trusted friend and civic leader; as able head of the First National Bank of Dixon he had become an outstanding member of State banking circles, widely recognized as one who knew well the farmer's problems and the financial policies best suited to the agricultural areas of California; and

WHEREAS, Born in Sacramento of pioneer lineage, Angus Madden spent his early years on the old Madden Ranch in Solano County, receiving his education in the public schools of that county and at the University of California; and

WHEREAS, His business ability, his integrity, his understanding and his fair dealing combined to bring him, in time, to the head of the Dixon bank where he had begun his career as a bookkeeper; largely through his wise guidance was that institution able to weather the depression and to multiply steadily and soundly its original resources; and

WHEREAS, He was an active Democratic county committeeman and served for a time as a member of the Board of Directors of the State Agricultural Society; and

WHEREAS, Though sought as a candidate for Congress and though offered higher opportunities in larger banks, he chose rather to remain in Dixon with the friends and the work and the civic activities which were so integral a part of himself; and

WHEREAS, The untimely passing of Angus C. Madden, in his fifty-sixth year and in the full sweep of maturity, has occasioned state-wide tribute to his life and to his memory, in which the members of the Assembly join; now, therefore, be it

Resolved by the Assembly of the State of California, That when the Assembly this day adjourns, it shall do so in respect to the memory of Angus C. Madden; and be it further

Resolved, That the Chief Clerk is directed to transmit to the bereaved family of Angus C. Madden (his widow, Mrs. Grace King Madden; their two daughters, Marjorie and Marion Madden; and son, Major Judson Madden) a suitably engrossed copy of this resolution.

Request for Unanimous Consent

Mr. Crowley asked for, and was granted, unanimous consent to take up House Resolution No. 14, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

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

The following resolution was offered.

Assembly Concurrent Resolution No. 1: By Messrs. Collins, Sam L., Lyon, and Watson—Relative to the passing of Philip A. Stanton.

Resolution read.

Request for Unanimous Consent

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

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 1

Assembly Concurrent Resolution No. 1—Relative to the passing of Philip A. Stanton.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

Resolution ordered transmitted to the Senate.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 2: By Messrs. Erwin and Lyon—Relative to the passing of Walter Friar Dexter.

Request for Unanimous Consent

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

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 2

Assembly Concurrent Resolution No. 2—Relative to the passing of Walter Friar Dexter.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

Resolution ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 7, 1946

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

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> -----	Joseph A. Beek
<i>Sergeant-at-Arms</i> -----	Joseph F. Nolan
<i>Minute Clerk</i> -----	John F. Lea
<i>Chaplain</i> -----	Rev. Dr. Clarence A. Kircher

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

COMMUNICATIONS

By Mr. Wollenberg:

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

State of California

Statement of Capital Expenditures Required by State Agencies
Submitted by Director of Finance to the First Extraordinary Session
Fifty-sixth Legislative Session, January, 1946

January 2, 1946

Honorable Earl Warren, Governor of California
Sacramento, California

SUBJECT: Recommended capital expenditure for State agencies

DEAR GOVERNOR WARREN: In 1943, following the action of the Legislature in creating a Postwar Employment Reserve, the Department of Finance was requested to study and report on the needs of the various State institutions and agencies. For the past two and one-half years this study has been carried forward consistently, with progress reports made to you and to the Legislature at its various sessions since that time.

We have been assisted in this work by the Legislative Auditor, Mr. Roland A. Vandegrift, the State Architect, and members of his staff, and representatives of all of the State agencies involved. The report is in the main limited to buildings and apporportioned structures and improvements for State agencies supported from the General Fund. It does not include Flood Control, Highways, County and District Fairs, Fish and Game and other special fund agencies.

The scope of the program is as follows:

First: Estimated needs to eliminate existing overcrowding, and projected growth to the year 1950.

Second: The elimination and replacement of obsolete and condemned buildings, and those showing excessive cost of maintenance and operation.

Third: Elimination of all wooden and temporary firetraps built because of emergencies.

Fourth: The construction of office buildings to relieve congestion where it is economically sound because of excessive rental costs.

Fifth: An adequate fund for bringing up to date maintenance of existing buildings.

The following factors must be taken into consideration in accounting for the size of the program. It presents the construction needs of 20 years, from 1930 to 1950, during which time for 11 years the State suffered from a continuous deficit due to depression and other causes; four years of war, during which no construction was possible; and projecting the needs for five years to 1950. During that time the population of the State will have increased, according to conservative estimates, by 50 per cent. In 1930 the facilities provided were even then totally inadequate and continuous overcrowding has resulted. Since 1930 very little progress has been made, and construction appropriations have been totally inadequate to meet the needs of a growing State. Construction costs have increased at least one-third since 1940, which materially increases the amount of money needed to accomplish the same objective.

We have assumed that it was not our function to recommend expansions which involve policies not yet determined by the Legislature. Therefore many items presented by the various State agencies, which appear to be worthy of full consideration, are not included. This is especially true of the University of California program.

The total amount needed to meet these needs is \$154,000,000, segregated as follows among the various agencies.

University of California.....	\$30,000,000
Department of Education.....	13,500,000
Department of Institutions.....	57,500,000
Department of Corrections.....	12,200,000
Youth Authority.....	7,000,000
Veterans' Home.....	2,400,000
State Capitol and Offices.....	15,800,000
Department of Natural Resources.....	3,300,000
Department of Motor Vehicles (loan).....	3,400,000
Department of Agriculture.....	400,000
State Agricultural Society and Exposition Park.....	3,500,000
Miscellaneous Repairs and Improvements.....	5,000,000

Full detail is presented, with each item shown in order of priority. Additional information as to population trends and other factual data is available in a report prepared by the State Department of Public Works, Division of Architecture.

In addition we have submitted a list of the presently known needs that must be met after the year 1950, listed also in order of priority.

It is our opinion that there is no single item included that is not needed if the functions of the State are to be properly carried on.

Respectfully submitted,

JAMES S. DEAN
Director of Finance

STATEMENT SHOWING CAPITAL EXPENDITURE NEEDS—STATE AGENCIES FOR WHICH APPROPRIATIONS ARE RECOMMENDED

FIRST EXTRAORDINARY SESSION—56TH LEGISLATIVE SESSION
JANUARY 1946

University of California (8 campuses).....		\$29,588,000
Department of Education.....		13,409,530
Department of Mental Hygiene.....		57,466,200
Department of Corrections.....		12,165,300
Youth Authority.....		7,012,000
Veterans' Home.....		2,254,000
State Capitol and Office Buildings.....		15,758,000
Sacramento	San Francisco	
Los Angeles	Oakland	
San Diego	Fresno	
Department of Natural Resources.....		3,300,000
Department of Motor Vehicles.....		3,332,500
Department of Agriculture.....		362,000
State Fair and Exposition Park.....		3,460,100
Maintenance and Miscellaneous.....		5,000,000
Total.....		\$153,107,630

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM

UNIVERSITY OF CALIFORNIA

OVERALL PRIORITY LIST

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
1	San Francisco	Medical—Teaching Hospital Completion	\$2,670,000
2	Los Angeles	Library Stack Completion	215,000
3	Berkeley	Library Stack Completion	335,000
4	Davis	Veterinary Science Unit 2	670,000†
5	La Jolla-Oceanography	Pier Repairs and Rehabilitation	67,000
6	Santa Barbara	Library and Administration	400,000
7	Mt. Hamilton	Fire Protection and Building Rehabilitation	100,000
8	Los Angeles	Engineering Unit No. 1	1,670,000
9	Davis	Plant Sciences	670,000†
10	San Francisco	Medical Sciences	2,275,000
11	Berkeley	Chemistry Expansion	800,000
12	Riverside-Citrus	Plant Pathology and Physiology	400,000†
13	Santa Barbara	Classrooms	400,000
14	Los Angeles	Utility Expansion	134,000
15	Berkeley	Library Annex	1,335,000
16	Davis	Soils and Irrigation	400,000†
17	La Jolla	Library, Museum and Aquarium	167,000
18	Los Angeles	Social Sciences, Geology and Chemistry	2,390,000
19	Mt. Hamilton	Reflecting Telescope	1,200,000
20	Santa Barbara	Gymnasium	466,000
21	Riverside	Heating Plant	80,000†
22	Los Angeles	Life Sciences Unit No. 2	1,335,000
23	Berkeley	Engineering	1,335,000
24	Davis	Poultry Husbandry	335,000†
25	Santa Barbara	Sciences	734,000
26	La Jolla	Sea Wall	34,000
27	San Francisco	Dental Clinic Expansion	135,000
28	Los Angeles	Library Wing and Alterations	790,000
29	Berkeley	School of Public Health	750,000
30	La Jolla	Utilities Expansion and Roads	34,000
31	Davis	Utilities Expansion and Roads	147,000†
32	Los Angeles	Business Administration and Economics	1,000,000
33	Berkeley	Classrooms	1,500,000
34	Davis	Student Health Center	200,000†
35	Los Angeles	Men's Gymnasium Alterations and Addition	400,000
36	Los Angeles	Women's Gymnasium Alterations and Addition	400,000
37	Berkeley	Utility Expansion	135,000
38	Berkeley	Jurisprudence	900,000
39	Davis	Home Economics	670,000†
40	Los Angeles	Student Health Center	800,000
41	Berkeley	Forestry	800,000
42	Los Angeles	Home Economics	670,000
43	Berkeley	Physics Addition	800,000
44	Los Angeles	Administration Wing	335,000
45	Berkeley	Home Economics	670,000
46	Los Angeles	Education and Art	670,000

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM

UNIVERSITY OF CALIFORNIA—Continued

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
47	Berkeley	Insectory, Unit No. 1	\$67,000
48	Berkeley	Forest Products Laboratory	670,000
49	Davis	Food Technology	670,000†
Subtotal			\$33,830,000
Postwar Employment Reserve			\$29,588,000
†Provided from Horse Racing Funds already appropriated			\$4,242,000

BALANCE OF PROGRAM—UNIVERSITY OF CALIFORNIA

(Not provided for in initial appropriation)

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
50	Los Angeles	Arroyo Grading	\$400,000
51	Berkeley, Davis, Los Angeles, Santa Barbara	Dormitories to Be Divided	5,600,000
52	San Francisco	Quarters for Nurses and Internes	940,000
53	San Francisco	Clinics Addition or Parking	700,000
54	San Francisco	Medical Sciences Completion	4,441,000
55	Los Angeles	Medical School	12,055,000
		Preclinical Laboratories	\$2,370,000
		Vivarium	295,000
		Hospital	5,500,000
		Outpatient Clinic	1,470,000
		Nurses Home	500,000
		Internes' Quarters	210,000
		Clinical Research	1,210,000
		Laboratory, Laundry and Heating	500,000
56	Davis	Veterinary Science Unit No. 3	1,000,000†
57	Santa Barbara	Power House and Utilities	270,000
58	Berkeley	Utilities Extension	265,000
59	La Jolla	Service	35,000

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM

UNIVERSITY OF CALIFORNIA—Continued

BALANCE OF PROGRAM—UNIVERSITY OF CALIFORNIA

(Not provided for in initial appropriation)

Priority number	Location	Item	Current estimated cost
60	Riverside	Shops, Metal and Woodwork	\$30,000†
61	Los Angeles	University Elementary School	600,000
62	Santa Barbara	Site Development	340,000
63	Davis	Utility Expansion	200,000†
64	Berkeley	Astronomy	400,000
65	Riverside	Main Building Remodeling	40,000†
66	San Francisco	Purchase of Land	1,000,000
67	La Jolla	Building Rehabilitation	35,000
68	Santa Barbara	Auditorium, Music, Speech	670,000
69	Berkeley	Anthropology	670,000
70	Davis	Horticulture and Viticulture	670,000†
71	San Francisco	Generating Plant Addition	70,000
72	Riverside	Plant Breeding Greenhouse	30,000†
73	La Jolla	Roads and Paths	15,000
74	Berkeley	Cowell Hospital Addition	800,000
75	Davis	Physical Sciences	270,000†
76	Los Angeles	Utility Expansion	200,000
77	Santa Barbara	Art	400,000
78	San Francisco	Parking Area	670,000
79	Riverside	Glasshouses—Chemistry	70,000†
80	La Jolla	Salvage Eroded Area	10,000
81	Berkeley	Plant Nutrition and Soils	800,000
82	Santa Barbara	Student Health Center	335,000
83	Davis	Biological Sciences	335,000†
84	Los Angeles	Geology-Chemistry Unit No. 2	1,350,000
85	Riverside	Temperature Control Expansion	30,000†
86	San Francisco	Medical Research	670,000
87	La Jolla	Residential Development and Improvement	67,000
88	Berkeley	Insectory Unit No. 2	265,000
89	Santa Barbara	Home Economics	800,000
90	Davis	Dairy Industry Addition	200,000†
91	Los Angeles	Agriculture	235,000
92	San Francisco	Continuation Study Center	670,000
93	Riverside	Library—Auditorium	400,000†
94	Berkeley	Music Unit No. 1	400,000
95	Davis	Low Temperature Laboratories	335,000†
96	Santa Barbara	Corporation Yard	135,000
97	Los Angeles	Avenue "A" Pavement	100,000
98	Riverside	Entomology Completion	135,000†
99	San Francisco	Hospital and Research Laboratories—Chronic Diseases	1,350,000
100	Berkeley	Greenhouses	265,000
101	Davis	Utilities	70,000†
102	Los Angeles	Tennis Courts	104,000
103	San Francisco	Students Union	1,000,000
104	Riverside	Service Shops and Residences	105,000†
105	Berkeley	Drama	1,000,000

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
UNIVERSITY OF CALIFORNIA—Continued
BALANCE OF PROGRAM—UNIVERSITY OF CALIFORNIA
 (Not provided for in initial appropriation)

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
106	Los Angeles	Outdoor Theatre Completion	\$240,000
107	Davis	Poultry Unit No. 2	335,000†
108	Santa Barbara	Student Union	400,000
109	Berkeley	Plant Physiology	135,000
110	Los Angeles	Drama	1,000,000
111	Davis	Greenhouses	70,000†
112	Riverside	Environment Control Laboratory	335,000†
113	Berkeley	Art	660,000
114	Los Angeles	Extension Classroom and Offices	800,000
115	Davis	Animal Husbandry Expansion	800,000†
116	Berkeley	Geology and Paleontology	1,000,000
117	Los Angeles	Library Wing and Stack	1,870,000
118	Davis	Women's Gymnasium	200,000†
119	Berkeley	Military and Naval Science	735,000
120	Los Angeles	Military and Naval Science	735,000
121	Davis	Men's Gymnasium Addition	335,000†
122	Los Angeles	Mechanic Arts	470,000
123	Berkeley	Nursery School and Administration Annex	265,000
124	Davis	Student Union	335,000†
125	Berkeley	Chemistry Expansion	1,350,000
126	Los Angeles	Vivarium Addition	110,000
127	Davis	Roads and Campus Development	135,000†
128	Berkeley	Engineering Laboratories	1,000,000
129	Los Angeles	Life Sciences Unit No. 3	1,350,000
130	Davis	Purchase of Land	670,000†
131	Berkeley	Home, Economic Unit No. 2	665,000
132	Los Angeles	Life Sciences, Complete Unit No. 1	300,000
133	Davis	Central Garage	135,000†
134	Riverside	Greenhouses	60,000†
135	Berkeley	Anthropology Museum	1,000,000
136	Los Angeles	Astronomy—Student Observatory	35,000
137	Berkeley	Engineering—Central Unit	1,200,000
138	Los Angeles	Engineering—Unit No. 2	1,350,000
139	Berkeley	Extension Classrooms and Offices	465,000
140	Los Angeles	Engineering—Unit No. 3	1,350,000
141	Berkeley	Roads and Walks	265,000
142	Los Angeles	Art Museum	670,000
143	Los Angeles	Music	670,000
144	Berkeley	Land Purchase	1,150,000
145	Los Angeles	Land Purchase	400,000
146	Berkeley	General Warehouse	265,000
147	Los Angeles	Faculty Homesite Development	1,200,000
148	Berkeley	Auditorium	2,000,000
149	Los Angeles	Extension Classrooms and Offices	470,000
150	Berkeley	Life Sciences Rehabilitation	535,000
151	Los Angeles	Adult Education Center	1,000,000
152	Berkeley	Adult Education Center	1,000,000

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
UNIVERSITY OF CALIFORNIA—Continued
BALANCE OF PROGRAM—UNIVERSITY OF CALIFORNIA
(Not provided for in initial appropriation)

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
153	Los Angeles	Corporation Yard	\$200,000
154	Berkeley	Athletic Plant—Improvement and Expansion	600,000
155	Davis	Stadium	600,000†
156	Berkeley	Optometry	135,000
Grand Total			\$110,937,000
Postwar Employment Reserve			\$98,765,000
†Provided from Horse Racing Funds already appropriated			\$12,172,000

Detail:

Berkeley	\$29,387,000
Davis	10,457,000†
La Jolla	464,000
Los Angeles	40,073,000
Mt. Hamilton	1,300,000
Riverside	1,715,000†
San Francisco	16,591,000
Santa Barbara	5,350,000
General	5,600,000

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF EDUCATION
OVERALL PRIORITY LIST

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
*1	Cal. School for the Deaf	Kindergarten Dormitory -----	\$266,000
*2	Cal. School for the Deaf	Intermediate Girls' Dormitory-----	226,000
*3	Cal. School for the Deaf	Advanced Girls' Dormitory-----	200,000
*4	Cal. School for the Deaf	Advanced Boys' Dormitory-----	216,000
*5	Cal. School for the Deaf	Razing Old Buildings-----	60,000
*6	Cal. School for the Deaf	Ground Improvements -----	105,000
*7	Cal. School for the Deaf	Boiler Plant and Sewage-----	67,000
*8	Cal. School for the Deaf	Complete Intermediate and Advanced School	133,000
*9	Chico State College	Boiler and Maintenance Shop-----	92,000
*10	Chico State College	Training School -----	305,000
*11	Humboldt State College	Industrial Arts -----	130,000
*12	San Diego State College	Sewer Line Replacement-----	20,000
*13	San Diego State College	Library Addition -----	95,000
*14	San Francisco State Col.	Ground Utilities -----	200,000
*15	San Francisco State Col.	Gymnasium and Natatorium-----	653,300
*16	San Francisco State Col.	Power House and Shops-----	135,000
*17	San Francisco State Col.	Administration Building -----	127,000
*18	San Francisco State Col.	Classroom Building -----	368,000
*19	San Francisco State Col.	Science Building -----	486,000
*20	San Francisco State Col.	Library Building -----	387,000
*21	San Francisco State Col.	Music and Speech -----	493,000
*22	San Francisco State Col.	Fine Arts -----	286,000
*23	San Francisco State Col.	Industrial Arts -----	134,000
24	San Francisco State Col.	Cafeteria -----	167,000
*25	Cal. School for the Blind	Kindergarten Addition -----	38,000
*26	Cal. School for the Blind	Library Addition -----	36,600
27	Cal. School for the Blind	Additional Boys' Dormitory and Services	52,000
*28	Fresno State College	Industrial Arts Shop-----	333,600
*29	Fresno State College	Men's Gymnasium -----	384,000
*30	San Diego State College	Arts and Crafts-----	215,000
*31	San Jose State College	Music Building -----	433,300
*32	San Jose State College	Laboratory and Shop Building-----	433,300
*33	Cal. School for the Deaf	Vocational Unit and Rehabilitation of Train- ing Building -----	141,000
*34	Cal. Polytechnic	Library and Classroom Building-----	400,000†
*35	Cal. Polytechnic	Water Tank and Distribution System-----	14,000†
36	Cal. Polytechnic	Central Feed Storage Unit-----	68,667†
37	Cal. Polytechnic	Utility Building and Distribution System-----	224,933†
38	Cal. Polytechnic	Poultry Instruction Plant-----	100,000†
*39	San Diego State College	Commerce and Administration Building-----	147,730
*40	San Diego State College	Cooperative Warehouse and Yard-----	40,000
*41	Fresno State College	Science Building Addition-----	242,000
*42	Fresno State College	Farm and Agricultural Shop-----	66,000
43	San Jose State College	Women's Gymnasium -----	270,000
*44	Fresno State College	Music and Auditorium-----	596,700
45	San Diego State College	Training School -----	305,000

* Previously approved by State Board of Control

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF EDUCATION—Continued

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
*46	San Diego State College	Industrial Arts	\$200,000
47	Cal. Polytechnic	Replace Corral Fences.....	26,667†
48	Cal. Polytechnic	Athletic Field and Addition to Gymnasium...	133,000†
*49	Humboldt State College	Library, Science and Classroom Building....	269,000
50	Chico State College	Science	233,300
51	Chico State College	Music and Speech Annex.....	156,600
*52	Cal. Polytechnic	Aeronautics and Industrial Shop.....	352,000†
53	Cal. School for the Deaf	Laundry and Cleaning Plant.....	106,000
54	San Jose State College	Cafeteria	166,600
55	Cal. Polytechnic	Agricultural Mechanics Building.....	202,000†
56	Cal. Polytechnic	Corporation Yard and Garage.....	124,000†
57	Cal. Polytechnic	Science Unit No. 1.....	153,000†
58	San Jose State College	Remodel Auditorium	178,600
59	Humboldt State College	Heating Plant Additions.....	34,300
60	San Jose State College	Administration Building	200,000
61	San Jose State College	Boiler Plant Addition.....	55,000
62	Chico State College	Industrial and Vocational Building.....	200,000
63	San Jose State College	Library Completion	295,000
64	Cal. Maritime Academy	Classrooms, Shops and Dormitory and Kitchen	1,133,000
65	Fresno State College	Administration Building	149,000
66	Humboldt State College	Corporation Yard and Shops.....	70,600
67	Fresno State College	Addition, Speech Building.....	30,000
68	San Diego State College	Music and Speech Arts.....	225,000
69	San Diego State College	Science Addition	246,000
70	Fresno State College	Demonstration School	246,000
71	San Diego State College	Ground Improvements	130,000
	Subtotal		\$15,205,797
	Postwar Employment Reserve.....		\$13,409,530
	† Provided from Horse Racing Funds already appropriated.....		\$1,796,267
	* Previously approved by State Board of Control		

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF EDUCATION—Continued
BALANCE OF PROGRAM—DEPARTMENT OF EDUCATION
 (Not provided for in initial appropriation)

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
72	Cal. School for the Deaf	Superintendent's Residence	\$30,000
73	San Diego State College	Home Arts Building.....	35,000
74	Chico State College	Addition to Library.....	87,400
75	Cal. School for the Deaf	Athletic Field	60,000
76	Chico State College	Addition to Administration and Classroom Building	137,000
77	San Diego State College	Cafeteria	285,000
78	San Diego State College	Music Building Extension.....	154,000
79	Chico State College	Gymnasium for Men and Women.....	335,000
80	San Diego State College	Heating Plant Addition.....	34,000
81	San Diego State College	Water Storage and Irrigation Line.....	28,000
82	San Francisco State Col.	Auditorium	450,000
83	San Diego State College	Armory Building	90,000
84	San Jose State College	Science Building Addition.....	205,000
85	San Diego State College	Auditorium	450,000
86	San Diego State College	Ground Improvements	199,200
87	Chico State College	Athletic Field	107,000
88	San Diego State College	Garage	85,800
89	San Diego State College	Tennis and Handball Courts.....	40,600
90	Humboldt State College	Auditorium	253,300
91	San Diego State College	Swimming Pool	67,800
92	Humboldt State College	Completion of Stadium.....	72,900
93	Humboldt State College	Women's Gymnasium	142,300
94	Humboldt State College	Swimming Pool and Equipment.....	126,700
95	Cal. School for the Deaf	Garages	22,700
96	Cal. School for the Deaf	School Principal's Residence.....	13,300
97	Cal. School for the Deaf	Business Manager's Residence.....	13,300
98	San Diego State College	Two Dormitories	450,700
99	San Francisco State Col.	Women's Dormitory	336,000
100	San Francisco State Col.	Men's Dormitory	141,300
101	Fresno State College	Four Dormitories	1,067,000
102	San Jose State College	Men's Dormitory No. 1.....	479,200
103	San Jose State College	Women's Dormitory No. 1.....	479,200
104	San Jose State College	Men's Dormitory No. 2.....	479,200
105	San Jose State College	Women's Dormitory No. 2.....	479,200
106	San Jose State College	Men's Dormitory No. 3.....	479,200
107	San Jose State College	Men's Dormitory No. 4.....	479,200
108	Cal. Polytechnic	Farm Buildings Propagation House, etc	184,533†
109	Cal. Polytechnic	Addition to Electric Laboratory.....	20,000†
110	Cal. Polytechnic	Engineering Building	199,000†
111	Cal. Polytechnic	Farm Buildings	175,000†
112	Cal. Polytechnic	Food Processing Building.....	200,000†
113	Cal. Polytechnic	Women's Dormitory	124,000†
114	Cal. Polytechnic	Boys' Gymnasium	134,000†
115	Cal. Polytechnic	Cafeteria and Kitchen.....	116,000†
116	Cal. Polytechnic	Infirmary	32,000†
117	Cal. Polytechnic	Agricultural Classroom Unit.....	199,000†
118	Cal. Polytechnic	Addition to Administration Building.....	100,000†

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF EDUCATION—Continued
BALANCE OF PROGRAM—DEPARTMENT OF EDUCATION
 (Not provided for in initial appropriation)

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
119	Cal. Polytechnic.....	Ground Improvements Grade Crossings, etc	\$520,000†
120	Cal. Polytechnic.....	Auditorium and Music Building.....	387,000†
121	Cal. Polytechnic.....	Residences for Employees.....	67,000†
122	Cal. Polytechnic.....	Extension to Beef Unit.....	31,000†
123	Cal. Polytechnic.....	Extension of Utilities.....	227,000†
	Grand Total		\$26,316,830
		Postwar Employment Reserve.....	\$21,805,030
		†Provided from Horse Racing Funds already appropriated.....	\$4,511,800

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM

DEPARTMENT OF MENTAL HYGIENE

OVERALL PRIORITY LIST

Priority No.	Institution	Item	Capacity New	Capacity Replaced	Current Cost
*1	Napa	Two groups of ward buildings. Units 2 and 3	817	63	\$1,104,000
*2	Napa	Two continued treatment buildings in above	66		192,000
*3	Napa	Kitchen, dining room and complete food unit			553,300
*4	Napa	Ground improvements for above new group			61,700
*5	Napa	Service facilities for above new group			58,300
*6	Napa	Equipment for above new group			133,300
*7	Agnews	Farm Colony ward building	101	24	213,300
*8	Patton	Auditorium and chapel			133,300
*9	Mendocino	Kitchen, commissary and feeding unit			504,000
*10	Norwalk	Sewage disposal plant and pipe. Possibility of entering L. A. Co. sewer system to be investigated			111,000
*11	Sonoma	Ward building No. 3, female—Rep. Maple Cottage	19	81	200,000
*12	Sonoma	Ward building No. 2, male—Rep. dairy and poultry cottages	50	50	174,700
*13	Sonoma	Utilities for buildings east of highway			160,000
*14	Sonoma	Steam boiler			40,000
*15	Sonoma	Tubercular hospital. Rep. TB units	94	86	506,700
*16	Stockton	Storm water sewer system			90,700
*17	Stockton	Auditorium and chapel			133,300
*18	Stockton	Ward building, female (on site of old main female building)	216		433,300
*19	Napa	Receiving, acute treatment, medical and surgical and administration unit for entire institution	700		2,826,600
*20	Camarillo	Receiving, acute treatment, medical and surgical unit and administration unit for entire institution (to include biological testing laboratory)	700		2,826,600
*21	Camarillo	Steam boiler			40,000
*22	Camarillo	Sewer plant additions			105,300
*23	Patton	Receiving, acute treatment, medical and surgical unit for entire institution. Administration building	265	85	1,600,000
*24	Patton	New boiler and repairs to power house			92,000
*25	Napa	Laundry addition			113,300
*26	Camarillo	Domestic water system extensions			26,700
*27	Camarillo	Bakery and extension of commissary			140,000
*28	Camarillo	Garage for institution cars. Maintenance trucks and equipment			35,000
*29	Camarillo	Cold storage unit additions			55,000
*30	Pacific Colony	Tubercular unit	83		240,000
*31	Pacific Colony	Alterations to Ward 15, dividing into two wards	19		82,700

* Previously approved by State Board of Control.

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF MENTAL HYGIENE—Continued

<i>Priority</i>	<i>No.</i>	<i>Institution</i>	<i>Item</i>	<i>Capacity</i>		<i>Current</i>
				<i>New</i>	<i>Replace.</i>	<i>Cost</i>
	*32	Pacific Colony	Laundry addition -----			\$94,700
	*33	Pacific Colony	400 horsepower boiler -----			40,000
	*34	Sonoma	Additional utilities for buildings east of highway -----			133,300
	*35	Sonoma	Ward building No. 4, female -----	100		174,700
	*36	Sonoma	Ward building No. 8, male—representing Manzanita cottage -----	34	66	174,700
	*37	Sonoma	Ward building No. 1, female—representing Poppe cottage -----	44	56	174,700
	*38	Sonoma	Ward building No. 2, female -----	100		174,700
	*39	Sonoma	Ward building No. 5, female (infirm) -----	100		200,000
	*40	Sonoma	Slaughter house -----			16,000
	*41	Napa	Sewage disposal plant -----			186,700
	*42	Napa	Sewer system lines -----			20,000
	*43	Camarillo	Water softeners -----			29,300
	*44	Stockton	Commissary and warehouse -----			73,300
	*45	Stockton	Garage and automotive repair shop -----			24,000
	*46	Norwalk	Fire house and fire employees' quarters -----			24,000
	*47	Camarillo	Backwash water softener disposal system -----			53,300
	*48	Stockton	Receiving, medical and surgical unit and administration building for entire in- stitution (replaces receiving, psycho- pathic and hospital buildings) -----	173	207	1,466,600
	*49	Mendocino	Building to replace main building and to replace Wards 10, D and E ----- Replaces 741 beds Construct 661 beds	-80	741	1,173,300
	50	Mendocino	Remodel Ward 8 ----- Present capacity 137 beds Remodeled capacity 100 beds	-37		53,300
	*51	Mendocino	Administration, receiving, medical and surgical building and hospital ward ad- dition -----	145	55	920,000
	*52	Mendocino	New auditorium and library -----			92,800
	*53	Mendocino	Landscaping, road rebuilding and repairs. Paving, etc., curbs and court yards -----			93,300
	*54	Mendocino	Addition and extensions to street light- ing system -----			26,700
	55	Mendocino	Ice making equipment and addition to boiler plant -----			21,300
	*56	Sonoma	Replacement of laundry -----			300,000
	*57	Camarillo	Garages for attendants' quarters No. 4 -----			46,700
	*58	Camarillo	Attendants' quarters No. 6 -----			153,300
	*59	Camarillo	Garages for attendants' quarters No. 6 -----			21,300
	*60	Camarillo	Assembly hall for patients -----			200,000
	*61	Pacific Colony	Warehouse -----			14,700
	*62.	Agnews	Annex road extension -----			13,300
	63	Agnews	Laundry replacement -----			246,700

* Previously approved by State Board of Control.

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM

DEPARTMENT OF MENTAL HYGIENE—Continued

Priority No.	Institution	Item	Capacity New	Capacity Replace.	Current Cost
*64	Camarillo	Realign road from hospital group to employees' quarters			\$44,300
*65	Patton	Tubercular units for male and female. Represents Cottages 12, 19, E and McGonigal	129	371	1,200,000
*66	Mendocino	Warehouse for storage of canned goods and supplies			26,700
*67	Mendocino	Remodeling and extending the primary group of the electrical system and equipment for entire institution			70,700
*68	Napa	Concrete underpass			42,400
*69	Napa	Tubercular unit	250		600,000
*70	Sonoma	Dairyman's cottage and equipment			8,000
*71	Agnews	Poultry ranch buildings and equipment			32,300
*72	Napa	Juvenile unit	150		500,000
*73	Camarillo	Juvenile unit	150		500,000
74	Camarillo	Domestic well, including power lines and pump			15,300
75	Camarillo	Two water softeners			20,900
76	Camarillo	Two physicians' residences and equipment			28,000
77	Stockton	Three physicians' residences and equipment			40,000
78	Pacific Colony	Physician's residence and equipment			13,300
79	Napa	Two physicians' residences and equipment			28,500
80	Mendocino	Two physicians' residences and equipment			26,700
81	Norwalk	Two physicians' residences and equipment			26,700
82	Norwalk	Domestic water well			19,900
83	Patton	Three physicians' residences and equipment			40,000
84	Pacific Colony	Residence for chief engineer and equipment			8,700
85	Camarillo	Crematory and chapel			53,300
86	Napa	Commissary and general supply warehouse			166,700
87	Sonoma	School and library building			112,000
88	Agnews	Ward building annex unit No. 4. Kitchen. Replaces bungalows	212	188	666,700
89	Agnews	Annex road extension			13,300
90	Napa	Parole ward, male	300		433,300
91	Napa	Parole ward, female	300		433,300
92	Napa	Two physicians' residences and equipment			28,500
93	Napa	Dairy, expansion and improvements			100,000
94	Napa	Poultry ranch, expansion and improvements			46,700

* Previously approved by State Board of Control

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF MENTAL HYGIENE—Continued

<i>Priority</i>	<i>No. Institution</i>	<i>Item</i>	<i>Capacity</i>		<i>Current</i>
			<i>New</i>	<i>Replace.</i>	<i>Cost</i>
95	Agnews	Ward building annex unit No. 6 kitchen, male	400		\$613,300
96	Agnews	Annex road extension			13,300
97	Agnews	Physicians' residences A3 and A4, and equipment			26,700
98	NEW INSTITUTION FOR EPILEPTICS		1,500		4,999,900
99	Agnews	Shoe and mattress shop			21,200
100	Agnews	Fire house and fire employees' quarters			32,700
101	Pacific Colony	Industrial building			101,600
102	Pacific Colony	Auditorium			128,700
103	Pacific Colony	Fire station and fire employees' quarters			38,000
104	Sonoma	Replace Bane annex, male	39	61	176,700
105	Sonoma	Replace North Cottage, male	26	74	175,300
106	Sonoma	Replace Haven Cottage, female	29	71	176,000
107	Sonoma	Replace Cohen Cottage, male	58	42	174,700
108	Sonoma	Replace Slater Cottage, female	20	80	176,000
109	Sonoma	Utilities for above new cottages			176,000
110	Sonoma	Addition to general hospital	75		333,300
111	Camarillo	Completion of female group, units 16, 17, 18, 19 and 20	722		1,226,600
112	Camarillo	Roads, walks, curbs, drainage, parking areas, court yards, sprinkler system, landscaping, development of play areas			57,300
113	Camarillo	Street lights for female group			14,700
114	The Langley Porter Clinic	60 ft addition south end of building including garages, 20,000 sq. ft.	33		200,000
115	NEW MAXIMUM SECURITY INSTITUTION	For male and female patients—including defective and psychopathic delinquents, criminal insane, insane with criminal tendencies, sexual psychopaths and narcotic addicts, but excluding insane prisoners. To include: Male unit 900 capacity Female unit 300 capacity Hospital unit 100 capacity	1300		6,133,200
116	Mendocino	Alterations to Ward 12 To remodel Ward 12, making four individual wards for treatment patients rather than one ward for criminal cases. 14 capacity lost in alterations	-14		220,000
117	NEW PSYCHIATRIC RESEARCH CLINIC IN LOS ANGELES		200		1,000,000
118	Sonoma	Replacement of stables, hay storage and grain storage, implement and tool shed and blacksmith shop			41,300
119	Sonoma	Physician's residence and equipment			13,300
120	Sonoma	New gymnasium			109,300
121	Sonoma	Hay barns, 2 hay sheds, addition to barn No. 3, corrals, fencing			26,000

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM

DEPARTMENT OF MENTAL HYGIENE—Continued

<i>Priority</i>	<i>Institution</i>	<i>Item</i>	<i>Capacity</i>		<i>Current</i>
<i>No.</i>			<i>New</i>	<i>Replace.</i>	<i>Cost</i>
122	Sonoma	Warehouse			\$30,700
123	Napa	Physician's residence and equip- ment			14,200
124	Norwalk	Combined carpenter and paint shop			55,700
125	Norwalk	Steam tunnel			33,900
126	Agnews	Annex shop building			21,300
127	Agnews	Cafeteria			16,800
128	Agnews	Stable and hay barn and blacksmith shop			12,700
129	Agnews	Female ward building. Replaces open air cottage	56	44	140,500
130	Agnews	Female ward building. Replaces Cot- tage M	38	62	140,500
131	Agnews	Ward building. Male workers' cottage	125		174,300
132	Camarillo	Landscape central court, male unit. Install sprinkler system. Develop play- ground facilities			28,700
133	Camarillo	Employees' quarters A			26,000
134	Camarillo	Domestic well, including power line and pump			13,600
135	Camarillo	Residence for superintendent and equip- ment			48,000
136	Camarillo	Residence for assistant superintendent and equipment			16,700
137	Camarillo	Residence for clinical director and equip- ment			16,700
138	Camarillo	Apartments for single doctors and equip- ment			50,400
139	Camarillo	Hog plant			60,000
140	Camarillo	Slaughter house			20,000
141	Camarillo	Construction of pickup and delivery rooms for laundry, male and female units			44,300
142	Napa	Ward for 150 patients working at dairy and poultry ranch	150		200,000
143	Napa	Auditorium			200,000
144	Napa	Carpenter shop			40,000
145	Napa	Paint shop			33,300
146	Napa	Sewing room			46,700
147	Napa	Mattress shop			20,000
148	Napa	Industrial occupational therapy shops (2)			106,700
149	Napa	Juvenile unit—expansion	150		200,000
150	Napa	Working ward for male patients	300		400,000
151	Napa	Working ward for female patients	250		333,300
152	FIRST NEW MENTAL HOSPITAL		1500		5,333,200
153	Napa	Two physicians' residences and equip- ment			28,500
154	Stockton	Building for male patients. Replaces Ward 9, fourth floor, main building	275	75	466,700
155	Stockton	Three physicians' residences and equip- ment			40,000

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF MENTAL HYGIENE—Continued

Priority No.	Institution	Item	Capacity		Current Cost
			New	Replace.	
156	Patton	Four physicians' residences and equip- ment			\$53,300
157	Norwalk	Two physicians' residences and equip- ment			26,700
158	Mendocino	Two physicians' residences and equip- ment			26,700
159	Camarillo	Poultry plant, including egg storage and feed houses			84,000
160	Sonoma	Bleachers and lights for recreation cen- ter			18,700
161	Sonoma	Crematory			60,000
162	Sonoma	Replace suprcintendent's residence and equipment			44,700
163	Sonoma	New female cottage	100		174,700
164	Sonoma	Replace Walnut cottage, female	31	69	201,300
165	Sonoma	Replace male infirmary annex	51	49	201,300
166	Sonoma	New female cottage	100		174,700
167	Sonoma	New male cottage	100		200,000
168	Sonoma	Utilities for above buildings			77,300
169	Sonoma	Commissary and feeding units			600,000
170	Sonoma	Physician's residence and equipment			13,300
171	Agnews	Annex employees' home, Unit C			106,700
172	Agnews	Annex auditorium			103,500
173	Camarillo	Disturbed group building	400		880,000
174	Camarillo	Freezing unit for fresh fruits and vege- tables			33,300
175	Camarillo	Shoe shop and tailor shop			41,100
176	Camarillo	Post office, store and bus station			41,500
177	Camarillo	Aged and infirm group	400		637,300
178	Camarillo	500 hp. water tube boiler			40,000
179	Camarillo	Two physicians' residences and equip- ment			28,000
180	Napa	Ward building—Smith Brown Ranch	100		133,300
181	Napa	Ward building—Coombs Ranch	100		133,300
182	Napa	Rebuild cottage No. 21			42,000
183	Mendocino	Ranch ward. To replace Cottage 16	46	54	155,700
184	Mendocino	Tailor shop			36,700
185	Mendocino	Superintendent's residence and equip- ment			40,000
186	Mendocino	Cottage for danyman and equipment			7,000
187	Mendocino	Cottage for chief engineer and equip- ment			7,000
188	Sonoma	Replace Bane Cottage	6	94	176,700
189	Sonoma	New female cottage—low grade, destruct- ive type	100		200,000
190	Sonoma	New male cottage — including school rooms, custodial type	100		200,000
191	Sonoma	New female cottage	100		174,700
192	Sonoma	New male cottage	100		174,700

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF MENTAL HYGIENE—Continued

Priority No.	Institution	Item	Capacity		Current Cost
			New	Replace.	
193	Sonoma	Utilities for above new buildings			\$34,700
194	Sonoma	Employees' apartment house			81,300
195	Sonoma	Replacement of automobile shop and garages for State cars, on new site			40,000
196	Sonoma	Replacement, enlargement and additional poultry buildings			26,700
197	Sonoma	Cottage for chief engineer and equipment			10,000
198	Camarillo	Farm buildings for patients and quarters for 20 employees	79	71	316,000
199	Sonoma	Replace Stoneman Annex, main building female	47	53	174,700
200	Sonoma	New male cottage	100		174,700
201	Sonoma	New female cottage	100		174,700
202	Sonoma	New male cottage	100		174,700
203	Sonoma	Replace Laurel Cottage	32	68	176,700
204	Sonoma	Utilities for above buildings			42,700
205	Sonoma	Cottage for orchardman and equipment			8,000
206	Sonoma	Physician's residence and equipment			13,300
207	Sonoma	Manor house—Officers' apartments			70,700
208	Pacific Colony	Poultry plant and hay barn			31,300
209	Pacific Colony	Employees' quarters			97,000
210	Norwalk	Administration building addition			66,700
211	Camarillo	Main entrance gate and registration house			26,700
212	Camarillo	Barber shop for male unit—12 chair shop and waiting room for 100			35,700
213	Camarillo	Laundry addition and equipment. Including dry cleaning plant			111,900
214	Camarillo	Nursery, greenhouse and horticultural center			15,700
215	Camarillo	Attendant group recreational building			44,800
216	Camarillo	Garages for farm building employees			6,700
217	Sonoma	Replace Bentley Hall, main building male	1	99	174,700
218	Sonoma	Replace Bentley Annex, main building male	34	66	174,700
219	Sonoma	Replace Judah Hall No. 1, main building female		100	174,700
Subtotals			14,750	3305	\$57,466,200

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF MENTAL HYGIENE—Continued
BALANCE OF PROGRAM—DEPARTMENT OF MENTAL HYGIENE

(Not provided for in initial appropriation)

<i>Priority</i>			<i>Capacity</i>		<i>Current</i>
<i>No.</i>	<i>Institution</i>	<i>Item</i>	<i>New</i>	<i>Replace.</i>	<i>Cost</i>
220a	LAND FOR NEW INSTITUTION FOR MENTAL DEFECTIVES 500 TO 750 ACRES—GENERAL FUND				\$300,000
220	NEW INSTITUTION FOR MENTAL DEFECTIVES		1,500		\$5,000,000
221	COMPLETION OF FIRST NEW MENTAL HOSPITAL		1,000		2,666,600
222a	LAND FOR SECOND NEW MENTAL HOSPITAL—1000 ACRES —GENERAL FUND				\$300,000
222	SECOND NEW MENTAL HOSPITAL		1,500		5,333,200
223	Sonoma	Replace Judah Hall No. 2, main building female	24	76	174,700
224	Sonoma	New cottage, male	100		174,700
225a	LAND FOR THIRD NEW MENTAL HOSPITAL—1000 ACRES —GENERAL FUND				\$300,000
225	THIRD NEW MENTAL HOSPITAL		1,500		5,333,200
226	Sonoma	Physician's residence and equipment			13,300
227	Sonoma	Clearing the main building site			40,000
228	Sonoma	Replacement of Administration building			333,300
229	Sonoma	Employees' apartment house			81,300
230	Stockton	Two employees' buildings, one for men, one for women employees, 24 capacity each			106,700
231	Napa	Employees' residence and equipment			251,800
		Grand totals	<u>20,383</u>	<u>3,381</u>	<u>\$76,975,000</u>

**STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF CORRECTIONS
OVERALL PRIORITY LIST**

<i>Priority</i>	<i>Location</i>	<i>Item</i>	<i>Population Capacity New Replace.</i>	<i>Current Estimated Cost</i>	
1	San Quentin	Remodel and reequip kitchen		\$133,300	
2	San Quentin	Commissary, bakery and storage refrigerator		266,000	
3	Cal. Institution for Men	Additional housing units, including services and equipment for additional inmates	400	800,000	
4	New	MEDICAL FACILITY, INCLUDING RECEPTION CENTER	1200	5,130,000	
5	New	MEDIUM SECURITY PRISON	1600	4,000,000	
6	San Quentin	Jute Mill Building (\$225,000 from Jute Fund)		200,000	
7	New	WOMEN'S PRISON	100	1,000,000†	
8	Folsom	Industrial Building		200,000	
9	Folsom	Alteration and site improvement and utilities, including rebuilding armory		50,000	
10	San Quentin	Chapel and religious activities		133,000	
11	San Quentin	Education Building Addition		53,000	
12	San Quentin	Warehouse and ground improvements		200,000	
		Subtotals	3300	150	\$12,165,300
		† Additional costs if prison left at present location			\$500,000

**BALANCE OF PROGRAM—DEPARTMENT OF CORRECTIONS
(Not provided for in initial appropriation)**

<i>Priority</i>	<i>Location</i>	<i>Item</i>	<i>Population Capacity New Replace.</i>	<i>Current Estimated Cost</i>
13	San Quentin	Hospital	100	\$433,000
14	San Quentin	Remodel old hospital into dormitories		20,000
15	Folsom	Fencing, walls and guard posts		65,000
16	San Quentin	Walls, service gate and new main gate		50,000

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF CORRECTIONS—Continued
BALANCE OF PROGRAM—DEPARTMENT OF CORRECTIONS
 (Not provided for in initial appropriation)

<i>Priority</i>		<i>Population</i>	<i>Current</i>
<i>No.</i>	<i>Location</i>	<i>Capacity</i>	<i>Estimated</i>
	<i>Item</i>	<i>New</i>	<i>Cost</i>
		<i>Replace.</i>	
17	San Quentin_____Administration building, classification and captain's office_____		\$270,000
18	Folsom_____Receiving, visiting and administration building _____		30,000
19	Folsom_____Maintenance engineering shops_____		15,000
20	San Quentin_____Remodel administration building for employees _____		40,000
21	Cal. Institution for Men_____Education building, chapel, assembly hall, equipment and services_____		266,000
22	New_____ADDITION TO MEDICAL FACILITY_____		1,333,000
23	New_____SECOND NEW GENERAL PRISON_____		4,800,000
	Grand Totals_____	3300 250	\$19,487,300

**STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
YOUTH AUTHORITY
OVERALL PRIORITY LIST**

<i>Priority No.</i>	<i>Location</i>	<i>Item</i>	<i>Population Capacity New Replace.</i>	<i>Current Estimated Cost</i>
1	Los Guilucos	Administration, Receiving Hospital and Detention Building -----	20	} \$800,000
2	Los Guilucos	Dormitory Building No. 1 -----	50	
3	Los Guilucos	Dormitory Building No. 2 -----	50	
4	Los Guilucos	School, Auditorium and Chapel Building -----		
5	Los Guilucos	Remodel present Dining Room and Kitchen Building to increased capacity -----		
6	Los Guilucos	Sewage disposal system -----		
7	Los Guilucos	Central hot water and heating unit -----		
8	Los Guilucos	Gymnasium Building -----		
9	Los Guilucos	Resurfacing, realignment of roads, drive-ways and walks, grounds improvement -----		
10	Los Guilucos	Staff Quarters Building to accommodate 20 single employees -----		
11	Los Guilucos	Farm General, improvement of present hedges, fence, farm -----		
12	Los Guilucos	Maintenance Equipment Building -----		
13	Los Guilucos	Superintendent's Cottage -----		
14	Los Guilucos	Commissary -----		
15	Los Guilucos	Replacement of Engineer's Cottage -----		
16	Preston	Trades Training Building and equipment -----		170,600
17	Ventura	Administration, Hospital, Receiving Unit and Staff Quarters Building -----		306,000
18	Ventura	Needle Trades Building and School Extension -----		80,000
19	Ventura	Two cottages (30 capacity each) -----	60	168,600,
20	Ventura	Remodeling present Detention Unit -----		27,000
21	Ventura	Remodel Employees Dining Room and Kitchen Building to accommodate 50 people -----		10,000
22	Preston	Alterations in existing Hospital; furniture and equipment -----		66,000
23	Preston	Four Dormitory Buildings -----	60	426,000
24	Preston	Bakery, Commissary, etc (To replace condemned bakery) -----		133,000
25	Ventura	Commissary Building -----		27,000
26	Ventura	Remodel and convert present Hospital Building into Girl's Cottage -----	30	20,000
27	Ventura	Gymnasium Building -----		126,600
28	Preston	Completion of Dairy Unit, Equipment, Furniture and Machinery -----		24,000
29	Preston	Sewage Disposal Plant -----		35,300
30	Preston	Replacement of Administration Building -----		138,000
31	Preston	Fire House and Quarters -----		24,000
32	Ventura	Grounds Improvement and recreation area -----		20,000
33	Ventura	Employees Residence and furnishings -----		16,000
34	Preston	Employees Quarters—(26 hungalows) 3—5 rm., 8—4 rm., 15—2 rm -----		190,600

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
YOUTH AUTHORITY—Continued

<i>Priority</i>			<i>Population</i>	<i>Current</i>
<i>No.</i>	<i>Location</i>	<i>Item</i>	<i>Capacity</i>	<i>Estimated</i>
			<i>New</i>	<i>Cost</i>
			<i>Replace.</i>	
35	Preston	Irrigation Piping		\$27,000
36	Preston	Two Staff Officers' Residences		33,000
37	Preston	Gymnasium Building		172,000
38	Preston	Roads and Grounds Improvements		133,000
39	Fricot	Three Dormitories	50	184,000
40	Clinic South	Diagnostic and Classification Receiving center for boys and girls		
			250	800,000
41	NEW BOYS SCHOOL		250	1,067,000
42	Clinic, North		150	633,300
43	Ventura	Detention Unit		300,000
44	Preston	Repair and concrete delivery and diversion ditches		70,700
45	Preston	Replace obsolete street lighting and install A.C. service and motors		106,700
46	Fricot	Staff cottage		13,300
47	Fricot	Replace kitchen, dining room and refrigeration to accommodate 200 boys and 24 staff		40,000
48	Fricot	Four 5-room cottages for employees		50,000
49	Fricot	Gymnasium		93,300
50	Fricot	Storeroom and commissary		26,700
51	Fricot	Repairs to water system		13,300
52	Preston	Replace "D" and "H" Dormitory	80	213,300
53	Ventura	Chapel to seat 300 girls and 50 employees		53,300
54	Ventura	Remodel school to include 15 classrooms		86,700
55	Ventura	Remodel auditorium		20,000
56	Ventura	Employees residence of 20 single rooms		66,700
		Subtotals	910	85 \$7,012,000

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
BALANCE OF PROGRAM—YOUTH AUTHORITY

(Not provided for in initial appropriation)

<i>Priority No.</i>	<i>Location</i>	<i>Item</i>	<i>Population Capacity New Replace.</i>	<i>Current Estimated Cost</i>
57	Preston	Trades building and equipment		\$120,000
58	Nelles	Administration and Hospital annex		46,700
59	Nelles	Replace boiler		24,000
60	Nelles	Remodel Thomas Jefferson Cottage		13,300
61	Nelles	Fire alarm system		20,000
62	Nelles	Repair electrical distribution system		17,300
63	Nelles	Garage for fire equipment		10,700
64	Nelles	Two staff and one employees cottages		50,000
65	Nelles	Six apartments for employees		40,000
Grand Totals			910 165	\$7,354,000

NOTE.—If a new site is acquired for Fred C. Nelles School, all postwar items should be canceled and provision made for a complete new boys school.

NOTE.—Funds have not been included in this request for the development and storage of water at Preston School or Los Guilucos School for Girls. An exploratory well is being drilled at Preston. If water is not found at this location, it will then be necessary to again consider a dam on Sutter Creek. Funds have been appropriated to drill another well at Los Guilucos, but no funds have been provided for storage. If water is located on the property, provision should be made for an earthen dam. If water is not developed on the property, it will then be necessary to acquire additional property, but in either case funds for storage will be required.

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
VETERANS' HOME OF CALIFORNIA
REVISED OVERALL PRIORITY LIST

<i>Priority Number</i>	<i>Item</i>	<i>Capacity</i>	<i>Current Estimated Cost</i>
1	East Wing to Hospital.....		\$119,000 (additional cost)
2	Convalescent Barracks	200	374,000
*3	Domiciliary Barracks	200	347,000
4	Road and Ground Improvements.....		135,000
*5	Cottages for Physicians.....		67,000
6	Administration Building		125,000
7	Medical Center and Receiving Ward in Connection with Admin- istration Building	50	125,000
*8	Women Employees' Quarters.....		200,000
9	Men Employees' Quarters and Rooms for Married Help.....		200,000
*10	Laundry and Dry Cleaning Unit.....		187,000
*11	Electric Distribution Lines.....		67,000
*12	Ground Lighting System.....		28,000
13	Auditorium and Recreation Center.....		280,000
	Subtotals	450	\$2,254,000

BALANCE OF PROGRAM—VETERANS HOME
(Not provided for in initial appropriation)

<i>Priority Number</i>	<i>Item</i>	<i>Capacity</i>	<i>Current Estimated Cost</i>
14	Domiciliary Barracks	200	\$347,000
15	Five quarters for staff officers.....		67,000
16	Central Warehouse		73,000
*17	West Wing to Hospital.....	104	310,000
*18	Hog Ranch Addition.....		23,000
	Grand totals	754	\$3,074,000

* Previously approved by State Board of Control.

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM

STATE CAPITOL AND OFFICE BUILDINGS

OVERALL PRIORITY LIST

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
*1	Sacramento	Capitol Addition	\$2,400,000
*1	Sacramento	Capitol Repairs	533,000
2	Sacramento	Office Buildings	3,000,000†
3	San Francisco	State Building Annex	1,900,000
4	Los Angeles	State Building No. 2	2,400,000
*5	San Diego	State Building	650,000
6	Sacramento	Governor's Residence	175,000
7	Sacramento	Printing Plant	1,200,000
8	Oakland	State Building	500,000
9	Fresno	State Building	500,000
10	Sacramento	Garage	750,000
*11	San Francisco	State Building No. 2	1,750,000
Grand total			\$15,758,000

* Previously approved by State Board of Control.

† If Motor Vehicle building is not approved this amount will become \$4,000,000

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM

DEPARTMENT OF NATURAL RESOURCES

Current estimated cost

Roads, trails, structures, insect and disease control, no detail available..... \$3,300,000

BALANCE OF PROGRAM—DEPARTMENT OF NATURAL RESOURCES

(Not provided for in initial appropriation)

Current estimated cost

Roads, trails, structures, insect and disease control, no detail available..... \$22,846,915

Grand total \$26,146,915

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM

DEPARTMENT OF MOTOR VEHICLES

OVERALL PRIORITY LIST

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Present rental (monthly)</i>	<i>Required gross area</i>	<i>Current estimated cost</i>
1	Los Angeles	-----	\$2,130	75,000	\$750,000
2	San Francisco	-----	705	33,000	330,000
‡3	San Diego (State Building)	-----	200	14,000	
4	East Los Angeles	-----	225	10,000	100,000
‡5	Fresno (State Building)	-----	320	15,000	
6	Bakersfield	-----	50	5,000	50,000
7	Grass Valley	-----	25	2,440	25,000
8	Hanford	-----	35	2,440	25,000
9	Hayward	-----	50	2,440	25,000
10	Orange	-----	170	4,000	40,000
11	Red Bluff	-----	60	1,435	16,000
12	Riverside	-----	125	5,000	50,000
13	Roseville	-----	25	2,440	25,000
14	Martinez	-----	1 per yr.	2,440	25,000
15	Santa Maria	-----	25	2,440	25,000
16	Susanville	-----	30	1,435	16,000
17	Truckee	-----	nil	1,500	17,500
18	Tulelake	-----	50	1,435	15,000
19	Vallejo	-----	80	2,440	25,000
20	Willows	-----	35	2,440	25,000
21	Chico	-----	nil	2,440	25,000
22	Sonora	-----	50	1,435	16,000
23	Jackson	-----	30	1,435	16,000
24	Colusa	-----	30	1,435	16,000
25	Redwood City	-----	75	2,440	25,000
26	Sacramento Office	-----	nil	180,000	1,650,000
	Subtotal	-----			<u>\$3,332,500</u>

‡ Space to be provided in new State Buildings.

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF MOTOR VEHICLES—Continued
BALANCE OF PROGRAM—DEPARTMENT OF MOTOR VEHICLES
(Not provided for in initial appropriation)

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Present rental (monthly)</i>	<i>Required gross area</i>	<i>Current estimated cost</i>
27	Sacramento	Garage and Warehouse	420	33,105	\$350,000
28	San Jose		250	9,000	90,000
29	Pasadena		125	9,000	90,000
30	Hollywood		260	13,000	130,000
31	Quincy		nil	1,435	16,000
32	San Rafael		150	2,440	25,000
33	Paso Robles		nil	1,435	16,000
34	Independence		nil	2,440	25,000
35	San Luis Obispo		85	2,440	25,000
36	Stockton		200	6,652	71,000
37	Berkeley		120	9,000	96,000
38	Alturas		50	1,435	16,000
39	Napa		75	2,440	25,000
40	Lakeport		60	1,435	16,000
41	Richmond			2,440	25,000
41a	(on city highway)		135	1,000	12,000
42	Hollister		75	2,440	25,000
43	Placerville		65	2,440	25,000
44	El Centro		165	2,440	25,000
45	San Andreas		65	1,435	16,000
46	Santa Cruz		75	2,440	25,000
47	Mariposa		25	1,435	16,000
48	Modesto		150	2,440	25,000
49	Santa Rosa		90	2,440	25,000
50	Ventura		110	2,440	25,000
51	Oroville		75	2,440	25,000
52	Salinas		125	2,440	25,000
53	Bridgeport		40	1,694	20,000
54	Monterey		75	2,440	25,000
55	Madera		125	2,440	25,000
56	Santa Barbara		150	2,440	25,000
57	Pomona		200	4,000	42,700
58	Crescent City		42	1,435	16,000
59	Ukiah		100	1,694	18,000
60	Oakland			2,640	49,000
61	Glendale			15,000	150,000
62	Eureka	Garage		2,800	3,700
63	Yreka			2,000	2,700
64	Redding			2,440	25,000
65	Marysville	Garage		2,800	3,700
66	Visalia			500	5,300
67	Merced			5,000	7,000
68	Newhall			1,435	16,700
69	San Bernardino			5,000	50,000
Totals			\$8,207	554,795	\$5,102,300

STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
DEPARTMENT OF AGRICULTURE

OVERALL PRIORITY LIST

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
1	Yermo-----	Plant Quarantine Inspection Station-----	\$52,600
2	Benton-----	Plant Quarantine Inspection Station-----	13,300
3	Coleville-----	Plant Quarantine Inspection Station-----	16,000
4	Stateline-----	Plant Quarantine Inspection Station-----	16,000
5	Banning-----	Standardization Inspection Station-----	19,600
6	Alturas-----	Plant Quarantine Inspection Station-----	13,100
7	Brockway-----	Plant Quarantine Inspection Station-----	8,400
8	Tracy (Altamont)-----	Standardization Inspection Station-----	6,700
9	Hollister-----	Standardization Inspection Station-----	6,700
10	Parker-----	Plant Quarantine Inspection Station-----	9,600
		Poultry and Animal Disease Diagnostic	
11	San Joaquin Valley-----	Laboratory -----	100,000
		Poultry and Animal Disease Diagnostic	
12	Southern California-----	Laboratory -----	100,000
		Subtotal-----	<u>\$362,000</u>

BALANCE OF PROGRAM—DEPARTMENT OF AGRICULTURE

(Not provided for in initial appropriation)

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
13	Petaluma-----	Poultry Disease Laboratory-----	\$64,100
14	Santa Cruz-----	Poultry Disease Laboratory-----	66,700
15	Woodfords-----	Plant Quarantine Inspection Station-----	4,100
16	Smith River-----	Plant Quarantine Inspection Station-----	4,000
17	San Francisco-----	Branch Laboratory for Chemistry and other units	5,600
18	Los Angeles-----	Branch Laboratory for Chemistry and other units	6,600
19	Las Cruces-----	Improvements to Standardization Inspection Station -----	13,300
20	Castaic-----	Improvements to Standardization Inspection Station -----	6,900
21	Yuma-----	Plant Quarantine Inspection Station-----	8,500
		Grand Total -----	<u>\$541,800</u>

**STATE POSTWAR BUILDING CONSTRUCTION PROGRAM
STATE FAIR—SACRAMENTO AND EXPOSITION PARK—
LOS ANGELES**

OVERALL PRIORITY LIST

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
*1	State Fair	Livestock Coliseum	\$706,000
*2	State Fair	Draft and Showhorse Barn	169,500
3	State Fair	Counties Exhibit Building	646,600
4	State Fair	Poultry, Rabbit and Pigeon Building	148,000
5	State Fair	Educational Exhibit Building	540,000
6	Exposition Park (Los Angeles)	Addition to Existing Building	1,250,000
		Subtotal	<u>\$3,460,100</u>

* Previously approved by State Board of Control

BALANCE OF PROGRAM—STATE FAIR—SACRAMENTO

(Not provided for in initial appropriation)

<i>Priority number</i>	<i>Location</i>	<i>Item</i>	<i>Current estimated cost</i>
7	State Fair	State Exhibit Building	\$400,000
8	State Fair	Extension of Utilities	141,300
9	State Fair	Illumination for Streets and Buildings	118,800
10	State Fair	Food and Beverage Building	303,400
11	State Fair	Junior Division	274,600
12	State Fair	Women's Building	137,900
13	State Fair	Natural Resources Exhibit	133,000
		Grand Total	<u>\$4,969,100</u>

REQUEST FOR UNANIMOUS CONSENT

Mr. Waters asked for, and was granted, unanimous consent that the following remarks by General H. H. Arnold be ordered printed in the Journal:

Remarks by General of the Army H. H. Arnold, Western Aviation Conference Luncheon, Sacramento, California, December 12, 1945

GENTLEMEN. To address this group is a distinct privilege and one which I appreciate deeply. Present here are men with whom I feel a deep sense of fellowship, men who know and appreciate the full, true meaning of military as well as commercial Air Power. They appreciate it and understand it because they not only have observed it, but they also have had a great and definite part in its development. To them and to men everywhere who have labored and sacrificed and given what they could to make American Air Power what it is today, not only I, but all America expresses undying gratitude.

I believe, and sincerely hope, that the primary role of Air Power may ever be a peaceful, constructive role, contributing its great resources to the advancement of mankind everywhere. Men who personally have experienced the horrors of war most earnestly desire permanent world peace. It may be that there are men who desire war, God forbid! But, certainly those men have observed war only from afar—or not at all. I am certain, I know that you men present here are possessed with, and are motivated by a strong and almost overwhelming desire to live and work at peace with all mankind.

There is no question as to whether or not the American people desire peace. The question is, "What is the best way to guarantee peace?" It may be that in the far distant future a day will come when man will recognize the folly of force, will acknowledge and will truly realize the brotherhood of man, and will turn to war no more. But I submit that until that day comes the best known guarantee of permanent peace is adequate, properly organized, properly employed armed forces equipped with the most modern weapons.

I realize that there are those who argue that adequate preparedness leads to war, that a nation with a strong military weapon at its disposal will use it without provocation. But does a surgeon throw away his instruments and hope thereby to prevent the need of them? Does the public fear that surgeons will create maladies in order to employ and to perfect their skill and implements? Absurd! And just as society maintains and keeps available the most skillful and best equipped surgeons possible, yet hoping earnestly that it never will need them; so must this Nation keep always at its command the most skillful and best equipped instrument for self-preservation that it is possible for it to produce, hoping sincerely, even praying that it never shall be forced to employ it. I ask you to turn back the pages of your history and determine before which wars we were adequately prepared. None of them; on the contrary our not being prepared led aggressor nations to believe that the war would be won before we could mobilize, organize, equip and train our forces.

Never again shall we so neglect our preparedness that aggressors, seeing our unpreparedness, will conclude either that we have not the will to resist or have not the means to resist and will seek, therefore, to enslave us. This Nation must be prepared not for another war but to insure the perpetuation of peace. And, to be acceptable to this Nation, that preparedness must be realistically effective and truly economical. Effective, economical preparedness includes many things, far too many things even to enumerate them in the time available here. But one thing it certainly includes is an effective, economical military organization. It is true unfortunately that each crisis in our history has found our armed forces far from being effectively and economically organized. I submit that such a fact is inexcusable; it easily could prove fatal, and came close to being catastrophically fatal in World War II. In the past, however, we were able to forge, in the heat of battle and at great waste of life and resources, an effective organization, but an organization that, for some inexplicable reason, has been allowed to lapse after the crisis has past. That must not happen again. The people, the Congress, and the Armed Services now must study and must profit in full from the lessons learned at such great price in the war just closed. We must establish now a military organization that always will guarantee the most effective use of the most modern weapons and practices of war and that will provide always maximum military effectiveness at a minimum relative economic cost to the Nation.

The Congress now is considering what is that most effective, economical military organization. There is a serious responsibility; the safety of the Nation during the years to come rests in their hands.

As you know, the War Department has submitted to the Congress a plan of organization which we in the Air Forces are convinced meets the needs of the Nation. The Congress, after due deliberation, will provide the organization that seems best to them. But whatever form of military organization may emerge from the present

considerations, we are certain that it must provide for a strong military air force. Let us consider that air force.

First, let us ask ourselves the question, "For what reason does this Nation maintain a military air force in time of peace?" There may be, and certainly are, secondary reasons for maintaining an air force during peacetime. It may be necessary for certain policing duties, for one thing. But the primary reason for this Nation, and, we hold the only valid reason for any nation to maintain a military air force in peacetime is to guarantee that the nation can defend itself if and when attacked. The bare fact is that the only purpose for which a military air force exists, even a peacetime air force, is first to perpetuate peace and second to wage war! Therefore, a peacetime air force must be organized, manned, and equipped so that its very existence together with modern devices that make it effective under all circumstances and in all parts of the world—that these things bring to the minds of would be world conquerors, a picture of utter destruction and desolation if they step over the line—Second, so that it can wage war immediately and most effectively if and when it is called upon to do so. To my mind, any less effective air force is intolerable. It is a snare and a delusion that would lull this Nation into a false and disastrous sense of security. We had a Pearl Harbor to rouse us in World War II. If we are not alert and conscious of what modern war means, we may have a Nagasaki or a Hiroshima and the war may then be over before we get started.

What, then, are the requirements of such an air force? First, there must be adequately trained personnel. That is, perhaps, our toughest problem. Much has been said about it; much remains to be done about it. It is a problem shared by all the Armed Services and the services have submitted their ideas to the Congress in the form of a universal military training program. The President advocates such a program. The Congress here again faces tremendous responsibility. The future depends heavily upon the decision it makes.

The second and equally important requirement of a strong air force is equipment—modern, up-to-date equipment. No one can foresee what weapons we shall need tomorrow, but one thing is certain, they will not be the weapons we have today. Nothing is as obsolete as yesterday's air weapon and tomorrow, today will be yesterday!

I know that I do not need to elaborate on this point before you present here today. You know well the agonizing race against time that we lately so barely won. You know, too, the years that lie between the drafting board and a plane in combat. You know that constant and continuing research in the field of aeronautics is the foundation—the keystone of aerial supremacy. You recognize the tremendously increased importance that atomic weapons have thrust upon Air Power. But the public does not know it! The public must be told and made to understand. We here, and others who know these facts must make them heard. A beginning has been made; that is good. Much more remains to be done. The American people will support that which they understand. Ours is the responsibility for making them understand.

We must make them understand that experimental research on a hitherto unknown scale is a vital necessity for the safety of the nation. We must make them see that coordinated research in the laboratory is vital to the safety of every man, woman, and child, whether that laboratory is in an academic institution, an industrial organization, or a governmental agency. Then they will support it gladly and support it they must if it is to be accomplished on the scale necessary to guarantee our safety. Our ideas as to the type of new developing techniques—equipment and operative procedures for the Air Force will undergo a complete change—we must develop and have scientists—closer cooperation with Scientific Institutions and—Industry.

We must make the public realize, too, that experimentation is not enough, that it is only the first step. The people must be shown that it is necessary to put the results of this experimentation into production in order to develop tools and manufacturing techniques, to guarantee the nucleus of a manufacturing organization and of labor skills that can be expanded rapidly and immediately to supply our needs whenever the occasion arises.

We must convince the public that the Air Force is not fully armed when it has only one or two or a dozen planes of advanced design. We must have enough of them to determine the best method of their tactical employment. We must have enough of them to train flight crews in their operation and ground crews in their maintenance. We must train men not only in numbers sufficient to operate and maintain the planes we have, but in numbers sufficient to operate and maintain the planes we must have in the event of war. The public is likely to forget that we can produce planes much more quickly than we can train men to employ them effectively. Not only must we have a rapidly expandable aircraft industry, but we must have also an Air Force that can hold the enemy in check with one hand while it is bringing itself to full strength with the other.

We must maintain our bases, etc.—We must have a strong Air Transport Command which is as much a part of future Air Power as the bombers. Close cooperation with Air Transport lines—development of techniques of operations—equipment procedures, all are essential.

I believe in the ability of the American people to make the right decisions when the facts are fully and truthfully placed before them. I am confident that when the people know the facts and understand them as we know them and understand them, they will see to it that we have what we need to guarantee the security of this hemisphere and of the Nation.

We must be realistic in our ideas as to modern war—change our conceptions as to how they are fought—know the capabilities and limitations of modern bombers—perfect the defense against modern weapons—recognize the time and space factors—develop robot planes and rockets—understand the frightful devastating destruction that can occur within a few minutes. We must so organize and equip to insure that the next war will never come—for if it does—civilization may well be thrown back—hundreds of years.

ANNOUNCEMENT

Sergeant-at-Arms Nolan of the Senate announced the arrival in the Assembly Chamber of the Hon. Frederick F. Houser, Lieutenant Governor of the State of California and President of the Senate; Senator Seawell, President pro tempore of the Senate, and Members of the Senate.

Speaker Lyon invited President of the Senate Houser, and President pro tempore of the Senate Seawell, to the rostrum.

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 99

The Speaker announced that, by unanimous consent, Assembly Rule No. 99 would be temporarily suspended for the purpose of permitting the Members' guests to be present on the floor of the Assembly during the Joint Convention.

RECESS

At 12.10 p.m., the Speaker announced that the Assembly would be recessed to meet with the Senate in Joint Convention.

IN JOINT CONVENTION

ASSEMBLY CHAMBER

SACRAMENTO, January 7, 1946

At 12.10 p.m., the Senate and the Assembly met in Joint Convention. Hon. Charles W. Lyon, Speaker of the Assembly, presiding. Chief Clerk Arthur A. Ohnimus at the desk.

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, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Dillinger, Dilworth, Donnelly, Dorsey, Fletcher, Gordon, Hatfield, Hulse, Jespersen, Judah, Keating, Kuchel, Mayo, McBride, McCormack, Mixter, Parkman, Powers, Quinn, Rich, Salsman, Seawell, Shelley, Slater, Sutton, Swing, Tenney, Ward, and Weybret—39.

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.

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

Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins,

Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannou, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—77.

The Speaker declared a quorum of the Assembly present.

REGULAR ORDER OF BUSINESS

APPOINTMENT OF SELECT COMMITTEES

The Speaker announced the appointment of Messrs. Field and Doyle as a Select Committee to escort Mrs. Warren, wife of Governor Warren; Misses Virginia and Dorothy Warren, their daughters; and Mrs. Frederick F. Houser, wife of the Lieutenant Governor, to the rostrum.

The Speaker announced the appointment of Messrs. Middough, O'Day, Doyle, Burns, and Mrs. Niehouse as the Assembly Committee to escort Governor Warren to the Joint Convention.

The President announced the appointment of Senators Seawell, Slater, and DeLap as the Senate Committee to escort Governor Warren to the Joint Convention.

The President announced the appointment of Senators Sutton, Ward, and Mixer as a Select Committee to escort to the rostrum Mrs. Lyon, wife of Speaker Lyon.

REPORT OF JOINT COMMITTEE ON ESCORT

The Joint Committee on Escort, consisting of Senators Seawell, Slater, and DeLap and Messrs. Middough, O'Day, Doyle, Burns, and Mrs. Niehouse, 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.

INTRODUCTION OF THE LIEUTENANT GOVERNOR

Speaker Lyon introduced the Hon. Frederick F. Houser, Lieutenant Governor of the State of California, to the Joint Convention.

PRESENTATION OF THE GOVERNOR

The Hon. Frederick F. Houser, Lieutenant Governor of the State of California, and 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:

Message of Governor Earl Warren, California State Legislature Extraordinary Session, January 7, 1946

I welcome you back to the State Capital to deal—on behalf of the people—with the urgent problems of reconversion.

When you adjourned seven months ago, the European war had been won—but I do not suppose any of us anticipated that the war in the Pacific would end as quickly

as it did. I told you last June I desired the benefit of your counsel as the situation developed—and that in all probability I would be asking you to return at about this time. I am happy to see you again—and to undertake with you a job that must be done if California is to continue as one of the most progressive States in the Union.

One of the most creditable chapters of our State's history was written during the war. Californians did their part in their homes, on their farms, in their shops and offices and factories, and in their government. I think each of us may claim a share of satisfaction in this collective accomplishment.

There was the closest cooperation among the Federal, State and local governmental agencies—and our people were grand. I think it is fitting that I should take this opportunity to thank them all—and I certainly thank you Members of the Legislature—for working together to get the job done. The hours of labor were long, the stresses and strains were constant, but I know you will agree with me that this cooperation and the good will of our people made it a pleasure to serve.

When we think of the war years in retrospect, as we must, if we try to probe the future with care and to any purpose, it seems to me that, in a way, they were comparatively simple years. We had one great objective. Every resource, every effort, every prayer and every plan, was directed toward it. The pattern of living and government was nationwide. Our duties were fairly well defined—in most instances it did not require great ingenuity for the individual, business, or governmental institutions to determine either their task or the method of performing it.

But now we are largely on our own again. The pattern has changed almost overnight. The controls and the directives in many instances have been abolished and forces that had been largely guided are seeking their own channels once more. This is a time of change, a time of transition, a time of reorientation.

I do not say that we can undertake in California to untangle the affairs of the world or the affairs of the Nation. To do so is not our direct responsibility. But I do say that we ought not to sit by simply because the responsibility is not localized in the State. What our country is able to do concerning National problems—yes, what success the world achieves in dealing with universal questions—depends at least to some extent on action in the States and communities.

Many of them have their roots in the States. Their solution can start at the same source.

This is so in striving for the happy and useful readjustment of our war veterans—and particularly the younger veteran—to community life. It is true in the housing emergency. It is true of employment, urban redevelopment, racial relations, public health and safety, education, and the conservation of natural resources. In these fields, we, as a State, have not only a responsibility—we have a challenge to make a realistic contribution to the ultimate solution of the Nation's problems.

They will not solve themselves. Inaction and inertia will only add to the difficulties and confound the confusion.

Especially in California we dare not be guilty of this. Our tremendous population increase—our war industries that blossomed so quickly during the war and threaten to fade even more rapidly after it—make it impossible for us to remain static. We shall either march forward or go backwards. We can not stand still, lest we disintegrate. The instinct of self-preservation alone should spur us to action, and to cooperation.

What we do here concerns every family in the State. Every home in California is watching to see how you and I measure up to our responsibility. It is a responsibility too vast and pressing and important to permit of selfishness or narrow partisanship. It demands the best that is in us. It demands our determination—and our humility.

You will find 53 items on the Agenda. I trust you will not let that disturb you, because many of them have been included only to clarify the present application of laws that were enacted to meet war conditions. These should not provoke controversy, or even prolonged discussion. At all events, practically all the items were suggested by one or more Members of the Legislature. Many were simultaneously urged by leaders in other walks of life.

As to the larger issues, I have not limited the "call." I shall submit detailed recommendations as required of the Governor by the Constitution of course, but the subjects have been left open for your consideration and action. I realize that some people might want them strictly limited—but, as you know, I always have believed that you and I have a joint responsibility in dealing with all matters of the public interest. I believe in sharing the responsibility and the credit for whatever we may be able to accomplish.

Housing

The most critical problem facing California is housing. You are asked first to deal with its emergency aspect—a shortage of housing that has reached serious proportions. Thousands of families do not know from day to day whether they are going to have a roof over their heads. Men who fought in foxholes have returned to find less of a home here than they had Over There.

The National and State Governments as well as the local communities must do something to remedy the situation. It is as urgently our duty to help these people as if they had been dispossessed by fire or flood or other calamity.

Most of the people who came to California to work in the war plants are remaining here. The wave of immigration from the eastern States is continuing almost unabated. Half a million of our veterans have returned to civilian life. Thousands of others who saw California for the first time when they trained here are coming back to live in our State. This adds up to a population increase of two million people.

During the depression, new housing was not built because the purchasing power was lacking; during the war, because the armed forces had to have all available materials and manpower. The shortage of housing in California, therefore, developed almost in direct proportion to our population increase.

We can't eliminate the shortage, but we can help. Obviously, materials are going to be scarce a long time. That is a barrier the State Government can not sweep away. But, in the interests of public health and safety—and in our determination to do everything we can to reestablish our war veterans in civilian life—we are obligated to make every potential housing unit suitable for occupancy.

Every privately owned building that is habitable—and some, I am sorry to say, that are not—is in use, but the Federal Government owns thousands of structures that can be adapted for temporary use as fairly satisfactory housing with a minimum of expense, time and material required for converting them.

I have explored the matter with the Federal Government and have been assured by its representatives that these buildings will be made available in our emergency.

To assist the local communities in obtaining some of this emergency housing, I recommend that you make an appropriation to help them finance the remodeling and where necessary the moving of the buildings.

Beyond the emergency, adequate housing should be a continuing concern of the State. The State should have the means of knowing what the housing situation is at all times. It should be in a position to cooperate with local agencies, the Federal Government, and private enterprise to improve the situation in every proper way. I hope that in accordance with my recommendation at the last regular session you will see fit to establish a State housing commission, or enlarge the functions of the Immigration and Housing Commission, to accomplish these purposes.

Urban Redevelopment

We will feel the housing shortage in California for several years. It is one of our growing pains. I earnestly hope, however, in meeting the situation our harrassed communities will not adopt expedients that will eventually create slum conditions. At your last session, you showed concern for the proper development of our cities by passing the Urban Redevelopment Act. You thereby established that the State has a direct interest in wiping out slum areas.

Nationally and in California, we may expect gigantic activity in home building for the next five or ten years. It is in the public interest to see that the program is beneficial in every way. The cooperation of the State with the local communities and with private industry can accomplish this by making the Urban Redevelopment Act accomplish its intended purpose. I recommend to you that an adequate appropriation be made available to the cities and counties for implementing this act, and that you take such other steps as may be necessary to insure its functioning.

The necessity for this must be obvious to every thinking person. Many residential areas in our industrial districts have been deteriorating for years. They can not be saved by patching them up. Major surgery is required. If we do not use it, we shall find in a few years that the cities of Japan and Germany destroyed by our armies will have risen from the rubble to be more livable than our own.

Public Works

It is also time for us to determine what we are going to do with the public works moneys which we have set aside during the past two and one-half years. The needs of the State have been very carefully studied, and my report will be presented to you in a special message. In the meantime, I think it should be borne in mind that you and I have an unprecedented opportunity to bring our State institutions up to decent standards. We haven't had such an opportunity in California for 15 years.

As I have reported to you before—and as many of you know from personal inspection—our hospitals for the mentally ill are intolerably overcrowded and obsolete. Our correctional institutions are inadequate—especially those to which we have to send boys and girls. Their needs are more apparent daily. Our university and State colleges are becoming so crowded that soon they may have to deny many of our young people, including war veterans, their legal right to a higher education. Many public school districts are casualties of the war, and need help. Life and property are threatened by flood waters and must be protected. We are committed to this responsibility under the Water Resources Act passed at your last session. We are spending money on rentals for State agencies that could be saved if we had our own buildings.

Provision for these necessary improvements in the facilities of the State of California should be made now—while we have the money. If we don't do it now, but spend the money for other purposes, the State will drop farther behind than ever in providing for the requirements of its growing population.

Full Employment

Another tremendously important issue on which I hope this Reconversion Legislature will act has to do with employment in our State.

A high level of employment is vital to the welfare of California. It is the hope of business, and the mainstay of the people. It is the basis of maximum purchasing power, and the core of the general welfare. The well-being of our families, their standard of living, and their chance to participate, both as workers and consumers—in the enjoyment of the goods and services which our free economy can provide—depend upon it.

But bitter experience has taught us that vagaries develop in the economic system which, if not detected and dealt with in time, can suddenly and disastrously wreck our plans and destroy our savings. It is beyond the ability of one industry, one business, or one workman to discover and appraise these trends. They are the result of innumerable factors that have to be carefully catalogued and constantly interpreted.

The State has the means of doing this job, and, in my opinion, the responsibility. It is possible for Government to assemble the facts of economic life and convert them into a barometer of production and employment. Then, face to face with the facts, the Legislature and the Governor must assume the responsibility of doing whatever can be done in conjunction with private industry to remedy the situation. We can no longer afford to drift on nothing more substantial than optimism based upon guesswork and conjecture—and periodically be wrecked on the rocks of unemployment, bankruptcy and hardship.

We have already scratched the surface in such studies through the activities of the Reconstruction and Reemployment Commission. But all of us realize that these efforts were makeshift compared with the need for facts. If our activities are to be fully effective they must be conducted as an understood and defined responsibility and have the full sanction of law. I am therefore recommending that such action be taken by the Legislature.

This would relieve the Reconstruction and Reemployment Commission of what it has been trying to do along these lines as part of its other activities. It would free the commission to act as a stimulating agency for business and industry, which function should be carried on during this period of reconversion.

Agricultural Research

This same principle of research should be applied to agriculture, if a high level of employment is to be maintained there also. Agriculture is the backbone of our economy, and employs hundreds of thousands of people. For the past two years, we have led the Nation in total value of soil crops. If that position of eminence is to be maintained, we must help agriculture to exploit every possible outlet and use of our farm products.

During the war, the markets of the Nation cried for everything we could grow and ship, but from now on we can expect to be in fierce competition with the other States. The selling job belongs to private enterprise. The research that will develop new products and new uses of the things we can produce is a job of the State. We should not wait to start it. It should have the attention of this Reconversion Legislature. It will mean jobs.

Race Relations

Closely connected with the question of a high level of employment is the opportunity of everyone to obtain employment without regard to color, creed or race. No matter what else we do to simulate business or create jobs, if that opportunity is not open to all alike—depending only on their ability to perform—we can not have either a sound economy or a normal, happy life in our State.

California is a cosmopolitan State. Here the United Nations Charter was born. The charter is based upon the protection of human rights, the most fundamental of which is the opportunity to earn a living. At your last session, I recommended that serious consideration be given to the question of economic equality. I again urge you to do so, and I recommend that you enact legislation which will guarantee economic opportunity through a Fair Employment Practices Act.

Unemployment Compensation

Another matter closely allied to the production and employment problem is the compensation received by our workers when unemployed. They are protected now only if the reasons for the unemployment are economic. I am sure everybody will agree that a person is in greater need of unemployment compensation when he is ill than when he is well, and I recommend that you provide for it under our unemployment compensation laws.

California can well afford to do this. It will rebound to the benefit of everyone, because each dollar so disbursed will find its way not only into the purse of the stricken worker but eventually into the tills of every business in the State. We have built up a tremendous reserve in this fund amounting to \$733,000,000. It increased \$112,000,000 last year. California is one of only four States that require the workman to contribute to their unemployment compensation funds, and over \$220,000,000 of our present reserve was contributed by them. It is the considered opinion of our

Department of Employment that the California fund will be adequate for all foreseeable needs, and that these disability payments can be made without endangering the fund's solvency and without requiring additional contributions from either employer or employee.

Veteran Services

I think all of us are justly proud that without waiting for the end of the war, California prepared for the time when its veterans would be returning to civilian life. Under our home and farm purchase acts, our educational program for veterans and their widows and orphans, and by means of other services rendered through veterans' organizations, counties and the newly created California Veterans Commission, we have made a good start, but it was only a start. Our obligations in this field are continuing ones. We must keep up to date with them. I have therefore made the call sufficiently broad to include any legislation relating to veterans.

I believe that you should review all veterans services, to determine what can be done to improve or expand them in the light of experience and in consonance with the newly amended Federal GI Bill of Rights.

One of the most important things that can be done for our veterans is to assist them in acquiring further education and vocational training. Hundreds of thousands entered the service directly from schools and colleges, and have never had an opportunity to learn a civilian skill that would assist them in getting a job or advancing after they found one. These boys must not be left in this situation. They must be helped either by the Federal Government or the State to obtain more education, or to equip themselves while on the job for a better position. I, therefore, consider it of the utmost importance to our returning veterans not only that we review our educational program but also that there be an expansion of apprentice training, on-the-job training and vocational education. Under Federal legislation, the veteran who enters industry as an apprentice or who enters business or a profession for on-the-job training is entitled to subsistence allowances to supplement his low income during the training period. The training is afforded by the State. These opportunities therefore can not be turned to real advantage for veterans unless our apprenticeship and vocational training programs, both on and off the job, are comprehensive and available in all parts of the State.

Of 700,000 Californians who entered the armed forces, 400,000 had returned by November 30th and 94,000 more came back in December. It is estimated that 300,000 veterans from other States will settle here—already 186,000 have done so. The retraining of these veterans and of our war workers is one of the most important contributions we can make to their ultimate and successful absorption into peacetime employment. It is one of the greatest contributions we can make to our State. If California is to retain the war industry which was established here—if we are to develop the natural resources of our State—we must be a State of skilled workers, and this is one way of accomplishing it.

Public Health

At the regular session, I recommended that a survey be made of hospital facilities in California so that we might be in a position to take advantage of Federal legislation for aiding the States in this field. The survey was not authorized, but the Congressional grant is imminent. If we are to benefit by the Federal legislation, a hospital survey must be made, and we must have an agency empowered to deal with the Federal Government concerning it. California is badly in need of more hospital beds. If an epidemic such as the influenza after the last war should descend on us, the hospital shortage would be disastrous.

It is gratifying to be able to report to you that we now have an opportunity to alleviate to some extent the overcrowded condition of our hospitals for the mentally ill. The Federal Government has declared the Hammond General Hospital near Modesto to be surplus property. This is available to us for use until we are able to construct new permanent State hospitals. I recommend that we lease and operate it immediately.

In addition, we must do everything else we can to relieve the conditions of overcrowding in the mental hospitals, and I am of the opinion that there are two ways in which we can help the situation materially. One is by establishing more mental hygiene clinics where people can be treated for mental illness both before suffering a complete breakdown requiring hospitalization, and after being released from a State hospital as improved. Another is by increasing the amount that the Department of Mental Hygiene may pay for the care of patients who are sufficiently improved to be released from the hospital.

The present amount is inadequate, and after the war is officially declared at an end it will become more inadequate when, under the present statute, the rate will revert to \$25 per month. People will not accept patients for such an amount, because it is not in accord with present day living costs. The result is that many patients who should be released for their own benefit must remain in a hospital, at greater expense to the State.

I urge you also to direct your attention to the need for medical education facilities. A study of the situation will, I am sure, convince you, as it has me, that we should complete the University of California medical center at San Francisco and construct

another such center at the University of California at Los Angeles. A survey of southern California and the United States generally has revealed that no area in the country comparable to Los Angeles in population has so few medical educational facilities. I regard it as of the utmost necessity that this section of our State be provided with a modern and complete medical center.

Child Care Centers

The Federal Government has announced that after March 1st there will be no more Lanham Act Funds for the operation of Child Care Centers, and under our present statute no State or local funds may be spent for their maintenance. Many of the children cared for in these centers are the children of veterans who are still overseas and whose wives are working to help maintain the family. It is imperative that the Legislature determine immediately what should be done as long as this condition exists, and what the permanent policy of the State towards these institutions is to be.

Aviation Commission

At your last session, I recommended the establishment of an aviation commission to plan for a State system of airports, and to cooperate with the Federal and local governments in the development and regulation of aviation. If California is to remain an airplane manufacturing center, and retain its importance on the air routes of the world, such a commission is essential. I again urge your favorable consideration of the proposal.

Highways

I have not included in the call any reference to the State's highways and their needs, although I have previously called your attention to the urgent necessity for action concerning them. However, I am informed that your committee is not yet ready to report. If it is able to report while you are in session, and if you desire to take up the report, I shall be happy to amend the call for this purpose.

Because most of the subjects which have been included in the call of this Special Session are not new to the Legislature, I will not transgress on your time to discuss them in detail today. Concerning those of paramount importance I shall transmit special messages to you later.

I have said to you that the work of this Special Session should be undertaken with determination and humility. By humility I mean that we ought to approach it in the spirit that the other fellow is going to try as hard as we will ourselves to do his level best—and that if we jointly succeed, there will be ample satisfaction in it for everyone.

But if we allow selfishness to get the upper hand—if we lack vision, or lose it in dissension—there can be satisfaction for none. Then those who have trusted us will have suffered because of our inability to submerge ourselves in the common cause.

I am convinced that we *can* work together. We have done so before—and I again offer you every facility of my office, as well as my personal cooperation—to get things done.

When I say this, I want you to know that I appreciate the fact that in an organization as large as State Government, different approaches to the solution of a problem are only natural—though our objectives are the same.

It is only common sense, then, for us to be considerate of the proposals of others and to try to distill from all our views the best that is in each of them. The only intolerance we have a right to show is an intolerance of the idea that nothing can be done. One of the most deadly influences in government is the viewpoint that merely because a proposal can not guarantee perfection, it should not even be attempted. Perfection is a goal towards which we should always strive, but we must condition ourselves to a realization that it is rarely achieved, or we shall never get anything done at all.

I bespeak your cooperation—not just because I think it will make the job easier—but because I think it will serve the people of California best. And that, in my opinion, is what we are here for.

INTRODUCTIONS BY SPEAKER

The Speaker introduced to the Joint Convention Mrs. Warren, the wife of the Governor; Misses Virginia and Dorothy Warren, their daughters; and Mrs. Frederick F. Houser, the wife of the Lieutenant Governor.

INTRODUCTION BY PRESIDENT OF THE SENATE

The President of the Senate introduced to the Joint Convention Mrs. Lyon, wife of the Speaker

ADJOURNMENT OF JOINT CONVENTION

Speaker Lyon requested the Select Committees on Escort to escort from the rostrum Governor Warren, Mrs. Warren, the Misses Virginia and Dorothy Warren, Mrs. Houser, and Mrs. Lyon.

President Houser requested members of the Senate to return to the Senate.

At 1 p.m. the Speaker of the Assembly declared the Joint Convention adjourned sine die.

REASSEMBLED

At 1.03 p.m. the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

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

The following resolution was offered :

Assembly Joint Resolution No. 1: By Messrs. Maloney, Wollenberg, O'Day, Collins, George D., Berry, Gaffney, Haggerty, Brady, Call, Doyle, and Heisinger—Relative to memorializing the General Assembly of the United Nations Organization to reconsider the recommendations of its Preparatory Commission, and to select the City of San Francisco, State of California, or other suitable site within said State, as capital of the United Nations Organization.

Request for Unanimous Consent

Messrs. Maloney and Allen asked for, and were granted, unanimous consent to take up Assembly Joint Resolution No. 1, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 1

Assembly Joint Resolution No. 1—Relative to memorializing the General Assembly of the United Nations Organization to reconsider the recommendations of its Preparatory Commission, and to select the City of San Francisco, State of California, or other suitable site within said State, as capital of the United Nations Organization.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollbaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMullan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawalisch, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—76.

NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered, and considered by unanimous consent:

By Messrs. Lyon, Maloney, O'Day, Berry, Brady, Haggerty, Gaffney, Collins, George D., and Wollenberg:

House Resolution No. 15

Relative to the passing of Harold J. Boyd

WHEREAS, From 1937 until his sudden passing on October 20, 1945, Harold J. Boyd had been Controller of the City and County of San Francisco, executing the heavy duties of that office with ability and distinction; and

WHEREAS, Prior thereto he had been with the Income Tax Division of the United States Treasury Department and Administrative Assistant to the City Assessor; and

WHEREAS, In World War I he had served overseas with the 319th Army Engineers, thereafter taking an active part in veterans' affairs and serving as an officer of the Veterans of Foreign Wars; and

WHEREAS, An ardent supporter of union labor, he was a charter member and past president of the San Francisco Federation of Municipal Employees as well as a member of the A. F. L. Office Employees Association; and

WHEREAS, Devoted to his native San Francisco, Harold J. Boyd was an enthusiastic leader in civic affairs and in projects for the betterment of the city's welfare, serving as Chairman of the Council for Civic Unity; and

WHEREAS, But a few days prior to his death he had taken a prominent role in the Chronicle Forum's "experiment in human relations," at which representatives of labor, management, industry and government had joined in consideration of their mutual problems, submitting stimulating proposals for California's readjustment to peacetime economy; and

WHEREAS, The Assembly joins with the City of San Francisco in regret of the untimely passing of this able civil servant; now, therefore, be it

Resolved by the Assembly of the State of California, That when the Assembly this day adjourns it shall do so in tribute to the memory of Harold J. Boyd; and be it further

Resolved, That the Chief Clerk is directed to transmit copies of this resolution to Mrs. Jeanne Boyd, the widow of Harold J. Boyd, to his son James Bruce Boyd, and to the Board of Supervisors of the City and County of San Francisco.

By unanimous consent the members of the San Francisco Delegation were all included as co-authors.

Resolution read, and adopted unanimously.

The following resolution was offered:

By Messrs. Maloney, Gaffney, O'Day, Collins, George D., Brady, Haggerty, Berry, and Wollenberg:

House Resolution No. 16

Relative to adjournment in memory of Justus S. Wardell

Long had Justus S. Wardell been a leading figure in the political life of California. Many were his friends. It is thus that the Members of the Assembly join in sincere regret of his passing in San Francisco on September 24, 1945.

A staunch Democrat was he, an able leader of his party. Yet such were his qualities—his integrity, his principles, his warm, human kindness, and the ability with which he executed the various trusts reposed in him throughout the course of almost 50 years of public life—that he came to be widely recognized, both within and without his party, as a man of whom California might well be proud.

We recall now the highlights of his seventy-three years. His early career as a newspaper reporter in San Francisco; his membership in this Assembly during the Thirty-third Session of the Legislature from 1899 to 1901; his ownership of the San Francisco Daily Journal of Commerce, which work he set aside to become Surveyor of the Port of San Francisco; his appointment by President Wilson as Collector of Internal Revenue for the First District of California, serving as such from 1917 to 1921; his candidacy for Governor in 1926; his chairmanship of the delegation from California at the Democratic National Convention in 1928; his early backing of President Roosevelt and how he was credited with swinging the California delegation toward Roosevelt at the 1932 Democratic National Convention; his candidacy for the Democratic nomination for United States Senator in 1932 and for the Democratic nomination for Governor in 1934; his presidential appointment as regional adviser to the Public Works Administration in California, Arizona, Nevada and Utah; and

his recent years in Washington as a receiver for national banks in the District of Columbia.

In final tribute to this distinguished former member, we perpetuate in our official records evidence of the esteem in which he was held. Now, therefore, be it

Resolved by the Assembly of the State of California, That when the Assembly this day adjourns it shall do so in respect to the memory of Justus S. Wardell; and be it further

Resolved, That the Chief Clerk is directed to convey to Mrs. Clara Kellogg Wardell of San Francisco, the bereaved widow of Justus S. Wardell, this expression of tribute by the Assembly of California

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 16, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

By Mr. Crowley:

House Resolution No. 17

Relative to adjournment in memory of Frank R. Devlin

WHEREAS, With regret the members of the Assembly have learned of the passing in Berkeley, California, on August 25, 1945, of Frank R. Devlin, former member of this body; and

WHEREAS, Frank R. Devlin's career in public office and as a private attorney covered a span of almost 50 years, during which he became well-known throughout the State of California and widely recognized as a man of ability, fairness and unquestioned integrity; and

WHEREAS, Admitted to the bar in 1893, he served for eight years as District Attorney of Solano County; during the Thirty-sixth and Thirty-seventh Sessions of the Legislature from 1905 to 1909 he was Assemblyman from Solano County; in 1915 he was appointed by Governor Johnson to the California Railroad Commission, and to this same post again in 1934 by Governor Merriam, he had retired from public life in 1941; and

WHEREAS, In each of these offices Frank R. Devlin discharged his duties well and with distinction, ever meriting the respect and confidence reposed in him by vote of the people or by gubernatorial appointment; and

WHEREAS, With the passing of Frank R. Devlin and the close of his long and notable career, the Assembly desires to perpetuate in its official records an expression of the esteem and regard in which this former member was held by the State of California and the people thereof, and to pay fitting tribute to his memory; now, therefore, be it

Resolved by the Assembly of the State of California, That when the Assembly this day adjourns it shall do so out of respect to the memory of Frank R. Devlin; and be it further

Resolved, That the Chief Clerk is directed to convey to Mrs. Agnes Erb Devlin, of Berkeley, California, the bereaved widow of Frank R. Devlin, a copy of this memorial tribute to her husband.

Request for Unanimous Consent

Mr. Crowley asked for, and was granted, unanimous consent to take up House Resolution No. 17, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

COMMUNICATIONS

By Speaker Lyon:

A communication from Richard Weil, relative to impeachment, was received, and ordered referred to the Committee on Judiciary.

Also:

The following communications were received, read, and ordered filed with the Secretary of State:

A communication from Helen R. MacGregor, Private Secretary to the Governor, relative to a letter received from Angelo Domaz, President, Local Chapter 269, Order of Ahepa.

Also:

A communication from Angelo Domaz, President Local Chapter 269, Order of Ahepa, expressing appreciation for allowing Honorable John Politis, ONCIO, to address Assembly.

Also:

A communication from Heber M. Chapman, Secretary, League of California Cities, enclosing a resolution relative to the critical housing shortage.

Also:

A communication from Mervyn Rathborne, Secretary-Treasurer of California CIO Council relative to cross-filing.

Also:

A communication from the Hollywood Independent Citizens Committee of the Arts, Sciences and Professions enclosing a resolution regarding academic freedom.

Also:

A communication from Mrs. Benjamin F. Warmer, President C.F.W.C. enclosing a resolution relative to reading of the Bible in public schools.

Also:

A communication from Mrs. Benjamin F. Warmer, and a resolution, relative to white pine blister control.

Also:

A communication from E. R. Cass, General Secretary, American Prison Association, enclosing a resolution relative to veteran preference.

By the Chief Clerk:

Communications from T/Sgt. Leo Ludwig, Pfc. G. Laurie, M/Sgt. Kenneth Knapp, 1/Sgt. John L. Main, Sgt. Marvin A. Bruno, Cpl. Earl R. Ryals, Jr., Pfc. Charles B. Munday, Sgt. Stacy B. Robeson, Jr., Sgt. Arthur V. Dederick, Sgt. Warren W. Hiney, Sgt. Neil M. Stair, and 48 other members of the military service, relative to Assembly Bill No. 927.

Also:

Communications from Mr. Alexander Heron relative to Assembly Joint Resolution No. 52, and House Resolution No. 283.

Also:

A communication from W. H. Nesbitt, City Clerk of Arcadia, enclosing a resolution proposing that surplus funds of the State of California be made available to the cities and counties.

Also:

A communication from Vice Admiral Ross T. McIntire (MC), Surgeon General, U S Navy, relative to sites for convalescent hospitals.

Also:

A communication from Major General Edward F. Witsell, relative to Assembly Joint Resolution No 16, establishing military academies on West Coast.

Also:

A communication from Robert M. Underhill, acknowledging receipt of House Resolution No. 336.

Also:

A communication from Arthur William Helin, Jr., relative to Assembly Bills Nos. 908 and 910.

Also:

A communication from Mrs. E. O. Lee, Corresponding Secretary, Ontario, California, Federation of Women's Clubs, relative to Senate Bill No. 524.

Also:

A communication from Mrs. A. O. Field, Corresponding Secretary, California Federation of Women's Clubs of San Francisco, relative to Senate Bill No. 524.

Also:

A communication from J. N. De Meo, City Attorney of Santa Rosa, enclosing a resolution proposing that surplus funds of the State of California be made available to the cities and counties.

Also:

A communication from Beach Vasey, Legislative Secretary to Governor Warren, relative to a letter received from Clyde T. Eldridge.

Also:

A communication from Clyde T. Eldridge, relative to program of the Fish and Game Commission.

Also:

A communication from William A. Minor, Assistant to the Secretary, Department of Agriculture, Washington, D. C, acknowledging receipt of Assembly Joint Resolutions Nos. 52 and 54.

Also:

A communication from A. F. Freitas, relative to laws and rules of unemployment insurance.

Also:

A communication from George R. Goethals, Colonel, Corps of Engineers, War Department, acknowledging receipt of House Resolution No. 302.

Also:

A communication from Lyle F. Watts, Chief of the United States Department of Agriculture, relative to Assembly Joint Resolution No 34.

Also:

A communication from Louis C. Venator, Secretary-Manager of the Sixth District Agricultural Association, relative to placing facilities of the Sixth District Agricultural Association at the disposal of the Legislative Interim Committees.

Also:

A communication from C. M. Newsom, CY, U.S.N., relative to mail service overseas.

Also:

A communication from Mrs. Ida Blum, relative to picketing by UCLA students.

Also:

A communication from the Industrial Accident Commission, relative to claim of Myrtle L. Bashore.

Also:

A communication from James Rose, Secretary, Citizens Tax Conservation Bureau, relative to economy for waste.

Also:

A communication from G. Packhard, M. Dooney, J. Towey, J. Patten, E. Erwin, W. Otis, B. McCoy, and J. MacDonald, relative to public works.

Also:

A communication from Catherine J. Harger, President, East Los Angeles Property Owners Protective Association, enclosing a resolution, relative to child care centers.

By Speaker Lyon:

A communication from Assemblyman William H. Rosenthal, tendering his resignation from the Interim Committee on Old Age Pensions.

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

November 19, 1945

*Charles W. Lyon, Speaker of the House
1125 Stock Exchange, Los Angeles 14, California*

DEAR MR LYON: I believe that the name of the University of California at Los Angeles should be changed, and know of no especial reason why that should not be done.

You are undoubtedly aware of the confusion which exists in the minds of people all over the country, who are not too well acquainted with California or its cities, in regard to the definition of U. C. L. A.

The literal meaning of the above, University of California at Los Angeles, has for quite some time now ceased to be accurate—for as you well know, the university here at Los Angeles has become an institution of enormous proportions in itself, and is no longer in any sense a "branch" of the State University at Berkeley.

The unnecessary, detailed explanations which must be given to the "uninitiated" in practically every State in the Union, have very recently brought me to the desire to "do something" about it. For I have just returned from a trip in the East and Middle West where numerous persons on many occasions—as has happened often before—posed the question, "What is U. C. L. A.?" to me

This changing the name of our State University here in Los Angeles, is most certainly not an original thought, for I have heard the idea often expressed, and there are many others who would be active in furthering any movement in this regard. Please rest assured, I am not giving this attention for any "publicity stunt" reasons. I simply believe it is a matter which should have immediate and serious consideration.

Before closing, would like to suggest two possible "new" names: University of Los Angeles—or—Los Angeles State University. Both these suggestions are patterned on the names of similar institutions in other States—i. e. University of Chicago—University of Pittsburgh, New York University, etc.

Hope you will help bring about the suggested change in name. And with my very best personal wishes to you, I am

Most sincerely,

JOE E. BROWN

By the Chief Clerk:

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

ALBUQUERQUE, NEW MEXICO, June 18, 1945

*Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature, Assembly, Assembly Chamber,
State Capitol, Sacramento 14, California*

DEAR MR. OHNIMUS: Mrs. Pyle is deeply grateful to the California Assembly for the resolution honoring Ernie.

Due to her recent illness, it was impossible to acknowledge your letter sooner.

Sincerely,

IVAH S. COLLIS,
Secretary

Also:

1540 Oak Grove Ave.,
SAN MARINO 5, CALIFORNIA, June 18, 1945

DEAR MR. OHNIMUS: My brother, General Patton, greatly appreciates the copies of the resolution passed by the State Legislature in regard to my brother, and he asked me please to acknowledge the receipt of it to you. Also I wish to acknowledge in my own behalf the copy sent me, which I shall always treasure. Many thanks.

Sincerely yours,

ANNE W. PATTON

Also:

SACRAMENTO, CALIFORNIA, July 2, 1945

*Mr. Arthur A. Ohnimus
Chief Clerk, Assembly, Sacramento*

DEAR MR. OHNIMUS: Will you kindly convey to the Members of the Assembly the sincere thanks of the Paine family for the beautifully printed copies of the resolution honoring Chas. W. Paine? The resolutions as received are beautiful in both sentiment and workmanship, a thing to be prized and preserved forever.

We deeply feel the honor the Members of the Assembly have paid Mr. Paine and it makes our loss easier to know that his work is recognized and appreciated by such an important body of men.

Sincerely,

ED. L. PAINE

Also:

P. O. Box 121
SOUTH LAGUNA, CALIFORNIA, July 6, 1945

DEAR MR. OHNIMUS: I just received your letter telling me of the honor paid Harry by the Assembly.

It is a wonderful feeling for all of our family to know that all who knew Harry well, loved and trusted him.

We will all treasure the resolutions that are to be sent us. I will deliver them as soon as they come.

Thanking you for your kind letter and the Assembly for the honor paid Harry I remain,

Yours sincerely,

MARJORIE ENCELL

Also:

July 24, 1945

*Assembly, California Legislature
State Capitol, Sacramento 14, California*

GENTLEMEN: I am deeply honored and appreciative of your action as indicated by House Resolution No. 319, adopted unanimously June 16, 1945.

I do hope sincerely that on behalf of Roos Bros. and myself, I will be able to live up to your expectations and good wishes.

Please extend my thanks to the Honorable Thomas A. Maloney of the 20th District and to the Honorable Harrison W. Call of the 27th District for introducing this resolution.

Very sincerely,

ROBERT A. ROOS

c. c.: Hon. Thomas A. Maloney
Hon. Harrison W. Call

Also:

SAN QUENTIN, CALIFORNIA, July 5, 1945

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

DEAR MR OHNIMUS: Both my daughter, Lois, and I want to sincerely thank all the Members of the Assembly for sending us the two copies of House Resolution No. 156, introduced by Assemblyman Richard H. McCollister, relative to the passing of our husband and father.

Charlie had many real friends in the Legislature. He made these friends through his sincerity and loyalty. Your resolution expressed his sincerity, as well as his loyalty, to public duty. It will be a part of our dearest treasures, in memory of a fine man.

Our appreciation is sincere.

Very truly yours,

MRS. ESTHER BAUER

Also:

492 STATEN AVE., OAKLAND 10, CALIFORNIA, August 27, 1945

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

DEAR SIR: Words fail to express the feeling of humility and sincere gratitude which the receipt of House Resolution No. 313, June 16, 1945, brings to me.

Mr. Easley's service to his county and State in the Assembly was a matter of pride and honor to him, as it was also to me, and I am touched at this recognition of his passing.

Sincerely,

JEANNETTE F. EASLEY

U. S. PUBLIC HEALTH SERVICE
WASHINGTON 14 (BETHESDA STATION), June 13, 1945

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

MY DEAR MR. OHNIMUS: This will acknowledge with appreciation your letter of May 26, 1945, enclosing a copy of page 15 taken from the Assembly Journal of May 12, 1945, wherein there is printed a copy of House Resolution No. 208.

It is most encouraging to note that the State Legislature of California is interested in the full development of recreational features and sanitation in the many National parks and forest reservations in the State. Insofar as matters of sanitation are concerned, I am sure that you will be interested in learning that the United States Public Health Service through specific agreements drawn up with the National Park Service and the United States Forest Service functions as sanitary engineering consultant for these two Federal agencies. Similar service is rendered also to other Federal agencies maintaining reservations or institutional facilities other than the Army and Navy.

This consultant service is implemented through the various district offices of the Public Health Service, one of which is located at 1407 U. S. Appraisers Building, San Francisco, California. Periodic inspections are made of park and forest areas covering not only water supplies and sewerage facilities but the entire field of environmental sanitation. Specific recommendations where necessary are transmitted to responsible officials of the agencies concerned and it has been our experience that these recommendations are adopted just as expeditiously as the resources of the agencies permit.

If you or Members of the Legislature are interested in pursuing this matter further, I am sure that Medical Director W. T. Harrison, District Director of the Service at San Francisco, California, or Senior Sanitary Engineer A. L. Dopmeyer of that office will be glad to discuss the problems more in detail than is possible through correspondence.

Respectfully,

THOMAS PARRAN, Surgeon General

Also:

A communication from Mrs. Lyda A. Sibley, relative to protection of respectable law-abiding citizens, was received, and ordered referred to Committee on Judiciary.

LEAVES OF ABSENCE FOR THE DAY

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

Mr. T. Fenton Knight, on motion of Mr. Watson

Mr. Sheridan, on motion of Mr. Johnson.

Mr. Lowrey, on motion of Mr. Johnson.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Middough, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Leland McArthur, Judge Oscar Houston, Mr. and Mrs. Geo. Rochester, and Mrs. Middough of Long Beach.

On request of Mr. Burns, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ruby Hyman, of Fort Bragg.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Capt. Thomas F. Magruder, U. S. Army Air Forces.

On request of Speaker Lyon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ida Koverman, and Miss Grace Stoermer of Los Angeles.

On request of Mr. Speaker, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lieut. Robert Finney, U. S. N.

On request of Messrs. Field and Price, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Mary A. Warner, of Ontario.

On request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Forrest Lee Jordan of San Francisco

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lieut. Com. Thomas Knight, of Los Angeles.

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Virginia Geddes of Pomona.

On request of Mr. Boyd, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Emma P. Boyd, Milton Henson and Eddie Streeter of Riverside.

On request of Mr. Burke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Talmage V. Burke of Los Angeles

On request of Mr. Robertson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Burnett of Glendale.

On request of Messrs. Debs, Dunn, and Gaffney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Mary Winebrenner, Mrs. J. B. Weinstock of Los Angeles, and Mrs. Opal Alexander of Glendale.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Mary R. King of Oroville.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. and Mrs. Louis Bloch of San Francisco.

On request of Mr. Johnson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Arthur Harris of Berkeley.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Raymond A. Sherfey of Los Angeles.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Earl Warren, the Misses Virginia and Dorothy Warren, of Sacramento; Mrs. Frederrick F. Houser, and Mrs. Charles W. Lyon of Los Angeles.

On request of Mr. Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dick Johnson of San Jose.

On request of Mr. Lyons, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Col. Roger Pfaff of Los Angeles.

On request of Messrs. Burkhalter, Debs, Gaffney, and Dunn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. T. A. Burnett of Glendale; Miss Margaret Krask of San Francisco; Mrs. Daisy Trimble, Mrs. Bessie Casperson, and Mrs. E. C. Labadis of Oakland, and Mrs. J. B. Holcombe and Mrs. John T. Johnston of Berkeley.

On request of Messrs. Burkhalter, Evans and Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Leland P. Warburton and Ed. Davenport of Los Angeles.

ADJOURNMENT

At 1.20 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 11 a.m., Tuesday, January 8, 1946, out of respect to the memory of the late Merritt B. Pratt, Leo A. McClatchy, Angus C. Madden, Phillip A. Stanton, Dr. Walter F. Dexter, Frank R. Devlin, Harold Boyd, and Justus Wardell.

CHARLES W. LYON, Speaker.

GERALDINE B. HADSELL, Minute Clerk.

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

SECOND LEGISLATIVE DAY
 SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Tuesday, January 8, 1946

The Assembly met at 11 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Enlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—76.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by Captain Robert A. Preston, Chaplain of McClellan Field:

Eternal God:

In whom we live, and move, and have our being: Accept our prayers of gratitude for the daily tasks which are ours in a momentous age. Lift our eyes above the havoc wrought by war, that we may see Thy pattern for building a future of peace. Grant us, we pray, the gift of hearing Thy voice of righteous freedom amid the distracting calls of disillusionment and self-seeking. Consecrate the work of this Assembly in every opportunity of service. Give Thy blessing through the members of this body to each home and each community represented, that truth and harmony may dwell in our midst. To Thy glory.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Knight, on motion of Mr. Watson.

Mr. Lowrey, on motion of Mr. Guthrie.

Mr. Sheridan, on motion of Mr. Lyon.

The following member was granted leave of absence for the day, because of personal business elsewhere, and desired to waive his per diem:

Mr. Johnson, on motion of Mr. Sam L. Collins.

EXPRESSION OF APPRECIATION

Speaker Lyon expressed appreciation on his behalf, and for the other reelected officers of the Assembly, to the Assembly, for the confidence expressed in said officers in their reelection yesterday.

COMMUNICATIONS

By Speaker Lyon:

A communication from F. K. Schalow, relative to the milk bottle shortage, was received, and ordered filed with the Secretary of State.

REQUEST FOR UNANIMOUS CONSENT

Mr. Call asked for, and was granted, unanimous consent that the following opinion of Attorney General Kenny be ordered printed in the Journal:

Opinion of Attorney General

STATE OF CALIFORNIA, DEPARTMENT OF JUSTICE,
STATE BUILDING, SAN FRANCISCO 2, September 25, 1945

*Honorable Harold F. Sawallisch
Assemblyman, Tenth District, American Trust Building
Richmond, California*

DEAR MR. SAWALLISCH: This will acknowledge your letter of September 7, 1945, wherein you ask in what manner can the day be ascertained on which there either has been or shall be a "cessation of hostilities in all wars in which the United States is now engaged" within the meaning of Section 59 6 of the Alcoholic Beverage Control Act (Chapter 787, Statutes of 1945)

The quoted language appears in the following provision of Section 59 6:

"This section shall remain in effect until the ninety-first day after final adjournment of the Fifty-seventh Regular Session of the Legislature or until six months after the cessation of hostilities in all wars in which the United States is now engaged, whichever first occurs."

The foregoing is typical of "cessation of hostilities" clauses which occur in the following statutes enacted during the Fifty-sixth Regular Session of the Legislature:*

1945, Ch. 12, 32, 60, 106, 125, 133, 135, 149, 161, 169, 187, 193, 205, 223, 244, 264, 283, 347, 369, 370, 404, 413, 491, 514, 619, 620, 621, 640, 675, 683, 700, 729, 784, 787, 797, 816, 1059, 1128, 1212, 1235, 1258, 1261, 1284, 1299, 1314, 1317, 1427.

Chapter 923, Statutes of 1943, also contains a "cessation of hostilities" clause.

Chapters 176, 294 and 836, Statutes of 1945, contain duration clauses which slightly vary the language to "termination of hostilities."

A few 1945 statutes refer to "termination of the war" (Chapters 35, 47, 74, 294 and 1224) and "cessation of war" (Chapter 294). Chapter 294 also contains the phrases "termination of war" and "termination of hostilities"

Other duration clauses used in the California statutes are as follows:

After the date on which hostilities officially terminate:

1945, Ch. 641.

Duration of war emergency:

1943, Ch. 396.

During the war—or in any other National emergency:

1945, Ch. 1048; 1943, Ch. 788.

While the war is still pending:

1945, Ch. 641.

* References are to Chapter.

Continuation of hostilities in all wars
 1943, Ch. 825.
 Prosecution of the war :
 1945, Ch. 1021.

Statutes containing duration clauses with (1) a fixed date or (2) on the ninety-first day after adjournment of the Fifty-seventh Regular Session of the Legislature are :

- (1) 1945, Ch. 53, 302, 337, 427, 618, 773, 1046, 1218
- (2) 1945, Ch. 34, 49, 92, 648, 749, 1130, 1217, 1351, 1481.

Finally, there is a group of statutes which contain duration clauses which require a Proclamation by the Governor or by the President, or a concurrent resolution of Congress or of the Legislature, to establish the date of their termination : (Those using the phrase "cessation of hostilities" are marked with an asterisk.)

1945, Ch.	*5,	*11,	59,	87,	123,	124,	164,
	*331,	454,	*577,	*643,	*710,	791,	*836,
	*1075,	1205,	*1285,	1306.			
1943, Ch.	*50,	*446,	*790.	938.			
1944, 4th							
Ex. Ch.	*3,	*42.					

War legislation enacted by Congress contains phrases similar to those appearing in the California Statutes. With respect thereto the Attorney General of the United States, under date of September 1, 1945, has made a report to the President. This report contains an opinion and a compilation of wartime statutes. I quote from the opinion :

"The broad basis of governmental power on which the various emergency and wartime statutes rest can not, therefore, be said to have been terminated by recent developments, including the unconditional surrender of our enemies. Questions do arise at the present stage, however, with regard to the time which the Congress has specified in individual statutes as being the termination date of the powers therein conferred. As will appear in the attached compilation, certain of the wartime statutes are made effective only 'in time of war,' or 'during the present war,' or 'for the duration of the war.' Still other expressions may be found of similar character.

Speaking generally, I believe that statutes of the type just mentioned should be considered as effective until a formal state of peace has been restored, unless some earlier termination date is made effective by appropriate governmental action. In *Hamilton v. Kentucky Distilleries Co.*, 251 U. S. 141, Mr. Justice Brandeis, speaking for the court, said : 'In the absence of specific provisions to the contrary, the period of war has been held to extend to the ratification of the treaty of peace or the proclamation of peace.' Again, in *Commercial Cable Co. v. Burlison*, 255 Fed. 99, 104, Judge Learned Hand rejected the contention that certain wartime powers conferred on the President in the First World War had terminated with the Armistice of November 11, 1918, and added : Even if I were to assume that the power were only coextensive with a state of war, a state of war still existed. It is the treaty which terminates the war.' See also *Kahn v. Anderson*, 255 U. S. 1, 10; *Ware v. Hylton*, 3 Dell. 199, 236; 22 Op. A. G. 190 (1898). It is perhaps unnecessary to add that the Congress can at any time in response to changed conditions, repeal or amend any wartime statute or group of statutes.

I turn to another group of statutes—those which are to be terminated 'upon the cessation of hostilities as proclaimed by the President.' Speaking once more in general terms, I believe that a provision of this type should be interpreted to refer to a formal proclamation, issued after you have determined that the facts warrant such action. Any less formal action on your part would not in my opinion be given by the courts the legal effect of terminating a wartime statute, in the absence of proof in the document itself that it was your intention so to do. See *Hamilton v. Kentucky Distilleries Co.*, *Supra*.

The same reasoning would seem to apply to statutes which remain in effect until the termination of the limited emergency declared by President Roosevelt on September 8, 1939, or of the unlimited emergency declared by him on May 27, 1941. When in your judgment it is necessary and proper that one or both of those states of emergency be terminated, you will doubtless wish to issue a formal proclamation or proclamations to that effect. Prior to that time, informal action would not, in my opinion, be construed by the courts, under the reasoning of the *Hamilton* case, as having brought those states of emergency to an end."

September 2, 1945, the day following the Attorney General's report, was proclaimed as V-J Day. In his Proclamation the President is quoted as follows :

"As President of the United States, I proclaim Sunday, September 2, 1945, to be V-J Day—the day of formal surrender by Japan. It is not yet the day for the formal proclamation of the end of the war or of the cessation of hos-

ilities. But it is a day which we Americans shall always remember as a day of retribution—as we remember that other day, the day of infamy.” (Italics added.)

Clearly, there has been no “cessation of hostilities” or “end” of the war by Proclamation of the President. Nor has there yet been a resolution by Congress.

Since our Legislature has in thirteen statutes coupled the phrase “cessation of hostilities” with a reference to proclamation, or a resolution, I can only conclude that it was the legislative intent, in the forty-seven other statutes enacted by the Fifty-sixth Regular Session which contain this phrase without specific reference to a proclamation or resolution that the date of cessation of hostilities would be determined by a proclamation or resolution.

Just as Congress can amend or repeal any wartime statute, or group of Federal statutes, so can the Legislature amend or repeal our State laws. It has been reported in the press that the Governor has announced that he will call a special session of the Legislature to meet before the first of the year. I have already recommended to him that he include in the call of the special session action upon all statutes containing duration clauses and I have given him a list of them as enumerated herein.

I am, therefore, of the opinion that until the Legislature amends or repeals any or all of the group of statutes containing “cessation of hostilities” clauses, or the day is fixed by proclamation or resolution, those statutes continue in full effect.

I need go no further to answer your specific question as to the Alcoholic Beverage Control Act. But, since I have received numerous requests for opinions with respect to other statutes containing duration clauses, I will take this occasion to state certain general conclusions which will answer them and similar future requests.

As used in the duration clauses, I am of the opinion that “cessation” and “termination” are synonymous, as is the Attorney General of the United States, who groups statutes containing these words in the same category. (pp. 60-61, Report to the President.) I express the same opinion, therefore, with respect to statutes containing “termination of hostilities” clauses as I have expressed in regard to those containing “cessation of hostilities” clauses.

The President has said that the day has not yet arrived for proclaiming the “end” of the war. There can be no doubt that the “end” of the war marks a “cessation of war” and a “termination of war.” It follows that my views with respect to statutes containing “cessation of war” and “termination of war” are likewise the same.

As to other expressions appearing in the duration clauses of the statutes listed herein, I deem it unnecessary to make comment at this time.

The conclusions reached herein are not inconsistent with the decision in *Kaiser v. Hopkins*, 6 Cal. (2d) 539. In that case the court held that the words “in time of war” appearing in Section 14, Article XIII of the Constitution, as applied to World War I, referred to the period of actual conflict, and that this period dated from April 6, 1917, when Congress declared war, until November 11, 1918, when the Armistice was signed. The opinion states, however, “we were technically at war until July 2, 1921, during which time the peace commissioners negotiated the final terms of settlement, but in the minds of the people the war is over.” (p. 539.) In that case the court rested its opinion upon two grounds: (1) that the words used in a constitution must be taken in the ordinary and common acceptance, because they are presumed to have been so understood by the framers and by the people who adopted it (p. 539); and (2) that, since the Legislature had, in 1929, enacted a law by which the words “in time of war” were given legislative interpretation, the courts are bound to follow this interpretation if not unreasonable. (p. 540.)

Even if we assume the factual situation to be the same, that is to say, that the signing of the instrument of surrender on V-J Day, September 2, 1945, is the equivalent of the signing of the Armistice on November 11, 1918, and that actual conflict was thereby ended and, as in the case of the Armistice, hostilities do not break out again, we are not here considering a provision of the Constitution (which incidentally had been submitted to the people for amendment three times after the Armistice and before the decision in the *Kaiser* case—1922, 1926 and 1932) or a legislative enactment interpreting the specific language of the Constitution.

Very truly yours,

ROBERT W. KENNY, Attorney General
KEITH CARLIN, Deputy

ANNOUNCEMENT

Speaker Lyon announced that United States Senator, the Hon. Sheridan Downey, had been invited to address the Members of the Assembly and Senate on Friday morning, January 11, 1946

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the following Reports of the Interim Committee on Military Affairs be ordered printed in the Journal:

Reports of Interim Committee on Military Affairs

SACRAMENTO, CALIFORNIA

September 28, 1945

DEAR MR. SPEAKER: Pursuant to House Resolution No. 151, relating to the Interim Committee on Military Affairs, we submit herewith a report of the meetings of said committee held in Sacramento on September 13 and 14, 1945, together with supporting exhibits and recommendations. Our particular subject during these meetings revolved around the rehabilitation of the returning veterans of World War II, the frequency of discharge, the moneys and personnel on hand and available within the various State departments for the servicing of such returning veterans, and the development of such legislation as might therefore be required at the forthcoming special session of the Legislature.

Testimony was received from the following witnesses:

Mr. Lynn S. Coe, Special Investigator for the Committee
 Mr. Lynn Peterson, representing the American Legion
 Mr. Thomas J. Riordan, Chairman, Veterans' Welfare Board
 Mr. J. Marvin Russell, Manager, Veterans' Welfare Board
 Mrs. Margaret Anderson, Supervisor of Aid to Veterans' Dependents
 Mr. Don M. Leidig, Rehabilitation Officer, Veterans' Welfare Board
 Mr. Julian A. McPhee, Director, Vocational Education, Department of Education
 Mr. Buel F. Enyeart, Chief, Division of Readjustment Education
 Major Robert S. Driver, Office of Selective Service
 Major Ray Enters, Veteran of World War I and World War II

The Coe Report:

As a first order of business the Committee Investigator, Mr. Lynn S. Coe, was called upon to present his report, facts, and figures, developed through his studies of the position of the State of California with reference to the treatment of returning veterans under the California Veterans' Educational Institute. Mr. Coe submitted the following report:

Summary World War I

California Veterans' Educational Institute

Approximately 165,000 California veterans of World War I.
 Approximately \$90,000,000 expended for the purchase of homes and farms.
 Appropriation for California Veterans' Educational Institute, \$500,000.
 Amount expended was \$496,271.
 Total number of applications for educational assistance was 2,129.
 Student veterans aided were 1,401.
 Average amount expended per student, including administration, was \$354.24.

Summary World War II

California Veterans' Educational Institute

There will be approximately 800,000 California veterans of World War II or nearly five times as many as in World War I.

The 1943 Legislature appropriated \$300,000 for the biennial use of the California Veterans' Educational Institute.

Expended to June 30, 1945	\$40,976 64
June maintenance checks released between July 1 and 10, 1945	2,369 27
Pro-rata administration charges	5,997 48

Total	\$49,343 39
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The 1945 Legislature made no further grant for California Veterans' Educational Institute so that the 1943-45 appropriation is to be drawn upon to carry the program until June 30, 1946. At that time, according to a ruling by legal department, all remaining funds are to revert to the General Fund, and all functions of California Veterans' Educational Institute must cease as of that date, providing no further appropriations are made. All present enrollees have been notified that unless further funds are provided, their training will stop as of June 30, 1946.

At the present rate of applications it is estimated that the grant of the same percentage as World War I of 67 per cent would create an enrollment by June 30, 1946, of 900, and with the increase of discharge rate this estimate may be far too low. This would mean that this fund would be practically exhausted by June, 1946, with no provision for the next fiscal year.

Applications to enter Educational Institute are now arriving about the rate of approximately 25 per week with every indication of continual increase.

In looking to the future needs of the continued educational program under the California Veterans' Educational Institute, one can only hazard an estimate based on past experience, and general trend.

Since there will be five times as many California veterans in World War II as in World War I it is reasonable to presume that at least four times as many California veterans will need educational assistance or approximately 5,500 veterans will use the California Veterans' Educational Institute aid if funds are available.

If the average assistance remains the same (\$355) as it did in World War I the total needed would be approximately \$2,000,000.

In all probability the average will be somewhat higher due to several factors namely:

1. World War I had been over nearly four years before educational assistance was available, and many veterans had completed their education or at least were further along than World War II veterans.

2. Many more veterans of World War II fall into high school age than in World War I and will need longer assistance.

3. The cost of living is higher, and more student veterans need the full \$40 per month for maintenance than they did after World War I.

Some of the apparent reasons for continuing the California Veterans' Educational Institute are:

1. The educational time allowed under the G. I. Bill will not, in many cases, be sufficient for a veteran to complete his education. There is nothing in Federal laws that penalizes a veteran because he has used benefits available under State aid.

2. Many California veterans of high school age had their education interrupted by going into the armed forces, and the California Veterans' Educational Institute funds, followed by G. I. funds, will be sufficient to allow completion of desired education.

3. Many deserving California veterans may be excluded from GI educational assistance because Federal law lacks flexibility that exists in the CVEI, under which the Veterans' Welfare Board is allowed certain leeway wherever extenuating circumstances exist.

4. Under Public Law 16, Vocational Rehabilitation, a maximum of four years training is allowed. It is a terminal course. Under such a plan some disabled veterans will not be able to take desired courses. For instance, in the case of legal, medical, some science, and higher teaching credential courses, veterans could not start under Vocational Rehabilitation, as these courses require more than four years to complete. The CVEI funds might well assist such veterans for the first year or so and then the veteran could complete under Vocational Rehabilitation.

5. A California serviceman who has not yet been discharged is apt to justly feel as a citizen of the State of California that he is entitled to the same State educational aid as was available to World War I veterans and also already made available to a portion of World War II veterans.

6. In many cases there is a delay in the veteran getting his application approved for Federal aid. Prior to approval, the CVEI can assist the veteran by placing him in school in a very short period of time.

The following statistical data may prove of interest:

First application for educational aid under 1943 appropriation received October 1, 1943. To date (August 28, 1945) 378 applications for educational aid have been received.

The status of the applications is as follows:

General aid and graduated or used full \$1,000 available.....	16
Now enrolled.....	17
Granted aid but dropped assistance.....	85
Enrolled at later date.....	30
Application deferred by Veterans' Welfare Board.....	67
Application deferred by veteran.....	45
Application canceled by veteran.....	11
Application held for further information.....	4
Application in district offices for interview.....	43
Total	378

To indicate enrollment trend the following data is offered:

January 1944—20 students	January 1945—65 students
March 1944—33 students	March 1945—79 students
June 1944—39 students	June 1945—95 students
September 1944—53 students	

Students attending the following schools :

Chouinard Art	Sacramento College
Frank Wiggins Trade School	San Francisco Junior College
Long Beach Junior College	San Jose State College
Los Angeles Bible Institute	Santa Clara
Loyola University	Stanford University
Los Angeles City College	University of Calif.—Berkeley
Occidental College	University of Calif.—Los Angeles
George Pepperdine College	University of Calif.—Santa Barbara
Pomona College	University of Southern California

12% studying business administration
15% studying law
10% studying medicine
18% studying teaching credentials
10% studying engineering
<hr/>
65% Total

Thirty-five per cent (35%) are taking miscellaneous courses. About 85 per cent of the students are working part time, and over 95 per cent are making far better than average grades.

Respectfully submitted.

LYNN S. COE, Committee Investigator

Dated : September 12, 1945

In addition to the above, which was thoroughly discussed verbally, Mr. Coe presented each member of the committee with a graph projecting the number of veteran students enrolled under the California Veterans' Educational Institute, commencing with January, 1944, when only 20 students were under our care, and extending forward by the month to July, 1946, at which point it was estimated that approximately 1,000 students will be a charge against the State. The graph estimates that 375,000 California veterans will be discharged between now and July, 1946, and based the enrollment totals on the percentages experienced at the end of World War I

Required Appropriation:

During the committee discussion which followed, the application of this enrollment was applied to the financial side and the committee investigator introduced the following exhibit :

Estimated Costs to Operate C.V.E.I. to July, 1946

November 1. One hundred and fifty students enrolled. Applicants arriving at the rate of approximately 25 per week. Estimate that 50 per cent of these, or 50 students at least, will enroll each month, therefore, monthly maintenance checks will increase at the rate of \$2,000 per month.

NOTE: Maintenance checks for the preceding month are released between the first and tenth of each month.

Maintenance checks released in December -----	\$6,000 00
Maintenance checks released in January -----	8,000 00
Maintenance checks released in February -----	10,000 00
Maintenance checks released in March -----	12,000 00
Maintenance checks released in April -----	14,000 00
Maintenance checks released in May -----	16,000 00
Maintenance checks released in June -----	18,000 00
Maintenance checks released in July -----	20,000 00
<hr/>	
Total -----	\$104,000 00
Estimated 550 students enrolled Estimated tuition, fees, books, and supplies (runs about 40 per cent of the maintenance) -----	\$56,000 00
Administration costs estimated at -----	10,000 00
<hr/>	
Total -----	\$170,000 00
Accelerate costs by 25 per cent to take care of increased dis- charge rate -----	\$42,500 00
Total estimated expenditures to carry for balance of fiscal year -----	212,500 00
Expended to date -----	51,269 00
Estimated cost to pay for August, September, October, and November -----	25,000 00

This sum added to the above total will probably utilize approximately \$288,000 of the original appropriation of \$300,000 made in 1943, which only leaves a margin of about \$13,000 unexpended.

It will be noted from the above that a bare \$13,000 may be left unexpended by July of 1946 from the original appropriation of \$300,000 made by the Legislature during the 1943 session. In consideration of the fact that the next regular session of the Legislature will not be held until January of 1947, and considering the further fact that the current biennium will not end until June 30, 1947, it is therefore obvious that the present funds of the California Veterans' Educational Institute must be immediately and generously augmented.

In the discussion which followed on this point the committee was supplied with the following exhibit, submitted by Mr. Leidig:

State of California Veterans' Welfare Board

Estimated Needs to Operate C. V. E. I for Fiscal Period of
July 1, 1946 to June 30, 1947

Estimated number of students enrolled: 1,000.

Monthly Expenditure:

\$40,000	Monthly maintenance
10,000	Books, supplies, and fees
2,000	Administrative charges

\$52,000 Total

\$624,000 00 total need for twelve-month period

Above total does not leave any safety factor.

Discussing further the needs for the rest of the biennium, it was confirmed and agreed by all present that at the monthly rate of \$40 per month, et cetera, with a maximum ceiling of \$1,000 per enrollee, was sufficient and should not be increased, but that in consideration of present day costs the average amount to be expended on each veteran student would now approximate \$700, as compared with the \$354.24 experienced 25 years ago after World War I. On this basis the Committee Investigator pleaded for an additional \$750,000 in lieu of the above exhibited \$624,000, and the committee agreed to recommend the \$750,000 figure.

Possible Conflict:

Assemblyman Beal pursued the question of whether or not the California program might be in conflict with the benefits of the Federal GI Bill, and developed the fact that in cases where a student wished to take a course which could not be completed within the maximum four years allowed under the GI Bill, the California program was most essential; and further developed the fact to the satisfaction of all present that no conflict existed between the two programs.

Administration Costs:

Assemblyman Hollibaugh pursued the matter of administration costs within the California program and developed the fact that with such additional field help and supervision as was thought necessary, the administration cost would not exceed \$3,000 per month, which figure was confirmed by the witnesses present representing the Veterans' Welfare Board.

Amend Assembly Bill No. 685:

Mr. Peterson brought up the subject of Assembly Bill No. 685, passed at the last regular session relating to public accountants, pointing out that the bill made provisions only for those returning veterans who "are in the armed forces at the time this act becomes effective" and thus excludes those veterans who have been discharged in the meantime. The committee agreed to include an amendment to this bill in its suggestions to the Governor regarding the call for the next special session.

Home Purchase vs. Education:

Testimony was given to the committee to the effect that a restriction now exists which prohibits a veteran receiving aid from the California Veterans' Educational Institute from also purchasing a home with a loan from the Veterans' Welfare Board. After considerable discussion the committee agreed with those testifying before the committee that many cases will and do exist where this statute is improper and the committee concluded to suggest an amendment to eliminate this restriction.

Home and Farm Purchase Differences:

Testimony was also given to the committee to the effect that 6,000 applications for home purchase and farm purchase loans are already on file with the Veterans' Welfare Board, same being from World War II veterans. It was further shown that applications for these loans are being received at the rate of 30 each day. In consideration of these figures it developed that the veterans of World War I holding

such loans were sharply declining in number but that a possible injustice existed since a World War I veteran must apply under the old bond issue, must repay his loan by 1956, when the act expires, and can not borrow more than \$5,000; whereas the limits for veterans of World War II are \$6,500 on a home and \$12,500 on a farm, and the period of repayment approximates 40 years. Representatives of the Veterans' Welfare Board complained that the necessity of keeping two sets of books on these two bond issues should be eliminated and the suggestion was made that some worthwhile use be found for the profit resulting from the previous loan experiences. In conclusion of the matter, the committee agreed to place a constitutional amendment before the Legislature which would have for its purpose the combination of these issues.

Widows and Orphans:

The committee received ample testimony regarding the care of veterans' widows and orphans and in consideration of the fact that funds for these benefits are supplied from the royalties accruing to the State Lands Commission, and considering the testimony given regarding the estimated case load for the balance of the biennium, a conclusion was reached that this work is being excellently administered and that no legislative action in this regard will be necessary prior to the next regular session.

California Veterans:

The committee had summoned Major Robert S. Driver from the office of Selective Service, anticipating that his testimony might necessarily be given in strict confidence. The following data from this witness is, however, no longer restricted: The committee was told that the State of California had supplied 5.8 per cent of the total United States armed forces. In response to questioning, the committee was told that 250,000 out-of-State men were inducted through California draft boards, in addition to 700,000 bona fide California residents, which information precipitated considerable debate over the definition of a "California veteran." The importance of such definition will be immediately recognized in consideration of the benefits California is offering. The ultimate case load to California might easily reach one million veterans if some definition of prior residence is not developed. Chairman McCollister was therefore instructed to secure the advice of the Attorney General, with the committee reaching the general conclusion that legislation should be introduced stipulating that a "California veteran" shall have maintained residence within this State for one year prior to induction. The witness from the Selective Service office further testified that as of this date there are 14,292 out-of-State veterans residing in California; that the complete total of veterans residing in this State as of this date is 122,300; that the expected rate of discharge may equal 45,000 per month in California by July 1946; and that California may soon expect to have a half million discharged veterans of World War II within the State.

Time Limit on Old Jobs

This witness further pointed out that while California's provision for State civil service employees provides that such employees may apply for their old jobs within six months after discharge, some of our other codes relating to other types of employees provide only a limit of 60 to 90 days. The committee, therefore, agreed to include in its recommendations the necessary legislation for bringing all statutes on this subject up to a uniform provision of six months.

School Approval

The committee received considerable testimony from the representatives of the Department of Education with reference to their work in approving schools in which returning veterans may enroll. It developed that the bulk of the work being done by this department relates solely to the Federal GI Bill, and that the State is spending approximately \$200 per school approval. The question of private schools was thoroughly explored to the satisfaction of all present, considering the fact that some returning veterans may wish specialty courses available only in private schools. It developed further that the work being done by this department is not in conflict with the Veterans' Welfare Board or the program of the California Veterans Educational Institute. No plea for additional funds was received from these witnesses and the committee therefore does not intend that any action in this regard be taken during the forthcoming special session.

California Veterans' Commission

At the conclusion of the open session, the committee received the following report from the Governor's Committee on Veteran Affairs, now (by statute) known as the California Veterans' Commission:

California Veterans' Commission

The California Veterans' Committee was appointed by Governor Earl Warren on October 30, 1944. The official committee membership includes representation from the American Legion, Disabled American Veterans, Veterans of Foreign Wars, California

Federation of Women's Clubs, League of California Cities, County Supervisors' Association, and principal State departments concerned with veterans' affairs.

In accordance with the provisions of Assembly Bill No. 1049, this committee becomes a commission on September 15, 1945, and will add a representative member of the American Red Cross to its official membership. The committee, working with the representatives of the Army, Navy, Marine Corps, Coast Guard, Business, Industry, Labor, Agriculture, social welfare groups, fraternal organizations, Federal agencies, State departments, veterans' organizations, peace officer groups, health and welfare groups, and others concerned with veterans' affairs developed a suggested community program for the establishment of a veterans' information and service function. This material has been widely distributed to cities and counties, veterans' organizations, and other groups concerned with veterans' affairs to stimulate the establishment of a proper community and county veterans' program. The plan has received endorsement as being sound and basic by labor unions, the California State Chamber of Commerce, Federal Office of War Mobilization and Reconversion, War Manpower Commission, and many other agencies. More than 30 cities in the State have adopted its suggested pattern, and its ease of utilization is proved by the fact that it can be found in several different forms, such as the individual city program in Colton, California; the five cities' joint program of Redondo Beach, Hermosa Beach, Manhattan Beach, El Segundo, Palos Verdes; the combined program of the City and County of Sacramento; and the county and city program in Napa County, including all the major cities therein.

There are ramifications to be worked out in the veterans' picture, and the California Veterans' Commission will render direct aid to the cities and counties by the immediate employ of a field administrator in northern California and one in southern California. These men will aid these communities in implementing their programs, developing the proper relationships between various organizations, establishing the scope of the program, clearing special problems, furnishing current and exact information relative to veterans' legislation and benefits, and other functions to assist in the orderly reabsorption of returning exservicemen and women into a normal civilian life.

The California Veterans' Committee has also been vitally concerned with special projects at a State level dealing with the veterans' program. Some of these are as follows:

1. Development of an occupation-information program in the hospitals to acquaint hospitalized veterans of factual conditions of employment and education.
2. Specialized vocational information program for paraplegic patients in the hospitals (These men are paralyzed from the waist down and their employment will be of a highly selective nature.)
3. The establishment of the proper rehabilitation program in the hospitals for returning California veterans that will allow them to properly train for their peacetime occupations.
4. Establishing the necessary cooperative working relationships between the training and educational phases of the apprenticeship and on-the-job training programs.
5. Developing special programs for consideration of discharge procedures, principally dishonorable and mental-medical discharges.
6. Vehicle operation for handicapped veterans.
7. Stimulating the formation of a "Federal Inter-Agency Veterans' Rehabilitation Committee" (This committee is composed of 20 major Federal agencies concerned with the veterans' program and is the first of its kind in the entire country.)
8. Migrant veterans coming to California without funds.
9. Speeding up the procurement of certificates of eligibility and entitlement for men wishing to enter an on-the-job or apprenticeship training program under the "G. I. Bill"
10. The selective job placement program for disabled veterans.
11. Analyzing State veterans' legislation to determine uniformity and adequacy of State program for returning veterans.
12. Answering informal requests from servicemen, veterans, and their families.

This committee answers on an average of 20 informational requests alone per day, many of which deal with special problems that require research, and others asking general information, to which requests approximately 20 pieces of literature are sent. This literature includes treatment of all State benefits for veterans, apprenticeship, on-the-job training, business advice, education, agriculture, vocational guidance, home and farm loans, and other material. Due to the projected scope of this commission, the budget for the first nine and one-half months of operation (until June 30, 1946) will require an expenditure of \$40,000 of the original legislative allotment of \$60,000, leaving a balance of only \$20,000 to continue the commission function for the ninety-eighth fiscal year July 1, 1946 to June 30, 1947.

CALIFORNIA VETERAN'S COMMISSION
By RODNEY C. RICHARDSON, Executive Secretary

Dated: September 14, 1945

OUR RECOMMENDATIONS:

The Assembly Interim Committee on Military Affairs therefore urges the following recommendations:

1. That the California Veterans Education Institute receive an additional appropriation of \$750,000 for the balance of this biennium.
2. That all statutes relating to a veteran applying for his previous job be brought to the uniform standard of six months.
3. That the restriction against a veteran receiving educational benefits while having a home or farm loan be eliminated.
4. That the constitutional Veterans' Home and Farm Purchase Loan Acts be amended into one account granting all veterans from either World War the rights now enjoyed by the Veterans of World War II.
5. That a suitable definition be enacted which will set forth the prior residence qualification of a California veteran.
6. That the language of Assembly Bill No. 685 be amended to include all veterans regardless of time of discharge.
7. That in the call for the next special session provision be made for placing the above matters before the full Legislature, and that such request be made to the Governor.

Veterans' Homes

During the close of these deliberations the committee reviewed the qualifications of Major Ray Enter, a lawyer of Los Angeles and veteran of both wars, and agreed to engage him as a special investigator for development of the problems surrounding the establishment of a veterans' home for women, the need and necessity for the establishment of a veterans' home in southern California, and allied questions. The committee adjourned with the understanding that the next meeting would be held on this subject.

Respectfully submitted by the committeemen in attendance,

RICHARD H. MCCOLLISTER, Chairman
RALPH A. BEAL
CHESTER F. GANNON
JONATHAN J. HOLLIBAUGH

SACRAMENTO, CALIFORNIA, December 10, 1945

MR. SPEAKER: Pursuant to House Resolution No. 151 regarding the Assembly Interim Committee on Military Affairs, and following and in conjunction with our report of September 28, 1945, we submit herewith a report of the meeting of said committee held in Los Angeles on November 30, 1945. Our particular subject at this meeting revolved around the necessity for the establishment of a women's veterans home, on behalf of the State of California and its veteran citizens, and the possible establishment of a State veterans' home in southern California, together with the development of such legislation as might therefore be required at the forthcoming special session.

The Enter Report

As a first order of business the Committee Investigator, Major Ray H. Enter, was called upon to formally present his report and the facts and figures developed through his studies. A portion of this report was presented during our morning session and the charts and exhibits in connection therewith were reviewed by the committee in the afternoon. Major Enter's report is as follows.

**Report of the Special Investigator for the Assembly Interim Committee
on Military Affairs**

Scope of Work

Your investigator has been requested to determine the necessity and need of further or additional facilities for veterans entitled to hospital or domiciliary care either by having enlisted from the State of California or by residence in the State of California. It seemed that in order to accomplish this, that it should be fitting and proper to interview and consult various people engaged in this field as to facts and statistical data which they might have or could obtain that might be presented before this committee as evidence

A. Accordingly, your investigator interviewed the following people:

1. Col. R. A. Bringham, Manager, Veterans Administration Center, Los Angeles, California
2. Mr. Stanley Conners, Assistant Manager, Veterans Administration Center, (Ft. Miley) San Francisco, California
3. Col. Bayer, Surgeon General's Office, Washington, D. C.
4. Lt. Col. Craighill (woman), Surgeon General's Office, Washington, D. C.
5. Lt. Col. Brown, WAC Officer, Veterans Administration, Washington, D. C.

6. Col. Nelson M. Holderman, Colonel-Commandant, Veterans Home, State of California, Napa, California
 7. Lt Col Stanley F. Dunmire, Executive Officer, Veterans Home, State of California, Napa, California
 8. Major Pomeroy, Medical Officer, Veterans Home, State of California, Napa, California
 9. Supt. Josephine Dillon, Registered Nurse, Women's Relief Corps Home of California, Santa Clara, California
 10. Board of Directors, Veterans Home, State of California, Napa, California
 - a. George A. Marshall, President
 - b. Joseph S. Long, Vice President
 - c. Matthew Beaton
 - d. Jean Bercut
 - e. Percy King
 - f. Robert Mitchell
 - g. Reed W. Robinson
 11. Mrs. Helen Barker, Vice-Commander at Large, Department of California, American Legion
 12. Mrs. Major, Area Adjutant, American Legion
 13. Mrs. Ursulla Silver, Past Vice-Commander at Large, Department of California, American Legion
 14. Mrs. Gertrude Scofield, Past Vice-Commander at Large, Department of California, American Legion
 15. Miss Mae Murphy, Past Vice-Commander at Large, Department of California, American Legion
 16. Mrs. Mary Dunaway, State Chairman, War Veterans Service, California Federation of Women's Clubs
 17. Mrs. Molly Dolan, American Legion, Los Angeles, California
 18. Mrs. Charles Farrington, Service Officer in Northern California, American Legion, San Francisco, California
 19. Mr. Lynn Peterson, Chairman, Legislative Commission, American Legion
 20. Mr. J. R. Klawans, Chairman, Legislative Commission, Veterans of Foreign Wars
- B. Correspondence was had with the following :
1. Veterans Administration
 - a. Gen. Omar N. Bradley, Administrator, Washington, D. C.
 - b. Col. R. A. Bringham, Manager, Los Angeles, California
 - c. Col. William H. Radcliffe, Supervisor and Superintendent of Construction, Palo Alto, California
 2. Mr. Owen Duffy, Superintendent, Napa State Farm, Napa, California
 3. Mr. Arthur Shultiss, Extension Specialist in Farm Management, University of California College of Agriculture and United States Department of Agriculture, Berkeley, California
 4. College of Agriculture, University of California, Davis, California
 5. Mrs. Molly Dolan, 232 North Avenue 53, Los Angeles, California
 6. Mrs. Helen Barker, 637 Powell Street, San Francisco, California
 7. Mrs. Mary Dunaway, 5348 Broadway Terrace, Oakland, California
 8. Mrs. Ruth Hopkins, 2225 Gerber Avenue, Sacramento, California
 9. Mrs. Ursulla E. Silver, 3743 W. Monon, Los Angeles, California
 10. Mrs. Gertrude Scofield, 435 South Alexandria, Los Angeles, California
 11. Miss Mae Murphy, 2142 Fifth Avenue, San Diego, California
 12. Mrs. Betty Bassett, Pleasanton, California
 13. Assemblywoman Kathryn Niehouse, 4889 Bancroft Street, San Diego, California
 14. Assemblyman Everett Burkhalter, 11005 Morrison Street, North Hollywood, California
 15. Assemblyman Walter J. Fourt, 315 Lubin Way, Ventura, California
 16. Assemblyman Chester H. Gannon, 3543 H Street, Sacramento, California
 17. Assemblyman J. J. Hollibaugh, 6908 Rugby Avenue, Huntington Park, California
 18. Assemblyman Ralph A. Beale, 3029 Shaster Circle South, Los Angeles, California
 19. Assemblyman Richard H. McCollister, Committee Chairman, Mill Valley, California
 20. Mr. Thomas J. Riordan, Russ Building, San Francisco, California
 21. Mr. J. Marvin Russell, Manager, Veterans Welfare Board, Sacramento, California
- C. Letters from the following States maintaining Soldiers' and Sailors' Homes :
1. Illinois Soldiers' and Sailors' Home, Quincy, Illinois
 2. Colorado State Soldiers' and Sailors' Home, Homelake, Colorado
 3. Michigan Soldiers' Home, Grand Rapids, Michigan

- 4 South Dakota State Soldiers' Home, Hot Springs, South Dakota
5. Soldiers' and Sailors' Home, Grand Island, Nebraska
6. Grand Army Home for Veterans, Kiug, Wisconsin
- 7 State Federal Soldiers' Home of Missouri, St. James, Missouri
8. North Dakota Soldiers' Home, Lisbon, North Dakota
9. New Jersey Memorial Home, Vineland, New Jersey
10. Kansas Soldiers' Home, Fort Dodge, Kansas
11. Indiana State Soldiers' Home, Lafayette, Indiana
12. Montana Soldiers' Home, Columbia Falls, Montana
13. Wyoming Soldiers' and Sailors' Home, Buffalo, Wyoming
14. New York State Women's Relief Corps Home, Oxford, Chenango County, New York
15. Iowa Soldiers' Home, Marshalltown, Iowa
16. Washington Veterans' Home, Retail, Washington
17. Veterans' Administration, Bay Pines, Florida
18. Veterans' Administration, Dayton, Ohio

D. Miscellaneous Documents :

1. Chart—Growth curve showing average annual membership of veterans of California from June 30, 1884, to June 30, 1943
 - a. Map of Veterans' Home
2. Chart—Showing death rate at Veterans' Home of California
3. Report of postwar construction program for Veterans' Home, State of California
4. Consolidated morning report for November 7, 1945, of Veterans' Home, State of California
5. Letters presented to investigator by Mrs Gertrude R. Scofield
6. Report of plans for training veterans of the second World War in agriculture and food production for the Veterans' Home of California, submitted by Colonel-Commandant Nelson M. Holderman, Veterans' Home, State of California
 - a. Said report incorporated reports of Commandant's report of Arthur Shultiss, Specialist in Farm Management, University of California, College of Agriculture
7. Report of James Muirhead, Chief Vocational Rehabilitation Officer
8. Report of C. C. Warr, Vocational Advisor, Veterans' Administration, Ft. Miley, San Francisco, California
9. Report of H. M. McPherson, Superintendent of Union High and Jr. College, School District
10. Report—Estimated budget of operating expenses and capital outlay
11. Report—Partial list of annual food requirements

E. Places Visited by Your Investigator :

1. Veterans' Administration Center
 - a. Sawtelle, Los Angeles, California
 - b. Fort Miley, San Francisco, California
2. Veterans' State Home of California, Yountville, California
3. Woman's Relief Corps Home, Santa Clara, California
4. Napa State Farm, Napa, California

Present Facilities

At the present time, the Veterans' Administration and the State of California maintain the following hospitals and homes for veterans in the State of California :

A. United States Government

1. Tuberculosis
 - a. Livermore
 - b. San Fernando
2. Neuro-psychiatric
 - a. Palo Alto
3. General Medical and Surgical
 - a. Los Angeles (Sawtelle)
 - b. San Francisco (Ft. Miley)
4. Other Government Hospitals
 - a. Naval Hospital (Shoemaker)
5. Contract Hospitals
 - a. Various locations throughout the State
6. Domiciliary Care
 - a. Los Angeles Veterans' Administration Center (Sawtelle)

B. State of California

1. Veterans' Home at Yountville
2. State Farm at Napa
3. Woman's Relief Corps Home (Santa Clara)

Related Discussion

There is undoubtedly a need for a State-operated veterans' home for women veterans because of the following reasons:

Veteran Load

The large number of women veterans in California from World Wars I and II, who at the present time, and many in the near future will need medical and domiciliary care.

There are a number of women from World War I who are now reaching the age where a great many of them are dependent and unable to take care of themselves and have no relatives who are in a position to support them. Probably the great majority of the women who served in World War I are nurses and, as such, pursued their vocation up to the present time. A large majority of these who have not married and who have not become financially independent are in need of aid.

At the present time, it is somewhat difficult to estimate the number of women veterans of World War II who are now in need, or in the future will need, either hospital or domiciliary care from the State of California. This is particularly true because a great many women veterans from other States will undoubtedly come to California and will seek admission to the Veterans' Administration hospitals of the United States Government in California, thereby tending to reduce the possibility of California women veterans receiving adequate care in such Veterans' Administration hospitals.

If the State of California helps to assume this responsibility toward the women veterans of the State of California, it will materially assist them in securing proper care, both hospital and domiciliary.

The United States Government Veterans Administration at the present time has only one domiciliary hospital in the State of California, which is located in Sawtelle in southern California.

There is no hospital for domiciliary care of women in northern California, either by the United States Government or the State of California.

(See attached letter of Veterans Administration signed by General Omar N. Bradley, dated November 14, 1945.)

The increase of men veterans to the Veterans State Home of California from June 30, 1884, to December, 1945, is shown by a chart attached hereto. Also attached is a chart showing the death rate at the Home.

This is a fair indication in proportion as to what the increase will be in the future, and it can be easily estimated therefrom that, due to the large amount of veterans in California, the load in the future will probably be at least doubled for men and will be probably in about the same proportion for women as shown for men in the corresponding length of time.

Yountville

It must also be taken into consideration that there is now a State Home for Veterans at Yountville, California, which has been in operation since 1884, that additional facilities for women veterans may be constructed there and women veterans may have access to a great many facilities and installations already there, which will cut down the cost of construction, maintenance and operation of a separate home. Whereas, if a new and separate establishment for women veterans was created, the cost of construction, operation and maintenance would be greater, as a new home would have to start, as of necessity, from scratch.

(See map attached with priority list of buildings.)

It might be noted that the present priority list for construction work does not provide for women veterans under the present appropriations. It will take separate appropriations and a new construction program in order to take care of women veterans at the Veterans Home in Yountville.

There are approximately 28 other States which maintain veterans homes of which we have letters from 18 States concerning the function of these homes for either men and women veterans or dependents of veterans. The vast majority of these homes find that it is practical that both men and women may be taken care of at a single home. Some are housing the women in cottages and others maintain separate barracks. (See attached letters.)

The "Morning Report of November 7, 1945" (attached hereto), is self-explanatory as to the number of veterans at present in the home at Yountville, including those that are on furlough, or on pass, or AWOL.

The cost of operation and per capita cost per member is also shown by a statement of expenditures and per capita costs which is attached and made a part of this report. It might be stated that the present per capita cost per veteran is \$2.35 per day. The hospital cost is slightly more. This cost may even be cut down in the future when and if the Napa State Farm could be worked in conjunction with the Veterans Home at Yountville.

(See attached letters and reports and plans for training veterans of the Second World War in agriculture and food production for the Veterans Home of California, submitted by Colonel Nelson M. Holderman, Commandant, Veterans Home of California.)

In order to properly and adequately take care of the future veteran load, either for men alone, or for men and women, from the State of California, it will be necessary that additional construction be made at the State Veterans Home at Yountville, as the facilities there are not adequate to take care of any additional load beyond the present membership.

Santa Clara

At the present time, there is a Woman's Relief Corps Home at Santa Clara, California, for wives, sisters and daughters of Civil War veterans. The buildings located there are of flimsy construction and might be termed "fire traps." Your investigator finds that none of these buildings could possibly be used in the establishment of a home for women veterans.

Southern California

If an additional wing for women is established at the Veterans Home at Yountville, California, it will be totally unnecessary to have any home in southern California as there is the United States Government Veterans Administration Hospital which takes care of hospital and domiciliary care for women in southern California and the State of California Veterans Home at Yountville would do likewise in northern California.

Conclusions

1. For the above reasons, as heretofore set out in this report, there is undoubtedly a need for the hospital and domiciliary care of women veterans in and from the State of California by the State of California. In this connection, it is manifest that new and additional construction will be required at Yountville.
2. At the present time, there is apparently no need or necessity for a State operated home for veterans, either men or women, or both, in southern California.
3. That additional construction and facilities will be needed in the future for the hospital and domiciliary care of both men and women veterans from the State of California by the State of California.

Recommendations

In view of the large amount of correspondence and the many views heard by your investigator, and because it is advisable that the many woman proponents for the establishment of a veterans home for women veterans be heard before this committee, it is suggested and recommended that a meeting of this committee be held without delay.

Respectfully submitted.

RAY H. ENTER

Special Investigator for the Assembly Interim Committee on Military Affairs
Los Angeles, California, November 20, 1945

(Of necessity, and in the interest of reading time, the supporting data referred to and supplied by Major Enter has not been reproduced.)

Testimony

In keeping with the above recommendation made by our investigator, the committee was addressed at length by a score of witnesses whose verbatim testimony is contained in a voluminous transcription on file with your committee chairman. Practically all of the women present, including Mrs. Mary Dunaway, State Chairman, War Veterans Service, California Federation of Women's Clubs and Mrs. Grace Major, representing Mrs. Helen Barker, Vice Commander at Large for the American Legion, Department of California, and many others, were very definitely in favor of a woman's addition to the Veterans Home at Yountville, California.

Also, it was the consensus of opinion of the women present, as well as the opinion of the veteran organization representatives who appeared before the committee, that they did not desire a home for women veterans in southern California, at the State level, as there are adequate facilities at the Veterans Home in Yountville especially if the unit being herein requested is added. It was further felt that it would be totally unnecessary for the State of California to establish any type of veterans home in southern California since the existing Federal Government facilities at Sawtelle, together with the expansion and additions currently being planned for this institution, would be adequate.

Although no direct testimony is herein reproduced, we wish to emphasize that all matters as contained in Major Enter's report were confirmed and further advocated by the Legislative representatives of the various veterans' organizations. You are asked to give particular attention to the above briefs of testimony, and to especially note that the opinion of the overflowing crowd that appeared before the committee entirely coincides with the data found and conclusions set forth by the committee investigator.

As to the exact amount of funds required, all witnesses agreed to the construction of a 100-bed unit to cost approximately \$275,000. Considerable emphasis was also placed upon the fact that such a unit at Yountville will be sufficient since the residents will be afforded the benefit of the existing library and recreational facilities, all under the existing management.

In conclusion of this matter, therefore, the committee voted unanimously to discontinue consideration of the establishment of a State veterans home in southern California, and voted unanimously to formally recommend the construction of a women's unit at the existing State Home in Yountville.

Other Matters

Law Students

At the suggestion of Assemblyman Sam L. Collins, the committee received Gordon L. Minder, Lieutenant, U. S. N. R., a resident of Alhambra, California, who addressed the assemblage on behalf of a group of 250 graduate law students who seek admission to the State Bar without matriculating through the usual examination. Lieutenant Minder plead for legislation pointing towards admission to the State Bar for these service men who *graduated from law school* but who were prevented from taking the Bar examination because of entry into the service. In substantiation of his proposal, Lieutenant Minder submitted copies of a new statute recently enacted by the State of New York along these lines. The committee unanimously agreed that the request was of importance to this class of returning veterans, and to therefore recommend the adoption of the necessary legislation.

Matching Funds Regarding Service Officers

Since the committee had been informed that the provisions of the "Field Bill," 1943 Session, wherein \$300,000 was appropriated for this biennium and given over to the Veterans' Welfare Board to administer in support of service officers sponsored by the various veterans organizations, had been undertaken by the Veterans Welfare Board in such a manner as to require the veterans' organizations to match the State money on a dollar for dollar basis, the committee summoned Mr. J. Marvin Russell, Manager of the Veterans' Welfare Board, and Mr. Warren Atherton, former National Commander of the American Legion and currently counsel for the State Veterans' Welfare Board, for explanation.

The witnesses contended that their interpretation of Section 699 5 of the Military and Veterans Code entitled them to adopt this method of distributing the funds provided. While this stand was not contested, all members of the committee expressed themselves in no uncertain terms as being in disagreement with the procedure, since the legislative intent in providing these funds had been to undertake the full compensation of this service officer work. It was pointed out that this matching requirement places an actual prohibition and limit upon the amount of work that can be done since the veterans' organizations own funds are limited and thus not available for this service under the "matching" idea.

The committee voted unanimously to recommend that this procedure be corrected.

Installment Contracts

The committee received Assemblyman Don Allen who testified before the committee and presented correspondence regarding an exorbitant charge being made on the purchase of an automobile under an installment contract wherein the purchaser was a recently returned veteran. Assemblyman Allen stated that his own sub-committee had scheduled a meeting on Monday, December 3rd, regarding such matters and requested the cooperation of this Committee on Military Affairs. Accordingly, the committee elected to be represented at Assemblyman Allen's meeting by Assemblyman Hollibaugh, a member of this Interim Committee.

Committee Recommendations

In addition to the items found in our report of September 28, 1945, your committee therefore adds the following recommendations, and again urges Governor Warren to include in his call for a special session the necessary provisions for these proposals to be immediately placed before the full Legislature:

1. That the policy of providing domiciliary and hospital care for women veterans be adopted by the State of California and that in this connection \$300,000 be immediately appropriated and added to the program at Yountville.
2. That returning service men who have graduated from accredited law schools be given a suitable means for admission to the State Bar.
3. That Section 699 5 of the Military and Veterans Code, relating to sponsored Service Officers, be amended to eliminate the matching process now followed, together with granting of an additional appropriation to augment these funds.

Respectfully submitted

RICHARD H. McCOLLISTER, Chairman
 FRED EMLAY (Ex officio)
 WALTER J. FOUNT
 J. J. HOLLIBAUGH

ANNOUNCEMENT

Speaker Lyon announced that all Standing Committees of the Fifty-sixth (Regular) Session will be temporarily appointed as the Standing Committees of this Fifty-sixth (First Extraordinary) Session pending the adoption of the Permanent Standing Rules of the Assembly for this session.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Price and Armstrong:

House Resolution No. 18

Relating to Judge Benjamin Franklin Warmer

WHEREAS, This Assembly has learned with profound regret of the death of Judge Benjamin Franklin Warmer in Ontario, California, on November 4, 1945; and

WHEREAS, Benjamin Franklin Warmer had established himself as a leading member of his community throughout 35 years of practice of the law in Ontario, California, and was elected Judge of the Superior Court of San Bernardino County, where for nearly 24 years he devoted himself particularly to juvenile court work to the extent that he became noted for his achievements in behalf of the youth of California; and

WHEREAS, Benjamin Franklin Warmer is survived by his widow, Mary A. Warmer, President of the California Federation of Women's Clubs and Past Worthy Grand Matron of the Order of Eastern Star; by his son, Benjamin F. Warmer, III, who was cited for action as an ace gunner with the Air Forces of the United States in World War II and is holder of the Distinguished Service Cross and the Distinguished Flying Cross; and by his daughter, Mrs. Emory Page, wife of the distinguished Dr. Emory Page now at Oak Knoll Hospital, California; now, therefore, be it

Resolved by the Assembly of the State of California, That by this resolution this Assembly expresses appreciation of the outstanding public service given to the State of California by Benjamin Franklin Warmer, and the Members of this Assembly hereby extend to his family their profound sympathy and regret in the loss of a devoted husband and father; and be it further

Resolved, That when this Assembly this day adjourns, it do so out of respect to the memory of the late Benjamin Franklin Warmer, Judge of the Superior Court of San Bernardino County, California; and be it further

Resolved, That the Chief Clerk of this Assembly send suitable copies of this resolution to the family of Judge Benjamin Franklin Warmer.

Request for Unanimous Consent

Mr. Price asked for, and was granted, unanimous consent to take up House Resolution No. 18, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. Lyon, Allen, Kilpatrick, Thomas, Kraft, Debs, Middough, Fletcher, Dills, Ralph C., Stream, and Mrs. Niehouse:

House Resolution No. 19

Relative to memorializing the United States Senate with reference to tideland legislation

WHEREAS, For more than 100 years it has been the settled law and rule of property, as laid down in more than 50 decisions of the Supreme Court, that the States and their grantees, and not the Federal Government, are the owners of the tide, submerged and reclaimed lands within their respective boundaries; and

WHEREAS, Over the past several years, in an effort to expropriate the petroleum deposits belonging to the State of California and lying along its coast, certain Federal officials have maintained a continuing attack on the title of the States to these lands, culminating in the institution of an original proceeding in the Supreme Court of the United States against the State of California to quiet the title of the United States to certain of such lands belonging to the State, thereby placing in jeopardy all port facilities, beaches, parks, highways and other improvements of immeasurable value that have been placed on such lands; and

WHEREAS, It is self-evident that one more judicial reaffirmation of the title of the States will not put an end to such attacks; now, therefore, be it

Resolved by the Senate and the Assembly of the State of California, jointly, That the Senate of the United States hereby is memorialized to act upon favorably House Joint Resolution No. 225, adopted by the House of Representatives, or Senate Joint Resolution No. 48, both pending before its Committee on the Judiciary, or some similar resolution quitclaiming to the States and their grantees any pretended claim of the United States to such lands, to the end that by legislative declaration the issue shall be set at rest; and be it further

Resolved, That the Chief Clerk of the Assembly be and he hereby is directed to transmit copies of this resolution to the President of the United States, to the Members of the Committee on the Judiciary of the United States Senate and to the United States Senators from California

Resolution read, and referred to the Committee on Rules.

By Messrs. McCollister, Maloney, and Wollenberg:

House Resolution No. 20

Relative to commending the volunteer fire-fighting crews from San Quentin Prison

WHEREAS, The 1945 forest fire season in California was one of the most active and critical of recent years, the high incidence of fires being coupled with wartime losses in trained forestry personnel; and

WHEREAS, In controlling and combating the numerous forest fires throughout the State, substantial and outstanding service was rendered by volunteer crews from San Quentin Prison, whose work frequently involved grave risk of injury or death; and

WHEREAS, Notable records were established by these crews in Trinity, Modoc, Mendocino, Marin and other counties of California, with one outstanding group at Cinnabar Springs, Siskiyou County, being credited with stopping 23 fires, several of which were of major proportions; and

WHEREAS, Both Federal and State forestry officials have been fullsome in their commendation of the work of such crews; and

WHEREAS, That these volunteers were enabled to contribute their services in time of need is indicative of the constructive administrative policies of Warden Clinton T. Duffy, while the conduct of the men themselves attests a growing spirit of cooperativeness and good will within San Quentin; now, therefore, be it

Resolved by the Assembly of the State of California, That the volunteer fire-fighting crews from San Quentin Prison are hereby commended for their willing and courageous service to California during the 1945 forest fire season; and be it further

Resolved, That the Chief Clerk is directed to transmit a copy of this resolution to the Hon. Clinton T. Duffy, Warden of the State Prison at San Quentin, with a request that this expression of tribute and appreciation be brought to the attention of the valiant men referred to herein.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up House Resolution No. 20, at this time, without reference to committee.

Resolution read, and adopted unanimously.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent that all Members of the Assembly present who wished could co-author the following resolution:

By Messrs. Maloney, Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lyons, Massion, McCollister, McMillan, Middough, Miller, Mrs. Niehouse, Messrs. Pelletier, Price, Robertson, Rosenthal,

Sawallisch, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Lyon :

House Resolution No. 21

In tribute to the memory of General George S Patton, Jr.

The passing of General George S. Patton, Jr., in Heidelberg, Germany, on December 21, 1945, brought heartfelt sorrow to America, and in particular to the State of California, wherein he was born.

Recognized as America's great master of tank warfare and one of the Nation's most brilliant Generals, time and again throughout the course of the war he and his great Third and Seventh Armies were to enter upon and complete well-nigh impossible assignments.

Viewing the bitter business of war with realistic eyes, he knew full well the need for perfection in each component part of a military maneuver and thus was to demand much of his men, yet never more than he demanded of himself.

Engaged in some of the bitterest fighting of the war, from Casablanca to the Battle of the Bulge, he saw, at first hand, probably more actual combat than any other American Commander; now, therefore, be it

Resolved by the Assembly of the State of California. That we, the Members, in behalf of the people of California, pay tribute to the valiant deeds, the brilliant record and the indomitable spirit of General George S Patton, Jr., and be it further

Resolved, That when the Assembly this day adjourns it shall do so in deference and respect to his memory; and be it further

Resolved, That the Chief Clerk is directed to transmit copies of this resolution to Mrs. Beatrice Patton of Hamilton, Massachusetts, the widow of General Patton, and to Miss Anne Wilson Patton of San Marino, California, his sister, conveying to them the sympathy of the Assembly of California in the sorrow which is now theirs.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 21, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote.

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

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

Assembly Joint Resolution No. 2: By Messrs. Burkhalter and Debs—Relative to requesting the Federal Government to declare as surplus property all building materials held but not needed by the armed forces in California, and to effect the immediate release of such materials for housing construction, providing for preference to veterans in the purchase thereof.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 3: By Messrs. Johnson, Doyle, Dunn, Davis, Anderson, Beal, Beck, Bennett, Burke, Burkhalter, Call, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Evans, Guthrie, Heisinger, Hollibaugh, Kilpatrick, Kraft, McMillan, Middough, Miller, Thurman, Emlay, and Mrs. Niehouse—Relative to creating a Joint Committee on Pre-School and Primary Training of Children.

Referred to Committee on Rules.

Assembly Bill No. 1: By Mr. Sam L. Collins—An act making an appropriation for the contingent expenses of the Assembly for the Fifty-sixth (First Extraordinary) Session of the Legislature, including

expenses of committees created at that session, and declaring that this act shall take effect immediately.

Referred to Committee on Rules.

Assembly Bill No. 2: By Messrs. Lyon and Wollenberg—An act making an appropriation from the State Lands Act Fund for the additional support of the Department of Justice, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 3: By Messrs. Middough, Dills, Ralph C., Stream, Fletcher, and Mrs. Niehouse—An act to add Section 2206 to the Health and Safety Code, relating to mosquito abatement districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 4: By Mr. Call—An act to add Section 1.5 to Chapter 873 of the Statutes of 1929, being an act, approved June 19, 1929 and entitled "An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the general government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor; and the manner of payment thereof, and to repeal an act entitled 'An act to authorize, empower, and direct the Governor of the State of California to employ counsel, agents, and attorneys for the purpose of prosecuting, collecting and recovering the claims of the State of California against the United States of America, to prescribe the terms and conditions of the employment, the rate of compensation therefor, and the manner of payment thereof,' approved March 23, 1907, and also repealing an act entitled 'Concerning the war debt of this State, and providing for the redemption thereof,' approved April 19, 1856," relating to the authority of the Governor to contract for the recovery of claims of the State against the United States arising out of the Civil, Spanish, Indian and other wars, declaring the urgency thereof, and take effect immediately.

Referred to Committee on Judiciary.

Assembly Bill No. 5: By Mr. Stream—An act to extend the effective date of an act entitled "An act relating to the performance by the Department of Public Works of highway and other cooperative work for the Federal Government, making an appropriation for administrative expenses, declaring the urgency thereof, and providing that this act shall take effect immediately," approved February 10, 1943, as amended.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 6: By Messrs. Johnson, Beal, Allen, Anderson, Beck, Bennett, Brown, Burke, Burkhalter, Call, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fletcher,

Guthrie, Heisinger, Hollibaugh, Kraft, McMillan, Middough, Miller, Thomas, Thurman, and Mrs. Niehouse—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

Assembly Bill No. 7: By Messrs. Johnson, Doyle, Dunn, Davis, Allen, Beal, Beck, Bennett, Brown, Burke, Burkhalter, Call, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Emlay, Evans, Fletcher, Guthrie, Heisinger, Hollibaugh, Kraft, McMillan, Middough, Miller, Thomas, Thurman, and Mrs. Niehouse—An act to amend Sections 19601, 19608, 19613, and 19616 of, and to add Section 19613 5 to, the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

Assembly Bill No. 8: By Messrs. Fourt and Waters—An act to validate bonds of Zone 1 of the Ventura County Flood Control District and proceedings relating thereto, and making final and conclusive, except as therein provided, the official canvass of election returns of the election at which said bonds were voted.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 9: By Messrs. Wollenberg, Allen, Beal, Beck, Berry, Brady, Burkhalter, Burns, Call, Collins, George D., Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Erwin, Fourt, Gaffney, Gannon, Guthrie, Haggerty, Hollibaugh, Kraft, Lyon, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Price, Robertson, Rosenthal, Stephenson, Stream, Thomas, Waters, and Werdel—An act to provide a unified program of construction, improvement, and equipment for State agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act.

Referred to Committee on Ways and Means.

Assembly Bill No. 10: By Mrs. Niehouse and Messrs. Burkhalter, Fourt, Kilpatrick, Kraft, McCollister, Stream, and Waters—An act to amend Section 16111 of the Education Code.

Referred to Committee on Education.

Assembly Bill No. 11: By Messrs. Hawkins, Carey, Rosenthal, and Mrs. Niehouse—An act to establish the right to equality of job opportunity for the people of California through creation of a State agency with power to eliminate and prevent discrimination because of race, religion, color, National origin or ancestry, through conciliation, education and legal procedures and making an appropriation for such agency.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 12: By Mr. Hawkins—An act to add Part 7.5 comprising Sections 15501 to 15521, inclusive, to Title 2 of Division 3

of the Government Code, relative to creating a Department of Commerce and Development, defining its functions, powers and duties, and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings
Upon adjournment—

Rules.

Transportation and Commerce.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Raymond Sherfey of Los Angeles.

On request of Mr. Weber, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Leslie Burgess and Larry Bridges of Stockton.

On request of Mr. Crichton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ray C. Pritchard of Fresno.

On request of Mr. Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Col. Thomas Murphy, Burke Smith, and Perry Taft of Los Angeles.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Isaac Kushner of Los Angeles.

ADJOURNMENT

At 11.52 a.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned out of respect to the memory of the late Judge Benjamin Franklin Warmer of Ontario and the late General George W. Patton, Jr., until 11 a.m., Wednesday, January 9, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

THIRD LEGISLATIVE DAY
THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, January 9, 1946

The Assembly met at 11 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Eternal God

May we pause in this grave hour, when the atomic bomb has changed the course of history and made the main issue of the world that of survival.

Let us be solemnly aware of this amazing discovery

May we never forget that, in the hands of the ruthless, it can destroy the cities and half the population of America in a single hour.

Grant that we may realize that we must now live in a state of perpetual fear or else organize the world on the principles of brotherly love.

Let us see the immediate necessity of increasing the rate of moral and spiritual progress tremendously, beyond anything we ever dreamed possible and to an extent that may seem visionary.

Let us see that we have now come to a point in history where to escape extinction we must prepare for a new world in which the nations must live together like the members of a peaceable family.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Knight, on motion of Mr. Watson.

Mr. Thurman, on motion of Mr. Leonard.

The following members were granted leaves of absence for the day, because of personal business elsewhere, and desired to waive their per diem :

Mr. Waters, on motion of Mr. Sam L. Collins.

Mr. Sheridan, on motion of Mr. Lyon.

At 12.12 p.m., Messrs. Call, Werdel, and Sawallisch were excused for the balance of the legislative day, to attend to legislative duties elsewhere.

COMMUNICATIONS

By the Chief Clerk :

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

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA

SACRAMENTO, CALIFORNIA, January 8, 1946

Honorable Arthur A. Ohnimus,

Chief Clerk, Assembly, Sacramento, California

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

Approved for Press Cards

The Associated Press—Archie Wells, Kirt MacBride, Newton Stearns, Norman Bell, Garbet Davidson, Roger Barr, and Al Baiton.

International News Service—A. Neil Shaw and Jackson A. Doyle

Los Angeles Examiner—Carl Greenberg

Los Angeles Daily News—L. E. Claypool.

Los Angeles Times—Chester G. Hanson

McClatchy Broadcasting Company (KFBK)—Tony Koester.

Oakland Tribune—Don Thomas

Sacramento Bee—Herbert L. Phillips, Alfred Lyons, Thomas Arden, Richard Rodda, Walter P. Jones, Hamilton Hintz, Myron V. DePew, Rudy Hickey, George Helmer, and Robert Handsacker

Sacramento Union—Charles J. Lillev, Jean Paulson, Joe Sullivan, Jeanne Pollett, and Joe Benetti

San Francisco Call Bulletin—James Adam.

San Francisco Chronicle—Earl C. Behrens and George T. Draper

San Francisco Examiner—Royal W. Jimerson and Jack Welter.

San Jose Mercury, Herald and other newspapers—Peggy Ferris.

United Press—Lloyd Lapham, J. F. McLaughlin, Ruth Lambert, Douglas Jaques, and William C. Vincent.

Sincerely,

EARL C. BEHRENS, President

By Messrs. Crichton and Heisinger :

The following communication was received, ordered printed in the Journal, and then filed with the Secretary of State :

Resolution of the City Council of the City of Clovis Urging State Legislature to Appropriate \$90,000,000, of State Surplus Funds to Cities and Counties to Assist in Constructing Essential Public Works

Resolution No. 131

WHEREAS, The population of the City of Clovis has increased from approximately 1,626 population in 1940, to an estimated population of approximately 2,500 or more, at this time; and

WHEREAS, The sewage disposal plant of the City of Clovis was designed for a capacity of 750 to 1,000 people; and

WHEREAS, Said sewage disposal plant is now in a very critical condition in that it is at present overloaded; and

WHEREAS, Said sewage disposal plant is considered to be unsanitary by the State Department of Public Health; and

WHEREAS, The City of Clovis has insufficient funds available to construct additional sewage disposal facilities, or to enlarge said sewage plant or to make it meet the requirements of the State Department of Public Health, and is in dire need of financial assistance for the doing of said work and for the preparation of plans and engineering expenses in connection therewith; and

WHEREAS, A survey just completed by competent engineers shows that it will be necessary to make an expenditure of approximately \$35,000 or more to construct proper sewage disposal facilities;

Be it resolved by the City Council of the City of Clovis that the Legislature of the State of California be urgently requested to make an appropriation of approximately \$90,000,000 out of State surplus funds, to be disbursed to cities and counties in proportion to their respective 1940 populations; that so far as the City of Clovis is concerned, any moneys so disbursed and paid to the City of Clovis will be used for a purpose which is clearly in the interest of the State of California, to wit: sewage treatment and construction of major sewage disposal facilities.

Dated: December 2, 1945.

LUTHER E. WELDON
Mayor of the City of Clovis
WM W. WAMSLEY
Clerk of the City of Clovis

I, the undersigned, Wm. W. Wamsley, Clerk of the City of Clovis, do hereby certify that the foregoing resolution was duly and regularly introduced and adopted by the Council of the City of Clovis at the regular adjourned meeting of said council held on the second day of December, 1945, at the hour of 8 o'clock p.m., at the City Hall in the City of Clovis, by the following vote, to wit:

AYES: Councilmen Bell, Hollowell, Rall, Sunier, Weldon.

NOES: Councilmen, None.

ABSENT: Councilmen, None.

WM. W. WAMSLEY
Clerk of the City of Clovis

By Speaker Lyon:

A telegram from the California Dry Cleaners Association, Inc., and the Southern California Cleaners and Dyers Association, Inc., by Al Wainess, Executive Secretary, relative to legislation pertaining to the dry cleaning industry was received, and ordered filed with the Secretary of State.

Also:

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

January 3, 1946

Honorable Charles W. Lyon, State Capitol

DEAR MR. LYON: The California State Library wishes to remind you that its facilities will be at your service during the coming legislative session. The entire staff is willing and anxious to respond to all your calls for information

Sincerely yours,

MABEL R. GILLIS,
STATE LIBRARIAN

Also:

A communication from Mr. and Mrs. Walter R. Koessler of Los Angeles, relative to appropriation for elementary schools at the University of California at Los Angeles, was received, and ordered filed with the Secretary of State.

Also:

A communication from Mrs. L. C. Sibley, relative to impeachment previously filed with the Committee on Judiciary, was received, and ordered filed with the Committee on Judiciary.

By Mr. Dunn :

The following communication was received, ordered printed in the Journal, and then referred to the Committee on Social Welfare :

STATE OF CALIFORNIA DEPARTMENT OF SOCIAL WELFARE
Sacramento, January 8, 1946

*Honorable Francis Dunn, Jr.,
The State Assembly, State Capitol,
Sacramento, California*

MY DEAR MR. DUNN : I am replying to your letter of January 2, 1946.

As you doubtless know, one of the basic purposes of the Aid to Needy Children program is to provide financial assistance to eligible children to assure them an opportunity to grow up in their own family relationships wherever possible. Under the law the State Department of Social Welfare is required to set standards of adequate care for children who qualify. The county welfare departments who have the responsibility for determining the degree of need of each family, use a budget schedule standard as a guide in evaluating each situation and relating the individual family needs to the adequate care standards. All available income is deducted from the budgetary needs of the individual family in arriving at the amount of the grant required to meet the deficiency. The department rulings and regulations in no way discourage or forbid the employment of the parent. However, the standards require that in the absence of the mother or caretaker that there be proper supervision of the children. In general, we find that the mother is not usually employed outside of the home if her family is large and there are children of pre-school age.

We are not prepared to state how many parents have outside employment in the entire caseload of some 6,000 cases; however, in a recent intensive study of 850 cases, approximately 9 per cent showed income from earnings of the parent.

The estimated number of women employed in manufacturing in California declined from 232,300 in October, 1944, to 116,100 in October, 1945, a drop of 50 per cent. By way of comparison, 547 families applied for Aid to Needy Children in October, 1945 against 337 in October, 1944, an increase of about 63 per cent. (More families applied for Aid to Needy Children in October, 1945, than in any month since June, 1941.)

The total number of families receiving Aid to Needy Children in October, 1945, was 6,523 as compared with 6,296 in October, 1944, an increase of not quite 4 per cent. However, it must be remembered that the Aid to Needy Children family caseload has had a history of precipitate and almost continuous decline during the war, starting at a high of 15,864 in June, 1941, and reaching a low of 6,240 in September, 1944, a decrease of 60 per cent in only three years. Hence, the moderate caseload increase already shown, along with the recent upswing in applications (to be later reflected in the caseload) must be regarded as significant.

Perhaps more relevant to your inquiry are data regarding reasons for opening and closing of Aid to Needy Children cases. While we do not have specific information on cases open because of loss of employment by mother, the number of new cases in which families had previously been supported (at least in part) by earnings of a parent, were 20 per cent higher during the six months ending December, 1945, than in the same period of 1944. Moreover, the number of Aid to Needy Children cases discontinued from aid because of earnings of parents were 26 per cent lower in the six months ending June, 1945, than in the same period of 1944. (Unfortunately, similar data on discontinuances for the July-December, 1945, period will not be available until about the end of January.)

Very sincerely yours,

CHARLES M. WOLLENBERG, Director
Department of Social Welfare

ANNOUNCEMENT

Speaker Lyon announced the acceptance of the Senate to an invitation extended by the Assembly to meet at 11.30 a.m., Friday, January 11, 1946, to hear remarks from the Hon. Sheridan Downey, United States Senator from California.

**REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW AND RE-REFER
ASSEMBLY BILLS NOS. 6 AND 7**

Mr. Johnson asked for, and was granted, unanimous consent that Assembly Bills Nos. 6 and 7 be withdrawn from the Committee on Social Welfare, and re-referred to the Committee on Education.

ANNOUNCEMENT

The Speaker announced that all bills presented at the desk will be referred to the Office of the Legislative Counsel for approval, ordered printed, and referred to their respective committees for consideration.

MOTION TO INSTRUCT CHIEF CLERK TO PURCHASE FLOWERS

On motion of Mr. Ralph C. Dills, seconded by Mr. Doyle, the Chief Clerk was instructed to order flowers to be sent to Eleanor Donoghue, and that he write a letter to her expressing best wishes of the Members of the Assembly for a quick recovery.

ANNOUNCEMENT

The Speaker announced that copies of the Senate and Assembly Journals and copies of the Histories of both houses will be placed upon the desk of each member, each morning. These books will not be bound, due to a lack of help in the Bill Room to perform this service.

The bills, with amendments, for each house will be bound and placed upon the members' desks.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. Doyle and Allen as a Select Committee to escort former Assemblyman, Col. Roger A. Pfaff recently returned from four years overseas, to the rostrum.

RECESS

At 11.17 a.m., on motion of Mr. Doyle, seconded by Mr. Allen, the Assembly recessed until 11.20 a.m. to hear remarks from Col. Roger A. Pfaff, former Member of the Assembly representing the Sixty-fourth Assembly District.

REASSEMBLED

At 11.20 a.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ANNOUNCEMENT

The Speaker announced that the beautiful oil painting depicting the Spirit of Freedom, which is now hanging in the Office of the Secretary of State may be viewed by all members wishing to see it.

RESOLUTIONS

The following resolution was offered:

By Mr. Crowley :

House Resolution No. 22

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

District	Name	Address	Distance from county seat.	Distance from county seat, more.	Distance from county seat, less.	Mileage one way.	Total mileage.	Amount at 5 cents per mile.
3	Lloyd W. Lowrey	Rumsey, Yolo County	23	36	--	59	118	\$5 90

Request for Unanimous Consent

Mr. Crowley asked for, and was granted, unanimous consent to take up House Resolution No. 22, at this time, without reference to committee or file.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Dekker, Denny, Dicke, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Johnson, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Muddough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 3: By Messrs. Lyons, Fletcher, Dunn, and Hollibaugh—Relative to memorializing Congress to enact S.1592 to establish a National Housing Policy and to provide for its execution.

Referred to Committee on Rules.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 4: By Messrs. O'Day, Brady, Wollenberg, Collins, George D., Berry, Haggerty, and Gaffney—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 of San Francisco at a general municipal election held therein on the sixth day of November, 1945.

Request for Unanimous Consent

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

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 4

Assembly Concurrent Resolution No. 4—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 of San Francisco at a general municipal election held therein on the sixth day of November, 1945.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Drekey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Hershner, Hollibaugh, Johnson, Kelpatrick, Leonard, Lowrey, Lyons, Maloney, Masson, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

NOES—None.

Resolution ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 7, 1946

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

Senate Concurrent Resolution No. 2

J. A. BEEK, Secretary of the Senate
By B. PEART, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 2—Approving a certain amendment to the charter of the City of Santa Rosa, a municipal corporation in the County of Sonoma, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the fourth day of December, 1945.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 2, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 2

Senate Concurrent Resolution No. 2—Approving a certain amendment to the charter of the City of Santa Rosa, a municipal corporation in the County of Sonoma, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the fourth day of December, 1945.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Hensinger, Hollibaugh, Johnson, Kilpatrick, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Mid-dough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72

NOES—None

Resolution ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 8, 1946

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

Senate Concurrent Resolution No. 1
Senate Concurrent Resolution No. 3
Senate Concurrent Resolution No. 4

Senate Concurrent Resolution No. 5
Senate Concurrent Resolution No. 6

J. A. BEEK, Secretary of the Senate
By B. PEART, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read:

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

Referred to Committee on Rules.

Senate Concurrent Resolution No. 3—Approving a certain amendment to the charter to 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 special municipal election held therein on the twentieth day of November, 1945.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 3, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 3

Senate Concurrent Resolution No. 3—Approving a certain amendment to the charter to 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 special municipal election held therein on the twentieth day of November, 1945.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Nichouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72

NOES—None.

Resolution ordered transmitted to the Senate.

FIRST READING AND REFERENCE OF SENATE BILLS
(RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 4—Approving an amendment to the charter of the City of Stockton, State of California, ratified by the qualified electors thereof, at a general municipal election held therein on Tuesday, October 9, 1945.

Request for Unanimous Consent

Mr. Weber asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 4, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 4

Senate Concurrent Resolution No. 4—Approving an amendment to the charter of the City of Stockton, State of California, ratified by the qualified electors thereof, at a general municipal election held therein on Tuesday, October 9, 1945.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Nichouse, O'Day, Pelletier, Price, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

NOES—None.

Resolution ordered transmitted to the Senate.

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

The following resolutions were read :

Senate Concurrent Resolution No. 5—Relative to distribution of legislative printing.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 6—Approving certain amendments to the charter of the City of Eureka, a municipal corporation in the County of Humboldt, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the eighteenth day of June, 1945.

Request for Unanimous Consent

Mr. Burns asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 6, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 6

Senate Concurrent Resolution No. 6—Approving certain amendments to the charter of the City of Eureka, a municipal corporation in the County of Humboldt, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the eighteenth day of June, 1945.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Enlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggeity, Hawkins, Helsing, Hollibaugh, Johnson, Kipatrick, King, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

NOES—None.

Resolution ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 8, 1946

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

Assembly Concurrent Resolution No. 1
Assembly Concurrent Resolution No. 2
Assembly Joint Resolution No. 1

J. A. BEEK, Secretary of the Senate
By B. PEART, Assistant Secretary

Above resolutions ordered enrolled.

RESOLUTIONS

The following resolution was offered :

By Mr. Sam L. Collins :

House Resolution No. 23

Resolved by the Assembly of the State of California, That the Temporary Rules of the Assembly as adopted on January 7, 1946, be and the same are hereby adopted as the Permanent Standing Rules of the Assembly for this Fifty-sixth (First Extraordinary) Session.

Resolution read, and referred to Committee on Rules.

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

The following resolution was offered :

Assembly Concurrent Resolution No. 5: By Mr. Burns—Relative to approving certain amendments to the charter of the City of Eureka, State of California, a municipal corporation in the County of Humboldt voted for and ratified by the qualified electors of said city at the general municipal election held therein on the eighteenth day of June, 1945.

Referred to Committee on Municipal and County Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 9, 1946

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

Assembly Bill No. 1

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

SAM L. COLLINS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

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

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 1, of the printed bill, after "The sum of", insert "two hundred thousand"; and after "dollars" and the characters "(\$", insert "200,000".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

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

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

Assembly Bill No. 13: By Messrs Heisinger, Guthrie, Clarke, Crichton, Thompson, and Thorp—An act to provide for research relative to the production of agricultural products by providing for a livestock and poultry diagnostic and testing laboratory in Fresno County and making an appropriation.

Referred to Committee on Live Stock and Dairies.

Assembly Bill No. 14: By Messrs. Thompson, Miller, Erwin, and Crichton—An act to add Section 973 to the Military and Veterans Code, relating to the county service officer, to take effect immediately.

Referred to Committee on Judiciary.

Assembly Bill No. 15: By Mr. Burns—An act making an appropriation to the Department of Industrial Relations for apprenticeship training, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 16: By Mr. Wollenberg—An act making an additional appropriation for support of the State Personnel Board in the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 17: By Mr. Wollenberg—An act making an appropriation to the Department of Finance to cover additional cost of construction, improvements, and equipment, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 18: By Messrs. Clarke, Guthrie, Erwin, Denny, Thorp, Brown, Butters, Heisinger, and Stream—An act to repeal Section 2 of Chapter 1235, Statutes of 1945, relating to the period during which provisions of the Agricultural Code governing disposal of garbage from vessels and aircrafts shall be effective.

Referred to Committee on Agriculture.

Assembly Bill No. 19: By Mr. Anderson—An act to amend Section 18973 of the Government Code, relating to veterans' preference in State civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 20: By Mr. Anderson—An act to amend Section 18973 of the Government Code, relating to veterans' preference in State civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 21: By Mr. Anderson—An act to amend Section 19533 of the Government Code, relating to veterans' preference in State civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 22: By Mr. Anderson—An act to amend Section 19534 of the Government Code, relating to veterans' preference in State civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 23: By Mr. Anderson—An act to amend Section 19057 of the Government Code, relating to veterans' preference in State civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 24: By Mr. Anderson—An act to add Section 19201 of the Government Code, relating to veterans' preference in State civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 25: By Mr. Anderson—An act to add Section 19705 to the Government Code, relating to veterans' preference in State civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 26: By Messrs. Watson, Erwin, Burkhalter, and Doyle—An act making an appropriation to the Division of Fish and Game, Department of Natural Resources, for construction, improvements, repairs and equipment, to take effect immediately.

Referred to Committee on Fish and Game.

Assembly Bill No. 27: By Messrs. King, Brown, Gannon, Guthrie, Lowrey, Rosenthal, and Stephenson—An act to add Section 2206 to the Health and Safety Code, relating to mosquito abatement districts.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 28: By Messrs. King, Thompson, Brown, Gannon, Guthrie, Lowrey, Rosenthal, and Stephenson—An act to provide State assistance of local agencies for the control of mosquitoes, and making an appropriation therefor.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 29: By Messrs. Crichton and Heisinger—An act making an appropriation to the Reclamation Board for the payment of the cost of cooperation by the State with the United States in the construction of the project for the Fresno County Stream Group for flood control, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 30: By Messrs. Debs, Waters, Johnson, Burkhalter, McMillan, Crichton, Brady, Sawallisch, and Stephenson—An act relating to aviation, providing for the creation of a California State Aviation Agency, prescribing its powers and duties and making an appropriation therefor.

Referred to Committee on Transportation and Commerce.

Speaker Pro Tempore Presiding

At 12.08 p.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

Assembly Bill No. 31: By Messrs. Evans, Doyle, Allen, Kilpatrick, Beal, Burkhalter, Debs, Dills, Clayton A., Dills, Ralph C., Fletcher, and Thomas—An act to establish the right to equality of job opportunity for the people of California through creation of a State agency with power to eliminate and prevent discrimination because of race, religion, color, national origin or ancestry, through conciliation, education and legal procedures and making an appropriation for such agency.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 32: By Messrs. Hawkins, McMillan, Anderson, Massion, Allen, Beal, Bennett, Brown, Burkhalter, Debs, Dekker, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Fletcher, Hollibaugh, Kilpatrick, Lyons, Pelletier, Robertson, Thomas, and Mrs. Niehouse—An act to amend Sections 19601 and 19613 and to repeal Section 19616 of

the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

Assembly Bill No. 33: By Messrs. Hawkins, McMillan, Anderson, Massion, Allen, Beal, Beck, Bennett, Brown, Burkhalter, Debs, Dekker, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Fletcher, Hollibaugh, Lyons, Pelletier, Robertson, Thomas, and Mrs. Niehouse—An act making an appropriation for child care centers and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

Assembly Bill No. 34: By Mr. Dickey—An act to amend Section 4157 of the Political Code, relating to the duties of sheriff.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Joint Resolution No. 4—By Messrs. Anderson, Lyons, Massion, Fletcher, Burkhalter, Evans, Hollibaugh, Kraft, Thomas, McMillan, and Middough—Relative to memorializing Congress to allocate housing appropriations upon the basis of need and of present population.

Referred to Committee on Rules.

Speaker Presiding

At 12.12 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Assembly Bill No. 35: By Messrs. Davis, Rosenthal, Erwin, Boyd, Armstrong, Beal, Burke, Burkhalter, Carey, Dickey, Dills, Ralph C., Dunn, Geddes, Hollibaugh, Johnson, Kulpatrik, Lyon, Lyons, Middough, Price, Robertson, and Wollenberg—An act to provide for a medical school and center at the University of California at Los Angeles, and to make an appropriation therefor.

Referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 9, 1946

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

House Resolution No. 23

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

SAM L. COLLINS, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 23, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 23

House Resolution No. 23

Resolved by the Assembly of the State of California. That the Temporary Rules of the Assembly as adopted on January 7, 1946, be and the same are hereby adopted as the Permanent Standing Rules of the Assembly for this Fifty-sixth (First Extraordinary) Session.

Resolution read.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, Sam L. Crichton, Crowley, Davis, Debs, Dekker, Denny, Dekey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Enlay, Erwin, Field, Fletcher, Fourt, Gaffney, Gammon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Masson, McMillan, Miller, Nichouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Wollenberg, and Mr. Speaker—67.

NOES—None.

NOTICE OF MOTION TO AMEND

Pursuant to the provisions of House Rule 93, Mr. George D. Collins gave notice that on the next legislative day he would move the adoption of the following amendments to the Standing Rules of the Assembly:

Relative to Amending the Standing Rules of the Assembly

Resolved by the Assembly of the State of California, That the Permanent Standing Rules of the Assembly be amended as follows:

Amendment No. 1

In Rule 19, as printed on page 11 of the Assembly Journal for January 7, 1946, strike out

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

Amendment No. 2

In Rule 72, as printed on pages 21 and 22 of said Journal, strike out the last two paragraphs, and insert

“Prior to the assignment of members to serve on the several standing committees, the preferences of the members with regard to committee assignments shall be considered while keeping in view the practical necessity of making assignments so that members will not serve on more than one committee which meets at the same time.

No Member of the Assembly shall be a member of more than three standing committees except that by appointment of the chairmen of the respective Republican and Democratic Party caucuses a member may serve on more committees.

The number of members to serve on each standing committee shall be determined by a majority vote of the elected membership and each political party shall be represented on each committee in the same proportion, as near as may be, as its representation in the Assembly. The members of the political party to serve on each committee shall be selected by the respective party caucuses; any vacancy shall likewise be filled by the party of the member causing the vacancy. For the purpose of committee appointments, any Member of the Assembly who is elected as an independent candidate may indicate with which political party he desires to be considered as affiliated.”

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 9, 1946

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

House Resolution No. 11

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

SAM L. COLLINS, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 11, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 11

House Resolution No. 11

Creating an Assembly Legislative Process Committee and Defining Its Powers and Duties

WHEREAS, The Legislature has been convened in extraordinary session to consider and act upon a wide range of subjects; and

WHEREAS, Many of the legislative proposals involve problems within the jurisdiction of more than one standing committee of the Assembly, and the adequate con-

sideration of such measures requires the cooperation of such several committees in order to avoid duplicating the work of one such committee by another, and much delay in the legislative process could be avoided if it were possible to eliminate such duplication of effort and provide a means for expediting the consideration of such measures; and

WHEREAS, There is need of a committee equipped to ascertain facts and secure information upon assigned topics from time to time during the session, a committee acting in aid of and in collaboration with the several standing committees of the Assembly, now, therefore, be it

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

1. There is hereby created a Special Committee designated the "Assembly Legislative Process Committee," which committee shall during this Special Session of the Fifty-sixth Legislature and any recess thereof take such steps as may be necessary to coordinate the work of the various standing committees of this session in considering questions before such session, in order that there may be no duplication of work or effort, and the committee shall make such studies as may be necessary, ascertain such facts and information, and secure such statistics for the use of the members and committees of the Assembly as may be of aid to them in considering and acting upon legislative proposals at this session.

2. The committee shall consist of the chairmen of the following Assembly committees: Rules, who shall be chairman of the committee, Ways and Means, Governmental Efficiency and Economy, Judiciary, Revenue and Taxation, Public Morals, Education, Transportation and Commerce, and five Members of the Assembly to be appointed by the Speaker thereof

Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

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

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon Investigating Committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate and of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members, except that the members of the committee shall serve without compensation and shall not be allowed mileage

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

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

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

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

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

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

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In the title of the resolution, after "Assembly", insert "First Extraordinary Session")"

Amendment No. 2

In paragraph 6 of the typed resolution after "The sum of", insert "fifty thousand".

Amendment No. 3

In paragraph 6 of the typed resolution, after "(\$", insert "50,000".

Amendments read and adopted.

Consideration of House Resolution No. 11, as Amended,
By Unanimous Consent

House Resolution No. 11

Creating an Assembly (First Extraordinary) Session Legislative Process Committee and defining its powers and duties

WHEREAS, The Legislature has been convened in extraordinary session to consider and act upon a wide range of subjects; and

WHEREAS, Many of the legislative proposals involve problems within the jurisdiction of more than one standing committee of the Assembly, and the adequate consideration of such measures requires the cooperation of such several committees in order to avoid duplicating the work of one such committee by another, and much delay in the legislative process could be avoided if it were possible to eliminate such duplication of effort and provide a means for expediting the consideration of such measures; and

WHEREAS, There is need of a committee equipped to ascertain facts and secure information upon assigned topics from time to time during the session, a committee acting in aid of and in collaboration with the several standing committees of the Assembly; now, therefore, be it

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

1. There is hereby created a Special Committee designated the "Assembly Legislative Process Committee," which committee shall during this Special Session of the Fifty-sixth Legislature and any recess thereof take such steps as may be necessary to coordinate the work of the various standing committees of this session in considering questions before such session, in order that there may be no duplication of work or effort, and the committee shall make such studies as may be necessary, ascertain such facts and information, and secure such statistics for the use of the members and committees of the Assembly as may be of aid to them in considering and acting upon legislative proposals at this session

2. The committee shall consist of the chairmen of the following Assembly committees: Rules, who shall be chairman of the committee, Ways and Means, Governmental Efficiency and Economy, Judiciary, Revenue and Taxation, Public Morals, Education, Transportation and Commerce, and five Members of the Assembly to be appointed by the Speaker thereof.

Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

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

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon Investigating Committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate and of the Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members, except that the members of the committee shall serve without compensation and shall not be allowed mileage.

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

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

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

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

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

6. The sum of fifty thousand dollars (\$50,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay,

Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Robertson, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—66
 NOES—None.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—

Municipal and County Government.

At 2 p m.—

Ways and Means.

At 8 p.m.—

Education.

CHIEF CLERK INSTRUCTED TO WRITE LETTERS

On request of the Speaker, and by unanimous consent, the Chief Clerk was instructed to write a letter to former Senator and Superior Judge A. J. Pierovich of Amador County at the St. Mary's Hospital in San Francisco, expressing the best wishes of this House for his complete and speedy recovery.

On request of the Speaker and by unanimous consent, the Chief Clerk was instructed to write a letter to State Controller Harry B. Riley, on behalf of the Members of the Assembly, expressing best wishes for his rapid return to good health.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
 SACRAMENTO, January 9, 1946

The Secretary of State has this day chaptered and filed the following resolution:
 Assembly Joint Resolution No. 1, Chapter 1.

FRANK M. JORDAN, Secretary of State
 By CHAS. J. HAGERTY, Deputy

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. McMillan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Clarence Marshall of Venice.

On request of Mr. Allen, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Col. O. C. Wyman of Sacramento.

On request of Mr. Gaffney, the San Francisco Delegation, and The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Supervisor and former Assemblyman Dan Gallagher; and Robert Callaghan and Bernard Lenhart of San Francisco.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the wife and sister-in-law of Assemblyman Berry, Mrs. William Clifton Berry, and Mrs. Edward F. Brady, both of San Francisco.

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Major Herman Marcus, U. S. Army.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Jack Martin, principal, and the following pupils of the Rocklin school: Robert B. Lee, Edward S. Hebuck, Frank Lopez, Jr., Helen Tillaack, Lois Arndt, Frances DeFuentes, Mary DeFuentes, Hildreth Jespersen, Carmen Sanchez, Edna Simmons, Ila Jeanne Manster, Joanne Ruhkala, Sally Ann Bottomley, Bucky Brashear, Joan Dricke, Ella Frank, Elsie Barkhurst, Ruby Navarre, Alberta Evans, Rodger Payne, Carl Lundelius, Don Sall, Mrs. Sall, Mrs. Munster, and Mrs. Martin.

On request of the Los Angeles Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Kyle Palmer of Los Angeles.

On request of Mr. Leonard, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Richard D. McClure, U. S. Army.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harry Joffe of Los Angeles.

ADJOURNMENT

At 12.18 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 11 a.m., Thursday, January 10, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

FOURTH LEGISLATIVE DAY
 FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Thursday, January 10, 1946

The Assembly met at 11 a.m..

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

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Duun, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Nicheouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—79.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

O God of Eternity

May we be grateful for the dawn of the New Year, with its fresh opportunity, and behold the new beginnings that beckon to us.

Let us now forget the dark experiences of the past that may hinder a fresh beginning, and every memory that casts a shadow upon our mind and heart.

Let us begin with a new spirit of good nature, free from old hates and grudges, and cherish a new mood of kindness and benevolence to every living creature.

Let us begin with a mind free from old prejudices and preconceptions, and have an open mind to new suggestions and fresh ideas.

Let us begin with that new spirit of mutuality and kinship with all classes and races—the new feeling of oneness with all mankind, which is the prophecy of universal concord.

So by our new minds and new attitudes we may make a new world of unity about us, and make every yesterday a memory of happiness and every tomorrow a vision of hope.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Knight, on motion of Mr. Watson.

COMMUNICATIONS

By the Chief Clerk:

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

Opinion of Legislative Counsel

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO 2, CALIFORNIA, January 6, 1946

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

MATTERS WHICH MAY BE ACTED UPON AT SPECIAL SESSIONS

DEAR MR. OHNIMUS: On behalf of several Members of the Legislature you have requested us to prepare a summary of the matters which may be acted upon at a special session.

Section 9 of Article V of the State Constitution provides that the Governor "may, on extraordinary occasions, convene the Legislature by proclamation, stating the purposes for which he has convened it, and when so convened it shall have no power to legislate on any subjects other than those specified in the proclamation, but may provide for the expenses of the session and other matters incidental thereto."

This section takes from the Legislature only the power "to legislate" on subjects not specified in the proclamation. Otherwise the Legislature may do anything at a special session that it may do at a regular session.

The term "to legislate" ordinarily means to enact laws. It also includes the proposing of constitutional amendments and the approval or rejection of charters and charter amendments (*People v. Curry*, 130 Cal. 82).

The creation of a legislative committee was held to require an act of legislation in *Swing v. Riley*, 13 Cal. (2d) 513. Under Section 37 of Article IV of the Constitution such a committee may now be created by resolution. Since, however, the investigating function is ancillary to the legislative function such a committee could not be created to investigate any subject other than one specified in the proclamation. Similarly, a resolution to allocate money to an existing investigating committee could only do so for a committee investigating a subject within the proclamation.

Matters which need not be within the scope of the proclamation include:

1. Appropriations for the expenses of the session (Sec. 9, Art. V, Const.). This includes appropriations for mileage, members' expenses, contingent expenses, printing, and any other expense directly attributable to the particular session.
2. Joint resolutions directed to the President, the Congress, or any official or agency of the United States.
3. Single house or concurrent resolutions of congratulation, condolence, adjournment out of respect to a deceased person, and similar resolutions of no legal effect.
4. Confirmation of appointments by the Senate (*People v. Blanding*, 63 Cal. 333).
5. Impeachment proceedings. The impeachment process is essentially judicial rather than legislative in nature.
6. Matters such as election of officers, appointment of legislative help, and similar routine matters.

In the determination of whether or not a particular measure is on a subject specified in the proclamation, an examination of the measure and the items in the proclamation is always necessary. There is no definite formula for making such determinations.

There are, however, certain guiding principles which aid in determining such a question.

The Legislature is restrained by the Constitution only from legislating on a subject not specified in the proclamation. The converse of this is that the Legislature may "legislate" on subjects specified in the proclamation. This means that there must be room for the exercise of legislative discretion.

The Governor may not tie the Legislature down to enacting or failing to enact a specific proposal. The Legislature is free to act as it sees fit on the subject of the proposal. For example, under an item in the proclamation to repeal a certain code section the Legislature could amend the section or add new sections relating to the same subject matter as the section mentioned in the item. Similarly, under an item to make an appropriation for a specified purpose the Legislature could attach any

number of conditions to the expenditure of the appropriation. It could not, however, make an appropriation for an entirely different purpose. (See *Martin v. Riley*, 20 Cal. (2d) 28).

Briefly, the Governor must submit to the Legislature a "subject." Upon that "subject" the Legislature is free to "legislate" in any manner it desires. In other words, the Governor controls the scope of the legislation at a special session, but the Legislature controls the nature of the legislation and may enact, or fail to enact, any legislation within the scope of the proclamation.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By JOSEPH W. PAULUCCI, Chief Deputy

By Mr. Speaker:

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

SAN FRANCISCO, CALIFORNIA, January 9, 1946

Speaker Charles W. Lyon
President Pro Tempore of Senate Jerrold Seawell.
Capitol, Sacramento, California

Will be most happy to address Joint Session Senate and Assembly on Friday eleven thirty. My compliments and regards.

SHERIDAN DOWNEY, United States Senator.

By Mr. Price:

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

BUSINESS AND PROFESSIONAL WOMEN'S CLUB, ONTARIO, CALIFORNIA

JANUARY 7, 1946

Assemblyman R. Fred Price, State Capitol,
Sacramento, California

DEAR FRED: The 112 members of the Ontario Business and Professional Women's Club wish to express their DISapproval of the State Controlled Child Centers Bill.

While no person would wish to see any child uncared for, particularly one whose working mother is forced by circumstances beyond her control to leave her child to the care of others, we DO however, feel that State controlled centers would only encourage an already serious lack of responsibility on the part of young mothers of today, and further, that the State has no right in this country to assume the care and influence of children in their most formative years.

We will appreciate, therefore, your vote against this measure

Very truly yours,

IRENE H. BABCOCK,
Legislation Chairman

Also:

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

FONTANA FARMS COMPANY, FONTANA, CALIFORNIA

January 8th, 1946

Assemblyman R. Fred Price, State Capitol
Sacramento, California

DEAR MR. PRICE: We notice that the special session of the Legislature will convene shortly. While we realize that the State has a tremendous problem, yet on the other hand the cities have never been considerate of the country districts, and we are unable to see why the general taxpayers of the State should be called upon to furnish conveniences for the city dwellers. If our memory serves us correctly there are still some highways that were voted in the first bond issue that have never been constructed, and if they were constructed it would certainly be a convenience to the farming communities in the marketing of their commodities.

We also understand that the Child Care Centers are to be taken into consideration, and while possibly it is true that these are a necessity in the cities, yet it seems to us when we establish some Government agency that we are never able to get rid of it. We have one of these centers in our community and in checking on this several months ago we found that out of the 28 pupils that were being cared for at this center that all but five could possibly have made other arrangements.

We are extremely short of school rooms and this building that is taking care of 28 children, our maintenance man at the schools tells me would take care of 140 if the school could take it over. I would hesitate to say how much it was costing the tax-

payers each month to take care of these 28 children, but if you are sufficiently interested in getting the figures on the number of children maintained in this nursery and the cost per child I would suggest that you get in touch with John Allen Fitz, the superintendent of our schools.

Very truly yours,

E. L. SEDELMEIER, Vice President

By the Chief Clerk:

A communication from Mr. Bill Attaway relative to suggestions to the Legislature pertaining to more definite action on enforcing laws against the criminally minded as a contribution to the public peace was received and ordered filed with the Secretary of State.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 36: By Mr. Kraft—An act to amend Section 17704 of, and to add Section 17704.1 to, the Health and Safety Code, relating to apartment houses and hotel buildings.

Referred to Committee on Public Health.

Assembly Bill No. 37: By Mr. Kraft (By Request)—An act to amend Section 2496 of the Business and Professions Code providing for increase in annual tax and registration fees.

Referred to Committee on Public Health.

Assembly Bill No. 38: By Messrs. Clarke and Brown—An act making an appropriation to the Reclamation Board for the payment of the cost of cooperation by the State with the United States in the prosecution of the plan of improvement for flood protection on various streams in the Merced County Stream Group in the San Joaquin Valley, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 39: By Messrs. Lyons and Maloney—An act to repeal the War Production Act, relating to employment and working conditions of female employees, and to revoke all permits issued thereunder.

Referred to Committee on Industrial Relations.

Assembly Bill No. 40: By Messrs. Maloney and Lyons—An act to repeal the Minors Emergency War Employment Act and to revoke all permits issued thereunder.

Referred to Committee on Industrial Relations.

Assembly Bill No. 41: By Messrs. Middough, Kraft, McCollister, Stream, Mrs. Niehouse, Messrs. Anderson, Bennett, Boyd, Brown, Burkhalter, Davis, Debs, Dills, Ralph C., Dunn, Fletcher, Kilpatrick, Mission, and Watson—An act making an appropriation for construction, improvements, repairs and equipment of State parks, Division of Beaches and Parks, Department of Natural Resources, to take effect immediately.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 42: By Messrs. Middough, Kraft, McCollister, Stream, Mrs. Niehouse, Messrs. Anderson, Bennett, Boyd, Brown, Burk-

halter, Davis, Debs, Dills, Ralph C., Dunn, Fletcher, Kilpatrick, Mission, and Watson—An act making an appropriation for construction, improvements, repairs and equipment of State beaches, Division of Beaches and Parks, Department of Natural Resources, to take effect immediately.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 43: By Messrs. Debs and Sawallisch—An act to amend Section 5 of an act entitled "An act relating to the determination of the wartime population of cities or cities and counties for purposes of allocation of moneys from the State Highway Fund and from the Motor Vehicle License Fee Fund for expenditures therein, and declaring the urgency thereof," approved May 18, 1943, relating to the time said act remains in effect, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation and Commerce.

Assembly Joint Resolution No. 5: By Messrs. Butters, Erwin, Boyd, and Watson—Relative to the modification of the application of price controls to retailers in the sale of lumber.

Referred to Committee on Conservation and Planning.

Assembly Concurrent Resolution No. 6: By Mr. Doyle—Relative to a site for the location of a Medical School and Center at the University of California at Los Angeles, California.

Referred to Committee on Governmental Efficiency and Economy.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Johnson asked for, and was granted, unanimous consent that the Committee on Education be permitted to hold joint meetings with the Committees on Social Welfare and Ways and Means in the Assembly Chamber on Wednesday, January 16, 1946, at 8 p.m. and on Thursday, January 17, 1946, at 2 p.m., for the purpose of considering Assembly Bills Nos. 6 and 7, and all other child care center bills introduced prior to these dates.

Mrs. Niehouse asked for, and was granted, unanimous consent that the Committee on Social Welfare be permitted to use the Assembly Chamber on Wednesday, January 16, 1946, at 8 p.m. and on Thursday, January 17, 1946, at 2 p.m., for the purpose of meeting in joint session with the Committee on Education and the Committee on Ways and Means.

Mr. Wollenberg asked for, and was granted, unanimous consent that the Committee on Ways and Means be permitted to use the Assembly Chamber on Wednesday, January 16, 1946, at 8 p.m. and on Thursday, January 17, 1946, at 2 p.m., for the purpose of meeting in joint session with the Committee on Education and the Committee on Social Welfare.

REQUEST FOR UNANIMOUS CONSENT TO PRINT CORRECTED REPORT IN JOURNAL

Mr. Davis asked for, and was granted, unanimous consent that the following corrected report relative to the Priorities Building Program of the University of California be printed in the Journal.

BUILDING PROGRAM—UNIVERSITY OF CALIFORNIA—November 27, 1945

<i>Campus</i>	<i>Building</i>	<i>Berkeley</i>	<i>Davis</i>	<i>LaJolla</i>	<i>Los Angeles</i>	<i>Mt. Hamilton</i>	<i>Riverside</i>	<i>San Francisco</i>	<i>Santa Barbara</i>	<i>General</i>
1. S.F.	Teaching Hospital Completion	-----	-----	-----	-----	-----	-----	\$2,670,000	-----	-----
2. L.A.	Library Stack Completion	-----	-----	-----	\$215,000	-----	-----	-----	-----	-----
3. B.	Library Stack Completion	\$335,000	-----	-----	-----	-----	-----	-----	-----	-----
4. D.	Veterinary Science Unit No. 2	-----	\$670,000	-----	-----	-----	-----	-----	-----	-----
5. L.J.	Pier Repairs and Rehabilitation	-----	-----	\$67,000	-----	-----	-----	-----	-----	-----
6. S.B.	Library and Administration	-----	-----	-----	-----	-----	-----	-----	\$400,000	-----
7. M.H.	Fire Protection and Building Rehabilitation	-----	-----	-----	-----	\$100,000	-----	-----	-----	-----
8. L.A.	Engineering Unit No. 1	-----	-----	-----	1,670,000	-----	-----	-----	-----	-----
9. D.	Plant Sciences	-----	670,000	-----	-----	-----	-----	-----	-----	-----
10. L.A.	Medical School	-----	-----	-----	5,120,000	-----	-----	-----	-----	-----
	Preclinical	-----	-----	-----	-----	-----	-----	-----	-----	-----
	Laboratories	\$2,370,000	-----	-----	-----	-----	-----	-----	-----	-----
	Hospital	2,750,000	-----	-----	-----	-----	-----	-----	-----	-----
11. S.F.	Medical Sciences	-----	-----	-----	-----	-----	-----	2,275,000	-----	-----
12. B.	Chemistry Expansion	800,000	-----	-----	-----	-----	-----	-----	-----	-----
13. R.	Plant Pathology and Physiology	-----	-----	-----	-----	-----	\$400,000	-----	-----	-----
14. S.B.	Classrooms	-----	-----	-----	-----	-----	-----	-----	400,000	-----
15. L.A.	Utility Expansion	-----	-----	-----	134,000	-----	-----	-----	-----	-----
16. B.	Library Annex	1,335,000	-----	-----	-----	-----	-----	-----	-----	-----
17. D.	Soils and Irrigation	-----	400,000	-----	-----	-----	-----	-----	-----	-----
18. L.J.	Library, Museum and Aquarium	-----	-----	167,000	-----	-----	-----	-----	-----	-----
19. L.A.	(a) Social Sciences	-----	-----	-----	2,390,000	-----	-----	-----	-----	-----
	(b) Geology and Chemistry	-----	-----	-----	-----	-----	-----	-----	-----	-----
20. M.H.	Reflecting Telescope	-----	-----	-----	-----	1,200,000	-----	-----	-----	-----
21. S.B.	Gymnasium	-----	-----	-----	-----	-----	-----	-----	466,000	-----
22. R.	Heating Plant	-----	-----	-----	-----	-----	80,000	-----	-----	-----
23. L.A.	Life Sciences Unit No. 2	-----	-----	-----	1,335,000	-----	-----	-----	-----	-----
24. B.	Engineering	1,335,000	-----	-----	-----	-----	-----	-----	-----	-----
25. D.	Poultry Husbandry	-----	335,000	-----	-----	-----	-----	-----	-----	-----
26. S.B.	Sciences	-----	-----	-----	-----	-----	-----	-----	734,000	-----
27. L.J.	Sea Wall	-----	-----	34,000	-----	-----	-----	-----	-----	-----
28. S.F.	Dental Clinic Expansion	-----	-----	-----	-----	-----	-----	135,000	-----	-----
29. L.A.	Library Wing and Alterations	-----	-----	-----	790,000	-----	-----	-----	-----	-----
30. B.	School of Public Health	750,000	-----	-----	-----	-----	-----	-----	-----	-----
31. L.J.	Utilities Expansion and Roads	-----	-----	34,000	-----	-----	-----	-----	-----	-----
32. D.	Utilities Expansion and Roads	-----	147,000	-----	-----	-----	-----	-----	-----	-----
33. L.A.	Business Admin. and Economics	-----	-----	-----	1,000,000	-----	-----	-----	-----	-----
34. B.	Classrooms	1,500,000	-----	-----	-----	-----	-----	-----	-----	-----
35. D.	Student Health Center	-----	200,000	-----	-----	-----	-----	-----	-----	-----
36. L.A.	Men's Gymnasium Alterations and Additions	-----	-----	-----	400,000	-----	-----	-----	-----	-----
37. L.A.	Women's Gymnasium Alterations and Additions	-----	-----	-----	400,000	-----	-----	-----	-----	-----

BUILDING PROGRAM—UNIVERSITY OF CALIFORNIA—November 27, 1945—Continued

Campus	Building	Berkeley	Davis	LaJolla	Los Angeles	Mt. Hamilton	Riverside	San Francisco	Santa Barbara	General
38 B.	Utility Expansion	135,000								
39 B.	Jurisprudence	900,000								
40 D.	Home Economics		670,000							
41 L.A.	Student Health Center				800,000					
42 B.	Forestry	800,000								
43 L.A.	Home Economics				670,000					
44 B.	Physics Additions	800,000								
45 L.A.	Administration Wing				335,000					
46 B.	Home Economics	670,000			670,000					
47 L.A.	Education and Art									
48 B.	Insectary Unit No. 1	67,000								
49 B.	Forest Products Laboratory	670,000								
50 D.	Food Technology		670,000							
51 L.A.	Arroyo Grading				400,000					
52 B,D.	Dormitories (to be divided pro-									
	L.A., portionately to enrollment.									
	S B. and to be matched by an equal									
	amount from other sources)									\$5,600,000
53 S.F.	Quarters for Nurses and									
	Internes							940,000		
54 S.F.	Clinics Addition or Parking									
	Bldg.							700,000		
55 S.F.	Medical Sciences Completion							4,441,000		
56 L.A.	Medical School				6,935,000					
	Vivarium	\$ 295,000								
	Hospital	2,750,000								
	Outpatient Clinic	1,470,000								
	Nurses' Home	500,000								
	Internes' Quarters	210,000								
	Clinical Research									
	Laboratories	1,210,000								
	Laundry and Mtg.									
	Plant	500,000								
57 D.	Veterinary Science Unit No. 3.		1,000,000							
58 S.B.	Power House and Utilities								270,000	
59 B.	Utilities Extension	265,000								
60 L.J.	Service			35,000						
61 R.	Shops, Metal and Woodwork						30,000			
62 L.A.	University Elementary School				600,000					
	Minimum Urgent Building Needs of the									
	University of California to 1950	\$10,362,000	\$4,762,000	\$337,000	\$23,864,000	\$1,300,000	\$510,000	\$11,161,000	\$2,270,000	\$5,600,000
	GRAND SUBTOTAL—	\$60,166,000								

APPOINTMENT OF SELECT COMMITTEE

Speaker pro tempore Maloney announced the appointment of Messrs. Johnson and Dickey as a Select Committee to escort Sgt. Randal F. Dickey, Jr., to the rostrum.

RECESS

At 11.24 a.m., on motion of Mr. Johnson, the Assembly recessed until 11.25 a.m. to hear remarks from Sgt. Randal F. Dickey, Jr., son of Assemblyman Dickey, recently returned from three years overseas.

REASSEMBLED

At 11.25 a.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REMARKS RELATIVE TO SGT. RANDAL F. DICKEY, JR.

Mr. Johnson asked for, and was granted, unanimous consent that the following remarks relative to Sgt. Randal F. Dickey, Jr., be ordered printed in the Journal:

Remarks Relative to Sergeant Randal F. Dickey, Jr.

Sgt. Randal F. Dickey, Jr., 149th Combat Engineer Company, served in the Aleutians, Normandy, France, Belgium, and the Rhineland; was active in five engagements; awarded the Presidential Citation; and the Croix de Guerre (France).

MOTION TO TEMPORARILY SUSPEND THE RULES

Mr. Dunn moved that the Rules be temporarily suspended for the purpose of permitting Sgt. Randal F. Dickey, Jr., the privilege of the Assembly floor today.

Motion carried unanimously.

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

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

Assembly Bill No. 44: By Mr. Rosenthal—An act to create the California Reconversion Finance Corporation, empowering said corporation to issue revenue bonds and to invest or lend the proceeds thereof for the purpose of stimulating private enterprise and aiding in slum clearance and urban rehabilitation, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 45: By Messrs. Hawkins and Collins, George D.—An act to declare the necessity of direct participation by the State in the Community Redevelopment Program and the Low-rent Housing Program, and that assistance to community redevelopment agencies and housing authorities constitutes a public use and purpose and an essential governmental function for which public moneys may be spent and other aid given; creating the California Redevelopment and Housing Commission and defining its powers and its relations with community redevelopment

agencies and housing authorities; relating to State-aided redevelopment and housing projects; and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Concurrent Resolution No. 7: By Messrs. Kilpatrick, Allen, McMillan, Gaffney, Anderson, Bennett, Burkhalter, Crowley, Davis, Debs, Dekker, Dills, Clayton A., Dills, Ralph C., Evans, Fletcher, Geddes, Hawkins, Hollibaugh, Lyons, Massion, Pelletier, Price, Robertson, and Thomas—Relative to the current housing shortage within the State.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Mr. Call:

House Resolution No. 24

Relative to the Passing of Maxwell McNutt

The brilliant career of Maxwell McNutt, Judge of the Superior Court in and for the County of San Mateo, was brought to a close on January 3, 1946.

Long one of the most colorful figures of California's bench and bar, he was to attain National identity for his defense of Tom Mooney and Warren K. Billings when they were prosecuted for the 1916 Preparedness Day bombing. Again in 1931 he was to become associated with another famous case, representing Constance May Gavin in her long-fought claim for a share in the James L. Flood estate.

Admitted to the bar in 1896, Judge McNutt had devoted the greater part of his 72 years to private practice of the law. He did, however, serve as Assistant District Attorney of San Francisco from 1909 to 1913.

As Judge of the Superior Court in and for the County of San Mateo from 1932 to the time of his passing, he was recognized both within and without that county as an able member of the Bench who performed the duties of his office wisely, fairly, conscientiously and well; now, therefore, be it

Resolved by the Assembly of the State of California, That when the Assembly this day adjourns it shall do so in respect to the memory of Maxwell McNutt; and be it further

Resolved, That the Chief Clerk is directed to convey to Mrs. Ella Cook McNutt, the widow of Maxwell McNutt, and to his son, Maxwell McNutt, Jr., this expression of tribute by the Assembly of California.

Request for Unanimous Consent

Mr. Call asked for, and was granted, unanimous consent to take up House Resolution No. 24, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Call:

House Resolution No. 25

Relating to Hiram W. Johnson

On August 6, 1945, death took from this world Hiram W. Johnson, one of the most illustrious men in the history of California. Twice elected to the office of Governor of California, he established a record of great accomplishment. Under his leadership political and administrative reforms were accomplished which have been of unceasing benefit to this State.

As a member of the United States Senate, he took his full part in a quarter century of turbulent world history, serving continuously until his death at the age of 78 years; now, therefore, be it

Resolved by the Assembly of the State of California, That when this Assembly adjourns this day it do so in respect to the memory of Hiram W. Johnson, late of the United States Senate and former Governor of California; and be it further

Resolved, That the Chief Clerk of the Assembly is requested to transmit suitable copies of this resolution to the family of Hiram W. Johnson.

Request for Unanimous Consent

Mr. Call asked for, and was granted, unanimous consent to take up House Resolution No. 25, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

By Messrs. Burkhalter, Bennett, Kilpatrick, Anderson, McMillan, Dills, Ralph C., Debs, Dunn, Massion, Hawkins, Heisinger, Doyle, Beal, Berry, Brown, Dills, Clayton A., and Mrs. Niehouse :

House Resolution No. 26

Relating to requesting the Governor to permit the Legislature to consider legislation on aid to the aged and aid to the blind

The Legislature has been convened in extraordinary session commencing the seventh day of January, 1946, to consider and act upon numerous subjects of great and immediate importance; but the subjects specified by the Governor in his proclamation do not include aid to the aged and aid to the blind.

Liberalization of the existing laws governing aid to the aged and aid to the blind is urgently required, in view of the increasing cost of living and the decreasing opportunities for employment, which render the present amounts of aid provided daily less adequate for the needs of the recipients, and the conditions of eligibility daily more unsuited to present conditions.

The policy of the State of California has long been and continues to be provision of aid to the aged and blind of the State on as generous a basis as the finances of the State permit, and the Members of the Assembly desire to effectuate this policy at this time; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly does hereby request and urge the Governor to permit the Legislature to give immediate consideration to the subject of public assistance, including aid to the aged and aid to the blind, and to enact legislation liberalizing the present provisions for such assistance; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit to the Governor immediately a copy of this resolution.

Resolution read.

Request for Unanimous Consent

Mr. Burkhalter asked for unanimous consent to take up House Resolution No. 26, at this time, without reference to committee.

Mr. Sam L. Collins withheld unanimous consent.

Resolution referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSFMBLY CHAMBER, SACRAMENTO, January 10, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 2

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

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

**SECOND READING OF ASSEMBLY BILLS
BY UNANIMOUS CONSENT**

Assembly Bill No. 2—An act making an appropriation from the State Lands Act Fund for the additional support of the Department of Justice, 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 Ways and Means:

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "one hundred fifty", and insert "forty-five".

Amendment No. 2

On page 1, line 2, of the printed bill, strike out "\$150,000)", and insert "\$45,000)".

Amendments read and adopted

Bill ordered reprinted and engrossed.

Hon. Randal F. Dickey Presiding

At 11.33 a.m., Hon. Randal F. Dickey, Member of the Assembly from the Fourteenth District, presiding.

REPORTS OF STANDING COMMITTEES**Committee on Municipal and County Government**

ASSEMBLY CHAMBER, SACRAMENTO, January 9, 1946

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 8

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

HOLLIBAUGH, Vice-Chairman

Above reported bill ordered to second reading.

**SECOND READING OF ASSEMBLY BILLS
BY UNANIMOUS CONSENT**

Assembly Bill No. 8—An act to validate bonds of zone one of the Ventura County Flood Control District and proceedings relating thereto, and making final and conclusive, as therein provided, the canvass of election returns of the election at which said bonds were voted.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Education**

ASSEMBLY CHAMBER, SACRAMENTO, January 9, 1946

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

Assembly Bill No. 10

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

JOHNSON, Chairman

Above reported bill ordered to second reading.

**SECOND READING OF ASSEMBLY BILLS
BY UNANIMOUS CONSENT**

Assembly Bill No. 10—An act to amend Section 16111 of the Education Code, relating to the computation of income of veterans for the purpose of determining tuition fees of their children.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 9, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 1—Relative to memorializing the General Assembly of the United Nations Organization to reconsider the recommendations of its Preparatory Commission, and to select the City of San Francisco, State of California, or other suitable site within said State, as capital of the United Nations Organization; And reports that the same has been correctly enrolled, and presented to the Secretary of State on the ninth day of January, 1946, at 5 p.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, January 10, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 1

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1—An act making an appropriation for the contingent expenses of the Assembly for the Fifty-sixth (First Extraordinary) Session of the Legislature, including expenses of committees created at that 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—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Diekey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—78.

NOES—None.

Bill ordered transmitted to the Senate.

MOTION TO AMEND STANDING HOUSE RULES CONTINUED

Mr. George D. Collins asked for, and was granted, unanimous consent that consideration of his motion to amend the Permanent Standing Rules of the Assembly be continued until Monday, January 14, 1946.

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

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

Assembly Bill No. 46: By Mr. Ralph C. Dills—An act to amend Section 18105 of the Health and Safety Code, relating to auto courts and resorts, auto and trailer camps, to take effect immediately.

Referred to Committee on Public Health.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT ADDITIONAL
COPIES OF ASSEMBLY BILL NO. 44**

Mr. Rosenthal asked for, and was granted, unanimous consent that 500 additional copies of Assembly Bill No. 44 be printed.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Field announced that a meeting of the Committee on Governmental Efficiency and Economy will be held next Wednesday afternoon, January 16, 1946.

It was announced that the Committee on Ways and Means would hold a meeting today at 2 p.m.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO, January 10, 1946

The Secretary of State has this day chaptered and filed the following resolutions:

Assembly Concurrent Resolution No. 1, Chapter 2
Assembly Concurrent Resolution No. 2, Chapter 3.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Johnson and the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sgt. Randal F. Dickey, Jr., of Alameda.

On request of Mr. Guthrie, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Jay G. Brown and Mrs. Robert McDonald of Porterville.

ADJOURNMENT

At 11.42 a.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 11 a.m., Friday, January 11, 1946, out of tribute to Sgt. Randal F. Dickey, Jr.; and out of respect to the memory of the late Judge Maxwell McNutt and the late United States Senator Hiram W. Johnson.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

FIFTH LEGISLATIVE DAY

FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Friday, January 11, 1946

The Assembly met at 11 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Armstrong, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Lowery, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

O God of Mankind

As we come together, may we be more aware of the similarity of our ideals and of our aims, which help us to get along with one another and work together for a greater California.

One in the spirit of reverence and of faith in the Infinite Presence which encompasses us, and one in the pulsations of the Great Divine Heart within us.

Let us realize how alike we are in the faculties of the intellect, which reach out after knowledge and seek for the wisest courses of political action.

Alike in the same ambition for success and alike in the universal desire for the approval of our fellowmen.

Alike in the same earnest desire to improve the conditions of our people, to make our Commonwealth prosperous, and America the land of the most free and intelligent people of the earth.

So may we see that the things in which we agree are more numerous, weighty and important than what we disagree about, and inspire us to get along together with continual good nature.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day because of legislative business elsewhere:

Mr. Leonard, on motion of Mr. Clarke.
 Mr. Geddes, on motion of Mr. Clarke.
 Mr. Stephenson, on motion of Mr. Clarke.
 Mr. Burkhalter, on motion of Mr. Debs.

The following members were granted leaves of absence because of illness:

Mr. Knight, on motion of Mr. Watson.
 Mr. Miller, on motion of Mr. Sherwin.
 Mr. Beal, on motion of Mr. Clayton A. Dills.

The following member was granted leave of absence for the day because of personal business elsewhere, and desired to waive his per diem:

Mr. Davis, on motion of Mr. Erwin.

COMMUNICATIONS

By Speaker Lyon:

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

January 10, 1946

*Members of the Assembly
 State Capitol*

DEAR FRIENDS: Thank you all so very, very much for the lovely bouquet of roses. There's a real tug on the old heart strings to know that you have, perhaps, missed me a little bit, and I feel very humble in the knowledge that you have accorded me an honor usually bestowed on important people.

The roses fill the house with their fragrance, and so, basking in the perfume of your kindness, I shall cease being afraid I'm going to live and look forward to the future when I shall see you all again.

Thank you very, very much.

Sincerely,

ELEANOR DONOGHUE

REQUEST FOR UNANIMOUS CONSENT FOR PERMISSION TO BE EXCUSED FOR WEEK

Mr. Johnson asked for, and was granted, unanimous consent that he be granted permission to be excused from his legislative duties beginning this afternoon, and for the coming week, for the purpose of going out of the State on personal business which could not be postponed, and desired to waive his per diem.

Mr. Dekker asked for, and was granted, unanimous consent that he be excused from his legislative duties in Sacramento for the coming week because of personal business elsewhere, and desired to waive his per diem.

REQUEST FOR UNANIMOUS CONSENT TO PRINT ANALYSIS

Mr. Beck asked for, and was granted, unanimous consent that the following analysis relative to Assembly Constitutional Amendment No. 10, "Budget Sessions of the Legislature," be ordered printed in the Journal:

ANALYSIS

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 10 "Budget Sessions of the Legislature"

ASSEMBLYMAN JULIAN BECK
Forty-first District
(Author of A.C.A. 10)

Assembly Constitutional Amendment No. 10 provides that the Legislature shall have annual sessions; that sessions held in odd numbered years shall be known as "general" sessions; that sessions held in even numbered years shall be known as "budget" sessions.

In the "general" sessions (held in odd numbered years) there is no limitation upon the type of legislation which may be introduced, nor is there any change whatsoever in the manner in which these sessions are held at the present time. There is no limitation upon the length of the session, nor is there an elimination of the constitutional recess.

In the "budget" sessions (held in even numbered years) the scope of legislation to be considered is limited. Only the following matters can be introduced:

1. The budget bill for the succeeding fiscal year;
2. Revenue acts necessary therefor;
3. Urgency measures requiring a two-thirds vote;
4. Acts calling elections;
5. Proposed constitutional amendments;
6. Approval or rejection of charters and charter amendments;
7. Acts providing for the expenses of the session.

Although the "general" session meets in January, the "budget" session does not convene until the first Monday in March and the Governor must submit to it within the first three days of the session his budget for the ensuing fiscal year.

Disregarding minor matters which can be considered, the "budget" session will continue itself primarily to the budget, necessary revenues therefor, and urgency matters.

Comparison With Former Propositions for Annual Sessions

The first proposition submitted to the voters pertaining to annual sessions, in 1940, provided for a 60-day annual session; annual State budgets; legislative consideration limited to tax matters in even numbered years; and general legislative matters, in odd numbered years. This proposed constitutional amendment was defeated by the voters. (Thirty per cent of the voters favored annual sessions.)

In 1942 a similar measure was again submitted to the voters. It provided for annual legislative sessions during which the session was open to the entire legislative field; it abolished the bifurcated session and provided for annual budgets to be submitted by the Governor. This measure was also defeated at the polls. (Forty-two and one-half per cent of the voters favored annual sessions.)

In 1944 practically the same proposal was again submitted to the voters, and, as before, met the same fate. (Forty per cent of the voters favored annual sessions.)

Assembly Constitutional Amendment No. 10, now being proposed, differs from the above proposals in that there is no elimination of the constitutional recess in the "general," or unlimited legislative sessions; that the sessions are not limited in duration to 60 days, and lastly, that the "budget" session is *limited* in the type of legislation which may be considered.

Although it is true that only four States, New York, New Jersey, Rhode Island, and Massachusetts, convene annually, it must be remembered that in these annual sessions there is no limitation in the type of legislation which may be considered. It is significant, however, that Massachusetts, which operated on a basis of annual sessions until 1935, at which time it changed to biennial sessions, returned to annual sessions as the result of a vote of the people in 1944.

Need for Annual Budgets

Under the Constitution, the budget must be submitted during January of odd numbered years and estimates expenditures and revenues for the succeeding two-year period, beginning the following July. Thus, the Governor must anticipate income and expenses for a period of 30 months in advance; that is, from January of the odd numbered year to the close of the biennium fiscal period, two and one-half years hence. When we realize that the department heads must prepare their figures prior to the

submission of the budget in January, it appears probable that many of the items in the budget are anticipated at least three years prior to their expenditure. This method of planning income and expenditures on the State level can not help but produce an unsound and inaccurate budget of the State's fiscal needs. In fact, it is common knowledge that department heads "pad" their requests in order to provide for unforeseen contingencies in the future. No other agency of government budgets on a two-year period. The Federal Government, the counties, cities and political subdivisions base their budget upon an annual period. Business organizations do likewise.

Mr. James Dean, Director of Finance, in submitting his statement to the Legislature on revenue estimates for the 1945-1947 Biennium, emphasizes that any forecast of State revenue 30 months into the future is subject to error. His statement is further supported when we compare the estimated revenue set up in the 1943-1945 budget from general tax sources with the actual revenue produced during the period. The budget estimated, Mr. Dean said, that the income from such sources would be \$410,000,000. In his statement (January, 1945), he declared that the revenue from general tax sources during the biennium would be \$616,000,000, or an excess amounting to an almost incredible 50 per cent.*

In addition to providing a more accurate forecast, annual budgets will permit the Legislature to exercise greater control over budgetary expenditures. For many years, the Legislature has sought to establish a "line item" budget whereby each item of expenditure within a department of government is limited to the amount set up in the budget. This it has been unable to do. Past budgets have set up lump sum appropriations for entire departments, although, recently, added controls have been obtained by dividing department expenditures into four categories, salaries and wages, operating expenses, equipment, and capital outlay.

The establishment of annual budgets would permit the Legislature to insist upon a "line item" budget. This possibility is supported by a statement made by Governor Earl Warren in his Budget Message to the Legislature in January, 1945 when he said: "If we were operating under an annual budget I believe the controls could reasonably be more strict than at the present time, but it is my opinion that it would be wholly impractical to have a "line item" budget when estimates of expenditures must be projected in the budget for a period of two and one-half years, and especially in these uncertain times."

An annual budget will provide a more accurate method of estimating revenues and expenditures. It will help reduce excessive expenditures in State government with a resultant decrease in the tax load. It will also permit departments of government to be more adequately and properly financed, especially in these uncertain times. But these desired results can not be obtained at the present time because there are no provisions in law which permit any sort of a budget except the biennial one.

The passage of Assembly Constitutional Amendment No. 10 will greatly improve the fiscal procedures of the State.

Urgency Legislation

As mentioned heretofore, the "budget" session is primarily restricted to the consideration of the budget, revenues necessary therefor, and "urgency measures."

"Urgency measures" are defined in the Constitution as legislation necessary for the immediate preservation of the public peace, health or safety. They require a two-thirds vote of the entire elected membership of the Legislature and customarily go into effect immediately upon passage.

There should be no objection to permitting the Legislature to pass laws of immediate and vital concern to the State while they are in session. The number of such measures would undoubtedly be limited by the exigencies of the time; and the two-thirds vote requirement would serve as a safeguard against passage of any legislation except that most urgently required.

Constitutional Recess

Although Assembly Constitutional Amendment No. 10 retains the constitutional recess for the "general sessions", there may be some criticism because the recess is not provided for in the "budget" sessions. It should be stated at the outset the fact that relatively few proposals can be considered at the "budget" session may render a constitutional recess unnecessary; that is, that there may be no need for a compulsory recess. These sessions would be similar to the special sessions called by the Governor to consider urgency matters. There is no compulsory recess provided by law, for such sessions.

However, either in the special sessions or in the proposed "budget" sessions, the Legislature, if it so desires, has the power to take a recess if the need for a recess develops. It seems that as a practical matter the Legislature would declare a recess

* Revised figures from the Department of Finance (submitted to the author on August 27, 1945) indicated actual revenue from general tax sources of \$565,727,110. The adjusted budget forecast estimated revenues of \$365,504,033. The excess revenue amounted to \$200,223,077 or 54.8 per cent. During the biennium 1941-1943 the excess revenue from the same source amounted to 24.7 per cent.

in order to consider the Governor's budget. There would be no necessity for the entire Legislature to be in attendance while the committees are holding hearings on the budget. Thus, it is likely, that a recess will be declared despite the omission of this feature in the "budget" sessions under the proposed amendment.

Probability of Assembly Constitutional Amendment No. 10 Approval

During the past two general elections 40 per cent, or more, of the voters gave their approval to an annual session proposition. A change of vote by 10 per cent of the electors in either of these elections would have resulted in the passage of a proposal establishing annual sessions of the Legislature. The present measure has attempted to eliminate the objections raised to past propositions on this subject. That many voters who formerly opposed annual session proposals will support Assembly Constitutional Amendment No. 10 is indicated by the vote of Assemblyman Sam Heisinger, who, although writing the argument in the ballot pamphlet in 1944 against annual sessions, voted in the State Assembly in favor of the proposition.

Note—The proposed amendment does not change the base or voting requirements on the budget. The Attorney General, in his opinion, dated December 28, 1945, says: "It is our opinion that the proposed amendment would not change the existing base for determining the amount of appropriations which may be made by less than a two-thirds vote. The proposed amendment merely provides that such calculations be made on a fiscal year rather than a biennium basis."

REQUEST FOR UNANIMOUS CONSENT TO PRINT ADDITIONAL COPIES

Mr. Beck asked for, and was granted, unanimous consent that 2,000 additional copies of the above analysis be ordered printed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 47: By Messrs. Johnson, Davis, Middough, and Robertson—An act making an appropriation to The Regents of the University of California to meet the urgent building needs of the University of California, and in furtherance of the building program thereof.

Referred to Committee on Ways and Means.

Assembly Bill No. 48: By Messrs. Gaffney, Johnson, Dickey, Collins, George D., Beck, Berry, Brady, Brown, Call, Crowley, Dekker, Dills, Ralph C., Dunn, Haggerty, Kraft, Lyons, Maloney, McMillan, Middough, O'Day, Sherwin, Stream, and Wollenberg—An act to add Section 13001.1 to the Education Code, relating to the validation of acts of governing boards of school districts in employing and compensating persons employed in positions requiring certification qualifications, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 49: By Mr. Wollenberg—An act making an appropriation to the Department of Finance for the acquisition of real property, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 50: By Mr. Wollenberg—An act making an appropriation to the California Youth Authority for the acquisition of real property, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 51: By Mr. Thurman—An act making an appropriation to the Division of Forestry, Department of Natural Resources, for construction, improvements and equipment.

Referred to Committee on Ways and Means.

Assembly Bill No. 52: By Messrs. Maloney and Burke—An act to provide for the acquisition of housing facilities by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 53: By Mr. Maloney—An act to amend Section 9552 of the Business and Professions Code, relating to owners and managers of clothes cleaning establishments, of cleaning and dyeing shops, and spotting, sponging and pressing establishments, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Public Health

Assembly Bill No. 54: By Messrs. Wollenberg and Maloney—An act to add Section 19402 to the Government Code, relating to leaves of absence of veterans in the State civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 55: By Messrs. McMillan, Wollenberg, Robertson, Lyons, Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burkhalter, Burns, Call, Clarke, Collins, George D., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyon, Maloney, Massion, McCollister, Middough, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Thorp, Thomas, Thompson, Thurman, Waters, Watson, and Mrs. Niehouse—An act to add Part 9 to Division 3 of Title 2 of the Government Code, providing for a continuous survey of economic conditions and for periodic reports, establishing a State Economic Council, a Legislative Committee and prescribing the powers and duties of said council, committee, and the Governor in relation to such surveys and reports and making an appropriation.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 56: By Messrs. Middough, McMillan, and Mrs. Niehouse—An act to amend Section 13204.1 of the Education Code, relating to certificated employees of school districts.

Referred to Committee on Education

Assembly Bill No. 57: By Messrs. Gannon, Fourt, Dickey, Sherwin, and Stewart—An act to add Part 9 to Division 3 of Title 2 of the Government Code, relating to cooperative action between the State and the Federal Government, local governments, industry, labor and agriculture for the purpose of providing maximum employment.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 58: By Messrs. Lyons, Dunn, Hollibaugh, Carey, Gaffney, Allen, Armstrong, Brown, Crichton, Dickey, Dills, Clayton A., Dills, Ralph C., Fletcher, Maloney, Pelletier, Sheridan, and Wollenberg—An act to add Section 18 and Article 10, comprising Sections 150 to 404 to, and to amend Sections 19, 20, and 40 of, the Unemployment Insurance Act, to establish a System of Unemployment Compensation Disability Benefit Payments within the Unemployment Compensation System.

Referred to Committee on Finance and Insurance.

RESOLUTIONS

The following resolution was offered:

By Mr. Crowley:

House Resolution No. 27

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

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
15	Bernard A. Sheridan	Oakland, Alameda County	84	--	--	84	168	\$8.40

Request for Unanimous Consent

Mr. Crowley asked for, and was granted, unanimous consent to take up House Resolution No. 27, at this time, without reference to committee or file.

Resolution read.

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

AYES—Anderson, Armstrong, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Cull, Carey, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Nichouse, O'Day, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

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

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

Assembly Bill No. 59: By Messrs. Dekker, Rosenthal, and Collins, George D.—An act to amend Section 4711 of the Health and Safety Code, relating to county sanitation districts.

Referred to Committee on Public Health.

RESOLUTIONS

The following resolution was offered:

By Mr. Sam L. Collins:

House Resolution No. 28

Resolved, That the following named persons be and they are hereby appointed to the positions hereinafter set forth, with the compensation set opposite their names

payable weekly, and the Controller is hereby directed to draw his warrants in favor of the respective persons for the said respective amounts, and the Treasurer is hereby directed to pay the same; said compensation to be upon a seven-day week basis:

<i>Commencing Monday, January 7, 1946</i>	<i>Per day</i>
<i>Chief Clerk, Arthur A. Ohnimus</i>	\$20 00
<i>Minute Clerk, Geraldine B. Hadsell</i>	14 00
<i>Sergeant-at-Arms, Wilkie Ogg</i>	15 00
<i>Chaplain, Rev. Torrance Phelps</i>	5 00
<i>Assistant Chief Clerk, Harold Lewright</i>	14 00
<i>Assistant Clerk, C. William Queale</i>	14 00
<i>Engrossing-Enrolling Clerk, Marion Hendricks</i>	9 00

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 28, at this time, without reference to committee or file.

Resolution read.

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

AYES—Anderson, Armstrong, Beck, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallsch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Speaker Pro Tempore Presiding

At 11.21 a.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

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

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

Assembly Bill No. 60: By Messrs. Field, Erwin, Geddes, Evans, Allen, Anderson, Armstrong, Beal, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Butters, Clarke, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Fletcher, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyon, Lyons, Massion, McCollister, McMillan, Middough, O'Day, Pelletier, Price, Rosenthal, Sheridan, Stewart, Stream, Thomas, Thorp, Waters, Watson, Werdel, and Mrs. Niehouse—An act making an appropriation for allocation to cities, counties, and cities and counties for the construction of public works in which there is a State interest, providing the procedure for making such allocations, and repealing the Postwar Unemployment and Construction Act.

Referred to Committee on Ways and Means.

Request for Unanimous Consent to Refer Assembly Bill No. 60 to Committee on Ways and Means

Mr. Field asked for, and was granted, unanimous consent that Assembly Bill No. 60 be referred direct to the Committee on Ways and Means without reference to the Counsel Bureau.

Rush Order Placed on Printing of Assembly Bill No. 60

Mr. Field asked for, and was granted, unanimous consent that a rush order be placed on the printing of Assembly Bill No. 60.

RESOLUTIONS

The following resolution was offered :

By Messrs. Dills, Ralph C., and Erwin:

House Resolution No. 29

Relative to commending the dairymen of Los Angeles County upon the high rate of production of milk attained by their herds during 1945

WHEREAS, Los Angeles County dairymen during the past year established a record of 406.4 pounds of butterfat per cow for all cows in their herds, including both milking herds and dry stock, and a record of 490.9 pounds of butterfat per cow upon the basis of milking herds alone; and

WHEREAS, These high rates of production, exceeding those of any other section of the United States, have been achieved in spite of an extremely adverse feed situation, difficulty in obtaining suitable cows for replacement, and a shortage of experienced dairy helpers; and

WHEREAS, The Agricultural Extension Service of the University of California has attributed this outstanding record to careful feeding, to a rapid cow replacement program on the basis of cow-testing records, and to good herd management; now, therefore, be it

Resolved by the Assembly of the State of California, That the dairymen of Los Angeles County are congratulated and commended upon the high rate of production of milk attained by their herds during 1945; and be it further

Resolved, That the Chief Clerk is directed to transmit engrossed copies of this resolution to the California Dairymen, Hynes, California, and to the California Milk News, Los Angeles, California

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 29, at this time, without reference to committee or file.

Resolution read and adopted.

Speaker Presiding

At 11.30 a.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

INVITATION TO SENATOR SEAWELL

Speaker Lyon invited Senator Seawell, President pro tempore of the Senate, to the rostrum.

APPOINTMENT OF SELECT COMMITTEES ON ESCORT

Speaker Lyon announced the appointment of the following Select Committees:

Assemblymen Fourt, McCollister, and Collins, Sam L., to wait upon the Hon. Earl Warren, Governor of the State of California, and escort him to the Assembly Chamber and to the rostrum.

Assemblymen Robertson, Dills, Ralph C., Debs, Heisinger, and Allen to escort the Hon. Sheridan Downey, Senior United States Senator from California, to the rostrum.

Assemblymen King, Gannon, and Lowrey to escort Federal Judge Martin I. Welsh to the rostrum.

Senator Shelley to escort the niece of United States Senator Sheridan Downey, Miss Wendy Downey, and the Secretary of Senator Downey and party, Miss Gaye Bjornsen to the rostrum.

Assemblyman Field to escort Mrs. Earl Warren, wife of Governor Warren, to the rostrum.

TEMPORARY SUSPENSION OF RULE NO. 99

The Speaker announced that, by unanimous consent, Assembly Rule No. 99 would be temporarily suspended for the purpose of permitting the Members' guests to be present on the floor of the Assembly during the Joint Session.

RECESS

At 11.45 a.m., on motion of Mr. Lyon, the Assembly recessed until 12.13 p.m. to hear remarks by the Hon. Sheridan Downey, United States Senator from California.

PROCEEDINGS DURING RECESS**Introduction of His Excellency, the Governor**

Speaker Lyon introduced His Excellency, the Hon. Earl Warren, Governor of the State of California.

Presentation of United States Senator, the Hon. Sheridan Downey

His Excellency, the Hon. Earl Warren, Governor of the State of California, presented the Hon. Sheridan Downey, senior United States Senator from California.

Guests Escorted from Rostrum

Speaker Lyon requested the Select Committees to escort United States Senator Downey, Governor Warren, Mrs. Warren, the Misses Wendy Downey and Gaye Bjornsen, Federal Judge Martin I. Welsh, and President pro tempore of the Senate Seawell from the rostrum.

REASSEMBLED

At 12.13 p.m., the Assembly reconvened.
Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

MOTION TO PRINT REMARKS IN JOURNAL

Mr. Middough moved that the introduction of Senator Downey by Governor Warren and the address of Senator Downey be ordered printed in the Journal.

Motion carried.

**Remarks by Governor Warren in Introducing
Senator Sheridan Downey**

We have a very distinguished guest with us today, and it is timely to have a message from him. Although his scene of activity is at Washington, 3,000 miles away, he is working in the same cause that we are—to serve the people of California. In the main, he serves the Nation and the people of California by attacking National problems. Here at home, in the main, we serve the Nation and our people by attacking State problems at the grass-roots. Both approaches are essential if we are to accomplish results. Today we are wrestling with our problems in special session, and nothing could be more heartening for us than to have a message of guidance from one who is so close to the National picture and who is so concerned with all our problems. We are about to have such a message from our Senior Senator, and I now present him to you—the Honorable Sheridan Downey.

Address by United States Senator Sheridan Downey

GENTLEMEN: I am grateful for this opportunity to address the Legislature and to renew my association with its members.

My purpose here is to suggest, first—the imperative need of the harmonious and energetic cooperation between officials of the State and Federal Governments and, second—urgently to recommend that the Governor and the Legislature provide the means by which the State Government may successfully function in this dynamic and complicated era.

It should now be plainly apparent to everyone that critical years lie ahead of us and that only the most effective use of combined and sufficient powers of the State and Federal Governments will prevent our people from being engulfed in a myriad of insurmountable difficulties. May I recite a few of the ominous facts now existing or generally anticipated.

It is estimated that a year from now the unemployed in California will exceed seven or eight hundred thousand and may be more than a million. Approximately one-half of these may be veterans of the last war.

Already confronted with a serious shortage of housing for the civilian population, returning veterans will urgently need two hundred thousand homes this calendar year. The most we can hope to construct will be from twenty-five to fifty thousand. This chiefly because of the lack of building material.

Our population approaches ten millions and we can not hope to find employment for many of our workers without substantial manufacturing and industrial development, but little such development is now in sight. I think that only extraordinary effort and new methods by California officials and citizens will permit the expansion of manufacturing and industry in California and on the Pacific Coast.

California's agriculture is now first in the Nation but its great specialty and luxury crops will make it most vulnerable if we are plunged into National unemployment and, in any event, our farmers must have the energetic and sympathetic support of our Federal and State representatives in the solution of the problems that will confront and plague them in coming years.

Nothing would be gained by further discussion of other serious problems that will confront governmental agencies in California in the coming decade. These problems are now, or will, in the coming months or years, become more and more apparent to all of us. The question that imperatively presents itself is how we are going to find the best governmental means to solve these problems?

So far, I have suggested only general principles of governmental operations, but, perhaps, I can give you a clearer understanding of what I have in mind by the discussion of a few specific activities upon which I think the representatives of the State and Federal Governments should immediately cooperate.

I have already referred to the existing shortage of homes and to our inability to provide housing even for our returning veterans. We can not now build homes in large numbers because of many reasons but chiefly because of the lack of building materials, including lumber, brick, sewer pipes, electric and plumbing appliances, and many other construction items. Over the next five years, our greatest difficulty will probably arise from a lack of lumber for residential construction. While California produces a substantial amount of lumber, chiefly pine and redwood, our main reliance for residential needs has been upon the Douglas fir of Oregon and Washington.

The demands of the war have greatly reduced the most accessible and best quality of lumber all over the United States and that, too, is true on the Pacific Coast. Forestry authorities anticipate that we in California, as elsewhere in the Nation, may find great difficulty in securing as much as a half of the lumber that we will need for home building over the next five years. It is probable that California citizens will want to construct between seven hundred fifty thousand and a million homes by 1950 and such a gigantic task along with commercial and industrial growth, in my opinion, makes it imperative that the officials of California should undertake immediately a long range program that will guarantee the needed lumber and other materials for our construction industry.

In spite of the fact that California is largely dependent upon Oregon and Washington for its Douglas fir and, therefore, for its residential lumber, we do have within our own borders some great forests of Douglas fir that could provide a large proportion of our needed lumber supplies and permit us to successfully plan for a long time construction program.

As most of you know, our Douglas fir chiefly lies in Trinity, Shasta, and Siskiyou counties. These forests are almost wholly owned by the National Government and this gives rise to the first direct suggestion which I wish to present to this body.

So far there have been few access roads constructed into the Douglas fir forests of California and practically all of it is therefore presently inaccessible. It will require, I am informed, approximately \$50,000,000 to construct the necessary highways to render logging operations possible. The Federal Government has only appropriated \$1,500,000 for the next fiscal year for access roads in California's National Forests and none of this, I believe, will be available for the Trinity forest. I doubt if we can hope to secure any substantial appropriations from the Federal

Government for the necessary access roads into this timber during the next several years. It may be possible if the State of California should show any interest in attempting to make this area accessible to persuade the Federal Government financially to assist.

I understand that many of the access roads that I am suggesting are already surveyed and, indeed, some of them planned as State highways. I think that all of them would be of large value to the scenic and transportation resources of the State without regard to the development of the lumber industry. Indeed, I have no doubt that in the natural course of events, say within 10 years, all of these access roads would normally be constructed by the State or Federal Government. But I urgently recommend to the Governor and to the Legislature that, without the loss of a single day, cooperative efforts be made by our State and Federal officials by which the necessary access roads to the Douglas fir forests may be, as soon as possible, surveyed and constructed so that residential timber in this year, 1946, may be rolling from our northern regions down into every district of California, permitting the construction in the next five years of hundreds of thousands of homes that would otherwise not be built and the employment of hundreds of thousands of workers who would otherwise be drawing unemployment compensation, public relief, or unhappily consuming their meager savings. It is my own belief that for every year that we delay in opening up the Douglas fir forest the direct and indirect cost to the people of California will be many hundreds of millions of dollars.

I am returning to Washington tonight and will be at my desk Monday morning and will be most happy at any time thereafter to cooperate with any of the representatives of the State if and when they desire to enter into negotiations with the Federal Government looking to the building of access roads I have been discussing. I am sure that State officials will likewise find the Junior Senator from California, Mr. Knowland, and all of our Members in the House of Representatives, most anxious to assist the State Government in the solution of this problem which I have just been discussing.

Just as lumber is necessary for residential construction, an ample supply of steel and iron at reasonable prices is a vital necessity for the expansion of manufacturing and industry in the State of California. I am informed by persons upon whose judgment I rely that unless the Fontana steel mill in Southern California and the Geneva plant in Utah can operate at full capacity, and with a high degree of efficiency, any far-flung industrial development on the Pacific Coast is unlikely.

I think, likewise, it is true that there must be an adjustment downward of freight rates from Utah to the Pacific Coast before we can expect the most successful results to be secured. It is, therefore, my suggestion that the proper State representatives should undertake an immediate investigation in conjunction with Federal officials to determine what, if any, action should be taken by the State and Federal Governments looking to the fullest utilization of the iron and steel resources of the West. The subject has too many complications for me to discuss here today, and, indeed, I do not possess sufficient information to do that, but I am quite confident that any dream of a great industrial development in California and on the Pacific Coast will remain nothing more than a dream until a western steel and iron industry amply supplying all our needs at cheap cost is established.

I do not know what kind of action by the State of California might be indicated but it is possible that a State Reconstruction Finance Corporation providing for subsidies, or long term loans at a minimum interest rate, might prove to be necessary. Again, I am sure I speak for all my Congressional colleagues when I say that we will be most anxious to cooperate with the officials of this State in seeking to find the solution of this problem.

Let me now address you upon a different kind of proposal—the Reber Project on the San Francisco Bay. The main outlines of this project were developed by John Reber of San Francisco almost 20 years ago and over the last 10 years I have been most hopeful that municipal, State, or Federal authorities would undertake to determine its feasibility, value and cost. So far that has not been done. Some of the ablest engineers in the State with whom I have discussed this project believe it most meritorious while other engineers, I am advised, presently have certain doubts about some of its features which can only be removed by careful engineering study.

A recent issue of the Pacific Rural Press, December 8, 1945, contains the following comments on the Reber Plan:

“The Bay Bridge is inadequate. Traffic clogs, accidents multiply. A second bridge might also be congested before paid for . . . steep grades on high bridges shut out steam trams . . . a single bomb can wreck a bridge.

“Interest increases in a down-to-earth plan of Engineer John Reber.

“With rock from the hills and dirt pumped from the Bay he proposes to build wide dikes from Oakland to San Francisco and from Richmond to San Rafael—wide enough for all conceivable uses of railways, highways, speedways—creating two great fresh water lakes which could irrigate all thirsty lands of the Bay area and serve the needs of industries—at last the Delta would have protection against salt water—the ship locks and the fresh water canal would preserve all Bay and River ship traffic and give access to Mare Island—more berthing space and more and better anchorage would be provided for ships. * * *

"At last toll-free passage across the Bay would be possible, because the value of newly-created lands would be at least 10 times the cost of the project. So the plan could be self-liquidating, leaving profits sufficient to provide for future upkeep.

"Thus the economic and military bottlenecks of the Bay Area would be broken."

Among the State leaders with whom I have discussed the possibility of the Reber Project has been Mr. George T. Cameron of the San Francisco Chronicle. He has written me a communication dated January 8, 1946, suggesting the appointment of a Federal-State Commission to investigate the necessity of an additional bridge or other method of communication across San Francisco Bay, and I think there will be no impropriety in my reading this letter to the Legislature as it contains suggestions that should be of value in this matter.

*Honorable Sheridan Downey,
609 Clift Hotel,
San Francisco, California*

MY DEAR SENATOR: I am a bit negligent in not having sent this letter to you before this, but I have been giving a great deal of consideration to the problems involved in the San Francisco Bay area, as I believe it is timely to plan ahead for a rapid increase in population in California.

During the 1920's it was apparent that the City of San Francisco needed a bridge to Oakland and after years of bally-ho we were still without it. We completed the present Bay Bridge during 1937.

We are now beginning to discuss another bridge or other means of increasing our communications with the East Bay.

We have the opportunity of conserving a large body of fresh water which is now wasted to the ocean and which will be increasingly necessary in the immediate future; of reclaiming overflow and waste lands for industrial and home sites; and the possibility of bringing our railroads more directly into San Francisco and vicinity.

I am, therefore, suggesting you repeat the very successful plan used in building the Bay Bridge, which is now loaded to capacity.

At that time the President appointed a commission known as the Hoover-Young Commission, to which the President appointed the Chairman and two officers from the Navy and two from the Army. The Governor appointed four civilians. The Chairman was a civilian. This committee met in 1929 and as I was a member, I speak advisedly when I say there were few, if any, differences of opinion. The bridge now stands as lasting proof of an effective job.

I believe the Central Valley Project should be represented by an appointee of the Governor and that the President should appoint one representing the Reclamation Service.

A number of plans have been advocated for these developments. In the public interest, I suggest the President appoint a Truman-Warren Commission to make a full report on the possibilities of these proposed projects.

Very cordially yours,

GEORGE T. CAMERON

If my Senatorial obligations permit, I hope that sometime around April 1st I may participate in an investigation in California of California's farm problems and that our farm leaders and important representatives of the Federal Department of Agriculture will attend. If officials of the State desire to participate in such hearings they would be most welcome and their advice and assistance most valuable, I am sure.

In my address today, I have restricted myself to a discussion of four examples of specific items in which, I think, there should be an efficient intermeshing of Federal and State powers. These were: (1) access roads to our Douglas fir forest, (2) a program designed to facilitate the development of Western steel and iron resources, (3) a joint Federal and State investigation of the Reber Project on the San Francisco Bay, and, (4) a joint Federal and State hearing on California's farm problems.

While these, in my opinion, are all imperative, they are, after all, only four in number, but I have no doubt that in this present calendar year there will be hundreds of other matters of vital concern to California citizens and organizations in which there should be joint consideration and cooperative action by representatives of the State and National Governments. Any extended discussion of the scope and multiplicity of such matters is manifestly impossible at this time. But the four examples that I have recited will, I hope, give some idea why I believe a more dynamic State Government is imperative and why greater cooperation between the State and Federal agencies is essential.

Since I have been in the Senate it has been my constant effort to help secure an adequate National pension law. So far we have achieved no results, and I have no desire to prophecy the time when we may. But I shall continue to do what I can in the Senate to help advance the great objectives for which Dr. Townsend and the Townsend organization have fought for many years.

I hope you will not consider me presumptuous if I call to your attention and recommend to you the present State legislative program of the Townsend organization.

It reduces the pension age to 60 and increases the allotment to that same amount. It has other minor valuable features and I believe is entitled to your most earnest attention. By reducing the pension age to 60 the State would be relieved of substantial payments on account of unemployment compensation and relief and the net cost of the proposed plan would not impose a heavy burden on California's taxpayers.

In California by the end of the year the veterans of World War II will probably number more than a million; with their dependents, more than two millions. We have made them large promises of the brave new world their fighting was to win and of our plans to restore them to their homes, jobs, and schools. Unless we act with courage and vision we shall fail and the end of this year will find them by the hundreds of thousands, desperately and futilely seeking jobs, housing, and education. The individual and social disintegration that may result from such a condition can not be foretold. Happily, it lies within our power to greatly limit and shorten and by wise and energetic means, to dissipate the difficulties and evils now anticipated. It is my prayer to Heaven that we will do so; that all of us charged with official power in this fateful year will cooperate with patience, courage, tolerance, and energy in the performance of our public duties to the end that we may help to win for our old and young, our civilians and our veterans, that brave new world that is now ready for us whenever we are ready for it.

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

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

Assembly Bill No. 61: By Messrs. Johnson, Maloney, Wollenberg, Haggerty, Berry, Brady, Collins, George D., Gaffney, Gannon, and Sherwin—An act making an appropriation for the Medical Center of the University of California in San Francisco.

Referred to Committee on Ways and Means.

Assembly Bill No. 62: By Messrs. McCollister, Gannon, Allen, Fourt, Beal, Burkhalter, Call, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Guthrie, Hollibaugh, Kraft, Maloney, Thompson, and Mrs. Niehouse—An act to amend Section 699.5 of the Military and Veterans Code, relating to assistance to veterans, prescribing the powers and duties of the Veterans' Welfare Board in aiding veterans in connection with veterans' rights, privileges, and preferences, and making an appropriation.

Referred to Committee on Military Affairs.

Assembly Bill No. 63: By Messrs. McCollister, Gannon, Fourt, Allen, Beal, Burkhalter, Call, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Guthrie, Hollibaugh, Kraft, Maloney, Thompson, and Mrs. Niehouse—An act making an appropriation to the Veterans' Welfare Board for the purpose of providing educational assistance for veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 64: By Messrs. McCollister, Gannon, Fourt, Allen, Beal, Burkhalter, Call, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Hollibaugh, Kraft, Maloney, Thompson, and Mrs. Niehouse—An act making an appropriation for the construction of a women's unit at the Veterans' Home of California.

Referred to Committee on Military Affairs.

Assembly Bill No. 65: By Messrs. McCollister, Gannon, Allen, Fourt, Beal, Burkhalter, Call, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Guthrie, Hollibaugh, Kraft,

Maloney, Thompson, and Mrs. Niehouse—An act to add Sections 20602.2 and 20602.7 to the Government Code, relating to veterans, and providing for their rights and privileges as members of the State Employees' Retirement System, to take effect immediately.

Referred to Committee on Military Affairs.

Assembly Bill No. 66: By Messrs. McCollister, Gannon, Fourt, Allen, Beal, Burkhalter, Crowley, Debs, Doyle, Dunn, Emlay, Erwin, Fletcher, Guthrie, Hollibaugh, Kraft, Maloney, Thompson, and Mrs. Niehouse—An act to add Section 6062.5 to the Business and Professions Code, relating to bar examinations of veterans.

Referred to Committee on Judiciary.

Assembly Bill No. 67: By Messrs. McCollister, Gannon, Fourt, Allen, Beal, Burkhalter, Call, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Guthrie, Hollibaugh, Kraft, Maloney, Thompson, and Mrs. Niehouse—An act to amend Sections 800 and 980 of the Military and Veterans Code, relating to veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 68: By Messrs. McCollister, Gannon, Fourt, Allen, Beal, Burkhalter, Call, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Guthrie, Hollibaugh, Kraft, Maloney, Thompson, and Mrs. Niehouse—An act to amend Sections 813, 815, 986.3 and 986.5 of the Military and Veterans Code, relating to the purchase of homes and farms by veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 69: By Messrs. McCollister, Gannon, Fourt, Allen, Beal, Burkhalter, Call, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Fletcher, Guthrie, Hollibaugh, Kraft, Maloney, Thompson, and Mrs. Niehouse—An act to amend Sections 980 and 985 and to amend and renumber the article heading of the second Article 3 of Chapter 6 of Division 4 of, and to add Sections 831 and 842 to, the Military and Veterans Code, relating to the purchases of farms and homes by veterans of World War I and veterans of World War II, abolishing the Veterans' Farm and Home Building Fund, and facilitating the work of the Veterans' Welfare Board.

Referred to Committee on Military Affairs.

Assembly Bill No. 70: By Messrs. McCollister, Gannon, Fourt, Allen, Beal, Burkhalter, Call, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Guthrie, Hollibaugh, Kraft, Maloney, Thompson, and Mrs. Niehouse—An act to repeal Sections 877, 981.6 and 985.4 of the Military and Veterans Code, relating to eligibility of veterans for educational aid and farm and home purchases.

Referred to Committee on Military Affairs.

Assembly Bill No. 71: By Messrs. McCollister, Gannon, Fourt, Allen, Beal, Burkhalter, Call, Crowley, Debs, Dills, Clayton A., Doyle, Dunn, Emlay, Erwin, Fletcher, Guthrie, Hollibaugh, Kraft, Maloney, Thompson, and Mrs. Niehouse—An act to amend Section 5082 of the Business

and Professions Code, relating to the registration of veterans as public accountants.

Referred to Committee on Military Affairs.

Assembly Bill No. 72: By Messrs. McCollister, Gannon, Fourt, Allen, Beal, Burkhalter, Call, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Guthrie, Hollibaugh, Kraft, Maloney, Thompson, and Mrs. Niehouse—An act to amend Sections 395.2 and 395.8 of the Military and Veterans Code, and Section 13204.1 of the Education Code, and Section 19393 of the Government Code, relating to the reinstatement of public employees after release from military service and service in the Merchant Marine or the American Red Cross.

Referred to Committee on Military Affairs.

Assembly Bill No. 73: By Messrs. McCollister, Call, Crowley, Dunn, Erwin, Fletcher, Guthrie, Kraft, Maloney, and Thompson—An act to amend Section 20894.5 of the Government Code, relating to the State Employees' Retirement System, and providing for contributions for persons in the military service.

Referred to Committee on Military Affairs.

Assembly Bill No. 74: By Messrs. Fourt, Doyle, Field, Evans, Allen, Beal, Burkhalter, Call, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Field, Fletcher, Guthrie, Hollibaugh, Kraft, Maloney, McCollister, Thompson, Waters, Werdel, Wollenberg, and Mrs. Niehouse—An act to add Section 701 to the Military and Veterans Code, relating to the acceptance of guarantees by the United States of veterans' farm and home purchases.

Referred to Committee on Military Affairs.

Assembly Bill No. 75: By Messrs. Bennett, Field, Rosenthal, Hollibaugh, Allen, Anderson, Armstrong, Beal, Burke, Burkhalter, Debs, Dekker, Dills, Clayton A., Dills, Ralph C., Doyle, Erwin, Evans, Fourt, Fletcher, Geddes, Hawkins, Kilpatrick, Kraft, Lyon, Lyons, Massion, McMillan, Middough, Pelletier, Price, Robertson, Stream, Thomas, Waters, and Mrs. Niehouse—An act making an appropriation for a State School for the Deaf in the southern part of California.

Referred to Committee on Ways and Means.

RESOLUTIONS

The following resolutions were offered:

By Mr. Fourt:

House Resolution No. 30

Relative to the number of copies of legislative measures delivered to the Keeper of the Archives

WHEREAS, Section 13661 of the Government Code provides for the delivery to the Keeper of the Archives of only 25 copies of legislative measures; and

WHEREAS, This does not provide a sufficient number of such measures for a permanent record of the legislative action of this session; now, therefore, be it

Resolved by the Assembly of the State of California, That the State Printer is hereby directed to print and deliver to the Keeper of the Archives, in addition to the copies provided pursuant to Section 13661 of the Government Code, an additional

50 copies of each bill, resolution and constitutional amendment introduced this session of the Legislature; and be it further

Resolved, That the Chief Clerk is directed to transmit a copy of this resolution to the Office of the State Printer.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 30, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Kilpatrick:

House Resolution No. 31

Relative to the installation of a public address system in the Auditorium of the State Building at Los Angeles

WHEREAS, Public meetings, including those of Legislative Committees, are frequently held in the Auditorium, Room 115, of the State Building, in Los Angeles, which are frequently attended by large numbers of interested citizens; and

WHEREAS, It is very difficult for the audience to hear what is said at such meetings; now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Finance is hereby requested to install a suitable public address system in the Auditorium in the State Building at Los Angeles; and be it further

Resolved, That the Chief Clerk is directed to transmit a copy of this resolution to the Director of Finance.

Resolution read, and referred to Committee on Rules.

By Messrs. Allen, Anderson, Armstrong, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Lowrey, Lyon, Lyons, Maloney, Massion, McCollister, McMillan, Middough, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mrs. Niehouse:

House Resolution No. 32

Relative to extending birthday felicitations to Assemblyman George A. Clarke

WHEREAS, It has come to the attention of the Assembly that January 9, 1946, was the seventy-second birthday of George A. Clarke, our venerable colleague from the Thirty-first District; and

WHEREAS, Born and raised in Bishop, California, George A. Clarke came first to this Assembly in 1913, as Assemblyman from the Forty-ninth District, being reelected again in 1922; and

WHEREAS, In 1926 he moved to Merced County, where also he was elected to the Assembly, serving herein continuously since 1939; and

WHEREAS, George A. Clarke, by his high principles, his homely sincerity, his warm friendliness and his conscientious devotion to his duties as a legislator, has won the respect and admiration of his colleagues; now, therefore, be it

Resolved by the Assembly of the State of California, That we, the members, join in extending to Assemblyman George A. Clarke our hearty felicitations and warm good wishes upon the occasion of his seventy-second birthday.

Request for Unanimous Consent

Mr. Lowrey asked for, and was granted, unanimous consent to take up House Resolution No. 32, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT REMARKS
IN JOURNAL**

Mr. Thorp asked for, and was granted, unanimous consent that the remarks by Mr. Lowrey during consideration of the resolution extending birthday felicitations to Mr. Clarke be ordered printed in the Journal.

Remarks by Mr. Lowrey

Those of us representing the rural areas of California in this Legislature are proud to have such an honorable, gracious, and able man as dean and leader of agricultural interests in this House. His energy and zeal in promoting our agricultural economy have never lessened in over 30 years that George Clarke has been coming here as an elected representative.

Our wish is that Divine Providence may permit Assemblyman George Clarke to be with us for many years to come.

RESOLUTIONS

The following resolution was offered:

By Messrs. Allen, Anderson, Armstrong, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Lowrey, Lyon, Lyons, Maloney, Massion, McCollister, McMillan, Mid-dough, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mrs. Niehouse:

House Resolution No. 33

Relative to extending good wishes to William B. Hornblower

WHEREAS, The many friends of William B. Hornblower have noted the absence of their former colleague from these legislative halls, and have missed the hearty voice and handclasp which are his; and

WHEREAS, It has been learned that William B. Hornblower is now recuperating from an injury which kept him in the hospital for a month, but is not yet able to take up his appointed rounds, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly, by this resolution, extend to their friend and former colleague, William B. Hornblower, cordial greeting and wish him a speedy and complete recovery and restoration to his usual hale and hearty health and good spirits.

Request for Unanimous Consent

Mr. Berry asked for, and was granted, unanimous consent to take up House Resolution No. 33, at this time, without reference to committee or file.

Resolution read and adopted unanimously.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT ADDITIONAL
COPIES OF ASSEMBLY BILL NO. 55**

Mr. McMillan asked for unanimous consent that 2,000 additional copies of Assembly Bill No. 55 be ordered printed.

Messrs. Collins, Sam L., and Field withheld unanimous consent.

Objections to Unanimous Consent Withdrawn

Messrs. Collins, Sam L., and Field withdrew their objections to the request by Mr. McMillan for unanimous consent that 2,000 additional copies of Assembly Bill No. 55 be ordered printed.

By unanimous consent 2,000 additional copies of Assembly Bill No. 55 were ordered printed.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT ADDITIONAL
COPIES OF ASSEMBLY BILL NO. 11**

Mr. Hawkins asked for, and was granted, unanimous consent that 1,500 additional copies of Assembly Bill No. 11 be ordered printed.

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

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

Assembly Bill No. 76: By Mr. Thompson—An act making an appropriation for a State office building in the City of San Jose, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Concurrent Resolution No. 8: By Messrs. McCollister, Gannon, Fourt, Allen, Beal, Burkhalter, Call, Crowley, Debs, Doyle, Dunn, Enlay, Erwin, Fletcher, Guthrie, Hollibaugh, Kraft, Maloney, Thompson, and Mrs. Niehouse—Relative to commending the members of the California State Guard, and requesting the Adjutant General to procure a suitable pin for presentation to each released member as evidence of his honorable discharge.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 10, 1946

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

Assembly Concurrent Resolution No. 3

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

SAM L. COLLINS, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, January 10, 1946

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

Assembly Joint Resolution No. 2

Assembly Joint Resolution No. 3

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

SAM L. COLLINS, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, January 10, 1946

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

Senate Concurrent Resolution No. 1

Senate Concurrent Resolution No. 5

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

SAM L. COLLINS, Chairman

Above reported resolutions ordered on file for adoption.

Hon. Sam L. Collins Presiding

At 12 30 p.m., Hon. Sam L. Collins, Member of the Assembly from the Seventy-fifth District, presiding.

ASSEMBLY CHAMBLR, SACRAMENTO, January 10, 1946

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

House Resolution No. 19
Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Lyon asked for, and was granted, unanimous consent to take up House Resolution No. 19, at this time.

CONSIDERATION OF HOUSE RESOLUTION NO. 19

House Resolution No. 19

Relative to memorializing the United States Senate with reference to tideland legislation

WHEREAS, For more than 100 years it has been the settled law and rule of property, as laid down in more than 50 decisions of the Supreme Court, that the States and their grantees, and not the Federal Government, are the owners of the tide, submerged and reclaimed lands within their respective boundaries; and

WHEREAS, Over the past several years, in an effort to expropriate the petroleum deposits belonging to the State of California and lying along its coast, certain Federal officials have maintained a continuing attack on the title of the States to these lands, culminating in the institution of an original proceeding in the Supreme Court of the United States against the State of California to quiet the title of the United States to certain of such lands belonging to the State, thereby placing in jeopardy all port facilities, beaches, parks, highways and other improvements of immeasurable value that have been placed on such lands; and

WHEREAS, It is self-evident that one more judicial reaffirmation of the title of the States will not put an end to such attacks; now, therefore, be it

Resolved by the Senate and the Assembly of the State of California, jointly. That the Senate of the United States hereby is memorialized to act upon favorably H. J. R. 225, adopted by the House of Representatives, or S. J. R. 48, both pending before its Committee on the Judiciary, or some similar resolution quietclaiming to the States and their grantees any pretended claim of the United States to such lands, to the end that by legislative declaration the issue shall be set at rest; and be it further

Resolved. That the Chief Clerk of the Assembly be and he hereby is directed to transmit copies of this resolution to the President of the United States, to the members of the Committee on the Judiciary of the United States Senate and to the United States Senators from California.

Resolution read and adopted.

Speaker Presiding

At 12.32 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBLR, SACRAMENTO, January 11, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 16

Assembly Bill No. 17

Assembly Bill No. 35

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

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 16—An act making an additional appropriation for support of the State Personnel Board in the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 17—An act making an appropriation to the Department of Finance to cover additional cost of construction, improvements, and equipment, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 35—An act to provide for a Medical School and Center at the University of California at Los Angeles, and to make an appropriation therefor.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 11, 1946

MR. SPEAKER Your Committee on Legislative Procedure has examined :

Assembly Bill No. 2

And reports the same correctly engrossed

PELLETIER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 11, 1946

MR. SPEAKER : Your Committee on Legislative Procedure has examined .

Assembly Bill No. 16

Assembly Bill No. 17

Assembly Bill No. 35

And reports the same correctly engrossed

PELLETIER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 11, 1946

MR. SPEAKER : Your Committee on Legislative Procedure has examined :

Assembly Bill No. 8

Assembly Bill No. 10

And reports the same correctly engrossed

PELLETIER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 11, 1946

MR. SPEAKER : Your Committee on Legislative Procedure has examined .

Assembly Joint Resolution No. 2

Assembly Joint Resolution No. 3

Assembly Concurrent Resolution No. 3

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolutions ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 10, 1946

MR. SPEAKER : Your Committee on Legislative Procedure has examined :

Assembly Concurrent Resolution No. 1—Relative to the passing of Philip A. Stanton ;

Assembly Concurrent Resolution No. 2—Relative to the passing of Walter Friar Dexter ,

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the tenth day of January, 1946, at 2 p.m.

PELLETIER, Chairman

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2—An act making an appropriation from the State Lands Act Fund for the additional support of the Department of Justice, declaring the urgency thereof, to take effect immediately.

Bill read third time.

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

PRINTER'S NOTE: There being no 7-point strikeout type available, the following roll call, which should appear in strikeout type, is indicated by being enclosed within brackets:

[**AYES**—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, Sam L. Crichton, Crowley, Debs, Denny, Dickey, Dills, Ralph C., Doyle, Emlay, Erwin, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Stream, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—58.

NOES—None.]

Bill ordered transmitted to the Senate.

(On January 14th, the above record was expunged, and the action rescinded, whereby the Assembly, on this day, passed Assembly Bill No. 2 and ordered it transmitted to the Senate.)

Assembly Bill No. 8—An act to validate bonds of Zone 1 of the Ventura County Flood Control District and proceedings relating thereto, and making final and conclusive, except as therein provided, the official canvass of election returns of the election at which said bonds were voted.

Bill read third time.

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

AYES—Allen, Anderson, Armstrong, Beck, Bennett, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Stream, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—Berry—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 10—An act to amend Section 16111 of the Education Code.

Bill read third time.

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

AYES—Allen, Anderson, Armstrong, Beck, Bennett, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—None.

• Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 10, 1946

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

Assembly Concurrent Resolution No. 4

J. A. BEEK, Secretary of the Senate
By B. PEART, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 11, 1946

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

Assembly Bill No. 1

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

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 11, 1946

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

Senate Bill No. 1

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

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 1—An act making an appropriation for the contingent expenses of the Senate, without regard to fiscal years, including committee expenses, to take effect immediately.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up Senate Bill No. 1, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NO. 1

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Sam L. Collins:

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

Resolution read.

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

AYES—Anderson, Armstrong, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Gaffney, Gannon, Guthrie, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, O'Day, Price, Robertson, Rosenthal, Sawallisch, Sherwin, Thomas, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

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

Senate Bill No. 1—An act making an appropriation for the contingent expenses of the Senate, without regard to fiscal years, including committee expenses, to take effect immediately.

Bill read second time.

Senate Bill No. 1—An act making an appropriation for the contingent expenses of the Senate, without regard to fiscal years, including committee expenses, to take effect immediately.

Bill read third time.

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

AYES—Anderson, Armstrong, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Gaffney, Gannon, Guthrie, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, O'Day, Price, Robertson, Rosenthal, Sawallisch, Sherwin, Thomas, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

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

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

Assembly Bill No. 77: By Messrs. Dekker, Beck, Rosenthal, McMillan, Anderson, Bennett, Berry, Brady, Collins, George D., Debs, Dills, Ralph C., Fletcher, Gaffney, Hawkins, Kilpatrick, Massion—An act to provide aid to counties, cities and counties, cities, housing authorities and certain educational institutions in making emergency housing available to veterans, their families, the widows of veterans, distressed families of servicemen, and displaced or distressed persons; to provide for the administration thereof; to authorize counties, cities and counties, cities, housing authorities and such educational institutions as receive, in whole or in part, financial support from the State; to acquire and administer such emergency housing; to make an appropriation for such purposes; and to declare the urgency thereof; to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

ANNOUNCEMENT OF COMMITTEE MEETING

It was announced that the Committee on Ways and Means would hold a meeting today at 2 p.m.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dave Weir of Fairfield and James Fisher of Vallejo.

On request of Mr. Middough, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sgt. J. D. Covington of Long Beach.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank Loler of Compton.

On request of Mr. Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Chief Petty Officer Jack Brenman, U. S. Navy.

On request of Mr. Kilpatrick, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George Brown of Los Angeles.

On request of Mr. Lyon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Earl Warren, Miss Wendy Downey, Miss Gaye Bjornsen, and Judge Martin I. Welsh.

On request of Mr. Middough, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Michael Fanning of Los Angeles.

ADJOURNMENT

At 12.45 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 11 a.m., Monday, January 14, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

SIXTH LEGISLATIVE DAY
 EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Monday, January 14, 1946

The Assembly met at 11 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burk, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crickson, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunham, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Kraft, Leonard, Lowrey, Lyon, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

O God of Freedom

Today let us guard more zealously the Democracy under whose banner we live, and to which the people of the world look with hope, and whose blessings they covet.

Let us have renewed faith in Democracy which springs from the very mind of Deity, who endowed every individual with the capacity for self-government and who ordained that men should think for themselves, and act upon their own decisions.

Let us see again how strong and resourceful men and women become when they possess freedom of thought and action.

May the spectacle of Democracy, triumphantly enduring the unprecedented ordeal of the war, convince us that it is the most efficient form of government that the mind can conceive.

In the midst of the present strife between rival groups, let us have faith that men are able in the maelstrom of conflict to educate themselves toward responsible self-government.

Whenever we doubt the workability of Democracy, let us behold all the backward and subdued races, ruled by dictators, and exclaim, "Better a tumultuous Democracy, than the poverty and servility of feudal and totalitarian nations"—Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day because of legislative business elsewhere:

Mr. Sawallisch, on motion of Mr. Lyon.

Mr. King, on motion of Mr. Lyon.

It was announced by the Speaker that Messrs. Knight and Davis were delayed in reaching Sacramento but were on the way.

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

Mr. Burkhalter, on motion of Mr. Debs.

The following member was granted leave of absence for the day because of personal business elsewhere, and desired to waive his per diem:

Mr. Sherwin, on motion of Mr. Miller.

**UNANIMOUS CONSENT GRANTED THAT ASSEMBLY BILL NO. 35
HOLD PLACE ON FILE**

By unanimous consent, Speaker Lyon ordered that Assembly Bill No. 35 hold its place on the file pending the arrival of Mr. Davis in the Assembly Chamber.

NOTATION OF PRESENTATION OF ASSEMBLY BILL

The following bill was presented by Mr. Thurman on Friday, January 11, 1946, and was refused approval by the Office of the Legislative Counsel on the premise that it did not fall within the purview of the Governor's Proclamation:

By Mr. Thurman—An act making an appropriation for emergency fire suppression to the Division of Forestry, Department of Natural Resources, to take effect immediately.

COMMUNICATIONS

By Speaker Lyon:

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

Opinion of Legislative Counsel

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, January 11, 1946

*Honorable Charles W. Lyon, Speaker of the Assembly
Assembly Chamber, State Capitol, Sacramento, California*

DEAR MR. LYON: Pursuant to your request, we have examined a bill entitled:

“An act making an appropriation for emergency fire suppression to the Division of Forestry, Department of Natural Resources, to take effect immediately.”

In our opinion this bill is not within the scope of the Proclamation convening this special session.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By JOSEPH W. PAULUCCI, Chief Deputy

Also:

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

Opinion of Legislative Counsel

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, January 11, 1946

*Honorable Charles W. Lyon, Speaker of the Assembly
Assembly Chamber, State Capitol, Sacramento, California*

DEAR MR. LYON: Pursuant to your request we have examined Assembly Bill No. 59 and have approved it as being within the scope of the Proclamation. Assembly Bill No. 59 provides that a city may be included in a county sanitation district by a majority, rather than a unanimous, vote of the governing body of a city.

Assembly Bill No. 59, standing alone, is not squarely within the scope of the Proclamation. However, Assembly Bill No. 60 provides for the allocation of State funds to cities for public works, giving priority to sewage and sanitary facilities. Under Assembly Bill No. 60, a city may assign the money allocated to it to certain districts, including county sanitation districts.

Assuming that Assembly Bill No. 60, or some other bill, is enacted to appropriate funds for a program of construction of sewers and sanitary facilities, which contemplates the use of the county sanitation district as an agency in the accomplishment of such purposes, Assembly Bill No. 59 would be valid as providing a means for carrying out the program.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By JOSEPH W. PAULUCCI, Chief Deputy

By Mr. Fourn:

A resolution from the City of San Buenaventura, relative to the allocation of \$90,000,000 to cities and counties, was received, and ordered filed with the Secretary of State; and the following communication was received, read, and ordered printed in the Journal:

VENTURA, CALIFORNIA, January 11, 1946

Charles W. Lyon, Speaker of the Assembly, Sacramento, California

Urgently request your support in making available \$90,000,000 of State surplus for cities and counties for aid in postwar project to be apportioned on basis of population. Resolution of city council in mail

GRACE WOODRUFF
City Clerk, Ventura, California

**REQUEST FOR UNANIMOUS CONSENT TO EXPUNGE RECORD AND
RESCIND ACTION TRANSMITTING ASSEMBLY BILL NO. 2
TO THE SENATE**

Mr. Wollenberg asked for, and was granted, unanimous consent to expunge the record, and rescind the action whereby Assembly Bill No. 2 was ordered transmitted to the Senate.

Motion to Expunge Record and Rescind Action on Assembly Bill No. 2

Mr. Wollenberg moved to expunge the record, and rescind the action whereby the Assembly, on Friday, January 11, 1946, passed Assembly Bill No. 2.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Armstrong, Beal, Beck, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 2 ordered to third reading.

Request for Unanimous Consent to Further Consider Assembly Bill No. 2

Mr. Wollenberg asked for, and was granted, unanimous consent that Assembly Bill No. 2 be taken up at this time, without reference to file.

Further Consideration of Assembly Bill No. 2

Assembly Bill No. 2—An act making an appropriation from the State Lands Act Fund for the additional support of the Department of Justice, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMullan, Middough, Miller, Niehouse, O'Day, Pelletier, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

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

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMullan, Middough, Miller, Niehouse, O'Day, Pelletier, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None

Bill ordered transmitted to the Senate.

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

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

Assembly Bill No. 78: By Messrs. Hollibaugh, Anderson, Massion, Fletcher, Dills, Ralph C., Erwin, Kraft, Lyons, Pelletier, Price, Robertson, and Waters—An act authorizing any county, city and county, or district to expend public funds and to expend, use, or permit the use of public property or personnel to meet emergencies arising out of conditions created by the reconversion from a wartime to a peacetime economy, irrespective of budget or other limitations, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 79: By Messrs. Erwin, Clarke, Werdel, Watson, Armstrong, Beck, Boyd, Burke, Butters, Crichton, Crowley, Denny, Dills, Ralph C., Field, Fletcher, Fourt, Geddes, Guthrie, Heisinger, Hollibaugh, Kraft, Leonard, Pelletier, Price, Robertson, Stream, Thomas, Thompson, Thorp, Waters, and Mrs. Niehouse—An act providing for research and its adaptation to the production, processing, distribution and utilization of agricultural products grown in the State of California and making an appropriation therefor, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Agriculture.

Assembly Bill No. 80: By Messrs. Clarke, Erwin, Werdel, Watson, Armstrong, Boyd, Burke, Butters, Crichton, Crowley, Denny, Dills, Ralph C., Field, Fletcher, Fourt, Geddes, Guthrie, Heisinger, Hollibaugh, Kraft, Leonard, Pelletier, Price, Robertson, Stream, Thomas, Thompson, Thorp, Waters, and Mrs. Niehouse—An act to make an appropriation to the California Polytechnic School for the production of herbs and plants for applied research in the production of resins, gums, and oils for medicinal and other purposes, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Agriculture.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Werdel, Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Mrs. Niehouse, Messrs. O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker:

House Resolution No. 34

Relative to the passing of James I. Wagy

Sorrow pervades these Chambers today as we contemplate the passing in Maricopa on January 12, 1946, of James I. Wagy, former State Senator from Kern County and esteemed figure in California's legislative history.

Elected to the State Senate in 1926 and serving during the terms of four successive Governors, he was, at the time of his retirement in 1941, the third oldest member thereof in point of service.

Though the legislation which he fostered encompassed varied fields, he was specially concerned with that involving highways, motor vehicle control, oil production and public welfare and is best remembered for leading the Central Valley Project battle in 1933.

As we summon forth our memories of this fine man and recollect the privilege which was ours to know and work with him, it is with regret that we now perpetuate in our official records the sorrowful fact of his passing.

Resolved by the Assembly of the State of California, That when the Assembly this day adjourns it shall do so in tribute and respect to the memory of former State Senator James I. Wagy; and be it further

Resolved, That the Chief Clerk is directed to transmit copies of this resolution properly engrossed to Mrs. Julia Wagy, Philip M. Wagy, Julian R. Wagy and Clifford H. Wagy, the respective widow, sons and brother of James I. Wagy, conveying to them the sincere sympathy of this Assembly.

Resolution read.

Request for Unanimous Consent to Name Members Present as Co-Authors of House Resolution No. 34

Mr. Werdel asked for, and was granted, unanimous consent that the names of all members present be affixed to House Resolution No. 34 as co-authors.

Request for Unanimous Consent

Mr. Werdel asked for, and was granted, unanimous consent to take up House Resolution No. 34, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

By Mr. Thomas :

House Resolution No. 35

Relative to authorizing the printing of a booklet containing the Proceedings at the Ninth Plenary Session of the United Nations Conference at San Francisco, including the proposed United Nations Charter there drafted

WHEREAS, The subsequent course of world history was laid in 1945 at the United Nations Conference in San Francisco, dedicated to the creation of a Permanent World Security Organization ; and

WHEREAS, The best minds of the United Nations Conference there gave utterance to their hopes and aspirations for a new world order, with concrete observations on how such hopes and aspirations might best be realized, upon the basis of which the proposed United Nations Charter was there drafted ; and

WHEREAS, This Assembly, then mindful of the great honor conferred upon the State of California by reason of the selection of San Francisco as the site for this historic Conference, deemed it fitting that the State perpetuate in some official way the more significant utterances made during the course of said Conference, to this end adopting House Resolution No. 298 of the Fifty-sixth Regular Session of the Legislature, pursuant to which a booklet was printed containing proceedings at the first Eight Plenary Sessions of said Conference ; and

WHEREAS, Thereafter and now available are the proceedings at the Ninth and Final Plenary Session, including the proposed United Nations Charter drafted and promulgated upon the basis of the prior deliberations, the printing of which would complete the State's public record of the San Francisco Conference ; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly hereby authorizes the printing as a public document, for the use of the Members of the Assembly, of 1,000 copies of a booklet containing the Proceedings at the Ninth Plenary Session of the United Nations Conference, including the proposed United Nations Charter there drafted, to supplement the booklet heretofore printed pursuant to House Resolution No. 298 adopted at the Fifty-sixth Regular Session of the Legislature, the cost thereof to be paid from the appropriation for legislative printing.

Resolution read, and referred to Committee on Rules.

By Mr. Sam L. Collins :

House Resolution No. 36

Resolved, by the Assembly of the State of California, That Frank N. Killam, Chief of the Bureau of Buildings and Grounds, is hereby directed to have installed in the room of the International Press a loud speaker ; and be it further

Resolved, That the sum of seventy-five dollars (\$75) or so much thereof as may be necessary is hereby made available to Frank N. Killam out of the Contingent Fund of the Assembly for expenditure in accordance with this resolution, and that proper vouchers be filed by Frank N. Killam with the Controller for all money expended under the provision of this resolution.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 36, at this time, without reference to committee or file.

Resolution read.

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

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Hawkins, Heisinger, Hollbaugh, Kilpatrick, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

**WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY
CONCURRENT RESOLUTION NO. 8**

Mr. McCollister moved that Assembly Concurrent Resolution No. 8 be withdrawn from the Committee on Rules, and re-referred to the Committee on Military Affairs.

Motion carried.

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

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

Assembly Bill No. 81: By Mr. Erwin—An act to amend Section 24626 of the Education Code, relating to the use of county funds for the support and maintenance of extension work in agriculture and home economics.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 82: By Mr. Stephenson—An act to add Article 5, comprising Sections 20920 to 20922, inclusive, to Chapter 7 of Part 3 of Division 5 of Title 2 of the Government Code, relating to the State Employees' Retirement System, providing for crediting service in the United States Employment Service as State service to certain members and under certain conditions specified therein, and providing for contributions by members and by the State in respect to such service.

Referred to Committee on Civil Service and State Personnel.

RESOLUTIONS

The following resolution was offered :

By Mr. Evans :

House Resolution No. 37

Relative to construction of a subterranean garage at Pershing Square
in Los Angeles

WHEREAS, The congested traffic condition in the City of Los Angeles is seriously affecting the growth and progress of the city ; and

WHEREAS, Much of this congestion is due to the inadequacy of parking conditions, forcing motorists to drive many miles in search of a place to park ; and

WHEREAS, The State Department of Public Works has made a survey and determined that a subterranean garage could be constructed under Pershing Square in downtown Los Angeles ; and

WHEREAS, The construction and operation of such a garage would relieve these congested traffic conditions, and make downtown Los Angeles more accessible to the people of Los Angeles and of the State generally ; now, therefore, be it

Resolved by the Assembly of the State of California, That the City of Los Angeles is hereby memorialized to take such steps as may be necessary to construct or authorize the construction of an adequate subterranean garage under Pershing Square in the City of Los Angeles ; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a copy of this resolution to the City Council and Mayor of the City of Los Angeles

Request for Unanimous Consent

Mr. Evans asked for unanimous consent to take up House Resolution No. 37, at this time, without reference to committee or file.

Mr. Pelletier withheld unanimous consent.

House Resolution No. 37 referred to Committee on Rules.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received, read, and ordered printed in the Journal :

STATE OF CALIFORNIA

GOVERNOR'S OFFICE, SACRAMENTO 14, January 14, 1946

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

GENTLEMEN : In accordance with my promise at the opening of this session to submit detailed recommendations concerning some of the most important subjects on the Agenda, I desire to transmit herein my views on the question of public works. It is

one of the most vital subjects before the Legislature. It affects very materially our ability to perform efficiently the services required by the Constitution and statutes for the general welfare of the people.

The subject involves two main questions: First, the needs of the State for new hospital, correctional, educational, and other facilities; Second, the financial ability of the State to provide them.

It should be emphasized at the outset that for the past 15 years there has been little extension of any of these facilities and no extension of some of them. This was occasioned by the fact that from 1930 to 1943, our finances were out of balance and the State faced a constant deficit. Since 1943, we have had the money but the Federal Government has required all the materials and manpower for the prosecution of the war.

During this 15-year period, our population has increased from less than 6,000,000 people to 9,000,000, or 57.5 per cent. Some of the buildings were inadequate then, and those that were adequate are wholly insufficient now. Our administrative agencies are partially housed in rented structures. Many of them are not suited to our purposes. The public is greatly inconvenienced, and efficient administration is impossible. A large part of the \$912,000 we are spending each year for rent could be saved if the State had its own buildings. When leases expire, the rentals are often doubled or even trebled. In Los Angeles, the average rate we were charged in 1940 was 9-1/6 cents per square foot, based on a five-year lease. Now we are being asked to pay 20 cents per square foot for space even less adaptable to our needs. Ten-year leases are being demanded at the higher rate instead of the present five-year terms. Future rentals in proposed buildings are being quoted variously at 25 cents per square foot and up. Rentals in San Francisco have risen from an average of 11 cents per square foot to as much as 20 cents. There are no ceilings on rentals of this kind, and the State is in a helpless position, because the building shortage makes it impossible to find other locations. We should acquire quarters for our activities in all parts of the State where branch offices are maintained. We should have new State office buildings in San Francisco, San Diego, Sacramento, Los Angeles, Oakland, and Fresno, and probably other cities. With adequate office space, the State will be able to operate in a manner which will permit the efficient conduct of the people's business. The present situation is intolerable and becomes more wasteful every day.

This, however, is the brightest side of the picture, because it involves only public inconvenience and waste. When we look at the condition of our State hospitals for the mentally ill and homes for the mentally defective, the picture becomes so sordid as to be shocking. Institutions which were meager for the needs of a State of 6,000,000 people are inadequate today to the point of disgrace. Designed to accommodate 25,263 patients, these institutions today have an occupancy of 31,312. The Assembly Ways and Means Committee visited the State hospitals last year, and its members have shown a sympathetic interest in improving their present condition. I know they agree with me that the conditions under which treatment has to be attempted are harrowing to every human sensibility.

People mentally and physically ill are sleeping on improvised beds in the corridors and on the floors. The mattresses they set out at night must be stacked up during the day so people can walk around. Rooms which should accommodate one person are occupied sometimes by three, and 40 patients are kept in wards barely large enough for 30.

The buildings themselves are insufficient in size, and in many instances obsolete. Many of them are 60 and 70 years old, constituting fire hazards which endanger the lives of thousands of sick, deranged people whom the State restrains against their will, and for whose safety it has full responsibility. A fire, an earthquake, or a serious epidemic could result in a loss of life that would shock the conscience of every Californian and would be a lasting disgrace. Buildings are still in use which the State Fire Marshal condemned as much as 15 years ago, and the last new hospital built was at Camarillo in 1937. The hospitals are under-staffed, and we shall not be able to staff them properly unless we provide sufficient living quarters for the employees, because many of the institutions are located miles from the nearest community.

The conditions I have described should no longer be tolerated. They must be remedied before it is too late—which means NOW. I appeal to you, therefore, to bring our hospitals up to decent standards and to make provision for our growing needs up to 1950.

The amount which I am recommending that you appropriate for this purpose will enable us to replace the structures that have been condemned. It will enable us to eliminate overcrowding. It will provide treatment facilities, and help us to get out of an "asylum age" into a "hospital age." It will care for the normal increase in requirements which will occur during the construction period, if construction is undertaken promptly.

It costs more to install a hospital, but the eventual cost of an asylum is greater. Treatment and release are cheaper than permanent custodial care and early treatment may return a patient to society cured in a year, while mere custodial care may necessitate his incarceration for the remainder of his life. Many mental ailments can be cured, but locking up a patient in over-crowded, sordid surroundings will never cure him. On the contrary, the experience is so depressing as to retard even the curat-

ive forces of nature. Such conditions often cause the patient to fail physically as well as mentally. As an illustration, for the first time in history, we recently made a survey of tuberculosis conditions in our State hospitals and found that 4½ per cent, or almost 1,400, of the patients are suffering from this dreaded affliction. The percentage of the general public so afflicted is less than 2 per cent. Overcrowding, indiscriminate intermingling, and the fact that mental patients frequently have unclean personal habits, contribute materially to this result.

In human and social values, the obligation upon the State to provide modern treatment methods can not be denied. We can not translate into dollars what it means to a man or woman to be able to live a normal life as compared with being a liability to society and a source of grief to loved ones and friends. We can not think of these patients as being the problem of the other fellow. Mental illness can occur in any family, and when that time comes, the State steps in and takes custody of the sick person and confines him in an institution against his will. Therefore, in the truest sense of the word, he becomes the ward of the State and is entitled to every consideration his State can give him in his misfortune.

The facilities of the Department of Corrections and Youth Authority are equally hard pressed. We are trying to accommodate 6,628 prisoners in institutions designed for 5,050. Hundreds of juvenile delinquents—the number right now is 319—who should be in State institutions are being kept indefinitely in detention homes or in county jails which were never equipped or intended for such a purpose.

The State's responsibility with respect to these youngsters is legal, as well as moral. The law expressly prohibits placing persons under 16 years of age in a county jail, except in the case of felony conviction, but juveniles are in county jails because the Youth Authority institutions do not have room for them. When boys and girls get into trouble, we are required to remove them from the unwholesome environment that brought about their delinquency and that might lead to their becoming confirmed criminals, yet under present conditions we are consigning them to an environment even more demoralizing. We, who are in authority, are violating our own laws.

It must be obvious to anyone who reads the newspapers or observes conditions in his own community that the crime pattern which developed following the last war is being repeated. The State must be prepared to deal with it. War has a way of breeding vice, degeneracy, and violence. Our prisons were badly overcrowded in 1940 with a population of 8,706. The number dropped to 5,693 in 1944, but it has climbed back to 6,628 today, and the number is increasing almost hourly. In planning for dealing with the problem, we must figure that our prison population will reach 10,000 by 1950. Unless the State keeps pace with the times and its own growth, it will imperil, through neglect, the safety of our people. The tides of crime wait for no man. The most casual observer can see and feel the rise of the tide that is upon us, and unless the State measures up to its responsibility for suppressing crime, life and property in every part of the State will become insecure.

The new facilities we must have, if we are to cope with the crime problem adequately, include a medical institution, with a capacity of 1,200, which will enable the Department of Corrections to segregate the ill, the diseased, the neurotic and the degenerate from other prisoners. One of our greatest custodial problems is our present inability to segregate the prisoners who are afflicted with abnormalities. When they are in close contact with other prisoners, they demoralize the entire institution. If we are enabled to segregate them, our hope of rehabilitating young first offenders will be materially advanced.

Our University and the State colleges are about to experience the greatest influx of students of all time. During the past five years, hundreds of thousands of California boys and girls were summarily deprived of their right to continue their education. At the age of 18, boys were automatically taken into the armed forces. These young people must not become the forgotten generation. They must be afforded the opportunity and the facilities for catching up with their interrupted preparation for life. The facilities must be made ample to take care of these veterans as well as the steadily increasing number of young people who normally go on from high school to a program of higher learning.

An increase in the student population on all the campuses will result from the vast growth of our State. The University of California conservatively estimates that enrollment in 1950 will reach 35,771 students. In 1928-1929 enrollment was 18,689, and in 10 years it had grown to 27,551. The latter overtaxed the facilities of the University, and an increase to 35,000 students would strain both classroom and laboratory to the point of lowering educational standards.

State-wide in the location of its campuses, and state-wide in its service to the people of California, the University has received appropriations of only \$750,000 for capital outlay since 1926. The University has a constitutional responsibility to all the young people of our State, and now particularly to the veteran-student. The State is obligated to provide adequate facilities for this training and education. The development of new industries in California, and the reconversion of wartime industries to the production of the goods of peace, are making heavy demands on our schools for young people trained in research and engineering. Agriculture must be assisted more if it is to meet the postwar competition of other States. Medical educational facilities are inadequate. The study of forestry has never been given adequate housing at the University, although the lumber industry is basic to

the prosperity of California. Installation of a forest products laboratory is also now proposed. New buildings for home economics, where young women may be trained as teachers or home-makers, are needed on the several campuses.

Our State colleges are equally in need of a building program. We look to these institutions for the training of our teachers. Their existing capacity is slightly under 7,000 students. We have more than that number enrolled now, and every classroom is filled. Enrollment is expected to reach 15,000 by 1950, and an attendance of between 22,000 and 27,000 is anticipated by 1960. The present enrollment includes 895 returned veterans, and on the basis of present applications their number will be not less than 2,025 for the Spring semester.

If we are to maintain adequate educational opportunities for our children through a well-trained teaching profession, if we are to provide training to the returning veteran for his vocation in life, if we are to make higher education available close to home, facilities of the State colleges must be expanded. Above all, teacher-training facilities must be increased, and increased now. The recommended appropriation will increase their capacity to 11,400 students.

Top priority has been given by the Department of Education in its requests to the need for additional facilities at the California School for the Deaf. The amount recommended for this purpose is \$1,510,000. The handicapped children for whom this school is provided deserve an opportunity in life, and they can have it only through the generosity of our great State. The request should be granted cheerfully.

The existing home at Yountville for California veterans who are incapacitated includes a number of obsolete and dilapidated old frame fire-traps which must be replaced. In addition, the capacity of the home must be increased. Following two great wars, the number of veterans who have given years of their lives to the defense of their Country is at an all-time high. It is proposed to enlarge the home now to take care of 2,100 veterans, and eventually this should be increased to 3,000. It is able to accommodate only 1,200 at the present time, and enrollment is 1,229. The emergency appropriation made at the last session will not even get rid of the fire-traps.

The State Capitol must be repaired. An examination of the building recently by the Division of Architecture disclosed a structural failure in the roof. I am recommending the repairs and an appropriation for an addition to the building which will provide needed office space for the Members of the Legislature, more committee rooms, offices for the Legislative Counsel, and other facilities.

The foregoing, and some other items, constitute the minimum needs of the State. Specifically, the items are as follows:

University of California.....	\$30,000,000
Department of Education.....	13,500,000
Department of Institutions.....	57,500,000
Department of Corrections.....	12,200,000
Youth Authority	7,000,000
Veterans' Home	2,400,000
State Capitol and offices.....	15,800,000
Department of Natural Resources.....	3,300,000
Department of Motor Vehicles (loan)	3,400,000
Department of Agriculture.....	400,000
State Agricultural Society and Exposition Park.....	3,500,000
Miscellaneous repairs and improvements.....	5,000,000
	<hr/>
	\$154,000,000

A breakdown of the figures is to be found in the report of the Director of Finance printed in full in your Journal of January 7, 1946.

Both your legislative committees and ourselves have been acting on the assumption that this public works program would be carried through. Under Chapter 18, Stats. Fourth Extraordinary Session, 1944, the Property Acquisition Board was created for the purpose of acquiring sites for the buildings where sites were not already owned by the State. This board consists of two Members of the Senate, two Members of the Assembly, the Director of Finance, the Director of Public Works and the Real Estate Commissioner. It has worked diligently and has been in complete accord in everything that has been done. Sites have been acquired. The Department of Public Works and Department of Finance have been busy in developing the plans and specifications essential to the work. Many of the blueprints are ready for letting contracts at the proper time.

Originally it was estimated that the total cost of this building program would be \$120,000,000. There was no dissent to the reasonableness of the amount or as to the buildings to be constructed. However, the \$120,000,000 total was based on 1940 costs. In the meantime, the cost of building has increased by nearly one-third. It is now estimated, after very careful consideration, that \$154,000,000 is required.

There are other matters, not included in the request for \$154,000,000, that in my opinion are the urgent responsibility of the State. First, I believe that action in providing emergency housing can not be delayed. We can not ignore the fact that men, women, and children are sleeping in railroad waiting stations, moving picture theaters, and automobiles. As long as there are structures that can be made habitable, we

must help the cities and counties and local housing authorities in making them suitable for occupancy. The critical housing shortage which exists throughout California is not the fault of any community. It is a by-product of the war. Both the Federal and State Governments have a responsibility for remedying the situation in conjunction with the communities involved. The State interest is clear. We have an added responsibility to the returning veteran. It is unthinkable that we should fail to act when thousands of veterans who have returned from foreign battlefields are homeless for reasons wholly beyond their control. The housing shortage in California has developed in almost direct proportion to the rapid increase in our population, because homes could not be built while all the materials needed in their construction were required for the war effort. Reconversion will be delayed, and our economic welfare is in peril, so long as a situation exists in which a workman is unable to move to another city to take a job for the reason that he can not find a house for his family. This situation is a drain on our Unemployment Compensation fund which ought to be avoided.

We can never have a clear conscience as long as any structures are available for housing which are unused. I am recommending an appropriation of \$7,500,000 to help pay the cost of converting and moving structures owned by the Federal Government, the use of which has been offered to us within the past month. I not only want to urge that we do this job, but that we do it now, without a day's delay. It must be mightily cold sleeping in parks and automobiles these January nights.

In addition to meeting the emergency housing situation, provision should be made at this session for dealing with its long-range aspects. At the instance of the cities during the Regular Session of 1945, the Legislature enacted the Urban Redevelopment Law, thereby expressing its concern in the manner and extent to which some of our cities are deteriorating, and setting out that the State has an interest in slum clearance and the rehabilitation of blighted areas. If we are going to meet the responsibility thus accepted, we must be willing to put some money into carrying out the act, which is the only practical way of helping the cities to accomplish its purposes. The Urban Redevelopment Act in and of itself will accomplish nothing unless it is implemented and used in accordance with its intent. As I see it, that intent is to eliminate conditions which contribute to disease and delinquency. There is no denying that one of the worst sources of crime and epidemic is the crowded, dilapidated, unsanitary, poorly ventilated, treeless slum area. I therefore recommend that \$10,000,000 be appropriated for the purpose.

We have hundreds of impoverished school districts in California that do not have the financial means to provide either suitable buildings or adequate instruction. The children living in those districts are being denied their birthright of a good education. Other districts have become casualties of the war because of population changes and financial limitations. The State has long since recognized its responsibility to the School System. It is therefore my belief that, at a time when we have money in pocket, we should equalize educational opportunities by helping the poorer districts to render more adequate service to the children of the State. They are our future citizens, and it is clearly our duty to give them every opportunity to become useful and happy people. I have estimated that the cost of aiding these districts would amount to \$15,000,000, but it is only an estimate. It may be overly conservative. At all events, the need is great, and the State has a direct responsibility to help.

Surveys have forcibly brought to our attention the fact that medical educational facilities in California are inadequate. The State falls short of educating enough doctors to meet its needs, and our University considers this among its most important duties. I urge that the University of California Medical Center at San Francisco be completed at a cost of \$4,000,000, and that a Medical Center at the University of California at Los Angeles, where none exists at present, be constructed at a cost of \$7,000,000.

On the subject of floods, the Legislature at the last session enacted a law (Chap. 1514, Stats. 1945) known as the Water Resources Act, in which it committed the State to the responsibility of making local contributions to enumerated Federal flood control projects in this State. In the aggregate, that obligation amounts to \$32,000,000—taking into consideration increases in the cost of rights-of-way since the subject was first discussed.

If we are to be forthright in our bookkeeping and prompt in meeting our obligations, we must set up funds when we have them to take care of every commitment we knowingly and designedly make. I therefore believe that the Legislature should appropriate \$32,000,000 for this purpose. Every major flood that is prevented saves millions of dollars to our citizens and often saves human lives as well.

Our forests have been deteriorating year by year, and until this year the State has done nothing to try to restore them to full productivity. In the past, we concerned ourselves only with fire prevention and suppression, but we did nothing to offset the depletion caused by bad forestry practices or other damage. Some of our forests have been depleted to an alarming extent. If the lumber industry of California is to continue as one of the basic industries of the State, we should seriously undertake some program of reforestation. The industry employs 24,195 people and the annual pay roll is over \$35,000,000.

A continuous supply of lumber and other forest products is vital to the welfare of our entire State. We are in a situation at this moment where lettuce growers can not find enough crates for moving their product to market. Agriculture needs a billion feet of lumber a year for boxes and crates, and the demand is increasing yearly. Our reforestation program is at least 20 years late. Thousands of acres of forest land have been over-cut. The practice of forestry as a harvest must be promoted. Depletion of the supply of timber has been accelerated by war demands, which also caused premature cutting of second growth trees. The responsibility of the State in the matter of reforestation can not be delayed any longer. I urge this Special Session of the Legislature to appropriate \$2,000,000 for the purpose of acquiring both cut-over lands and some virgin timber stands upon which better forestry practices can be studied and developed.

These items last above-mentioned are in addition to the \$154,000,000 minimum needs program, and are recapitulated as follows.

Housing -----	\$7,500,000 00
Urban redevelopment -----	10,000,000 00
School district aid -----	15,000,000 00
Medical Center, University of California at Los Angeles---	7,000,000 00
Medical Center at University of California-----	4,000,000 00
Flood control -----	32,000,000 00
Reforestation -----	2,000,000 00
	\$77,500,000 00

These, added to the \$154,000,000, make a total of \$231,500,000. Each institution and agency of the State Government has submitted its additional requests, which I would urge you to study because it may be that you will determine that some of these also should be undertaken now. They are listed in the Report of the Department of Finance submitted to you January 7, 1946.

Because this program is advocated to meet the responsibilities of the State does not mean that I advocate expenditure of the funds immediately. On the contrary, I am of the opinion that none of the program except those parts of it intended to take care of emergencies should be put in construction at the moment. I do not want to see the State compete with a home-building program, or with a commercial building program which will create jobs, until materials and manpower are on the market in such quantities as to take care of all such types of construction. I do not advocate removal of buildings under the Urban Redevelopment Act until other homes are available for the families in blighted areas. We do not want to compete in the construction market in any way that would carry us into the whirlpool of inflation or that would contribute to inflation. We want to proceed in a businesslike way on a schedule so timed that the needs of the State will be accomplished, but which will fit in with the whole economy. An Allocation Board should be established to be responsible for determining when authorized construction should be started after taking all the factors into consideration.

I have discussed the needs of the State. The second part of the problem concerns how they are to be financed. The Legislature has set up two funds, one the Postwar Employment Reserve of \$145,000,000 and the other the Postwar Unemployment and Construction Fund of \$90,000,000. Without earmarking the money for any purpose, it was generally understood that \$120,000,000 of the first fund was to be used for State construction. Another \$25,000,000 sought for flood control was added to this fund, although no specific commitment was made concerning its use. The Postwar Unemployment and Construction Fund of \$90,000,000 is the result of discussions at the last session as to whether or not the State would make appropriations for local construction projects. In the absence of agreement in the Legislature, the \$90,000,000 was set up in this fund with the specific statement that it can be used for any construction purpose in which the State is authorized to engage, but without commitment to any type of project.

These two funds, aggregating \$235,000,000, are the only moneys that the State has set up for public works, and therefore they are the funds available for public works and the related sites and equipment. It is, therefore, my suggestion that these projects, or as many of them as the Legislature sees fit to authorize, be financed from them.

In conclusion, I would again urge that our obligation to house our State agencies is paramount, and that until this is done we can not rightfully assume that we have a surplus for any other purpose whatsoever. When provision has been made for our State institutions, then, if funds remain, appropriations should be made to fulfill the responsibilities we have assumed in connection with schools, housing, flood control, etc. Until this is done, our responsibilities can never be balanced against our finances and we can not rightfully assume that there is money in the State Treasury for any purpose other than the normal operations of State Government. In this connection I should like to repeat to you what I have said on many other occasions, that for 13 years prior to 1943 the State was constantly operating with a deficit. Since that time, we have assumed financial responsibilities to the counties that cost us millions of dollars each year. It is, therefore, only reasonable to suppose that when the period

of lush war revenues has subsided we will again be faced with deficits which will require us either to cut the cost of Government—which experience has taught us can not be done to any great extent in a growing State—or raise the taxes of our already heavily taxed people. It is for this reason that I urge you not to assume that our State has a large surplus until all of our obligations to State Government have been fulfilled.

Respectfully submitted.

EARL WARREN, Governor

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

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

Assembly Bill No. 83: By Messrs. Robertson and Fourt—An act making an appropriation for a State building at Santa Barbara.

Referred to Committee on Governmental Efficiency and Economy.

NOTICE OF MOTION TO AMEND RULES

Pursuant to the provisions of House Rule 93, Mr. Heisinger gave notice that on the next legislative day he would move the adoption of the following amendment to the Standing Rules of the Assembly:

Amendment No. 1

On page 11 of the Assembly Journal of January 7th, under subsection (e), following "committees", insert "provided that no member may be appointed to more than three standing committees".

RESOLUTIONS

The following resolutions were offered:

By Mr. Kilpatrick, Mrs. Niehouse, Messrs. Kraft, Dills, Ralph C., Hawkins, and Boyd:

House Resolution No. 38

Relative to requesting the Governor to appoint a Citizens' Committee on the Physically Handicapped

WHEREAS, On February 17, 1943, the Governor appointed a Citizens' Statewide Committee on Old Age Pensions to study and report on the pension problem then confronting the State, and the investigations and conclusions of that committee were of invaluable assistance to the 1943 Legislature in enacting legislation of material benefit to the aged; and

WHEREAS, There is a large and increasing number of physically handicapped persons in the State, whose present plight appears to be at least as serious as that of the aged in 1943, and for whom there is no complete and well-organized program of public assistance; and

WHEREAS, The need for such a program of assistance to the physically handicapped will undoubtedly be presented to the Assembly, at the next Regular Session of the Legislature, and the Legislature will be called upon to consider legislation providing assistance to the physically handicapped in various forms, and will then require full information and well-considered recommendations on the subject; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly does hereby request the Governor to appoint a Citizens' Statewide Committee on the Physically Handicapped, to investigate the number of physically handicapped persons in the State, their needs for assistance, the costs of a program of public aid, whether State or State-county, and all matters incidental to or bearing upon the problem of providing an adequate, complete and well-organized program of public assistance to the physically handicapped, and to report thereon to the Governor and Legislature not later than January 20, 1947; and, be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Governor of the State of California.

Resolution read, and referred to Committee on Rules.

By Mr. Heisinger :

House Resolution No. 39

Relative to memorializing Congress to take such steps as are necessary for the temporary continuance of price control, providing for its removal gradually, product by product, when this may be done without danger of inflation and in conformity with supply and demand.

WHEREAS, That the inflationary pressures of war do not end when fighting stops was made clear in World War I, when 43 per cent of the inflation came after the Armistice; and

WHEREAS, With present inflationary pressures far exceeding those which existed during and after World War I, it seems probable that sudden abandonment of price controls at this time would lead to inflation far more serious than that which brought economic tragedy to millions of Americans in 1921; and

WHEREAS, Continued control of prices since V-J Day has thus far held prices reasonably steady, providing a sound basis for business planning, protecting farmers against rises in prices of the things they buy, and protecting the buying power of the income and savings of workers and consumers; and

WHEREAS, While Federal regulation of prices, except in time of emergency, is foreign to American ideas and principles, incompatible with a free economy, and not to be desired any longer than necessary, the emergency is not yet over; and

WHEREAS, Unless Congressional action is taken, all price control will terminate in June of this year; now, therefore, be it

Resolved by the Assembly of the State of California, That Congress is respectfully memorialized to take such steps as may be necessary to continue price control, providing for its removal gradually, product by product, when this may be done without danger of inflation and in conformity with supply and demand; and be it further

Resolved, That the Chief Clerk is directed to transmit copies of this resolution to the President of the United States, the President pro tempore of the Senate of the United States, the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and referred to Committee on Rules.

MOTION TO AMEND ASSEMBLY STANDING RULES

In compliance with a notice given on a previous day, Mr. George D. Collins, moved that the following amendments to the Standing Rules of the Assembly be adopted:

Amendment No. 1

In Rule 19, as printed on page 11 of the Assembly Journal for January 7, 1946, strike out

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

Amendment No. 2

In Rule 72, as printed on pages 21 and 22 of said Journal, strike out the last two paragraphs, and insert

"Prior to the assignment of members to serve on the several standing committees, the preferences of the members with regard to committee assignments shall be considered while keeping in view the practical necessity of making assignments so that members will not serve on more than one committee which meets at the same time.

No Member of the Assembly shall be a member of more than three standing committees except that by appointment of the chairmen of the respective Republican and Democratic Party caucuses a member may serve on more committees.

The number of members to serve on each standing committee shall be determined by a majority vote of the elected membership and each political party shall be represented on each committee in the same proportion, as near as may be, as its representation in the Assembly. The members of the political party to serve on each committee shall be selected by the respective party caucuses; any vacancy shall likewise be filled by the party of the member causing the vacancy. For the purpose of committee appointments, any Member of the Assembly who is elected as an independent candidate may indicate with which political party he desires to be considered as affiliated."

Amendments read.

Point of Order

Mr. Ralph C. Dills arose to the following point of order: That Mr. Gannon is not speaking to the question.

Ruling by Speaker

The Speaker ruled the point of order well taken.

Demand for Previous Question

Messrs. Evans, Waters, Middough, Price, and Allen demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. George D. Collins to the Standing Rules of the Assembly.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Collins, George D, Dunn, Fletcher, Gaffney, Haggerty, Hawkins, Heringer, Kilpatrick, Lowrey, Massion, McMillan, O'Day, Robertson, Rosenthal, and Thomas—20

NOES—Allen, Beal, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Emlay, Erwin, Evans, Field, Fourt, Gannon, Geddes, Guthrie, Hollibaugh, Kraft, Leonard, Lyons, Maloney, McCollister, Middough, Miller, Niehouse, Pelletier, Price, Sheridan, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—49.

Request for Unanimous Consent to Correct Erroneous Vote

Mr. Burke stated that due to a defect in the voting machine, his vote on the amendments offered by Mr. George D. Collins was incorrectly recorded; and, therefore, he asked for, and was granted, unanimous consent that his vote be changed from "aye" to "nay."

REQUEST FOR UNANIMOUS CONSENT TO PRINT REMARKS BY
ATTORNEY GENERAL KENNY IN JOURNAL

Messrs. McMillan, Dills, Ralph C., and Dunn asked for, and were granted, unanimous consent that the following remarks by Attorney General Kenny, made at the Sacramento Auditorium on Sunday, January 6, 1946, be ordered printed in the Journal:

Summation Speech by Robert W. Kenny
Sacramento Municipal Auditorium, January 6, 1946

I do not think we are going to lose the battle for peace and plenty.

If these past two days in Sacramento are any indication of the months to come, then the hundreds of organizations you delegates represent, have joined ranks, consolidated your forces, and are prepared to wage a relentless battle against economic chaos, indifference to human needs, and social selfishness.

This Statewide Emergency Legislative Conference demonstrates without possible contradiction, that the ordinary citizens of California are no longer content *merely* to complain. The people have decided to act, and to act democratically through their voluntary organizations. Our State Government meeting here Monday in special session will have its opportunity to respond. We shall see that it is most *sensitive* to our needs. We shall make plain to the blindest legislator or to the dullest what our needs are. We shall be constantly at hand during the coming deliberations to remind our elected representatives that 1946 is here, and November is not *too far* away.

But while the spirit of comradeship and success which we have created here at this conference should make us happy, we must not forget as we go home to our towns and cities, to our farms and factories, that this is a battle joined. We have made a beginning. We have organized a plan, a policy, a program. We have counted our people. We have, in a sense, protected our lines of communication with our friends and neighbors. Now, from today onward, we must grow in strength and engage in the heaviest battles with our enemies.

Let us tell ourselves most briefly what victory means. It means for Californians: Jobs, homes, security in childhood and old age, equality, and dignity. Defeat for us means a return to a California which is a colony of eastern monopoly, a California that can not support its present population, a California undeveloped, unhappy, insecure. Defeat will bring about all the attendant evils of such a condition: Unemployment, racial stress, social tensions, all the horrors which America experienced long ago in the unhappy decade following 1929.

We can not afford to be defeated within America any more than America could afford to be defeated by the Axis.

But victory depends not only on our strength, it rests on a clear understanding of the strength of our enemy.

This enemy, whose success would drive us back to the chaos of 1930, has a strategy and he has his tactics.

First, then, let us examine his strategy. What is the overall goal that shapes his numerous attacks upon our will toward peace and plenty.

The strategy of the enemy is to take the Government, the elected Government of the people, and remove its great new role from our common lives. We have learned during these past 12 years how to use our elected Government as the brain which organizes the immense details of daily life.

The Government is the people. The State is the tool which can be applied to aid business, to aid labor, to aid the farmer. It enables the whole people to use their whole wealth, their whole production, their whole talent at every single growing point of our democratic society.

The enemy, which thrives on lack of responsibility, prefers a Government which represents no one, and does nothing whatsoever. Such governments, and history proves it, easily become the false fronts behind which reaction and Fascism operate. Governments which avoided their elected responsibility to the masses of ordinary men yielded without struggle to evil men. Let us not forget the Italy which soon became Mussolini's. The Germany which became Hitler's and the France which fell in a six weeks' war.

We can see, then, that the strategy whose purpose it is to sabotage the role of Government as the servant of our needs, must find tactics to accomplish the evil work.

Now, there is the matter of his tactics, the methods the enemy uses to carry out his strategy. His tactics are many.

There is—to start at random—the common or garden variety, known as planlessness. Or what *seems* like planlessness. Because we shouldn't forget that having *no* plan can be the most effective plan. The enemy has made good use of this device. There is a critical housing problem in this State. Yet, at this very moment—over in Richmond—some 9,000 dwelling units, accommodating some 19,000 persons, are standing empty and untenanted. Why? Because no adequate transportation to and from work exists for the people who might occupy these premises! And a house out in the middle of nowhere is hardly the answer to a housing shortage!

Down in Fresno, you hear a different variation of the same tune. Down there, they've gotten a go-ahead sign on the construction of needed homes. Everything, except for one small detail, apparently overlooked. It seems you have to bring in building trades workers to put up houses—and it seems there are *no* houses available for these construction workers who are supposed to build the houses!

Another tactic the enemy executes with rare scientific precision is known as "pigeon-holing." And they've got a great bunch of pigeonholes in the Capitol; they've got boys who can find the dustiest pigeon holes in the darkest committee offices! Now, this is an especially neat device when the going gets a little tough—when any danger of decent legislation threatens to rear its disquieting little head. Like full employment, for example: Last year it seemed as if this legislation might go through. So they went to work in the Assembly. They went to work "fixing" it—removing the teeth one by one. But even this legislative dentistry was unnecessary. Feeble as the patient became, he was finally and quietly pigeoholed in a Senate committee.

Another shining example of this same tactical device is the State FEPC Bill. And here I want to digress for a second. Back East in Washington, the Federal FEPC Bill received a different kind of treatment. There, the enemy used the "frontal" attack—better known as the *Bilbo* approach—the vicious, slashing frontal attack of Fascist-minded men. But here in California, this wouldn't do. The people, you people, wouldn't stand for anything so bald. So *our* State FEPC legislation went into the pigeon-hole department. Consideration of the bill was postponed until the deadline for action had safely passed.

Next on the tactical list is *buck-passing*. This art is employed with great success when the chain of command shows a weak link here and there. Take child care, for example. Over two years ago, the State Legislature recognized how urgent was the people's needs, and an appropriation of \$500,000 in State funds was set up to pay for child care centers. But the weak link was a provision that the money couldn't be spent until all other resources had been exhausted. That seemed harmless enough until it was realized that this could mean that the State funds were tied up until all the money in the United States treasury was used up! All the money in the United States treasury! Believe me, that is buck-passing!

Or, if you like, there's the story of temporary housing for veterans. The plan was to convert Army barracks to housing in the Los Angeles Area. The city appropriated funds, the county appropriated funds, the Federal Government appropriated funds. The contagion even spread to Sacramento. But the barracks aren't converted! "Here's the money—*you* do it"—that's the cry heard from all quarters. And it's a funny thing about temporary housing. Veterans don't need a temporary roof over their heads a *year* from now. They need it *NOW*!

And, while I'm on the subject, our veterans are running head on into another shifty tactic of the enemy—the tactic of the *easy promise*. The boys will be taken care of—we'll see that they get a square deal. So, the legislation goes through in its time—and after its fashion. But that's the end of the promise. The dough—the carrying out—this vanishes into thin air—thin, hot air. The administration, the staff, the personnel to turn laws into action—all this is SNAFU. The necessary numbers and the necessary quality of personnel just aren't there at the places where the promise must be kept.

Another case in point, another way in which the easy promise has served the enemy well is in our reconversion program. We were promised, I seem to recall, that the switch-over to peacetime production would be fast and rosy. Rosy, indeed—plus more thorns than any rosebush ever grew! Why? Essentially because, while the promises made the headlines, the *job-making* plans were buried. And without job-making plans, there can be no reconversion. We're not using our resources, our natural resources. We're using the land, we're farming. We're growing things, yes. But what kind of reconversion is it when the foods we grow can't be put into cans because the proper factories for this purpose haven't been reconverted to peacetime production?

Now I want to talk about another enemy tactic. Perhaps the most dangerous of all because its purpose is to separate us from our friends and allies, and thereby to weaken our strength. This is the tactic of the BIG LIE. The bigger the lie, the better. Or, to paraphrase a famous general, "Get there fustest with the mostest lies!"

Man's greatest single enemy—the man who plunged this world into history's most horrible blood-bath—was a consummate master of this tactic. In 1933, Adolf Hitler cried peace. He cried it in 1934, in 1935, in 1936, in 1937, in 1938, in 1939. And, in 1945—after he was no longer with us—he was still crying it! In his last will, he still proclaimed himself as the man who only wanted peace.

That is the big lie. And it did not die with Hitler. Today's papers recorded it again. A Senator of the United States in a broadcast speech denounced the program put forth by the President of the United States for full employment, for public health, for housing, for fair employment practice. Yes, the very same objectives for which this conference has met. And how did this elected representative of the people denounce Mr. Truman's program? He denounced it as "Communistic!" It doesn't matter what the issue is. It doesn't matter how many people want something. It doesn't matter how badly they need it. If you're against it—get there first with the biggest lie. Divide the people—and conquer.

We have looked at the enemy. We have done so without much pleasure. Now, let's look at ourselves.

We who have decided to win this fight for progress ought to know our own strength. Ordinary people, when they do not organize for action, have little power. You can not drown the enemy in a drop of water.

Individuals, good, kind, well-intentioned, can not accomplish much in economic or political life. Those who are separate must join forces. They must organize.

At this legislative conference, over 300 organizations have met to plan the legislative program for the immediate future. This is our main strength! Our organizations of labor and business and farmers! Our associations of teachers and ministers! Our posts and chapters of veterans.

To unite these different groups, we met here to create a common program, expressing our deepest needs, our profoundest convictions, our most joyous hopes. We have created our strategy in this fight against the strategy of our enemy. Our goal, your goal and mine, the goal of our organizations and their members, is *to use* the Government through appropriate legislation in the solution of the continuing crisis in our State. The Government is our agency for common action. We want it to function, not as a gang of pigeon-holders, buck-passers, and white-haired promisers. We want our Government, both legislative and executive, to be a smooth, sensitive machine, responsive to every local difficulty, eager to hear us, anxious to aid. We want more and quicker Government action, not to destroy the American system but to make that system more beneficial to more of us.

We can not solve our great problems of production and employment, we can not release the vast resources both human and material in our State, by a system of trial and error—with the trials and tribulations forced on the ordinary man and the errors chalked up by an indifferent Government.

In order to grow and expand, in order to provide the fullest employment of people and their talents, we must unlock our basic industries, not pigeonhole them as shut-down plants, unworked mines, and unused power. California can not stabilize its economy if Fontana does not work its steel. California can not help this Country enter into a new technological age if our light metal industry perishes. California can not advance if our chemical resources are not tapped. Cheap water, cheap power, and good transportation are prime needs for future stabilization of our economy. The Government of California must help us organize and release these great gifts to humanity which nature has given this State.

The Government with western capital and labor can accomplish these tasks. The frontier still lives within our State. We must use our frontier virtues of courage, experiment, and hope.

Here at this emergency conference we have drawn up proposals and, as I said on the opening day of this conference, if these proposals are adopted by the Legislature, the first steps toward security and growth will have been taken.

But *just* because these proposals *will* accomplish our objectives, all of us should realize that there is going to be a fight against them. This fight at the special session is the opening campaign for progress in California.

We accept this challenge.

Therefore, we must have our tactics. My friends and comrades in this fight for the future, let us now plan our tactics. What are the tactics of a democratic people engaged in a democratic struggle for the decent things of life?

They are very simple.

The forces of progress need no devious schemes. We don't have to fool anyone. We need no secret agreements. We stoop to no low dodges.

How shall we get our legislative proposals adopted (granting, as we are prepared to grant for the last time, that the present government of California will listen to the people who elected it)?

First: We must make our friends and neighbors understand what our proposals are, what they mean, and what they will accomplish. Everyone of us lives in a neighborhood, works in a shop or office, labors in a factory, or farms. We all buy in stores. We all belong to something. Our job is to speak to everyone all the time. The people have to know or the people can not act. This is individual action.

Second is the tactic of group action. Committees, petitions, meetings. These start as little breezes and blow into great storms of public opinion. The quiet committee rooms of the Capitol, the lazy corridors, the dark corners of do-nothing, must blaze with the light and heat of our demands. Put the public heat on and you will see strange shapes creeping out from the damp old rocks of the Government. Men who have been able to escape having an opinion will suddenly find themselves most articulate. Men who have had the wrong opinions will desire to learn the source of their errors. Men who are adamant against the people will yell out loud—and if we are hot enough, they will have something to yell about.

Our third tactic is our most special unsecret weapon. It is used at stated times and with the most effectiveness. It is the ballot. If the enemy fears anything at all, it is the simple piece of paper or click of the counter when the votes are cast. If we can not get the leadership we want from those who now dwell in their elected posts, we shall move new tenants into office. This is one housing problem we can take care of without any governmental help next November.

But remember, only if we carry on the fight today, can we get our message, our program and our understanding into every corner of this State. We can not wait to see what happens. We must engage the enemy at once, rout him out, expose his actions, generate the public indignation and knowledge which means votes for progress in the Fall.

These, then, are our tactics, simple, elementary, effective. Are we prepared to utilize them? Well, today you have all heard our proposals and you all know what the answer is—it is yes—most democratically: Yes.

And now, finally, let me say, it has been a great honor to be associated with this conference. It will be a still greater honor to be present and fighting with all of you side by side for the life we want in this great State and Country. I say to you and you have said to each other: This State of California is big enough to hold all of us working and living together. We want our population to grow. We want no special laws restricting our population or our work. We are rich. We are strong. We are united.

Fellow Californians, I think we will win our battle for peace and plenty.

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

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

Assembly Bill No. 84: By Messrs. Allen, McCollister, Geddes, and Emlay—An act to amend Section 1039.3 to the Military and Veterans Code, relating to gifts to the Veterans' Home of California.

Referred to Committee on Military Affairs.

Assembly Concurrent Resolution No. 9: By Mr. Dunn—Relative to Edward K. Strobridge.

Resolution read, and ordered held at desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 14, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

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

And reports that the same has been correctly enrolled, and presented to the Governor on the fourteenth day of January, 1946, at 11 a.m.

PELLETIER, Chairman

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon adjournment.—

Fish and Game.

At 2 p.m.—

Ways and Means.

At 8 p.m.—

Military Affairs.

ANNOUNCEMENT RELATIVE TO COMMITTEE MEETINGS

It was announced that the following committees would not hold meetings today:

Industrial Relations.

Conservation and Planning.

Judiciary.

Finance and Insurance.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Lyons, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sgt. Wallace Warren Hadsell of Los Angeles.

On request of Mr. McMillan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Donald Coffey of Sacramento.

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Senator and Mrs. E. H. Kohlhasse of Washington.

On request of Speaker Lyon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sgt. Pete Finnie, U. S. Army.

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to J. E. Springmeyer, Chief Clerk, Nevada Assembly.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Helen Johnson, teacher, and the following pupils of the Stanford Jr. High School of Sacramento: Henley Von Diering, Don Parker, Jerry Delaney, Gerald

Pearson, Marilou Martin, Patricia Killian, Bessie Lee Stevens, Shirley Lyons, Shirley Emery, Eva Reeder, Jean Schatz, Reta Rose, Opal Hayes, Marilyn Vest, Joyce Datson, Jack Morris, James B. Devine, Jr., Richard Allen, Harry Weaver, Donald Long, Joyce Wood, Gloria Edwards, Beulah Holland, Margaret Marsden, Patsy Kroepelin, Dona Mae Souza, Darleen Weagant, Kathryne Walker, Norma Cyeda, Dolores Neilson, Barbara Flick, Leta Cullers, Arlene Williams, Richard Carver, Lucille Lauer, Amalia Gutieny, Donna L. Harvey, Agnes Abrate, Gary Gilmore, Kenneth Libsack, Harvey Goetz, Albert Buchignani, Carol Larsen, Anna Lee Thomas, Janet McVey, Barbara Watkins, Delores Pacheco, Rosemary Bryan, Arlene Luchini, Nancy Lee Harris, Harleen Robinson, Eddie Gordon, David Miller, Jim Hicks, Howard Lordeel, Wally Carpenter, Gilbert Faulkner, Dick Davis, Buddy Specht, Jacqueline McDuffee, Gen Bond, Violet Schoffer, Marilyn Liddle, Irene Benson, Barbara Long, Arlene Canary, Louise McMullin, Joe Bronner, John Tetros, Royal Brown, David Clayton, Judy Pierce, Shirley Bingham, Marilyn Hunt, Paula Russell, Gerry Thompson, Alice Wilson, Norma Gildersleeve, Ruth Johnson, Sharon Stinchfield, Helen Balleu, Arleta Jean Davis, Alvin Schoefer, Helene von Duering, Robert Kimball, Arden Galke, Lewis Olson, Michael Lateano, Philip Mishler, Stanley McClung, Berton Graves, Arleen Rodds, Billie Jean Ferson, Casey Jones, and Jim Courter.

ADJOURNMENT

At 12.57 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10 a. m., Tuesday, January 15, 1946, out of respect to the memory of the late former State Senator James I. Wagy of Kern County.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTH LEGISLATIVE DAY
 NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Tuesday, January 15, 1946

The Assembly met at 10 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Infinite God

As we pause to pray, let us wonder at the universal practice of prayer and perceive its inspiring influence in the lives of multitudes since time began.

Let us see that it is the cure for worry and nervous tension, because it calms the emotions and relaxes the muscular system.

May we see that it induces the mood of serenity, and the attitude of poise, and lifts the thoughts above the vexations of daily routine.

Let us realize that when we pray, under the influence of the Divine, our minds blossom with ideas and our imagination is fired with brighter light.

May we see that when we pray we send out a wave of influence and thought across the ether that blesses loved ones afar off or across the seas.

So let us believe that more things are wrought by prayer than this world dreams of, and that it may "bind all men by gold chains to the Throne of God."—Amen.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Thorp, further reading of the Journal of the previous legislative day, was dispense^d with.

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Doyle, on motion of Mr. Lyon.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Emlay, on motion of Mr. Burns.

Mr. O'Day, on motion of Mr. George D. Collins.

REQUEST FOR UNANIMOUS CONSENT

Mr. Brown asked for, and was granted, unanimous consent that 500 additional copies of the address by United States Senator Downey, as printed in the Assembly Journal of January 11, 1946, be ordered printed.

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

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

Assembly Bill No. 85: By Mrs. Niehouse, Messrs. Allen, Dunn, and Evans—An act to add Sections 2620, 2705.1, 4103.5, 4149.3 and 4220 5 to the Revenue and Taxation Code, relating to penalties for delinquent taxes of persons in the armed forces of the United States, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Military Affairs**

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

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

Assembly Concurrent Resolution No. 8

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

McCOLLISTER, Chairman

Above reported resolution ordered engrossed.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 26

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

WATSON, Chairman

Above reported bill re-referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES**Committee on Military Affairs**

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 65

Assembly Bill No. 72

Assembly Bill No. 70

Assembly Bill No. 74

Assembly Bill No. 71

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

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 65—An act to add Sections 20602.2 and 20602.7 to the Government Code, relating to veterans, and providing for their rights and privileges as members of the State Employees' Retirement System, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 70—An act to repeal Sections 877, 981.6 and 985.4 of the Military and Veterans Code, relating to eligibility of veterans for educational aid and farm and home purchases.

Bill read second time, and ordered engrossed.

Assembly Bill No. 71—An act to amend Section 5082 of the Business and Professions Code, relating to the registration of veterans as public accountants.

Bill read second time, and ordered engrossed.

Assembly Bill No. 72—An act to amend Sections 395.2 and 395.8 of the Military and Veterans Code, and Section 13204.1 of the Education Code, and Section 19393 of the Government Code, relating to the reinstatement of public employees after release from military service and service in the Merchant Marine or the American Red Cross.

Bill read second time, and ordered engrossed.

Assembly Bill No. 74—An act to add Section 701 to the Military and Veterans Code, relating to the acceptance of guarantees by the United States of veterans' farm and home purchases.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Military Affairs**

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 69

Assembly Bill No. 73

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

McCOLLISTER, Chairman

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 69—An act to amend Sections 980 and 985 and to amend and renumber the article heading of the second Article 3 of Chapter 6 of Division 4 of, and to add Sections 831 and 842 to, the Military and Veterans Code, relating to the purchases of farms and homes by veterans of World War I and veterans of World War II, abolishing the Veterans' Farm and Home Building Fund, and facilitating the work of the Veterans' Welfare Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military Affairs:

Amendment No. 1

On page 2, line 35, of the printed bill, strike out "for one year immediately preceding his enlistment, induction, commission or drafting,".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 73—An act to amend Section 20894.5 of the Government Code, relating to the State Employees' Retirement System, and providing for contributions for persons in the military service.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military Affairs:

Amendment No. 1

On page 2, line 18, of the printed bill, strike out "returned", where it first appears, and insert: "return".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

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

Assembly Bill No. 63

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

McCOLLISTER, Chairman

Above reported bill re-referred to Committee on Ways and Means.

RESOLUTIONS

The following resolutions were offered:

By Mr. Crowley:

House Resolution No. 40

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

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
48	T Fenton Knight	La Canada, Los Angeles County	447	16	--	463	926	\$46 30

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 40, at this time, without reference to committee or file.

Resolution read.

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

AYES—Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Field, Fletcher, Fourt, Gafney, Geddes, Guthrie, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, Pelletier, Price, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

By Mrs. Niehouse:

House Resolution No. 41

Relative to provision for a women's rest room immediately adjacent to the Assembly Chamber

WHEREAS, During recent years the Assembly has been continually graced with a woman member or members; and

WHEREAS, Numerous attaches of this body are of the fairer sex; and

WHEREAS, Immediately adjacent to this Chamber are suitable and convenient accommodations for the rest and comfort of the masculine members of this body; and

WHEREAS, There are no similar accommodations for the feminine members and attaches and they have been put, over a period of years, to considerable inconvenience because of the lack of such facilities; now, therefore, be it

Resolved by the Assembly of the State of California, That the Director of Finance is requested to provide a suitable rest room for feminine members and attaches of this House by such rearrangement of existing space in the Capitol Building as may be necessary to accomplish this result; and be it further

Resolved, That if it is not possible at the present time to provide for such facilities, that provision for them be made by the Director of Finance and by the Director of Public Works in the plans being prepared for the remodeling of the Capitol Building; and be it further

Resolved, That copies of this resolution be transmitted by the Chief Clerk to the Director of Finance and to the Director of Public Works.

Resolution read, and referred to Committee on Rules.

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

The following resolution was offered:

Assembly Joint Resolution No. 6: By Mrs. Niehouse, Messrs. Middough, Fletcher, Evans, Allen, Debs, Doyle, and Kraft—Relative to memorializing Congress to enact H.R. 5012, to dispense with certain requirements for furnishing hospitalization and domiciliary care in a Veterans' Administration Facility.

Referred to Committee on Military Affairs.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 14, 1946

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

Senate Concurrent Resolution No. 9

J. A. BEEK, Secretary of the Senate
By B. PEART, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read :

Senate Concurrent Resolution No. 9—Relative to hunting in State parks.

Request for Unanimous Consent

Mr. Erwin asked for unanimous consent to take up Senate Concurrent Resolution No. 9, at this time, without reference to committee or file.

Mr. Middough withheld unanimous consent.

Senate Concurrent Resolution No. 9 ordered referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: *Your Committee on Military Affairs, to which were referred :*

Assembly Bill No. 62

Assembly Bill No. 64

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

McCOLLISTER, Chairman

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 62—An act to amend Section 699.5 of the Military and Veterans Code, relating to assistance to veterans, prescribing the powers and duties of the Veterans' Welfare Board in aiding veterans in connection with veterans' rights, privileges, and preferences, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, line 9, of the printed bill, insert "two hundred fifty thousand dollars (\$250,000)".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 64—An act making an appropriation for the construction of a women's unit at the Veterans' Home of California.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1, line 4, of the printed bill, delete "100 bed".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 10: By Messrs. Beck and Burkhalter—Relative to the proposed establishment of a Medical School and Center at the University of California at Los Angeles.

Referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 9

Assembly Bill No. 60

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

WOLLENBERG, Chairman

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 9—An act to provide a unified program of construction, improvement, and equipment for State agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 3, line 36, of the printed bill, strike out "the", and strike out lines 37 and 38, and insert "any money in the State Treasury not otherwise appropriated".

Amendment No. 2

On page 3, lines 40 and 41, of the printed bill, strike out "or the Postwar Unemployment and Construction Fund".

Amendment No. 3

On page 2, line 24, of the printed bill, strike out "with".

Amendments read.

Roll Call Demanded

Messrs. Heisinger, Beck, Lowrey, and Brady demanded a roll call.

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

AYES—Allen, Anderson, Armstrong, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, Sam L. Crichton, Crowley, Davis, Denny, Diekey, Dills, Clayton A., Dills, Ralph C. Erwin, Field, Fletcher, Fourt, Gaffney, Geddes, Guthrie, Haggerty, Hollibaugh, Kilpatrick, Knight, Lyons, Maloney, Massion, McMillan, Middough, Miller, Price, Robertson, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—52.

NOES—Beck, Brady, Dunn, Evans, Heisinger, Lowrey, and Pelletier—7.

Bill ordered reprinted and engrossed.

Assembly Bill No. 60—An act making an appropriation for allocation to cities, counties, and cities and counties for the construction of public works in which there is a State interest, providing the procedure

for making such allocations, and repealing the Postwar Unemployment and Construction Act.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 6 of the printed bill, strike out lines 5 to 9, inclusive, and insert "State interest, such as, hospitals and sanitoriums, jails and detention homes, schools, sewage facilities, roads, highways, tubes, bridges, road and highway facilities, flood control and court houses.

The Legislature hereby finds and declares that there is a State interest in the projects enumerated in this section."

Amendment read and adopted.

Bill ordered reprinted and engrossed.

MOTION TO SET SPECIAL ORDER

Mr. Field moved that Assembly Bill No. 60 be made a special order of business for Thursday, January 17, 1946, at 10.30 a.m.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Knight, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

MOTION TO SET SPECIAL ORDER

Mr. Wollenberg moved that Assembly Bill No. 9 be made a special order of business for Thursday, January 17, 1946, at 10.31 a.m.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Knight, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

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

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

Assembly Bill No. 86: By Messrs. Burkhalter, Clarke, Allen, Crichton, Anderson, Beal, Bennett, Crowley, Debs, Evans, Fletcher, Fourt, Gannon, Geddes, Guthrie, Hollibaugh, King, Leonard, Lyons, Massion, McMillan, Middough, Mrs. Niehouse, Messrs. Price, Stephenson, and Thorp—An act making an appropriation for the payment of the cost of cooperation with the United States in the construction of projects for flood control in this State.

Referred to Committee on Conservation and Planning.

MOTION TO APPROVE DAILY JOURNALS

Mr. Sam L. Collins moved that the Assembly Daily Journals for Monday, January 7, 1946; Tuesday, January 8, 1946; Wednesday, January 9, 1946; Thursday, January 10, 1946; and Friday, January 11, 1946; be approved as corrected by the Minute Clerk.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dunn asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 9, at this time, without reference to committee or print, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 9

Assembly Concurrent Resolution No. 9—Relative to Edward K. Strobridge.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

Resolution ordered transmitted to the Senate.

MOTION TO AMEND RULES

In compliance with a notice given on a previous day, Mr. Heisinger moved that the following amendment to the Standing Rules of the Assembly be adopted:

Amendment No. 1

On page 11 of the Assembly Journal of January 7th, under subsection (e), following "committees", insert "provided that no member may be appointed to more than three standing committees".

Amendment read.

Motion to Amend Rules Placed on Inactive File

Upon request of Mr. Heisinger, the Speaker ordered the above motion to amend the Standing Rules of the Assembly placed upon the inactive file.

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

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

Assembly Bill No. 87: By Messrs. Fourt, Evans, Allen, Dickey, Armstrong, Burkhalter, Call, Collins, Sam L., Crichton, Davis, Debs, Gannon, Guthrie, Hollibaugh, Kraft, Lowrey, Lyons, McCollister, Miller, Price, Sherwin, Stewart, Waters, and Werdel—An act to repeal Division 1 and Sections 691, 692, 693, 696, 697, 992, 992.3, 992.4, 1015, 1016, 1017, 1020, 1021, 1028, 1029, 1086, and 1087 of, to add Division 1 to, and to amend Section 1084 of, the Military and Veterans Code, to amend Section 18620 of, and to add Section 18629 to, the Business and Professions Code, providing for the reorganization of the State agencies concerned with veterans and veterans affairs and for matters incidental thereto, including the establishment of a Department of Veterans Affairs, California Veterans Board, and Director of Veterans Affairs and prescribing the powers, duties, purposes, and functions of each, abolishing the Department of Military and Veterans Affairs, creat-

ing the office of The Adjutant General and placing The Adjutant General therein, placing the Division of Athletics in the Department of Professional and Vocational Standards, and providing for the transfer of funds, personnel, property and records.

Referred to Committee on Military Affairs.

Assembly Bill No. 88: By Messrs. Lyon, Evans, and Kraft—An act to provide for the making of a survey of the hospital and health center facilities and needs of the State and the development of a program for the construction of hospitals, and health centers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Public Health.

Assembly Bill No. 89: By Messrs. Dunn, Lyons, Gaffney, Evans, and Berry—An act to amend Sections 4452, 4453, 4458, and to repeal Section 4460 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Finance and Insurance.

RESOLUTIONS

The following resolution was offered :

By Messrs. Rosenthal, Davis, and Beck :

House Resolution No. 42

Relative to the advisability of changing the name of the University of California at Los Angeles

WHEREAS, The University of California at Los Angeles has experienced tremendous growth and development in the course of its being an affiliate of the State University at Berkeley ; and

WHEREAS, Though now a great university in itself it is without individual identity as such, remaining by its name a small branch campus ; and

WHEREAS, Confusion exists in the minds of many, unfamiliar with California and its cities, as to the meaning of "U.C.L.A.," necessitating frequent explanation and occasioning undue embarrassment ; and

WHEREAS, The name "University of California at Los Angeles" or "U.C.L.A." is presently inadequate and continuously misleading as descriptive of this great institution of higher learning ; now, therefore, be it

Resolved by the Assembly of the State of California, That The Board of Regents of the University of California is requested to consider the advisability of changing the name of the University of California at Los Angeles to "University of Los Angeles" or to "Los Angeles State University" or to some other equally suitable name determined by a poll of the students and alumni of such university ; and be it further

Resolved, That the Chief Clerk is directed to transmit copies of this resolution to The Board of Regents of the University of California and to each member thereof.

Resolution read, and referred to Committee on Education.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 2

Assembly Joint Resolution No. 2—Relative to requesting the Federal Government to declare as surplus property all building materials held but not needed by the armed forces in California, and to effect the immediate release of such materials for housing construction, providing for preference to veterans in the purchase thereof.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A.,

Dills, Ralph C., Dunn, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 3

Assembly Joint Resolution No. 3—Relative to memorializing Congress to enact S.1592 to establish a National housing policy and to provide for its execution.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—72.

NOES—None.

Resolution ordered transmitted to the Senate.

MEMBERS EXCUSED TO ATTEND CONFERENCE WITH GOVERNOR

At 11 a.m., Mr. Evans asked for, and was granted, unanimous consent that he and Messrs. Dunn, Gaffney, Fletcher, and Haggerty be excused to attend a conference with the Governor in his office.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 16—An act making an additional appropriation for support of the State Personnel Board in the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Erwin, Field, Fourt, Gannon, Geddes, Guthrie, Hawkins, Heisinger, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Weidel, Wollenberg, and Mr. Speaker—64.

NOES—None.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Erwin, Field, Fourt, Gannon, Geddes, Guthrie, Hawkins, Heisinger, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan,

Middough, Miller, Niehouse, Pelletier, Price, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 17—An act making an appropriation to the Department of Finance to cover additional cost of construction, improvements, and equipment, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Wollenberg moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "equipment," insert "declaring the urgency thereof."

Amendment No. 2

On page 1 of the printed bill, strike out lines 10 to 13, inclusive, and insert "SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health, and safety within the meaning of Section 1 of Article IV of the Constitution and as such shall take effect immediately. A statement of facts constituting such necessity is as follows:

The State and its agencies have not since the commencement of World War II had their buildings, offices, or operational facilities materially augmented commensurate with the increase in the volume of business required to be transacted. With the end of actual hostilities the problems of reconversion have put an additional burden upon the present inadequate facilities. Consequently, the State is unable to function in a normal manner because of the lack of real estate, buildings, offices, or operational facilities."

Amendments read and adopted.

Bill ordered reprinted and re-engrossed.

Assembly Bill No. 35—An act to provide for a Medical School and Center at the University of California at Los Angeles, and to make an appropriation therefor.

Bill read third time.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton., Crowley, Davis, Debs, Denny, Diekey, Dills, Clayton A., Dills, Ralph C., Erwin, Field, Fourt, Gannon, Geddes, Guthrie, Hawkins, Heisinger, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

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—Allen, Anderson, Armstrong, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Diekey, Dills, Clayton A., Dills, Ralph C., Erwin, Field, Fourt, Gannon, Geddes, Guthrie, Hawkins, Heisinger, King, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart,

Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—61.
NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 5

Senate Concurrent Resolution No. 5—Relative to distribution of legislative printing.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Berry, Boyd, Brown, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Erwin, Field, Fourn, Gannon, Geddes, Guthrie, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lyons, Maloney, Mussion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—61.
NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Burkhalter, Debs, Beck, Watson, and Erwin:

House Resolution No. 43

Relating to removing fish from Chatsworth Reservoir

WHEREAS, Chatsworth Reservoir in Los Angeles County is now being emptied; and **WHEREAS**, Said reservoir contains a number of black bass and other game fish; and **WHEREAS**, The Hansen Flood Control Reservoir is located within a short distance of Chatsworth Reservoir, and it would be readily possible to trap the fish now in Chatsworth Reservoir and transfer them to the Hansen Flood Control Reservoir in which fishing is permitted; now, therefore, be it

Resolved by the Assembly of the State of California, That the Fish and Game Commission is hereby requested to take such steps as may be necessary to remove the game fish from Chatsworth Reservoir as it is being drained and to place these fish in the Hansen Flood Control Reservoir

Request for Unanimous Consent

Mr. Burkhalter asked for, and was granted, unanimous consent to take up House Resolution No. 43, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 15, 1946

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

Senate Concurrent Resolution No. 7
Senate Concurrent Resolution No. 10

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

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 7—Relative to adjournment in memory of James I. Waggy.

Request for Unanimous Consent

Mr. Werdel asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 7, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 7

Senate Concurrent Resolution No. 7—Relative to adjournment in memory of James I. Wagy.

Resolution read, and adopted unanimously.
Resolution ordered transmitted to the Senate.

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 10—Relative to approving certain amendments to the charter of the City of Sacramento, a municipal corporation of the State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the sixth day of November, 1945.

Request for Unanimous Consent

Mr. Gannon asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 10, at this time, without reference to committee, or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 10

Senate Concurrent Resolution No. 10—Relative to approving certain amendments to the charter of the City of Sacramento, a municipal corporation of the State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the sixth day of November, 1945.

Resolution read.

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

AYES—Allen, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Erwin, Field, Fout, Gannon, Geddes, Guthrie, Hawkins, Heisinger, Hollibaugh, King, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—62.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Field asked for, and was granted, unanimous consent that the Committee on Governmental Efficiency and Economy be permitted to hold a meeting, if necessary, in the Assembly Chamber at 2 p.m., on Wednesday, January 16, 1946.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon adjournment—

Industrial Relations.
Public Health.
Rules.
Agriculture.
Judiciary.

At 2 p.m.—

Ways and Means.

At 3 p.m.—

Conservation and Planning. ,

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO, January 15, 1946

The Secretary of State has this day chaptered and filed the following resolution:
Assembly Concurrent Resolution No. 4, Chapter 8.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Price, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John B. Heinecke of Ontario.

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to James D. Garbaldi of Merced.

ADJOURNMENT

At 11.28 a.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10 a.m. Wednesday, January 16, 1946, out of respect to the memory of the late former Assemblyman Edward K. Strobridge of Alameda County, and the late former Senator James I. Wagy.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTH LEGISLATIVE DAY
TENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, January 16, 1946

The Assembly met at 10 a.m.

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

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Ralph C, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Weber, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Infinite God

We pray this morning for those whose thoughts reach out beyond themselves to others dear to them and who are anxious and concerned for their well being.

We pray for those who want to be of help to some one within their family or social circle, where there may be one whom they dearly love passing through a great crisis.

If it be in harmony with Thy Divine Will, may they be near together in the moment of greatest need, and help to furnish the courage and strength the hour of extremity calls for.

Let us believe that now in Spirit we can be near those who need us and depend upon us for endurance, and by way of the Throne of Grace we may be present with the absent.

Let us realize how little we know of the secret anxieties, hopes or trials of those with whom we mingle, and let us unite our prayers for those who are passing through hours critical for their happiness or success.

May we all be caught up into the glory of a trust in the Divine Sufficiency and believe that earth hath no trial that Heaven can not lighten —Amen

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Doyle, on motion of Mr. Evans.

The following member was granted leave of absence for the day, because of personal business elsewhere, and desired to waive his per diem:

Mr. Werdel, on motion of Mr. Knight.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Clayton A. Dills, on motion of Mr. Evans.

Mr. Brady, on motion of Mr. Berry.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO 14, January 14, 1946

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

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

Respectfully,

EARL WARREN, Governor

PROFESSOR B. A. ETCHEVERRY, a resident of Berkeley, a member of the faculty of the University of California, was appointed November 1, 1945, as member of the State Water Resources Board.

HOWARD F. COZZENS, a resident of Salinas, and Monterey County Surveyor, was appointed November 1, 1945, as member of the State Water Resources Board.

R. V. MEIKLE, a resident of Turlock, and Chief Engineer of the Turlock-Modesto Irrigation District since 1914, was appointed November 1, 1945, as member of the State Water Resources Board.

C. A. GRIFFITH, a resident and farmer of Azusa, former Chairman of San Gabriel Valley Protective Committee, was appointed November 1, 1945, as member of the State Water Resources Board.

ROYAL MILLER, a resident and business man of Sacramento, Director and President of Sacramento Municipal Utility District since 1932, was appointed November 1, 1945, as member of the State Water Resources Board.

LESTER S. READY, a resident and engineer of San Francisco, and formerly Chief Engineer of California Railroad Commission, was appointed November 1, 1945, as member of the State Water Resources Board.

PHILIP DAVID SWING, a resident of San Diego, former Superior Court Judge and Congressman, and expert on Colorado River problems, was appointed November 1, 1945, as member of the State Water Resources Board.

MICHAEL B. KUNZ, a resident of Sacramento, member of the California Unemployment Insurance Appeals Board, and member of the California Employment Stabilization Commission since August 27, 1943, was reappointed August 31, 1945, vice self, term expired.

BEN KOENIG, a resident and attorney of Hollywood, member of the Social Welfare Board since January 27, 1941, was reappointed September 21, 1945, vice self, term expired.

MRS. BERNICE H. CHIPMAN, a resident of San Francisco, active in civic affairs, was appointed September 21, 1945, as a member of the Social Welfare Board.

JOHN C. CUNEO, a resident and business man of Modesto, and a member of the Social Welfare Board since September 14, 1942, was reappointed September 21, 1945, vice self, term expired.

PAUL SCHARRENBERG, a resident of San Francisco and Chairman of the Industrial Accident Commission since January 29, 1943, was appointed September 15, 1945, as Director of Industrial Relations, Department of Industrial Relations.

ANTHONY RACINE, a resident of Los Angeles, with the War Manpower Commission since 1942, was appointed September 24, 1945, as a member of the Industrial Accident Commission.

ERNEST B. WEBB, a resident of Long Beach, Secretary of the Long Beach Central Labor Council, was appointed September 24, 1945, as member of the Industrial Accident Commission.

DAN MURPHY, JR., a resident of San Francisco and attorney for the Industrial Accident Commission for five years, was appointed September 24, 1945, as member of the Industrial Accident Commission.

RALPH E. MUSTOE, a resident and attorney of Los Angeles, former Senior Deputy Counsel of State Compensation Insurance Fund, was appointed September 24, 1945, as member of the Industrial Accident Commission.

EVERETT A. CORTEN, a resident of San Francisco, and Chief Counsel for the Industrial Accident Commission since 1933, was appointed September 24, 1945, as member and Chairman of the Industrial Accident Commission.

SAMUEL CERF, a resident of San Francisco, was appointed September 25, 1945, as member of the State Board of Cleaners.

D. R. WOODARD, a resident of Sacramento, was appointed September 25, 1945, as member of the State Board of Cleaners.

RUDOLPH HENRY, a resident of Los Angeles, was appointed September 25, 1945, as member of the State Board of Cleaners.

JOHN T. FRENCH, a resident of Sacramento, was appointed September 25, 1945, as member of the State Board of Cleaners.

PAUL KOENIG, a resident of Oakland, was appointed September 25, 1945, as member of the State Board of Cleaners.

OTTO PETRI, a resident of Long Beach, was appointed September 25, 1945, as member of the State Board of Cleaners.

WILLIAM GOSS, a resident of Glendale, was appointed September 25, 1945, as member of the State Board of Cleaners.

O. H. CLOSE, a resident of Ione, Superintendent of Preston School of Industry, and member of the Youth Authority since January 20, 1942, was reappointed August 4, 1945, vice self, term expired.

WILLIAM B. MCKESSON, a resident of Los Angeles, former Superior Court Judge of Los Angeles County, was appointed November 1, 1945, as member of the Youth Authority.

H. H. HALE, a resident and farmer of Concord, and President of Contra Costa County Soil Conservation District, was appointed December 17, 1945, as member of the State Soil Conservation Commission.

DAVID L. STRATHEARN, a resident and farmer of Simi, and President of Simi Soil Conservation District, was appointed December 17, 1945, as member of the State Soil Conservation Commission.

ALLEN SACRY, a resident of Willits, City Judge and Clerk of Willits, and a member of the Board of Trustees of Mendocino State Hospital since August 7, 1941, was appointed October 19, 1945, as member of the Board of Trustees of Mendocino State Hospital, for the term prescribed by law.

LEWIS DRUCKER, a resident of La Canada, and member of Adult Authority, Department of Corrections, from May 1, 1944, to September 10, 1945, was reappointed October 22, 1945, vice self, for the term ending March 15, 1947.

GARDNER BULLIS, a resident of Los Angeles, President of the California Conference of Social Workers, was appointed September 26, 1945, as member of the Board of Social Work Examiners.

MRS. M. C. BOUCHER, a resident of San Diego, Historian and member of the Executive Board of the State Congress of Parents and Teachers, was appointed September 26, 1945, as member of the Board of Social Work Examiners.

MRS. BENJAMIN F. WARMER, a resident of Ontario, and State President of California Federation of Women's Clubs, was appointed September 26, 1945, as member of the Board of Social Work Examiners.

MISS ZDENKA BUBEN, a resident of Los Angeles, and Director of the Bureau of Medical Social Service, Los Angeles County Health Department, was appointed September 26, 1945, as member of the Board of Social Work Examiners.

MISS MAURINE MCKEANY, a resident of Berkeley, and Acting Dean of Social Welfare, University of California, was appointed September 26, 1945, as member of the Board of Social Work Examiners.

REVEREND RAYMOND J. O'FLAHERTY, a resident of Los Angeles, and Executive Director, Catholic Welfare Bureau, Archdiocese of Los Angeles, was appointed September 26, 1945, as member of the Board of Social Work Examiners.

HYMAN KAPLAN, a resident of San Francisco, and Executive Director, Federation of Jewish Charities, was appointed September 26, 1945, as member of the Board of Social Work Examiners.

WILLIAM A. MEINHEIT, a resident and Fire Chief of Berkeley, was appointed September 20, 1945, as member of the State Fire Advisory Board.

JOHN H. ALDERSON, a resident and Fire Chief of Los Angeles, was appointed September 20, 1945, as member of the State Fire Advisory Board.

C. NEAL NIDAY, a resident and Fire Chief of San Bernardino, was appointed September 20, 1945, as member of the State Fire Advisory Board.

HUGH MORRIS, a resident and Fire Chief of San Mateo, was appointed September 20, 1945, as member of the State Fire Advisory Board.

TERRENCE MULLIGAN, a resident and Fire Chief of Sacramento, was appointed September 20, 1945, as member of the State Fire Advisory Board.

SPENCE D. TURNER, a resident and Forester, Fire Warden, and Chief Engineer (fire district) for County of Los Angeles, was appointed September 20, 1945, as member of the State Fire Advisory Board.

WALTER M. JOHNSON, a resident and Fire Chief of Oceanside, was appointed September 20, 1945, as member of the State Fire Advisory Board.

BART W. ARUNDEL, a resident of Santa Rosa, and Chief of the Fire Department at the United States Army Air Base at Santa Rosa, was appointed September 20, 1945, as member of the State Fire Advisory Board.

C. L. BOLZ, a resident and Fire Chief of Pasadena, was appointed September 20, 1945, as member of the State Fire Advisory Board.

A. J. SULLIVAN, a resident and Fire Chief of San Francisco, was appointed September 20, 1945, as member of the State Fire Advisory Board.

LESTER A. O'BRIEN, a resident and Fire Chief of San Jose, was appointed September 20, 1945, as member of the State Fire Advisory Board.

COMMUNICATIONS

By Speaker Lyon:

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

Opinion of Legislative Counsel

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, January 15, 1946

*Honorable Charles W. Lyon, Speaker of the Assembly
Assembly Chamber, State Capitol, Sacramento, California*

DEAR MR. LYON: Pursuant to your request, we have examined Assembly Bill No. 89, entitled

"An act to amend Sections 4452, 4453, 445S, and to repeal Section 4460 of the Labor Code, relating to workmen's compensation."

This bill is partly within and partly without the scope of the Proclamation.

The bill increases the maximum amounts payable as disability and death benefits under the Workmen's Compensation Law.

In so far as the bill affects disability payments, it is within Item 21 of the Proclamation which reads:

"21. To consider and act upon legislation to make permanent the temporary weekly payments provided by Section 4460 of the Labor Code."

Section 4460 of the Labor Code (as amended by Chapter 169, Statutes of 1945) relates only to disability payments.

Therefore, the bill is within the scope of the Proclamation in so far as it affects disability payments, and is not within the scope of the Proclamation in so far as it affects death benefits.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By JOSEPH W. PAULUCCI, Chief Deputy

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Middough asked for, and was granted, unanimous consent that the following newspaper editorial be ordered printed in the Journal:

Editorial From the Long Beach Press-Telegram of January 1, 1946

CHALLENGING NEW YEAR

It would be better for the human race if the coming 12 months could be one of those uneventful years dismissed by the historians with a footnote. The world seldom is a pleasant abode when important history is in the making.

Though the year starting today fortunately is not likely to make the earth shake with the crash of mighty armies in conflict, the fall of nations and the triumphant march of victors, this new year can not be uneventful; it can not be easy or restful; for hundreds of millions, it will not even yield the minimum of necessities for healthy life. The cruel, relentless truth is that for whole nations 1946 will be a year of hardship and deprivation wholly outside American experience and therefore beyond comprehension here. Unless the United States continues to aid them in generous measure, multitudes in distressed countries will die of starvation and exposure.

This year is a year of challenge to the forces of civilization. It may decide whether the United Nations Organization is to go the way of the League of Nations or develop into a world order of security and peace. It may determine whether mankind's wrestling from nature of the secret of atomic energy is to bless or curse men, whether the released power of the atom is to be the powerful servant of men or their destroyer.

This year may decide whether the war won last year is to be the last war, or preliminary to an incalculably more devastating war. It can not be a year of high drama such as 1945 was, but it will be the year of great challenge to civilization to save itself by sane use of the victories of 1945.

The human family entering the new year is like the explorer of an unknown country, going forward in the midst of uncertainties and dangers, with no assurance of the outcome, but sustained by a faith and hope generated by knowledge of survival by the race of countless other crises. Man through the ages has believed that he was created to surmount obstacles, survive dangers and go forward, and in that belief he has progressed.

RECESS

At 10.08 a.m., Speaker pro tempore Maloney declared the Assembly at recess until 10.09 a.m. to wish Mr. Joseph Maloney of the Legislative Bill Room a very happy birthday, and to hear remarks from him.

REASSEMBLED

At 10.09 a.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

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

Assembly Bill No. 18

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

CLARKE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 18—An act to repeal Section 2 of Chapter 1235, Statutes of 1945, relating to the period during which provisions of the Agricultural Code governing disposal of garbage from vessels and aircrafts shall be effective.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

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

Assembly Bill No. 14

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

CALL, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 14—An act to add Section 973 to the Military and Veterans Code, relating to the county service officer, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Conservation and Planning

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which were referred:

Assembly Bill No. 5

Assembly Bill No. 43

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

STREAM, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 5—An act to extend the effective date of an act entitled "An act relating to the performance by the Department of Public Works of highway and other cooperative work for the Federal Government, making an appropriation for administrative expenses, declaring the urgency thereof, and providing that this act shall take effect immediately," approved February 10, 1943, as amended.

Bill read second time, and ordered engrossed.

Assembly Bill No. 43—An act to amend Section 5 of an act entitled "An act relating to the determination of the wartime population of cities or cities and counties for purposes of allocation of moneys from the State Highway Fund and from the Motor Vehicle License Fee Fund for expenditures therein, and declaring the urgency thereof," approved May 18, 1943, relating to the time said act remains in effect, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Industrial Relations**

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: Your Committee on Industrial Relations, to which were referred:

Assembly Bill No. 39

Assembly Bill No. 40

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

LYONS, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT**Assembly Bill No. 39**—An act to repeal the War Production Act, relating to employment and working conditions of female employees, and to revoke all permits issued thereunder.

Bill read second time, and ordered engrossed.

Assembly Bill No. 40—An act to repeal the Minors Emergency War Employment Act and to revoke all permits issued thereunder.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 61

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

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT**Assembly Bill No. 61**—An act making an appropriation for the Medical Center of the University of California in San Francisco.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Public Health**

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: Your Committee on Public Health, to which were referred:

Assembly Bill No. 36

Assembly Bill No. 46

Assembly Bill No. 37

Assembly Bill No. 53

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

KRAFT, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT**Assembly Bill No. 36**—An act to amend Section 17704 of, and to add Section 17704.1 to, the Health and Safety Code, relating to apartment houses and hotel buildings.

Bill read second time, and ordered engrossed.

Assembly Bill No. 37—An act to amend Section 2496 of the Business and Professions Code providing for increase in annual tax and registration fees.

Bill read second time, and ordered engrossed.

Assembly Bill No. 46—An act to amend Section 18105 of the Health and Safety Code, relating to auto courts and resorts, auto and trailer camps, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 53—An act to amend Section 9552 of the Business and Professions Code, relating to owners and managers of clothes cleaning establishments, of cleaning and dyeing shops, and spotting, sponging and pressing establishments, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Hon. Ralph C. Dills Presiding

At 10.10 a.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: Your Committee on Rules, 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

SAM L. COLLINS, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

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

House Resolution No. 35

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

SAM L. COLLINS, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Thomas asked for, and was granted, unanimous consent to take up House Resolution No. 35, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 35

House Resolution No. 35

Relative to authorizing the printing of a booklet containing the proceedings at the Ninth Plenary Session of the United Nations Conference at San Francisco, including the proposed United Nations Charter there drafted.

WHEREAS, The subsequent course of world history was laid in 1945 at the United Nations Conference in San Francisco, dedicated to the creation of a Permanent World Security Organization; and

WHEREAS, The best minds of the United Nations Conference there gave utterance to their hopes and aspirations for a new world order, with concrete observations on how such hopes and aspirations might best be realized, upon the basis of which the proposed United Nations Charter was there drafted; and

WHEREAS, This Assembly, then mindful of the great honor conferred upon the State of California by reason of the selection of San Francisco as the site for this historic Conference, deemed it fitting that the State perpetuate in some official way the more

significant utterances made during the course of said Conference, to this end adopting House Resolution No. 298 of the Fifty-sixth Regular Session of the Legislature, pursuant to which a booklet was printed containing proceedings at the first Eight Plenary Sessions of said Conference; and

WHEREAS, Thereafter and now available are the proceedings at the Ninth and Final Plenary Session, including the proposed United Nations Charter drafted and promulgated upon the basis of the prior deliberations, the printing of which would complete the State's public record of the San Francisco Conference; now, therefore, be it

Resolved by the Assembly of the State of California. That the Assembly hereby authorizes the printing as a public document, for the use of the Members of the Assembly, of 1,000 copies of a booklet containing the proceedings at the Ninth Plenary Session of the United Nations Conference, including the proposed United Nations Charter there drafted, to supplement the booklet heretofore printed pursuant to House Resolution No. 298 adopted at the Fifty-sixth Regular Session of the Legislature, the cost thereof to be paid from the appropriation for legislative printing.

Resolution read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 65

Assembly Bill No. 72

Assembly Bill No. 70

Assembly Bill No. 74

Assembly Bill No. 71

Assembly Concurrent Resolution No. 8

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 4—Approving amendments to the charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a general municipal election held therein on the sixth day of November, 1945;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the fifteenth day of January, 1946, at 12 m.

PELLETIER, Chairman

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 49

Assembly Bill No. 50

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

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 49—An act making an appropriation to the Department of Finance for the acquisition of real property, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 2 of the title of the printed bill, after "property," insert "declaring the urgency thereof,".

Amendment No. 2

On page 1 of the printed bill, strike out lines 9 to 12, inclusive, and insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health, and safety within the meaning of Section 1 of Article IV of the Constitution and as such shall take effect immediately. A statement of facts constituting such necessity is as follows:

The State and its agencies have not since the commencement of World War II had their buildings, offices, or operational facilities materially augmented commensurate with the increase in the volume of business required to be transacted. With the end of actual hostilities the problems of reconversion have put an additional burden upon the present inadequate facilities. Consequently, the State is unable to function in a normal manner because of the lack of real estate, buildings, offices, or operational facilities."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 50—An act making an appropriation to the California Youth Authority for the acquisition of real property, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 2 of the title of the printed bill, after "property," insert "declaring the urgency thereof."

Amendment No. 2

On page 1 of the printed bill, strike out lines 9 to 12, inclusive, and insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health, and safety within the meaning of Section 1 of Article IV of the Constitution and as such shall take effect immediately. A statement of facts constituting such necessity is as follows:

The State and its agencies have not since the commencement of World War II had their buildings, offices, or operational facilities materially augmented commensurate with the increase in the volume of business required to be transacted. With the end of actual hostilities the problems of reconversion have put an additional burden upon the present inadequate facilities. Consequently, the State is unable to function in a normal manner because of the lack of real estate, buildings, offices, or operational facilities."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Conservation and Planning**

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which was referred:

Assembly Bill No. 27

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

STREAM, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 27—An act to add Section 2206 to the Health and Safety Code, relating to mosquito abatement districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation and Planning:

Amendment No. 1

In line 2 of the title of the printed bill, strike out the period, and insert “, and declaring the urgency of this act, to take effect immediately.”

Amendment No. 2

On page 1 of said bill, after line 5, insert

“SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

There have entered and are continuing to enter the State many persons who have been infested with and are carriers of mosquito-borne diseases. Unless immediate and effective measures are taken for the control and suppression of mosquitoes serious epidemics of mosquito-borne diseases will occur. The organization of additional mosquito abatement districts to take such measures is urgent, but the procedures now required under the District Investigation Act of 1933 are both costly and time-consuming. For the immediate protection of the public health it is necessary that this act, making the District Investigation Act of 1933 inapplicable to mosquito abatement districts, take effect immediately.”

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Conservation and Planning**

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which was referred:

Assembly Joint Resolution No. 5

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

STREAM, Chairman

Above reported resolution ordered on file.

**CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 5
BY UNANIMOUS CONSENT**

Assembly Joint Resolution No. 5—Relative to the modification of the application of price controls to retailers in the sale of lumber.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation and Planning:

Amendment No. 1

On page 2, line 8, of the printed measure, strike out “Senate and Assembly”, and insert “Assembly and Senate”.

Amendment read and adopted.

Resolution ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Conservation and Planning**

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which was referred:

Assembly Bill No. 28

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

STREAM, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 28—An act to provide State assistance of local agencies for the control of mosquitoes, and making an appropriation therefor.

Bill read second time

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation and Planning:

Amendment No. 1

In line 2 of the title of the printed bill, after "therefor", and before the period, insert ", to take effect immediately".

Amendment No. 2

On page 1 of said bill, after line 23, insert

"SEC. 3. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

There are in the State and are continuing to return to the State from overseas service many persons who have been infected with and are carriers of mosquito-borne diseases. Unless effective measures are taken immediately for control and suppression of mosquitoes, serious epidemics of mosquito-borne diseases will occur. It is therefore necessary for the protection of the public health that this act take effect immediately."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

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

Assembly Bill No. 4

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

CALL, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 4—An act to add Section 1.5 to Chapter 873 of the Statutes of 1929, being an act, approved June 19, 1929 and entitled "An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the General Government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor; and the manner of payment thereof, and to repeal an act entitled 'An act to authorize, empower, and direct the Governor of the State of California to employ counsel, agents, and attorneys for the purpose of prosecuting, collecting and recovering the claims of the State of California against the United States of America, to prescribe the terms and conditions of the employment, the rate of compensation therefor, and the manner of payment thereof,' approved March 23, 1907, and also repealing an act entitled

'Concerning the war debt of this State, and providing for the redemption thereof,' approved April 19, 1856," relating to the authority of the Governor to contract for the recovery of claims of the State against the United States arising out of the Civil, Spanish, Indian and other wars, declaring the urgency thereof, and 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 2, line 8, of the printed bill, after "recovered", insert "equals or".

Amendment No. 2

On page 2 of the printed bill, at the beginning of line 18, insert "Article".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Conservation and Planning

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which were referred:

Assembly Bill No. 41

Assembly Bill No. 42

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

STREAM, Chairman

Above reported bills re-referred to Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT TO PRINT STATEMENT IN JOURNAL

Mr. Allen asked for, and was granted, unanimous consent that the following statement, submitted by him, be ordered printed in the Journal:

Statement Submitted to the Assembly by Assemblyman Don Allen

SUBJECT: FUNDS ARE AVAILABLE FOR BOTH STATE AND LOCAL CONSTRUCTION AS CALLED FOR BY ASSEMBLY BILL NO. 60 AND ASSEMBLY BILL NO. 9

In view of many inquiries from interested persons in my district, I wish to go on record as supporting the adoption of Assembly Bill No. 60 (Field and others), which makes an appropriation of \$90,000,000 out of the Postwar Unemployment and Construction Fund for allocation to cities and counties for construction of public works and for administrative expenses in connection therewith.

The impression exists in many quarters that the adoption of a bill appropriating \$90,000,000 to cities and counties for essential postwar public works would be in conflict with the existing vital need for large outlays of capital for construction work at the various State institutions, hospitals, colleges, the University of California and other State agencies.

It would appear that such a conflict will be found to exist only if the moneys heretofore set aside in special reserves for postwar construction, together with the anticipated General Fund surplus as of July 1, 1947, remaining unappropriated at the present time, are in the aggregate less in amount than the joint requirements of the State agencies and those of the local government.

Obviously, the first problem is to determine how much is now available. I have seen no recent official estimates of the present General Fund surplus now available for further appropriation; but I have read in the newspapers that this figure has recently been estimated as high as \$100,000,000. Let us see whether this estimate appears reasonable.

Shortly after the adjournment of the 1945 Regular Session, the Department of Finance estimated that the General Fund surplus on July 1, 1947, would be \$4,484,000.

That surplus was based on certain estimates of revenues and expenditures for the present biennium, as estimated by the Department of Finance on August 17, 1945. In that connection it was estimated that the General Fund revenues for the 1945-1947 Biennium would be \$511,314,000, as compared with \$565,727,000 for the preceding biennium or an estimated decrease of \$54,413,000.

In the monthly statement of the State Controller for the six months ending December 31, 1945, it appears that General Fund revenues including moneys set aside for the Postwar Employment Reserve, actually exceed those for the same six months last year by \$26,143,000. Since there has as yet been no indication of any major drop in revenues—in fact, since it appears that no relief from the present inflationary trend in general conditions is in sight, it does not appear unreasonable to assume that this same increase over the preceding biennium will continue for the remaining three six-month periods of this biennium. If this is the case, revenues for the present biennium will actually turn out to have exceeded the previous biennium figure by four times \$26,143,000 or \$104,872,000 in round figures. To this should be added the \$54,413,000 by which it was estimated by the Department of Finance that this biennium's revenues would fall short of the previous two years.

Thus, if expenditures remain as forecast by the Department of Finance, but if revenues maintain the same rate they have shown during the first six months of this biennium, the surplus would, on July 1, 1947, exceed the \$4,484,000 estimate made some months ago by \$158,985,000, and would result in a General Fund surplus at that time of \$163,469,000.

The Controller's month end statement for the six months through December 31, 1945, shows that expenditures for the first six months of this biennium were \$196,130,471 compared with \$196,244,327 for the same period last year.

The Department of Finance on August 17, 1945, estimated expenditures for this biennium of \$633,106,000 compared with \$518,256,000—or an increase of \$114,850,000. If the actual rate of expenditures for the first six months of the present biennium is maintained until the end of the biennium, the surplus on July 1, 1947 would be still further increased by the amount the actual expenditures fall short of the August 17th estimates.

It is conceded that it is too early to determine whether or not the expenditure forecast by the Department of Finance will be close to the actual total when the biennium is over. We can, therefore, logically overlook any anticipated discrepancy between forecast and actual expenditures for the biennium.

The fact still remains that if revenues maintain their same rate to the previous period throughout the biennium, we will have a surplus on July 1, 1947, of \$163,469,000. This amount would represent the total NOW available, today, for further legislative appropriation.

It, therefore, does not appear unreasonable, at this time, for the Legislature to act on the assumption that the unappropriated General Fund surplus July 1, 1947, will be \$100,000,000, as has been quoted in the newspapers.

On this basis, let us see whether there is enough money to cover State requirements as well as those of local government.

The priority needs of State agencies, as set forth in Assembly Bill No. 9 (Wollenberg and others), and as listed by the Governor, total \$154,000,000. In his recent message, the Governor has recommended additional appropriations totaling \$77,500,000, making the total State requirements \$231,500,000. The cities and counties require \$90,000,000 for their program. Thus, the combined needs amount to \$321,500,000. Where will this money come from?

Here are the sources from which these moneys can be appropriated:

From Postwar Employment Reserve.....	\$144,007,000	00
From Postwar Unemployment & Construction Fund.....	90,000,000	00
From estimated General Fund surplus now unappropriated	100,000,000	00
Total available	\$334,007,000	00

Thus the total amount available for further appropriation, based on reasonable estimates in the light of the experience through the first quarter of this biennium, would be enough to take care of the \$231,500,000 recommended by the Governor for State needs, and the \$90,000,000 requested by cities and counties for their needs, and still leave a surplus of \$12,507,000 on July 1, 1947.

With funds available for all priority needs of both State and local government, there can be no reason to deny cities and counties any part of the \$90,000,000 urgently needed by them for postwar construction projects. Therefore, without comparison of the relative urgency of the needs of the cities and counties with that of the various State priority items proposed by the Governor, I believe that every member of this Legislature may safely go on record in favor of Assembly Bill No. 60, secure in the knowledge that such action will not conflict with any proposal made by the Governor which this Legislature may find to be justified.

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

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

Assembly Bill No. 90: By Messrs. Call and McCollister—An act to authorize the Veterans' Welfare Board to acquire or erect buildings at colleges and universities for the purpose of furnishing housing accommodations for veterans attending the colleges and universities, providing for the operation and maintenance of such buildings, and making an appropriation.

Referred to Committee on Military Affairs.

Assembly Bill No. 91: By Messrs. Rosenthal, Allen, Burkhalter, Massion, Anderson, Armstrong, Bennett, Debs, Dills, Ralph C., Fourt, Hawkins, Hollibaugh, Lyons, McMillan, Middough, Mrs. Niehouse, Messrs. Pelletier, and Robertson—An act to amend Sections 19485, 19597, and 19627 of, and to add Section 19626.4 to, the Business and Professions Code, relating to the creation of a Veterans' Rehabilitation Fund in the State Treasury and payment thereto of moneys wagered on the results of horse racing.

Referred to Committee on Military Affairs.

**REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY CONCURRENT
RESOLUTION NO. 3 HOLD ITS PLACE ON FILE**

Mr. Dunn asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 3 hold its place on file pending action on it next Monday, January 21, 1946.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 8

Assembly Concurrent Resolution No. 8—Relative to commending the members of the California State Guard, and requesting The Adjutant General to procure a suitable pin for presentation to each released member as evidence of his honorable discharge.

Resolution read and adopted.

Resolution ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 65—An act to add Sections 20602.2 and 20602.7 to the Government Code, relating to veterans, and providing for their rights and privileges as members of the State Employees' Retirement System, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Ralph C., Emay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons,

Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, and Mr. Speaker—67.

NOES—None.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Ralph C., Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 70—An act to repeal Sections 877, 981.6 and 985.4 of the Military and Veterans Code, relating to eligibility of veterans for educational aid and farm and home purchases.

Bill read third time.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Ralph C., Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 71—An act to amend Section 5082 of the Business and Professions Code, relating to the registration of veterans as public accountants.

Bill read third time.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Ralph C., Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 72—An act to amend Sections 395.2 and 395.8 of the Military and Veterans Code, and Section 13204.1 of the Education Code, and Section 19393 of the Government Code, relating to the reinstatement of public employees after release from military service and service in the Merchant Marine or the American Red Cross.

Bill read third time

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Ralph C., Emlay,

Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 74—An act to add Section 701 to the Military and Veterans Code, relating to the acceptance of guarantees by the United States of veterans' farm and home purchases.

Bill read third time.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Ralph C., Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 9

Assembly Bill No. 60

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 17

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 17—An act making an appropriation to the Department of Finance to cover additional cost of construction, improvements, and equipment, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day,

Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

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

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

Assembly Bill No. 92: By Messrs. Debs, Burkhalter, Davis, and McMillan—An act making an appropriation to The Regents of the University of California for a University Elementary School at the University of California at Los Angeles, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 93: By Messrs. Debs, McMillan, Burkhalter, Crichton, and Sawallisch—An act relating to aviation; defining terms, providing for the acquisition, establishment, construction, enlargement, improvement, maintenance, equipment, operation and regulation of airports, other air navigation facilities and airport protection privileges by municipalities and providing the right of condemnation for such purposes; declaring the ownership and operation of airports, other air navigation facilities and airport protection privileges to be for public, governmental and municipal purposes; providing for the issuance of bonds and for the levying of taxes for airport purposes; validating prior bond issues, indebtedness and contracts; granting specific powers; permitting the acceptance of Federal aid; authorizing joint action by municipalities and by municipalities and the State; providing for the appointment of joint boards or commissions, and granting to municipalities or municipalities and the State, acting jointly, the powers granted a single municipality; providing for assistance to other municipalities, and to make uniform the law with reference to public airports.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 94: By Messrs. Field, Kraft, Crowley, Allen, Crichton, Kilpatrick, Knight, Middough, Miller, and Sheridan—An act to amend Sections 6726 and 7012.5 and to repeal Sections 6726.1 and 7012.6 of the Welfare and Institutions Code, relating to the support of mental patients in boarding homes, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 16, 1946

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

Assembly Concurrent Resolution No. 9

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

Above resolution ordered enrolled.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bills Nos. 62, 64, and 69 re-referred to the Committee on Ways and Means.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon adjournment—

Live Stock and Dairies.

At 2 p.m.—

Governmental Efficiency and Economy.

At 8 p.m.—

Joint meeting in Assembly Chamber of Education, Social Welfare, and Ways and Means.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. George D. Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Clarence Stringer of San Francisco.

ADJOURNMENT

At 10.52 a.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10 a.m., Thursday, January 17, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

NINTH LEGISLATIVE DAY
 ELEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Thursday, January 17, 1946

The Assembly met at 10 a.m.

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

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Helsing, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMullan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Infinite Sympathy

May we pause in this moment to make our hearts more sensitive to the universal woe, knowing that the Infinite Heart grieves over the misery of the world.

Forbid that we should be calloused and cold-hearted to the sighs of the sorrowing, the falling of human tears, and the sobbing of many broken hearts.

Let us behold the great hearts of the world, who shuddered at every human tear, and behold the Supreme Soul of history who was moved with compassion at the sight of a sad face.

May we keep alive every tender emotion, and be so sensitive that our hearts quiver with pain over every pang that afflicts our fellowmen.

May the memory of our own heart's grief and of our own hours of unutterable pain stir us to help relieve the multitude of the innocent who are suffering the awful aftermath of war, and who have been trampled upon by the Four Horsemen of famine, pestilence, and death.

In the name of mercy, let us beware of the indifference that leads to anarchy and offer out of our abundance—help for a desperately needy world—the starving and homeless millions of the uprooted.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Waters, on motion of Mr. Sam L. Collins.

STATEMENT

By Mr. Maloney :

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

Facts About the Child-Care Centers

December, 1945

THE PROBLEM

Lanham Act Child-Care Center Funds appropriated during the war to take care of children of working mothers, will be discontinued on February 28, 1946.

It is proposed that the State provide funds for the operation of these centers until July 1, 1947, in order to take care of what still appears to be an acute need of the working mother, and to provide time for a thorough study and evaluation of the contribution made by the centers.

If the centers are to continue beyond the period of the war emergency, the law now governing them will have to be amended.

NUMBERS OF WOMEN INVOLVED

Women are still working in great numbers. On August 31, 1945, there were :

<i>State</i>	<i>Northern California</i>	<i>S. F. Nov.</i>
17,000 Enrolled -----	5,931	1,171
7,757 Servicemen's wives -----	2,586	at peak 1,212
612 Servicemen's widows -----	207	

49.2 per cent of servicemen's wives to total—47.1.

TYPE OF WORK

These women perform tasks essential to the peacetime economy. These jobs do not compete with the returning veteran or with the displaced war worker family head. Seventy-nine per cent are in such fields as secretaries, bookkeepers, cashiers, sales clerks, teachers, waitresses, operative workers, while the remainder are in the field of nursing, cosmetology, domestic service, etc.

NECESSITY FOR WORK

- 20 per cent sole support of children
- 39 per cent need to supplement service allotments
- 39 per cent receive partial support from divorced or separated husbands
- 2 per cent are fathers in motherless homes.

FINANCE

State law forbids the use of school district funds for support of child care centers. Mothers pay fees (usually 75 cents a day) for the care of their children for six days a week and all day.

The Federal Government supplements the mother's fees.

State funds are only moneys available to meet the present emergency.

As presently operated, the cost for a year would be around \$5,000,000.

It is cheaper in terms of money and more intelligent in terms of the desired social objectives to provide the day care centers than to have these women go on relief or receive aid to dependent children, or to rely on individual arrangements of questionable desirability. A number of these women would not qualify under State law for aid to dependent children funds, thus placing a big burden on relief agencies.

A questionnaire was sent out to mothers of children in the child care centers in San Francisco in the early summer of 1945. The 898 replies received were as follows:

Shall You Need to Continue Working?

Yes -----	854
No -----	10
Uncertain -----	4

Will Your Present Job Be Available?

Yes -----	819
No -----	16
Uncertain -----	63

Can You Make Other Satisfactory Arrangements for the Care of Your Children?

Yes -----	24
No -----	794
Uncertain -----	77

Reasons Given for Necessity to Work:

Husband overseas -----	327
Widows -----	50
Widowers -----	15
Separated—sole support -----	67
Husband ill -----	20
Must support parents -----	44
Helping to support family -----	52
Other (buying home, meeting medical expenses, starting home over after husband's return, helping husband through medical school or college) -----	323

This report is submitted by The Bay Region Emergency Child Care Committee.
 MRS. PAUL ELIEL, Chairman
 By Mrs. H. W. THOMAS, Member of Committee

COMMUNICATIONS

By Speaker Lyon :

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

STATE OF CALIFORNIA
 STATE RECONSTRUCTION AND REEMPLOYMENT COMMISSION
 SACRAMENTO 14, January 10, 1946

Honorable Earl Warren, Governor of California
Honorable Frederick F. Houser, President of the Senate
Honorable Charles W. Lyon, Speaker of the Assembly

This Second Report and Recommendations of the State Reconstruction and Reemployment Commission is presented not only because the law requires the submission of an annual report but also because of its potential importance in assisting in the deliberations of the special reconversion session of the State Legislature. It is being submitted in typewritten form, pending completion of a printed edition, in order to avoid delay in presenting the material. The report covers the calendar year 1945—the crucial months when the war was drawing to a close, and the first months of peace.

Respectfully submitted
 STATE RECONSTRUCTION AND REEMPLOYMENT COMMISSION
 C. H. PURCELL, Chairman
 ALEXANDER R. HERON, Director of Reconstruction and Reemployment

Also :

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

Opinion of Legislative Counsel
 OFFICE OF LEGISLATIVE COUNSEL
 SACRAMENTO 2, CALIFORNIA, January 16, 1946

Honorable Charles W. Lyon, Speaker of the Assembly
Assembly Chamber, State Capitol, Sacramento, California

DEAR MR. LYON: Pursuant to your request, we have examined Assembly Bill No. 91, entitled:

“An act to amend Sections 19485, 19597, and 19627 of, and to add Section 19626.4 to, the Business and Professions Code, relating to the creation of a

Veterans' Rehabilitation Fund in the State Treasury and payment thereto of moneys wagered on the results of horse racing."

In our opinion this bill is not within the scope of the Proclamation convening this special session.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By JOSEPH W. PAULUCCI, Chief Deputy

By order of the Speaker, the above bill by Mr. Rosenthal was ordered filed as not falling within the purview of the Governor's Proclamation.

Also:

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

LOS ANGELES, CALIFORNIA, January 16, 1946

*Hon. Members, California State Assembly
State Legislature, Sacramento*

May we urge your support of the appropriation for University of California and for the University Elementary School which is included.

J. S. DALEY, Publisher, Wilshire Press

Also:

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

CHICAGO, ILLINOIS, January 16, 1946

*Hon. Charles W. Lyon, Speaker of the Assembly
State Capitol, Sacramento, California*

Leaving Chicago midnight plane. Arrive Sacramento noon, Thursday. Best wishes.

GARDINER JOHNSON

REQUEST FOR UNANIMOUS CONSENT TO BE EXCUSED

At 10.30 a.m., Mr. Lowrey asked for, and was granted, unanimous consent that he be excused for a few minutes to attend a committee meeting in the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 95: By Mr. Wollenberg—An act making an appropriation to the Department of Finance for construction, improvements, and equipment, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means

RESOLUTIONS

The following resolution was offered:
By Messrs. Debs and Doyle:

House Resolution No. 44

Relative to a site for the location of a Medical School and Center at the University of California at Los Angeles, California

WHEREAS, There is under consideration a proposal to authorize The Board of Regents of the University of California to establish a Medical School and Center at the University of California at Los Angeles; and

WHEREAS, An appropriate location for such a medical school and center is vital to its successful maintenance and operation; and

WHEREAS, Studies for the purpose of ascertaining the most advantageous location for the proposed medical school and center in the Los Angeles Metropolitan Area have been completed under the direction of the Hollywood-Presbyterian Hospital, Children's Hospital, and Cedars of Lebanon Hospital, three of the leading hospitals of Southern California; and

WHEREAS, The studies sought to determine a location possessing the following features advantageous in the establishment and operation of a medical school and center:

1. Proximity to population, industrial and commercial centers.
2. Proximity to clinical material.
3. Proximity to doctors, nurses, and available labor
4. Proximity to hospitals and clinics handling a wide variety of medical cases.
5. Availability of transportation facilities and arteries of traffic.
6. Availability of health facilities
7. Availability to ambulatory facilities.
8. Initial and operating costs, affected by such factors as proximity to purchasing power, availability of teaching staff, labor market and availability of community facilities in a proven area; and

WHEREAS, The studies disclosed that the area possessing those advantages in greatest degree is an area adjacent to the intersection of Vermont Avenue with Sunset Boulevard in the City of Los Angeles, California; and

WHEREAS, In addition the area also has accessibility of recreational, cultural, religious, and housing facilities; and

WHEREAS, Innumerable qualified men in the medical profession, as well as professors, librarians, planning experts, and others competent to judge have given unqualified approval of the Vermont-Sunset Area as the best possible site for a medical school and center; now, therefore, be it

Resolved by the Assembly of the State of California. That when legislation is enacted to provide for a Medical School and Center at the University of California at Los Angeles, The Board of Regents of the University of California is urged to select for the location of the medical school and center a site within the area adjacent to the intersection of Vermont Avenue with Sunset Boulevard in the City of Los Angeles, California; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to The Board of Regents of the University of California

Resolution read, and referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO EXTEND PRIVILEGE OF FLOOR TO MR. A. W. HILL

By unanimous consent, Speaker pro tempore Maloney ordered that the request of Mr. A. W. Hill, a member of the Bay City Metal Trades Council, of San Francisco, be granted the privilege of addressing the Assembly for 10 minutes, later in the day.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 52

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 52—An act to provide for the acquisition of housing facilities by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and 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 Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, after "acquisition of", insert "temporary and emergency".

Amendment No. 2

On page 1, line 8, of said bill, after "quate", insert "temporary and emergency".

Amendment No. 3

On page 1, line 9, of said bill, after "tion of", insert "such".

Amendment No. 4

On page 1, line 12, of said bill, strike out "acquire by lease," and insert "lease, or if necessary acquire by".

Amendment No. 5

On page 1, line 15, of said bill, strike out "erect,".

Amendment No. 6

On page 1 of said bill, strike out line 16, and insert "remove and reerect buildings for such housing facilities but shall not erect or construct new housing facilities. It may also provide for the installation of necessary off-site utilities."

Amendment No. 7

On page 2, line 5, of said bill, strike out "it deems proper.", and insert "may be agreed between it and the State Director of Finance, hereinafter referred to as the director, and in such manner as to secure to the local agency and the State a return in so far as is practical of the investment made by both parties."

Amendment No. 8

On page 2 of said bill, strike out line 6, and insert "The rentals so received shall be applied to".

Amendment No. 9

On page 2, line 8, of said bill, strike out the period, and insert "in such manner as may be agreed between the local agency and the director."

Amendment No. 10

On page 2 of said bill, strike out line 9, and in line 10, strike out "operation and maintenance", and insert "Any surplus".

Amendment No. 11

On page 2 of said bill, between lines 20 and 21, insert
 "SEC. 6. If the acquisition of any housing facility or if the remodeling, repair, or removal and reerection of buildings is not under the control and direction of the United States or any of its agencies, no contract for any of such acts shall be made without first obtaining the approval of the director.

SEC. 7. In renting or leasing any accommodations in housing facilities acquired pursuant to this act, preference shall at all times be given to veterans and the families of servicemen.

SEC. 8. When any housing facility is discontinued, it shall be liquidated in such manner as may be agreed upon between the local agency and the director and according to rules and regulations prescribed by the director for the purpose in such manner as to secure to the local agency and the State a share of the proceeds proportionate to their respective investments."

Amendment No. 12

On page 2 of said bill, strike out line 21, and insert
 "Sec. 9."

Amendment No. 13

On page 2, lines 24 and 25, of said bill, strike out "State Director of Finance, hereinafter referred to as the director," and insert "director".

Amendment No. 14

On page 2, line 26, of said bill, strike out "the State's share", and insert "90 per cent".

Amendment No. 15

On page 2, line 31, of said bill, strike out "or more".

Amendment No. 16

On page 2, line 33, of said bill, strike out "Sec. 7.", and insert
 "Sec. 10."

Amendment No. 17

On page 2, line 39, of said bill, strike out "Sec. 8.", and insert
 "Sec. 11."

Amendment No. 18

On page 2, line 44, of said bill, strike out "the remainder", and insert "10 per cent".

Amendment No. 19

On page 2, line 45, of said bill, strike out "Sec. 9.", and insert
 "Sec. 12."

Amendment No. 20

On page 3 of said bill, strike out lines 5 to 9, inclusive, and insert "(5) Whether or not the housing facility can be utilized to advantage without moving, and the extent to which it may economically be moved. He may".

Amendment No. 21

On page 3, line 13, of said bill, strike out "Sec. 10.", and insert "Sec. 13."

Amendment No. 22

On page 3, line 16, of said bill, strike out "not to exceed".

Amendment No. 23

On page 3, line 17, of said bill, strike out "erection".

Amendment No. 24

On page 3 of said bill, strike out line 18, and insert "ation, and removal and reerection of buildings."

Amendment No. 25

On page 3 of said bill, between lines 18 and 19, insert "Sec. 14. The director shall enter into no new commitments for the acquisition of housing facilities pursuant to this act after the ninetieth day following the convening of the Regular Session of the Fifty-seventh Legislature, but commitments and agreements made before said date shall nevertheless be completed."

Amendment No. 26

On page 3, line 19, of said bill, strike out "Sec. 11.", and insert "Sec. 15."

Amendment No. 27

On page 3, line 32, of said bill, strike out "or in excess of".

Amendment No. 28

On page 3, line 41, of said bill, strike out "or in excess of".

Amendment No. 29

On page 3 of said bill, between lines 48 and 49, insert "SEC. 16. The operation and maintenance of any housing facility acquired pursuant to this act may be terminated at any time, if consistent with the terms of the Federal act under which it was acquired, and if the director or the Legislature determines that the necessity therefor no longer exists, but in no event shall such housing facility be operated and maintained after the ninetieth day following the convening of the Regular Session of the Fifty-eighth Legislature"

Amendment No. 30

On page 3, line 49, of said bill, strike out "Sec. 12.", and insert "SEC. 17."

Amendment No. 31

On page 4, line 8, of said bill, after "exceed", insert "one-half of".

Amendment No. 32

On page 4, line 9, of said bill, strike out "Sec 13.", and insert "SEC. 18."

Amendments read and adopted.
Bill ordered printed and engrossed

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 36

Assembly Bill No. 53

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 5	Assembly Bill No. 61
Assembly Bill No. 14	Assembly Bill No. 62
Assembly Bill No. 18	Assembly Bill No. 64
Assembly Bill No. 37	Assembly Bill No. 69
Assembly Bill No. 39	Assembly Bill No. 73
Assembly Bill No. 40	Assembly Joint Resolution No. 4
Assembly Bill No. 46	

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

Above reported resolution ordered on file for adoption.

CONSIDERATION OF DAILY FILE THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 73—An act to amend Section 20894 5 of the Government Code, relating to the State Employees' Retirement System, and providing for contributions for persons in the military service.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Watson, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 5—An act to amend the effective date of an act entitled "An act relating to the performance by the Department of Public Works of highway and other cooperative work for the Federal Government, making an appropriation for administrative expenses, declaring the urgency thereof, and providing that this act shall take effect immediately," approved February 10, 1943, as amended.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Denny, Dills, Clayton A., Dills, Ralph C., Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Watson, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Denny, Dills, Clayton A., Dills, Ralph C., Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Watson, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 14—An act to add Section 973 to the Military and Veterans Code, relating to the county service officer, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Watson, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Watson, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 18—An act to repeal Section 2 of Chapter 1235, Statutes of 1945, relating to the period during which provisions of the Agricultural Code governing disposal of garbage from vessels and aircrafts shall be effective.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 36—An act to amend Section 17704 of, and to add Section 17704.1 to, the Health and Safety Code, relating to apartment houses and hotel buildings.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crowley, Davis, Debs, Denny, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, McCollister, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sawallsch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Werdel, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 37—An act to amend Section 2496 of the Business and Professions Code providing for increase in annual tax and registration fees.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 39—An act to repeal the War Production Act, relating to employment and working conditions of female employees, and to revoke all permits issued thereunder.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Denny, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Werdel, and Wollenberg—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 40—An act to repeal the Minors Emergency War Employment Act and to revoke all permits issued thereunder.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Denny, Dills, Clayton A., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, King, Knight, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Price, Robertson, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Explanation of Vote

Just prior to the roll call on Assembly Bills Nos. 39 and 40, I was called to the telephone and missed voting for these bills.

Had I been present, I would have voted for both of these bills.

E. J. CAREY

Hon. Albert C. Wollenberg Presiding

At 10.30 a.m., Hon. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District, presiding.

Assembly Bill No. 46—An act to amend Section 18105 of the Health and Safety Code, relating to auto courts and resorts, auto and trailer camps, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 61—An act making an appropriation for the Medical Center of the University of California in San Francisco.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Diekey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Field, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 10.44 a.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

APPOINTMENT OF STANDING COMMITTEES

The Speaker announced that all Standing Committees of the Assembly appointed at the Fifty-sixth Regular Session, had been reappointed as the Standing Committees of this Fifty-sixth (First Extraordinary) Session.

APPOINTMENT OF LEGISLATIVE PROCESS COMMITTEE

The Speaker announced that the members of the Interim Process Committee: Messrs. Collins, Sam L., Doyle, Wollenberg, Field, Fourt, Call, Sawallisch, Johnson, Burns, Crichton, Diekey, Miller, and Haggerty had been reappointed as the members of the Legislative Process Committee of this Fifty-sixth (First Extraordinary) Session.

**REQUESTS FOR UNANIMOUS CONSENT THAT VISITORS BE GRANTED
THE PRIVILEGE OF THE FLOOR**

Mr. Wollenberg asked for, and was granted, unanimous consent that Messrs. James S. Dean, Rolland A Vandegrift, and Fred W. Links be granted the privilege of the floor so that they may be available to answer specialized questions relative to pending legislation.

Mr. Field asked for, and was granted, unanimous consent that Messrs. Richard Groves and William H. Neal be granted the privilege of the floor so that they may be available to answer specialized questions relative to Assembly Bill No. 60.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Assembly Bill No. 60 was taken up.

Assembly Bill No. 60—An act making an appropriation for allocation to cities, counties, and cities and counties for the construction of public works in which there is a State interest, providing the procedure for making such allocations, and repealing the Postwar Unemployment and Construction Act.

Bill read third time.

Motion to Amend

Mr. Hollibaugh moved the adoption of the following amendment:

Amendment No. 1

On page 6, line 38, of the printed bill, as amended, strike out "including".

Amendment read.

Amendment Withdrawn

Upon request of Mr. Hollibaugh, the amendment was withdrawn.

The question being on the passage of Assembly Bill No. 60.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 19, of the printed bill, as amended, strike out "appointed by the Speaker", and insert "one of whom must be a Republican and one a Democrat selected by the respective party caucuses in the Assembly."

Amendment No. 2

On page 4, line 39, of said bill, insert "city and" after the first "such".

Amendments read.

Amendment No. 2 Withdrawn

Upon request of Mr. George D. Collins, Amendment No. 2 was withdrawn.

The question being on the adoption of Amendment No. 1 to Assembly Bill No. 60.

Roll Call Demanded

Messrs. Massion, Berry, Rosenthal, and Beck demanded a roll call.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Anderson, Beck, Berry, Collins, George D., Debs, Dills, Ralph C. Dunn, Emlay, Evans, Fletcher, Gaffney, Haggerty, Hawkins, Heisinger, Massion, McMillan, Middough, O'Day, Robertson, Rosenthal, and Thomas—21.

NOES—Allen, Beal, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Davis, Denny, Dills, Clayton A., Doyle, Erwin,

Field, Fourt, Gannon, Geddes, Guthrie, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, McCollister, Miller, Niehouse, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Watson, Werdel, Wollenberg, and Mr. Speaker—44.

The question being on the passage of Assembly Bill No. 60.

Further consideration of Assembly Bill No. 60 continued temporarily.

MOTION TO TEMPORARILY SUSPEND THE RULES

Mr. Middough moved, seconded by Mr. Rosenthal, that the Rules be temporarily suspended for the purpose of allowing certain representatives of Labor, visiting the Assembly, the privilege of the floor, at this time.

Motion for temporary suspension of the Rules carried.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. Maloney, O'Day, and Lyons as a Select Committee to escort to the rostrum the following representatives of Labor:

Mr. Joe Roberts, representing the Shipfitters Local, and Chairman of the Bay Cities Metal Trades Council Unemployment Insurance Committee; Mr. Neil Haggarty, representing the American Federation of Labor; Mr. A. T. Wynn, Secretary, Bay Cities Metal Trades Council; Mr. Anthony Ballerini, Business Manager, Production and Aeronautical Lodge 1327, International Association of Machinists; and Mr. Timothy A. Reardon, representing the Steam Fitters Local No. 590.

RECESS

At 12.08 p.m., on motion of Mr. Sam L. Collins, the Assembly recessed until 12.35 p.m., to hear remarks by Mr. Joe Roberts.

PROCEEDINGS DURING RECESS

Introduction of Speaker Pro Tempore Maloney

Speaker Lyon introduced Speaker Pro Tempore Maloney.

Introduction of Guests

Speaker pro tempore Maloney introduced to the Members of the Assembly Messrs. Joe Roberts, Neil Haggarty, A. T. Wynn, Timothy A. Reardon, and Anthony Ballerini.

Presentation of Labor Speaker

Speaker pro tempore Maloney then presented, for a 10-minute address, Mr. Joe Roberts, representative of the Shipfitters Local, and Chairman of the Bay Cities Metal Trades Council Unemployment Insurance Committee.

REASSEMBLED

At 12.35 p.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohninus at the desk.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 60

Assembly Bill No. 60—An act making an appropriation for allocation to cities, counties, and cities and counties for the construction of public

works in which there is a State interest, providing the procedure for making such allocations, and repealing the Postwar Unemployment and Construction Act.

Bill read third time.

Demand for Previous Question

Messrs. Allen, Burkhalter, Kraft, Middough, and Price demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 60.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, and Mr. Speaker—65.

NOES—Boyd, Collins, George D., Collins, Sam L., Crichton, Fourt, Gaffney, Gannon, Sherwin, Stephenson, Weber, Werdel, and Wollenberg—12.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Assembly Bill No. 9 was taken up.

Assembly Bill No. 9—An act to provide a unified program of construction, improvement, and equipment for State agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act.

Bill read third time.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Watson, Werdel, Wollenberg, and Mr. Speaker—75.

NOES—Weber—1.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT EXPLANATION IN JOURNAL

Mr. Weber asked for, and was granted, unanimous consent that he be permitted to extend an explanation of his votes on Assembly Bills Nos. 60 and 9 beyond 50 words, and that the following explanation be ordered printed in the Journal :

Explanation of Vote on Assembly Bills Nos. 9 and 60

The record will show that I voted "No" on Assembly Bill No. 9, the Appropriation Bill for the Postwar Building Program of the departments and institutions of the State, and also "No" on Assembly Bill No. 60, the Appropriation Bill for the Public Works Program of the cities and counties. It is my contention that appropriation of moneys at this time, from the State Treasury, for a Public Works Program to alleviate

unemployment, which does not exist, is untimely and hazardous for the following reasons:

That at the present time there are ample jobs in the State of California available and there is no indication that there will be any change in this condition for several months to come;

That the inflation trends in the cost of building are constantly increasing, and that moneys now appropriated would be in the near future inadequate to complete the specific projects planned, and therefore much confusion and trouble will result;

That the procedure of planning set forth in the California Planning Act was not used to determine an adequate coordinated public works policy in local and State Governments and therefore the State's interest in local and State projects has not been adequately determined because the Legislature and the Governor did not use the coordinated procedure set forth in the Planning Act, and which would have enabled the State Reconstruction and Reemployment Commission to set forth such a coordinated program while acting in its capacity as a State Planning Board;

That the duties imposed by the Legislature upon the Director of Finance, the Director of Public Works, and other State executives, when added to regular duties of these department heads, prevented them from formulating to any great degree a satisfactory coordinated Public Works Program;

It is my contention that there is no reason for the Legislature to now appropriate these moneys, and that it would be a far better and dignified public policy to hold the moneys in the Treasury of the State until such times as the conditions which will prevail when the Construction Programs are undertaken will be before the Legislature and the Executive Branches of Government, so that all the factors may be known at the time of appropriation;

That the enactment of these bills at this time will create a struggle for political spoils which may prove a danger to a sound Public Works Program. Greater care should be taken on the part of the State to determine the State's interests in public projects.

I wish to state that my vote on these bills in no wise affected the Construction Program muchly needed by the State institutions, including the Stockton State Hospital, which had been previously appropriated by the Legislature, and which program is now on its way to construction.

Respectfully,

CHARLES M. WEBER

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

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

Assembly Bill No. 96: By Messrs. Middough and Stream—An act to add Chapter 3, consisting of Sections 15666, 15667, 15668 and 15669 to Part 8, Division 3, Title 2 of the Government Code, relating to a Housing Expediter within the State Reconstruction and Reemployment Commission, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 97: By Mr. Miller, Mrs. Niehouse, Messrs. Allen, Beck, Carey, Heisinger, and Sheridan—An act to add Chapter 7 to Part 3, Division 2, of the Labor Code, relating to the prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, creed, color or national origin, creating a State Commission on Fair Employment Practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees and making an appropriation for the purposes of this act.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 98: By Messrs. Gannon, Dickey, Fourt, Sherwin, and Stewart—An act making an appropriation to carry out the provisions of Part 9 of Division 3 of Title 2 of the Government Code, relating

to cooperative action between the State and the Federal Government, local governments, industry, labor and agriculture for the purpose of providing maximum employment.

Referred to Committee on Ways and Means.

Assembly Joint Resolution No. 7: By Messrs. Burkhalter, Dunn, McMillan, and Middough—Relative to memorializing Congress to provide a wage readjustment for Postal Service employees.

Referred to Committee on Rules.

Assembly Joint Resolution No. 8: By Messrs. Kilpatrick, Bennett, Crowley, Mrs. Niehouse, Messrs. McMillan, Allen, Anderson, Beal, Beck, Berry, Brady, Brown, Burkhalter, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Lowrey, Lyons, Maloney, Massion, Middough, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Thomas, Thorp, and Thurman—Relative to amendment and extension of the Federal Social Security Act in respect to public assistance.

Referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 9—Relative to Edward K. Strobridge; And reports that the same has been correctly enrolled, and presented to the Secretary of State on the seventeenth day of January, 1946, at 1 p.m.

PELLETIER, Chairman

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 55

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1946

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

Assembly Bill No. 56

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

LOWREY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 56—An act to amend Section 13204 1 of the Education Code, relating to certificated employees of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 2 of the title of the printed bill, after "district", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 2 of said bill, following line 14, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

"Through an inadvertent error made at the time Education Code Section 13204.1 was amended by Chapter 124, Statutes of 1945, the theretofore existing provisions of the section relating to employees of school districts employed in positions requiring certification qualifications who enter, or entered, the full time paid service of the American Red Cross in the time of war or National emergency was omitted. This measure corrects that error and in order that the affected employees of school districts may be restored at the earliest possible time to the rights of which they were deprived by the error referred to above, it is necessary that this act take effect immediately."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 4

Assembly Bill No. 49

Assembly Bill No. 27

Assembly Bill No. 50

Assembly Bill No. 28

Assembly Joint Resolution No. 5

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

Above reported resolution ordered on file for adoption.

RESOLUTIONS

The following resolutions were offered:

By Mr. Fourn:

House Resolution No. 45

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to purchase eighty-one (81) sets of the 1945 Edition of the Larmac Index, at twelve and one-half dollars (\$12.50) plus sales tax per set; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby directed to deliver one (1) copy of the Larmac Index to each Member of the Assembly, and one (1) copy to the Chief Clerk; and be it further

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant in favor of The Recorder in a sum not to exceed one thousand one hundred dollars (\$1,100), in payment for eighty-one (81) sets of the 1945 Edition of the Larmac Index.

Resolution read, and referred to Committee on Rules.

By Messrs. Middough and Anderson:

House Resolution No. 46

Recommending the decentralization of juvenile halls

WHEREAS, Many counties will shortly, as a part of their postwar construction program, make provision for new or additional facilities for the detention of wards of the juvenile court, now known as "juvenile halls"; and

WHEREAS, The past practice of providing such facilities only in the larger population centers has been a cause of hardship and expense, in that often it has been necessary to transport a small child as much as 100 miles to provide him with tem-

porary shelter and supervision pending consideration of his case by the juvenile authorities; and

WHEREAS, Such inconvenience and cost could readily be minimized by the provision of suitable detention facilities at various points throughout the county instead of concentrating them in the population centers; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly does hereby recommend to the boards of supervisors of the various counties of the State that, in planning new or additional juvenile hall facilities, the matter of distance be taken into account, and the decentralization of such facilities be effectuated so far as may be possible, so that such facilities may be made available in the communities which have need of them, and unnecessary hardship to the juveniles and unnecessary expense to the taxpayers may be avoided; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit copies of this resolution to the board of supervisors, the district attorney, and the sheriff of each county, and to the California Youth Authority.

Resolution read, and referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 17, 1946

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

Assembly Joint Resolution No. 2

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

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 17, 1946

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

Senate Concurrent Resolution No 8
Senate Joint Resolution No. 2

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

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read:

Senate Concurrent Resolution No. 8—Relative to the creation of a Joint Special Committee on Federal Tideland Legislation.

Referred to Committee on Rules.

Senate Joint Resolution No. 2—Relative to memorializing the President and Congress of the United States to declare as surplus all unnecessary building materials held by the armed forces and to provide preference rights to veterans in sales of such materials.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 17, 1946

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

Senate Bill No. 12
Senate Bill No. 17
Senate Bill No. 26

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

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time.

Senate Bill No. 12—An act to amend Section 15n of the Municipal Utility District Act relating to municipal utility districts, authorizing

the temporary use of utility district funds for special districts for sewage disposal purposes, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 17—An act to repeal Section 38g of the Alcoholic Beverage Control Act, relating to the authority of the State Board of Equalization to regulate by rule the wholesale marketing and distribution of beer.

Referred to Committee on Public Morals.

Senate Bill No. 26—An act to repeal Sections 877, 981.6, and 985.4 of the Military and Veterans Code, relating to eligibility of veterans for educational aid and farm and home purchases.

Referred to Committee on Military Affairs.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 86

Mr. McMillan moved that Assembly Bill No. 86 be withdrawn from the Committee on Conservation and Planning for purpose of amendment, and that it be re-referred to the Committee on Conservation and Planning.

Motion carried.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today :

At 2.15 p.m.—

Agriculture

At 2.30 p.m., joint meeting in Assembly Chamber—

Education, Social Welfare, and Ways and Means.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO, January 17, 1946

The Secretary of State has this day chaptered and filed the following resolution :
Assembly Concurrent Resolution No 9, Chapter 13

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblyman William Pool, and Jack Coffman, City Councilman, both of Bell.

On request of Mr. Davis and the Santa Monica Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Tex. Millikan of Santa Monica.

On request of Mr. Berry and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Jean Bereut and Miss Elizabeth Kelley of San Francisco.

On request of Mr. O'Day and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. H. W. Thomas and Miss Dorothy Walker of San Francisco.

On request of Messrs. Collins, George D., and Wollenberg, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Gladys Bambarger of Sacramento.

On request of Mr. King, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Jean Stelter and the following pupils of the Wheatland High School: Phyllis Arnold, David Beach, Edna Fraser, Jimmy Fukui, Ben Fukui, Kenneth Garrison, Clodell Harris, Herbert Harrison, Marion Harrison, Eddie Jaksich, Jack Lane, Barbara Lefurgy, Mignon Lewis, Dale Millard, Lowell Muck, Bob Nightingale, Leland Silver, Robert Swetzer, Robert Villa, and Clyde Waltz.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Don Nise of Los Angeles.

On request of Mr. Berry and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank J. Smith of San Francisco.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John F. Brady and Irving Breyer of San Francisco.

On request of Mr. Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frederic T. Shipp, principal, Evelyn McClay, and the following pupils of the Abraham Lincoln High School of San Jose: Frieda Murphy, Diana Lawlor, Marne Quinnell, Bill Passey, Joyce Daniels, Fanita Kuykendall, Dick Webster, Bob Baron, Elton Dahl, Bob Rohrig, Jean Davis, Elayne Cancellia, Barbara Riordan, Robert Wortman, Howard Wright, Jack Darrrough, Alan Price, Margaret Davidson, Geraldine Davison, Bill McGrew, Nancy Whitmarsh, Joanne Gallagher, Lois Dimock, Linda Marshall, Dick Beebe, Keith Jones, Olive Knowles, Bill Schulz, Doug Brown, Wiley Jackson, Tom Shipp, Don Newnan, Ned Richmond, Ruth Wilcox, Theron Parks, Betty Wheeler, Martha Ann Craft, Adele Chase, Peggy Carter, Marion Runge, Jean Ellen Berry, and Madalyn Stanton.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge and Mrs. William McKesson of Los Angeles.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dan Del Carlo of San Francisco.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Jerrold Seawell, and Miss Jerry Jean Seawell of Roseville; Mrs. H. W. Thomas of San Francisco, and Miss Jean M. Hayes of Vallejo.

On request of Mr. Robertson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Paul Stewart of Pasadena.

ADJOURNMENT

At 1.12 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10 a. m., Friday, January 18, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

TENTH LEGISLATIVE DAY
 TWELFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Friday, January 18, 1946

The Assembly met at 10 a. m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

O God of Hope

In these momentous days, when many look with anxious eyes at countries in ruins and cities in ashes, let us behold the immense recuperative forces which ever work secretly and silently in communities and nations

Let us remember that Europe has been ravaged a thousand times by the devastating forces of war, and yet has always risen like the Phoenix from the ashes to a more civilized age.

Let us behold how Italy and France rose out of the Dark Ages to the glories of the Renaissance, and how England rose out of the devastating Wars of the Roses to the Golden Age of Shakespeare, and how all Europe rose from the wreckage of the Napoleonic era to modern times.

Let us recall how our own Nation sprang out of the chaos and devastation of our Revolutionary and Civil Wars to the greatest summits of progress the world has ever known, and in a world of despair America is the universal symbol of hope.

May we cherish the resourceful mind which has set many a heroic people, crippled in fortune, on their feet, and cultivate the creative spirit which can make a Golden Age out of any desolation, and make any desert flourish as a garden.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Doyle, by unanimous consent.

The following member was granted leave of absence for the day, because of personal business elsewhere, and desired to waive his per diem:

Mr. Lyons, on motion of Mr. Hollibaugh.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 99: By Messrs. Crichton and Heisinger—An act making an appropriation to the Reclamation Board for the payment of the cost of the project for the Fresno County stream group for flood control, to take effect immediately.

Referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1946

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

Assembly Bill No. 79

Assembly Bill No. 80

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

CLARKE, Chairman

Above reported bills re-referred to Committee on Ways and Means.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 43

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 86—An act making an appropriation for the payment of the cost of cooperation with the United States in the construction of projects for flood control in this State.

Bill read second time.

Motion to Amend

Mr. Burkhalter moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "State", insert ", declaring the urgency of this act, to take effect immediately".

Amendment No. 2

On page 1, line 8, of the printed bill, after "control", insert "other than maintenance and holding the United States free from damage due to the construction work as may be required in the acts of Congress cited with reference to each specific project set forth in Section 4 of this act".

Amendment No. 3

On page 1, lines 12 and 13, of the printed bill, strike out "of the Postwar Unemployment and Construction Fund", and insert "any money".

Amendment No. 4

On page 2 of the printed bill, strike out lines 17 to 21, inclusive, and insert "herem :".

Amendment No. 5

On page 3 of the printed bill, between lines 27 and 28, insert

"11. For construction of the project for control of flood waters on the Santa Ana River Basin, Lytle and Cajon Creeks, approved and authorized by Congress (Act of Congress approved December 22, 1944, Public Numbered 534, 78th Congress, second session), seven hundred fifty-two thousand six hundred dollars (\$752,600)".

Amendment No. 6

On page 3 of the printed bill, following line 51, insert

"SEC. 8. The appropriation contained in this act shall be available without regard to fiscal years and shall not be subject to the provisions of Section 16304 of the Government Code."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Middough asked for, and was granted, unanimous consent that the following Proposed Budget be ordered printed in the Journal:

Proposed Budget for Capital Outlay—State Division of Beaches and Parks

January 3, 1946

PROPOSED EXPENDITURES FOR CAPITAL OUTLAY—STATE DIVISION OF BEACHES AND PARKS

*Honorable James S. Dean, Director of Finance,
State Capitol, Sacramento, California*

Submitted herewith is Proposed Budget for Capital Outlay for State Division of Beaches and Parks for submission to the special session of the Legislature.

Due to the uncertainty of construction costs at the present moment, flexibility should be permitted in the execution of the projects. In computing costs of construction we have added not less than 33 1-3 per cent of 1940 costs. During the war, the Division of Beaches and Parks cut its force very materially in the interest of the war endeavor. This resulted in decreased maintenance and practically no new construction. Both the Beach and the Park Funds have been increased due to the accumulation of money from oil royalties. With the return of peace, the desire of the people for recreation, combined with the 40-hour week, indicate a great increase in the use of the parks in the coming season.

It is considered essential that immediate steps be taken to prosecute the most necessary construction work and increase the maintenance activities on the beaches and in the parks. Without such action, the public will not be able to enjoy the Parks System to its fullest extent.

APPROVED: January 3, 1945:

WARREN T. HANNUM, Director
Department of Natural Resources

A. E. HENNING, Chief
Division of Beaches and Parks
By EDWIN C. KELTON,
Beach Erosion Engineer

NATURAL RESOURCES

Department of Natural Resources

DIVISION OF BEACHES AND PARKS

Proposed Expenditures for Capital Outlay

<i>State Beach Fund</i>	<i>Amount</i>
Construction, Improvements, and Equipment—	
Carpenteria Beach—	
Construction of 1 residence, 3 garage units, 2 combination buildings,	
1 comfort station, 1 concession building, 1 service area, building	
removal, grading and landscaping, roads and parking, 100 picnic	
units, 40 camping units, water supply, sewage, and electrical	
installations -----	\$ 76,900 00

<i>State Beach Fund</i>	<i>Amount</i>
Construction, Improvements, and Equipment—Continued	
Doheny Beach—	
Construction of 2 residences, 2 garage units, 2 combination buildings, levees and jetties for river erosion control, 1 concession building, 1 bathhouse, grading and landscaping, roads and parking, 80 picnic units, 20 camping units, water supply, sewage disposal, and electrical installations-----	137,600 00
Morro Strand—	
Grading and landscaping, roads and parking-----	12,000 00
Natural Bridges—	
Grading and landscaping, roads and parking-----	5,300 00
New Brighton Beach—	
Construction of 1 residence, 4 garage units, 1 combination building, 1 incinerator, service area, roads and parking, and electrical installations-----	22,000 00
Pismo Beach—	
Construction of 1 residence, 2 garage units, 1 bridge, roads and parking, water supply, sewage disposal and electrical installations-----	59,500 00
San Clemente—	
Construction of 3 residences, including 1 for District Park Superintendent, 6 garage units, 1 combination building, 1 comfort station, 1 concession building, 1 service area, 1 incinerator, steps and overpass, grading and landscaping, roads and parking, 40 camping units, water supply, sewage and electrical installations-----	116,400 00
Seacliff Beach—	
Construction of 1 residence, 2 garage units, 1 combination building, 1 comfort station, 1 office and contact station, seawall, road and parking, water supply-----	57,900 00
Sonoma Coast—	
Construction of 1 residence, 2 garage units, 4 comfort stations, roads and parking, 26 picnic units-----	33,850 00
Sunset Beach—	
Construction of 1 residence, 2 garage units, 1 combination building, 1 comfort station, roads and parking-----	20,900 00
Van Damme Beach—	
Construction of 2 residences, 4 garage units, 1 office and contact station, roads and parking, 25 camping units-----	32,500 00
Total from Beach Fund-----	\$574,850 00
 <i>State Park Fund</i>	
<i>Amount</i>	
Construction, Improvements, and Equipment—	
Anza Desert—	
Construction of 2 residences, 4 garage units, 2 combination buildings, 4 comfort stations, and necessary water supply, sewage, and electric power installations-----	\$41,900 00
Armstrong Grove—	
Moving 1 house and construction of 1 residence, 2 garage units, 1 combination building, 1 comfort station, 1 service area, 80 picnic units, 10 camping units with water supply, sewage, and electric power installations-----	28,400 00
Big Basin Redwoods—	
Construction of 4 residences, 8 garage units, 4 combination buildings, 6 comfort stations, 1 bridge, fences, service area, grading and landscaping, roads and parking, 80 picnic units, water supply, sewage, and electric power installations-----	144,900 00
Big Sur Redwoods—	
Construction of 3 residences, 6 garage units, 2 combination buildings, 4 comfort stations, 1 dormitory, 1 service area, 1 bridge, 1 incinerator, roads and parking, 100 picnic units, water supply, sewage, electric power installations-----	113,500 00
D. L. Bliss—	
Construction of 2 residences, 4 garage units, 1 office and contact station, 10 camping units, water supply, and electric power installations-----	33,100 00

<i>State Park Fund</i>	<i>Amount</i>
Construction, Improvements, and Equipment—Continued	
Burlington Campground—	
Construction of 6 residences, 12 garage units, 1 comfort station, 1 office and contact station, 1 incinerator, 1 service area, grading and landscaping, water supply, and sewage-----	98,200 00
Calaveras Big Trees—	
2 residences, 4 garage units, 1 winter sports area, 1 incinerator, water supply, and electric power installations-----	30,500 00
Castle Crags—	
2 comfort stations, Historic building restoration, concession building, recreation building, fences, 1 incinerator, roads and parking, 120 picnic units, 20 camping units, water supply, and electric power installations -----	31,100 00
Cuyamaca Rancho—	
Construction of 2 residences, 4 garage units, 2 combination buildings, 2 comfort stations, 1 museum building, 1 fire suppression building, 1 service area, 80 picnic units, water supply, sewage, and electric power installations-----	78,800 00
Donner Monument—	
Concession and museum building, roads and parking, 25 camping units and water supply installations-----	49,700 00
Fort Ross Historic Monument—	
Historic building restoration-----	8,000 00
Fremont Peak State Park—	
20 camping units-----	2,000 00
Gold Discovery Site—	
1 residence, 2 garage units, 1 comfort station, museum and recreational building, grading and landscaping, and water supply installations -----	49,600 00
La Purisima—	
Construction of 1 residence, 2 garage units, 2 comfort stations, roads and parking-----	18,000 00
McArthur-Burney Falls—	
Construction of 1 residence, 6 garage units, 1 combination building, 1 office and contact station, 1 bridge, grading and landscaping, 80 picnic units, 15 camping units, and electric power installations-----	29,700 00
Monterey Structures—	
Old Custom House, First Theatre, House of Gold, Stevenson House, Serra Monument: Construction of 2 residences, 4 garage units, 1 comfort station, historical building, restoration, service area--	52,300 00
Morro Bay—	
3 residences, 6 garage units, 1 service area, 10 camping units, water supply, sewage, and electric power installations-----	46,100 00
Mount Diablo—	
Construction of 3 residences, 6 garage units, 5 comfort stations, 1 museum building, 120 picnic units, water supply, and electric power installations -----	70,000 00
Mount San Jacinto—	
1 residence, 2 garage buildings, 1 recreational building, roads and parking, and 15 camping units, and fences-----	35,700 00
Mount Tamalpais—	
Construction of 1 residence, 2 garage units, 2 comfort stations, roads and parking, 80 picnic units, 35 camping units, water supply and electric power installations-----	29,800 00
Palomar Mountain—	
Construction of 1 residence, 2 garage units, 1 combination building, 2 comfort stations, 1 ornamental gate, fences, 1 incinerator, roads and parking, 30 camping units, sewage, and electric power installations -----	50,400 00
Patrick's Point—	
Construction of 2 residences, 1 office and contact station, fences, 40 picnic units, 20 camping units, water supply, and sewage installations -----	32,500 00

<i>State Park Fund</i>	<i>Amount</i>
Construction, Improvements, and Equipment—Continued	
Pio Pico—	
Construction of 1 residence, 2 garage units, grading and landscaping, roads and parking, and sewage disposal installations-----	16,700 00
Point Lobos—	
Construction of 1 residence, 2 garage units, 1 service area, roads and parking -----	14,500 00
Portola State Park—	
Construction of 2 residences, 6 garage units, 2 combination buildings, 6 comfort stations, 1 dance floor, 1 ornamental gate, 1 incinerator, 1 swimming pool, grading and landscaping, roads and parking, 200 picnic units, 35 camping units, water supply, sewage and electric power installations-----	114,000 00
Prairie Creek Redwoods—	
Construction of 2 residences, 5 garage units, 1 combination building, 1 comfort station, 1 office and contact station, 1 concession building, 1 service area, fences, roads and parking, 50 camping units, water supply, sewage and electric power installations-----	81,250 00
Richardson Grove—	
Construction of 4 residences, 8 garage units, 3 combination buildings, 1 office and contact station, 1 dormitory, 1 museum, 1 incinerator, roads and parking, 35 camping units, and sewage disposal installations -----	103,100 00
San Juan Bautista—	
Construction of 1 residence, 2 garage buildings, 1 comfort station, historical building restoration, grading and landscaping-----	55,900 00
Shasta, Old—	
Historical building restoration -----	13,000 00
Sonoma Mission—	
Construction of 1 residence, 2 garage units, historical building restoration -----	16,500 00
Stephens Grove—	
Construction of 1 residence, 20 camping units, with water supply -----	16,600 00
Tahoe Campground—	
Construction of 1 residence, 2 garage units, grading and landscaping, 10 camping units, water supply, and electric power installations -----	16,000 00
Vallejo Home—	
Construction of 1 residence, 1 service area, roads and parking, sewage disposal installations -----	16,600 00
Van Duzen Redwoods—	
Construction of 2 residences, 4 garage units, 1 combination building, 2 comfort stations, 1 office and contact building, 1 incinerator, 1 service area, 35 camping units, water supply, sewage, and electric power installations-----	56,300 00
Will Rogers—	
Construction of 2 residences, 4 garage units, historical building restoration, roads and parking, sewage disposal, and electric power installations -----	47,800 00
Williams Grove—	
Construction of roads and parking, 20 camping units, and sewage disposal installations -----	9,800 00
Total From Park Fund-----	<u>\$1,674,750 00</u>

**CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS**

Assembly Bill No. 53—An act to amend Section 9552 of the Business and Professions Code, relating to owners and managers of clothes cleaning establishments, of cleaning and dyeing shops, and spotting, sponging

and pressing establishments, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Boyd, Brown, Burke, Burkhalter, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—64.

NOES—None

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

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Boyd, Brown, Burke, Burkhalter, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 43—An act to amend Section 5 of an act entitled "An act relating to the determination of the wartime population of cities or cities and counties for purposes of allocation of moneys from the State Highway Fund and from the Motor Vehicle License Fee Fund for expenditures therein, and declaring the urgency thereof," approved May 18, 1943, relating to the time said act remains in effect, 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—Anderson, Beal, Beck, Bennett, Boyd, Brown, Burke, Burkhalter, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gannon, Geddes, Guthrie, Hawkins, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Maloney, Massion, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thorp, Thurman, Waters, Watson, Weber, and Mr. Speaker—61.

NOES—Armstrong, Heisinger, Lowrey, and Werdel—4.

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

AYES—Anderson, Beal, Beck, Bennett, Boyd, Brown, Burke, Burkhalter, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gannon, Geddes, Guthrie, Hawkins, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Maloney, Massion, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thorp, Thurman, Waters, Watson, Weber, and Mr. Speaker—61.

NOES—Armstrong, Heisinger, Lowrey, and Werdel—4.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 52.

Assembly Bill No. 56.

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 4

Assembly Joint Resolution No. 4—Relative to memorializing Congress to allocate housing appropriations upon the basis of need and of present population.

Resolution read.

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

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

NOES—None.

Resolution ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 4—An act to add Section 1.5 to Chapter 873 of the Statutes of 1929, being an act, approved June 19, 1929 and entitled "An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the General Government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor; and the manner of payment thereof, and to repeal an act entitled 'An act to authorize, empower, and direct the Governor of the State of California to employ counsel, agents, and attorneys for the purpose of prosecuting, collecting and recovering the claims of the State of California against the United States of America, to prescribe the terms and conditions of the employment, the rate of compensation therefor, and the manner of payment thereof,' approved March 23, 1907, and also repealing an act entitled 'Concerning the war debt of this State, and providing for the redemption thereof,' approved April 19, 1856." relating to the authority of the Governor to contract for the recovery of claims of the State against the United States arising out of the Civil, Spanish, Indian and other wars, declaring the urgency thereof, and take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—76.

NOES—None.

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

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—76.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 27—An act to add Section 2206 to the Health and Safety Code, relating to mosquito abatement districts, and 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—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None

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

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 49—An act making an appropriation to the Department of Finance for the acquisition of real property, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Mid-dough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

NOES—None.

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

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Mid-dough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 50—An act making an appropriation to the California Youth Authority for the acquisition of real property, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Mid-dough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—73.

NOES—None.

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

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Mid-dough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 56—An act to amend Section 13204.1 of the Education Code, relating to certificated employees of 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—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

NOES—None.

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

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 5

Assembly Joint Resolution No. 5—Relative to the modification of the application of price controls to retailers in the sale of lumber.

Resolution read.

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

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

NOES—None.

Resolution ordered transmitted to the Senate.

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

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

Assembly Bill No. 100: By Messrs. Burns, Emlay, Rosenthal, Thomas, Maloney, Call, Gaffney, Berry, Brady, Debs, Field, Geddes, Haggerty, Kraft, Mrs. Niehouse, Messrs. Stream, and Thorp—An act making an additional appropriation for support of the Department of Motor Vehicles for the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 101: By Messrs. Burns, Emlay, Rosenthal, Thomas, Maloney, Call, Gaffney, Berry, Brady, Debs, Field, Geddes, Haggerty, Kraft, Mrs. Niehouse, Messrs. Stream, and Thorp—An act reappropriating the appropriation made by Item 187.2 of the "Budget Act of 1945,"

and making an additional appropriation for support of the Department of Motor Vehicles in the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately.

Referred to Committee on Ways and Means.

RESOLUTIONS

The following resolution was offered:

By Mr. Rosenthal:

House Resolution No. 47

Relative to the passing of Judge Harry A. Hollzer

With sincere regret the Members of the Assembly have learned of the passing in Los Angeles on January 15, 1946, of the Honorable Harry A. Hollzer, Judge of the United States District Court for the Southern District of California.

His distinguished record as a jurist covered a span of over 20 years, first as a Judge of the Superior Court in and for the County of Los Angeles and thereafter as a member of the Federal Bench, to which he was appointed by President Hoover in 1931.

Nor were his services to the people confined to matters judicial. Throughout the course of his 65 years he devoted himself earnestly to bettering the welfare of his fellow men, taking an active part in community and National philanthropy and serving as President of the Los Angeles Jewish Community Council and Wilshire Boulevard Temple. Raised himself in an orphanage and making his own way in the world, he never lost touch with the common people nor failed them in time of need.

The passing of Judge Hollzer has occasioned widespread tribute to his memory, in which the Assembly of California joins; now, therefore, be it

Resolved by the Assembly of the State of California. That when the Assembly this day adjourns it shall do so in deference and respect to the memory of Judge Harry A. Hollzer; and be it further

Resolved, That the Chief Clerk is directed to transmit copies of this resolution to Mrs. Louise Hollzer, the bereaved widow of Judge Hollzer, to their daughter, Mrs. Oscar Srere, and to their son, Corporal Herbert M. Hollzer of the United States Army.

Request for Unanimous Consent

Mr. Rosenthal asked for, and was granted, unanimous consent to take up House Resolution No. 47, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 2—Relative to requesting the Federal Government to declare as surplus property all building materials held but not needed by the armed forces in California, and to effect the immediate release of such materials for housing construction, providing for preference to veterans in the purchase thereof; And reports that the same has been correctly enrolled, and presented to the Secretary of State on the eighteenth day of January, 1946, at 11 a m.

PELLETIER, Chairman

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

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

Assembly Bill No. 102: By Messrs. Maloney and Gaffney—An act making an appropriation for additional support of the Department of Industrial Relations, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 103: By Messrs. Watson, Erwin, and Knight—An act to add Section 19606 6 to the Education Code, relating to child care centers, and prescribing conditions under which children may be cared for therein.

Referred to Committee on Education.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 69—An act to amend Sections 980 and 985 and to amend and renumber the article heading of the second Article 3 of Chapter 6 of Division 4 of, and to add Sections 831 and 842 to, the Military and Veterans Code, relating to the purchases of farms and homes by veterans of World War I and veterans of World War II, abolishing the Veterans' Farm and Home Building Fund, and facilitating the work of the Veterans' Welfare Board.

Bill read third time.

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

AYES—Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Buins, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

INVITATION TO VISIT COLOMA

Mr. Thurman extended a cordial invitation to the Members of the Assembly and their wives to visit Coloma at 1.30 p.m., next Sunday afternoon, January 20, 1946, as the guests of the Western Mining Council, Inc.

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

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

Assembly Bill No. 104: By Messrs. Thompson and Miller—An act making an appropriation for student housing at the State colleges.

Referred to Committee on Ways and Means.

Assembly Bill No. 105: By Messrs. Clarke, Stephenson, Heisinger, Thorp, Beck, Brown, Burns, Erwin, Gannon, Guthrie, Lowrey, Miller, Stream, Thompson, and Thurman—An act making an appropriation to the Department of Agriculture for construction, maintenance and equipment to provide housing facilities at State border quarantine stations, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 3

Assembly Concurrent Resolution No. 3—Relative to creating a Joint Committee on Pre-School and Primary Training of Children.

Resolution read.

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

AYES—Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED TO ATTEND COMMITTEE MEETINGS

At 11 a.m., Mr. Johnson asked for, and was granted, unanimous consent that the members of the Committee on Education be excused, at this time, for a committee meeting in the Post Office.

At 11.01 a.m., Mrs. Niehouse asked for, and was granted, unanimous consent that the members of the Committee on Social Welfare be excused, at this time, for a committee meeting in the rear of the Assembly Chamber.

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

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

Assembly Bill No. 106: By Mr. McCollister—An act to amend Section 988.3 of the Military and Veterans Code, relating to funds of the Veterans Welfare Board.

Referred to Committee on Ways and Means.

Assembly Bill No. 107: By Messrs. Thompson, Stephenson, Burkhalter, Geddes, Anderson, Armstrong, Berry, Brown, Call, Carey, Clarke, Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dunn, Emlay, Evans, Gaffney, Gannon, Haggerty, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Maloney, Massion, McMillan, Mrs. Niehouse, Messrs. O'Day, Price, Robertson, Stream, Thomas, Thorp, Thurman, and Werdel—An act making an appropriation to the Division of Beaches and Parks for the establishment and development of riders' and hikers' trails, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT TO PRINT ADDITIONAL COPIES OF ASSEMBLY BILL NO. 12

Mr. Hawkins asked for, and was granted, unanimous consent that 500 additional copies of Assembly Bill No. 12 be ordered printed.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

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

Assembly Bill No. 6

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and re-refer to Committee on Ways and Means.

JOHNSON, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 6—An act making an appropriation for the support of child care centers, and 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 Education:

Amendment No. 1

On page 1, line 11, of the printed bill, after "Code", and before the period, insert "and to the governing authorities of State educational institutions maintaining child care centers".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

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

Assembly Bill No. 7

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

JOHNSON, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 7—An act to amend Sections 19601, 19608, 19613, and 19616 of, and to add Sections 19613.5 to, the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

RESOLUTIONS

The following resolution was offered:

By Mr. Thompson:

House Resolution No. 48

Relative to extending felicitations to Mr. and Mrs. Raup Miller

WHEREAS, It has come to the attention of the Members of the Assembly that January 16, 1946, was a day of joy and festivity for our colleague from Palo Alto, despite the rigors of a special session; and

WHEREAS, Said day marked the Twentieth Wedding Anniversary of Assemblyman Raup Miller and his charming wife Florence Stinson Miller, reminiscent of their many years of connubial bliss and anticipatory of many more to come; and

WHEREAS, When a young man of tender years Raup Miller early gave evidence of good taste and sound judgment by coming West from Pennsylvania, by choosing the University of California as his alma mater, by marrying a native daughter of Berkeley, and by becoming an adopted son of the finest State in the Union; and

WHEREAS, Though an insurance broker by profession, he is also the author of a volume of poetry with the elusive title *Silhouettes in Blue*; and

WHEREAS, As a Member of this Assembly since 1943, he has rendered able service as a Legislator and won many lasting friends among his colleagues who wish him well; now, therefore, be it

Resolved by the Assembly of the State of California, That we, the members, extend our hearty felicitations to Assemblyman and Mrs. Raup Miller upon the occasion of their Twentieth Wedding Day, wishing them continued joy and happiness for many years to come; and be it further

Resolved, That the Chief Clerk is directed to convey to the Raup Millers this expression of felicitation.

Request for Unanimous Consent

Mr. Thompson asked for, and was granted, unanimous consent to take up House Resolution No. 48, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

INVITATION TO A RECEPTION

Mr. Berry extended a cordial invitation to the Members of the Assembly and their wives to a reception in San Francisco, on Saturday evening, January 19, 1946, from 8 p.m. to 10 p.m., to be held in the Forrester Building at 170 Valencia Street, as guests of the 23d Assembly District Democratic Club.

MOTION TO SET SPECIAL ORDER

Mr. Johnson moved that Assembly Bill No. 7 be made a special order of business for Tuesday, January 22, 1946, at 10.30 a.m.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—73.

NOES—None.

MOTION TO SET SPECIAL ORDER

Mr. Hawkins moved that Assembly Bill No. 32 be made a special order of business for Tuesday, January 22, 1946, at 10.31 a.m.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—73.

NOES—None.

REPORTS OF STANDING COMMITTEES**Committee on Social Welfare**

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

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

Assembly Bill No. 32

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

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 32—An act to amend Sections 19601 and 19613 and to repeal Section 19616 of the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Social Welfare**

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

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

Assembly Bill No. 33

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend: Do pass as amended, and re-refer to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 33—An act making an appropriation for child care centers and 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 Social Welfare:

Amendment No. 1

On page 1, line 9, of the printed bill, after "Code", and before the comma, insert "and child care centers maintained by State educational institutions".

Amendment No. 2

On page 1, line 12, of said bill, after "district", insert "or the governing authority of the State educational institution".

Amendment No. 3

On page 1, line 20, of said bill, after "districts", insert "and State educational institutions".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

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

The following resolution was offered :

Assembly Concurrent Resolution No. 11: By Mr. Middough—Relative to the acquisition of State parks pursuant to Chapter 1422 of the Statutes of 1945.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

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

Assembly Bill No. 88

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

KRAFT, Chairman

Above reported bill re-referred to Committee on Ways and Means.

RE-REFERENCE OF ASSEMBLY BILLS NOS. 28 AND 52

Mr. King moved that Assembly Bill No. 28 be withdrawn from file, and re-referred to the Committee on Ways and Means.

Motion carried.

Mr. Maloney moved that Assembly Bill No. 52 be withdrawn from file, and re-referred to the Committee on Ways and Means.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 92

Mr. Debs moved that Assembly Bill No. 92 be withdrawn from the Committee on Education, and re-referred to the Committee on Ways and Means.

Motion carried.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon adjournment—

Civil Service and State Personnel.

Revenue and Taxation.

Fish and Game.

Public Health.

At 11.30 a.m.—

Rules.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO, January 18, 1946

The Secretary of State has this day chaptered and filed the following resolution:
Assembly Joint Resolution No. 2, Chapter 14.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Werdel, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Norma Frances Cohn of Bakersfield.

On request of Mr. Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblyman William Pool, and Jack Coffman, City Councilman, both of Bell.

On request of Mr. Middough, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Hugh C. McDonald of Long Beach.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Captain Mary Turner, A.A.F.; Mr. and Mrs. Roger Toannig, Roger, Jr. and Anna Toannig of Haines, Oregon.

On request of Mr. Kilpatrick, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Mary Alpaugh of Los Angeles.

On request of Mr. King, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Alice Berg and the following honor pupils of the Yuba City High School: Edward Perry, Donna Swirtson, Betty Ann Klamt, Elizabeth Fogarty, Joyce Coats, Harriet Fogarty, Robert Smith, Alice Orecchia, Amelia Schreiner, Gerald Hartie, Jack Ozalli, Robert Shogren, John March, Carolyn Currier, Charlene Burnham, Ida Noreen, Phyllis Noreen, Christine Schmidt, Helen Ulmer, John Mark, Raymond Helsem, Everett Currier, Judith Anderson, Shiplie Seagren, Marilyn Willhelm, Dorothy Hooper, Joe Matthews, Aubrey Harris, and Bill Hayter.

ADJOURNMENT

At 11.23 a.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 11 a.m., Monday, January 21, 1946, out of respect to the memory of the late Judge Harry A. Hollzer of Los Angeles.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

ELEVENTH LEGISLATIVE DAY
FIFTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, January 21, 1946

The Assembly met at 11 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Helsing, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McColister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallsch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps :

Infinite God

May we pause in this moment to realize that we need to be scared to death by the discovery of atomic energy.

Let us realize how the most brilliant and sane, the scientific minds, who understand its nature are now alarmed and appalled at the menace which they set loose in the world; and only the ignorant and the unthinking pay no heed to the most terrifying discovery ever made.

Let us see that the secret of atomic power will soon be widespread and accessible to every corner of the globe, and that groups we know not now will be able to employ its stupendous energies for good or ill.

May we now realize that it is one of our tasks to fill the minds of people with a real fear of the atomic weapons, which can turn this green and fruitful earth into a smouldering cinder.

Let us see the urgency of keeping the peril before people so they will no longer drift along in blissful indifference, but arise and labor for Universal Brotherhood, silence suspicion, and spread goodwill toward all nations.

Let us become the spokesmen of a system of control of atomic forces, so that our bright world will not become a desert, but a garden of the Lord.—Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day because of legislative business elsewhere:

- Mr. Rosenthal, by unanimous consent.
- Mr. Denny, by unanimous consent.
- Mr. Thurman, on motion of Mr. Leonard.
- Mr. Johnson, on motion of Mr. Dickey.

The following members were granted leaves of absence for the day, because of personal business elsewhere, and desired to waive their per diem:

- Mr. Davis, on motion of Mr. Boyd.
- Mr. Guthrie, on motion of Mr. Beck.
- Mr. Sheridan, on motion of Mr. Dickey.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and on motion of Mr. Watson, seconded by Mr. Sam L. Collins, ordered printed in the Journal:

SEAL BEACH, CALIFORNIA, January 18, 1946

Mr. Arthur A. Ohnimus
California Legislature Assembly, Sacramento, California.

DEAR MR. OHNIMUS: I am in receipt of copy of Assembly Concurrent Resolution No. 1, relative to the passing of Mr. Stanton, and am deeply touched by the sentiments expressed therein. Please convey my appreciation and thanks to all concerned.

Thanking you again, I am,
Sincerely yours,

GRACE C. STANTON

By Speaker Lyon, addressed to Governor Earl Warren:

A communication from the San Antonio Community Hospital, relative to recommendations of Ways and Means to reduce traffic fatalities, was received, and ordered filed with the Secretary of State, and the attached resolution ordered printed in the Journal:

(COPY)

RESOLUTION ADOPTED BY THE SAFETY MEETING OF THE MEDICAL STAFF OF THE SAN ANTONIO COMMUNITY HOSPITAL, LAW ENFORCEMENT OFFICIALS TOWNSHIP AND COMMUNITY OFFICIALS AND REPRESENTATIVES OF THE PRESS, ON JANUARY 15, 1946, AT UPLAND, CALIFORNIA

WHEREAS, The traffic accidents and the deaths resulting therefrom, have become a little less than slaughter since V-J Day; and

WHEREAS, These highway accidents are increasing monthly rather than decreasing; and

WHEREAS, Because a wanton disregard for safety on our highways is becoming more and more prevalent and a continuance of such disregard for safety will maim and kill hundreds of thousands of our population; now, therefore, be it

Resolved, That the following be provided without delay.

1. More Traffic officers and greater frequency of patrol.
2. Driver educational program and
 - a. Educational program in our junior and senior high schools, with "behind the wheel" actual instruction.
 - b. Prerequisite training and certification before issuance of driver's license.
 - c. Physician's approval of ability of driver with physical disability.

3. All drivers involved in accidents to be re-examined within 30 days or driver's license revoked.

a. Immediate revocation of licenses of all drivers involved in accidents resulting in personal injury or death, pending re-examination.

b. Drivers apprehended operating a motor vehicle without a license to be incarcerated in county jail for a term of not less than 90 days, and during such incarceration, at the discretion of the Department of Motor Vehicles, perform such duties in the general program to enhance the safety of our highways.

4. Heavier and uniform fines and sentences along with impounding of cars on all violations of drunken driving and/or reckless driving and/or driving without due caution or any wanton disregard of safety on the highway.

5. Improved engineering on all main highways to be at least four lane divided highways.

a. Immediate survey of dangerous intersections and removal of all obstructions impairing visibility.

b. More frequent location checks on mechanical equipment and driving ability by all traffic officers.

c. Adequate flood lighting of intersections, particularly those used by pedestrians and all main intersections.

Concluding, we implore, pray and, as citizens concerned with the general public welfare, demand immediate action. Such action is imperative.

Respectfully submitted.

(Signed)

A. A. Aita, Chairman
Superintendent, San Antonio
Community Hospital

(Signed)

Eugene L. Mueller, Chief of
Police, Upland, California

(Signed)

Frank A. Freeman, Captain,
California Highway Patrol

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 108: By Mr. Crichton—An act to amend Section 3 of an act entitled "An act authorizing any county in the State of California to aid any city operating under a freeholders' charter, or otherwise, in the State of California, in the acquisition of real or personal property for the purpose of constructing and completing improvements thereon necessary and convenient to the maintenance of airports, the flying and landing of aircraft and the maintenance of same, to take effect immediately," approved May 13, 1941, relating to publicly owned airports, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Assembly Joint Resolution No. 9: By Mr. Middough—Relative to the disposal of uncompleted United States Warships.

Referred to Committee on Rules.

Assembly Joint Resolution No. 10: By Mr. Middough—Relative to a proposed conference for the prevention of juvenile delinquency.

Referred to Committee on Crime and Correction.

RESOLUTIONS

The following resolution was offered:

By Mr. Armstrong:

House Resolution No. 49

Relative to requesting the Governor to supplement the Proclamation convening this extraordinary session to include the subject of mediation of labor disputes

WHEREAS, The reconversion of industry from a wartime to a peacetime basis is a matter of the utmost importance to the State and to the Nation; and

WHEREAS, This reconversion must be accomplished rapidly and in a sound and orderly manner or drastic conditions of devastating consequence are likely to ensue; and

WHEREAS, The maintenance of industrial peace and the minimizing of the number and magnitude of labor disputes are essential to the speedy reconversion of industry to a peacetime economy; and

WHEREAS, The settling of disputes between labor and management by strikes and lockouts is wasteful of manpower and machine power and results in a direct financial loss to all parties concerned; and

WHEREAS, The settlement of labor disputes pursuant to a properly devised system of mediation and arbitration would eliminate the economic waste, loss of production, and direct financial loss incident to work stoppages caused by strikes and lockouts; and

WHEREAS, The laws of this State relating to mediation of labor disputes are of little or no value in preventing industrial strife and need to be revised so as to provide a fair and effective method of mediation and arbitration; now, therefore, be it

Resolved, by the Assembly of the State of California, That the Honorable Earl Warren, Governor of California, is hereby respectfully requested to supplement the Proclamation whereby he convened the Legislature in this extraordinary session, by including among the subjects upon which the Legislature may act at this session the subject of mediation and arbitration of labor disputes; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Honorable Earl Warren, Governor of California.

Resolution read, and referred to Committee on Rules.

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

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

Assembly Joint Resolution No. 11: By Messrs. Thomas, Berry, Emlay, and Leonard—Relative to the establishment of foreign trade zones in California.

Referred to Committee on Transportation and Commerce.

Assembly Concurrent Resolution No. 12: By Messrs. Allen, Geddes, and Stewart—Relative to adjournment sine die of the Fifty-sixth (First Extraordinary) Session of the Legislature of the State of California.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 6

Assembly Bill No. 33

Assembly Bill No. 7

Assembly Bill No. 86

Assembly Bill No. 32

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

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

Senate Concurrent Resolution No. 8

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

SAM L. COLLINS, Chairman

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 8 BY UNANIMOUS CONSENT

Senate Concurrent Resolution No. 8—Relative to the creation of a Joint Special Committee on Federal Tideland Legislation.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 2, paragraph 6, line 39, of the printed measure, after "of", strike out "three", and insert "six"; and after "dollars" and "(\$", strike out "3", and insert "6".

Amendment read and adopted.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 8, at this time, without reference to reprint or file.

Consideration of Senate Concurrent Resolution No. 8, as Amended

Senate Concurrent Resolution No. 8—Relative to the creation of a Joint Special Committee on Federal Tideland Legislation.

Resolution read, as amended.

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

AYES—Allen, Anderson, Armstrong, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McMillan, Mid-dough, Miller, Niehouse, O'Day, Pelletier, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—59.

NOES—Beck—1.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE EXCUSED FOR COMMITTEE MEETING

At 11.18 a.m., Mr. Watson asked for, and was granted, unanimous consent that the members of the Committee on Fish and Game be excused, at this time, for the purpose of holding a meeting in the Post Office.

REPORTS OF STANDING COMMITTEES**Committee on Civil Service and State Personnel**

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 54

Assembly Bill No. 82

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

STEPHENSON, Vice Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 54—An act to add Section 19402 to the Government Code, relating to leaves of absence of veterans in the State civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 82—An act to add Article 5, comprising Sections 20920 to 20922, inclusive, to Chapter 7 of Part 3 of Division 5 of Title 2

of the Government Code, relating to the State Employees' Retirement System, providing for crediting service in the United States Employment Service as State service to certain members and under certain conditions specified therein, and providing for contributions by members and by the State in respect to such service.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred: Assembly Bill No. 85
Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass, as amended.

FOURT, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 85—An act to add Sections 2620, 2705.1, 4103.5, 4149.3 and 4220.5 to the Revenue and Taxation Code, relating to penalties for delinquent taxes of persons in the armed forces of the United States, 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 Revenue and Taxation:

Amendment No. 1

On page 1, line 11, of the printed bill, after "service", insert "under conditions other than dishonorable,".

Amendment No. 2

On page 2, line 6, of said bill, after "service", insert "under conditions other than dishonorable,".

Amendment No. 3

On page 2, line 23, of said bill, after "service", insert "under conditions other than dishonorable,".

Amendment No. 4

On page 2, line 39, of said bill, after "service", insert "under conditions other than dishonorable,".

Amendment No. 5

On page 3, line 4, of said bill, after "service", insert "under conditions other than dishonorable,".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:
Assembly Concurrent Resolution No. 11
Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 11

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Middough asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 11, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 11

Assembly Concurrent Resolution No. 11—Relative to the acquisition of State parks pursuant to Chapter 1422 of the Statutes of 1945.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Maloney, Masson, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

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

Senate Joint Resolution No. 2

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

SAM L. COLLINS, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 2, at this time, without reference to file.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 2

Senate Joint Resolution No. 2—Relative to memorializing the President and Congress of the United States to declare as surplus all unnecessary building materials held by the armed forces and to provide preference rights to veterans in sales of such materials.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Bennett, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, Masson, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price,

Robertson, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Resolution ordered transmitted to the Senate.

**NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION
NO. 26 FROM COMMITTEE**

Mr. Burkhalter gave notice that on the second legislative day he would move to withdraw House Resolution No. 26 from the Committee on Rules, and have it placed upon the file.

REQUEST FOR UNANIMOUS CONSENT

Mr. Maloney asked for, and was granted, unanimous consent that an illuminated copy of House Resolution No. 203, adopted in 1945, be ordered printed, and that the Chief Clerk be instructed to send it to Mrs. Teresa A. McShane.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. McCollister, Emlay, and Fourt as a Select Committee to escort to the rostrum, Mr. Johnny Walker, the organizer of "The Yardbirds" at Fort MacArthur, whose show, "Hey! Rookie!", netted half a million dollars for a fund for Soldiers.

RECESS

At 11.55 a. m., by unanimous consent, the Assembly recessed until 12.06 p. m. to hear Mr. Johnny Walker who organized "The Yardbirds" at Fort MacArthur.

REASSEMBLED

At 12.06 p. m., the Assembly reconvened.
Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

**REQUEST FOR UNANIMOUS CONSENT THAT REMARKS BE
ORDERED PRINTED IN JOURNAL**

Mr. Werdel asked for, and was granted, unanimous consent that the following remarks by Speaker Lyon, made in introduction of Mr. Johnny Walker, and the following remarks by Mr. Walker be ordered printed in the Journal:

Remarks by Speaker Lyon

The Assembly this morning has as its guest Johnny Walker, who created the "Original Yardbirds" of Fort MacArthur, which organization built up the morale of the men and brought about a better understanding of the various branches of the armed forces.

The "Hey Rookie" show produced by Walker and his Yardbirds, netted \$351,000 for the recreation fund of Fort MacArthur without the aid of one dollar of the taxpayers money. This fund was spent for swimming pools, bowling alleys, and a gymnasium at Fort MacArthur.

The "Hey Rookie" unit covered 120,000 miles overseas, the record of which is best summed up in the following words of General Dwight D. Eisenhower:

It is a great show. Don't take my sole judgment, but your reputation has preceded you here. Since the beginning of the war, this is the first show I've taken time to see. Your reputation caused me to come.

You are entertaining Soldiers, you are not fighting with machine guns, but your job is just as important. All officers admire men who do their job well.

I brought General Patton along with me tonight to see the show. You know, of course, he has some troops in Sicily. He's going to see what he can do to get you boys over there.

As long as you are doing your job well—and you are doing it extremely well—you will be rendering a service and a great one to your fellow Soldiers and your Country.

Remarks by Johnny Walker

It was in 1941 that I watched the first 18 to 20,000 men report to the Induction Center at Fort MacArthur and the building up of our civilian army. These boys entered the service in a complete state of confusion. Many of them, for the first time, became subjects to a discipline of higher authority. It was not easy for them to take, but the undercurrent of the main objective was really the dominant factor in keeping these boys from cracking. Their morale quickly went down to a very low point and caused considerable concern to the higher-ups, their facilities being very limited in the way of recreation and diversion from the drab routine of military life.

It was at that time the original Yardbird Organization was conceived and brought into being. Its primary purpose and objective was to bring about entertainment and diversion of, for, and by the Soldiers themselves, and to bring about a better understanding between the various branches of the armed forces and the civilian population.

From an humble beginning this organization was allowed to grow—both in personnel and scope of its activities, until they found themselves presenting an inside picture of the Army to the civilian population at the Belasco Theater in Los Angeles where, after a run of eight and one-half months under the name of "Hey Rookie" they had not only played to thousands of people, but had turned over to the Athletic and Recreation Fund close to a half million dollars.

As nothing succeeds like success, they were destined to be set up and become the first regular Army unit of entertainment to be sent overseas as a complete self-sufficient unit by orders of the War Department to tour the theaters of operations.

During their tour of approximately 120,000 miles from Casablanca to the end of the famous Lido Road in the jungles of Burma, they had an opportunity to get a cross-section viewpoint of the men serving in all branches of the service.

They found that these men overseas were living in the past and the future, the existing conditions at the time being more or less of a nightmare.

They have now watched hundreds of thousands of these men come back to America and find that the Country has been completely taken over by emergency bureaus and complete regimentation reigning in our civilian lives. They have watched these members of the armed forces change from military to civilian life and find that their dollar has not been able to purchase anything of comparable value that it did before they went away.

They have run into all phases of the housing shortage only to find that in each case it was a question of working their own salvation while thousands of feet of lumber and materials are still being shipped overseas for the purpose of higher prices.

They have watched management and labor enter into their troubles since reconversion started while they sit right in the middle with no jobs, no place to live, and no income with which to carry on. We note that 100,738 veterans of World War II are drawing weekly Unemployment Insurance in the State of California alone.

This, Gentlemen, is not what they wanted to come home to, but they have to accept it while the bureaus argue whose policy will be accepted. Now they ask the following questions: 1. How did we get to be this kind of a Country? 2. How were we able to produce and ship all the materials and equipment that we did to the various countries all over the world during the war? Was it not a cost plus basis on goods made to specifications? What other system, Gentlemen, can be used in a free democratic America?

The Yardbirds had a membership of between five and six thousand in the armed forces and it is at their suggestion that we are incorporating the "Yardbird Veteran Political Association." This is not a veterans service organization, but a voice through which these men who slept in the mud, fought through the fire, flame and bullets, fear and disaster, can make their thoughts articulate in reference to what they thought they were fighting for.

Gentlemen, after the last war, you and I saw the returned men selling apples, and it is my humble opinion that if the present conditions continue, there will be no apples to sell.

WHEN IS THE EMERGENCY GOING TO BE LIFTED, and WHEN ARE THEY GOING TO GIVE THE GOVERNMENT BACK TO THE PEOPLE?

PURPOSES FOR WHICH THE YARDBIRD VETERANS POLITICAL ASSOCIATION IS FORMED

1. To take such political action as will preclude the confiscation or the limitation and use of those things which we own, and the political rights we possess under the Constitution of the United States.
2. To oppose the continuance of "emergency bureaus" and the creation of new ones or the re-shuffling of those already established, which, under the guise of giving us something for nothing, regiment our private lives.

3. To oppose all Government interventions into our economic order which diminish and prostitute the quality and durability of consumer goods and services to the point wherein the value thereof is deflated and decreased, with the natural result of inflation.
4. To oppose all Government controls which, through impractical unworkable rules and red tape, discourage decent capital from entering into business and encourage those on the fringes of decency to take over.
5. To wage a militant crusade against all Government administration policies that create a condition of shortages, including housing, textiles, wearables, food, transportation, marketing facilities, and such others as waste our time in standing in lines in order to obtain the necessaries of every-day living.
6. To oppose the continuance of all Government functions that tend or trend toward government by men and not by laws.
7. To oppose the continuance of the present system that gives lawmaking power to any administrative agency or official which or who is not directly answerable to the voters.
8. To wage a crusade against all laws, rules and orders which are contrary to the natural laws of our autonomous economic order which in their application are impossible to obey; and thus entrap and ensnare into a web of violations those to whom they are applied.
9. We are organized to enforce peace at home and abroad on all invaders of those rights for which we slept in the mud and fought through fire, flame and bullets, fear and disaster, and have come home to work.
10. We are organized to oppose any of the variations of involuntary servitude, including being forced by law, contract, or coercion to join any organization, association, or society in order to provide us with a livelihood.
11. We are organized to take such steps as are lawful and necessary to perpetuate a representative Government as provided for in the Constitution of the United States, and to preserve and restore the substance as well as the form of our republic.
12. We stand firm on the principle that our Government is designed to produce for each and all: EQUALITY OF LIBERTY, not equality of restraint and servitude.
13. We stand firm, and will be guided by the proposition that the economic system that made possible the production of munitions for ourselves and our Allies is superior to any "Marxian Ism."
14. We are opposed to Nazism, Fascism, Communism or any other Marxian economic structures of government for the United States.
15. We are opposed to the perpetuation of dictatorship under the guise of beneficence, by whomsoever or whatsoever, within or without the Government.
16. To the end that the interest and principle may be paid in full on victory and war bonds: We stand firm for the disbanding of the multitudes of Federal payrollers; and after the said disbanding, we pledge ourselves to aid them in the securing of gainful employments in industries that produce prewar quality necessaries of life of which there is a dire National and world-wide need.
17. We are, in truth and in fact, nonsectarian; and, consequently, are opposed to those agencies, Governmental and otherwise, which, under the guise of munificence and the protection of the rights of minorities, build up and create class consciousness detrimental to the National morale and welfare.

REPORTS OF STANDING COMMITTEES

Committee on Live Stock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1946

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred: Assembly Bill No. 13
Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

THORP, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

MR. SPEAKER: Your Committee on Fish and Game, to which was referred: Senate Concurrent Resolution No. 9
Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

WATSON, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Watson asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 9, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 9

Senate Concurrent Resolution No. 9—Relative to hunting in State parks.

Resolution read.

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

AYES—Allen, Armstrong, Beal, Bennett, Berry, Boyd, Brady, Brown, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Sawallsch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

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

Assembly Joint Resolution No. 7

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

SAM L. COLLINS, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 7

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Burkhalter asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 7, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 7

Assembly Joint Resolution No. 7—Relative to memorializing Congress to provide a wage readjustment for Postal Service employees.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallsch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—67.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1946

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

House Resolution No. 45

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

SAM L. COLLINS, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Fournier asked for, and was granted, unanimous consent to take up House Resolution No. 45, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 45

House Resolution No. 45

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to purchase eighty-one (81) sets of the 1945 Edition of the Larnac Index, at twelve dollars and fifty cents (\$12.50) plus sales tax per set; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby directed to deliver one (1) copy of the Larnac Index to each Member of the Assembly, and one (1) copy to the Chief Clerk; and be it further

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant in favor of The Recorder in a sum not to exceed one thousand one hundred dollars (\$1,100), in payment for eighty-one (81) sets of the 1945 Edition of the Larnac Index.

Resolution read.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fournier, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

MOTION TO APPROVE DAILY JOURNALS

Mr. Sam L. Collins, moved that the Assembly Daily Journals for Monday, January 14, 1946; Tuesday, January 15, 1946; Wednesday, January 16, 1946; Thursday, January 17, 1946; and Friday, January 18, 1946; be approved as corrected by the Minute Clerk.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 18, 1946

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

Assembly Bill No. 2

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

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

Above bill ordered to unfinished business file.

WITHDRAWAL OF ASSEMBLY BILL NO. 34 BY UNANIMOUS CONSENT

Mr. Dickey moved that Assembly Bill No. 34 be withdrawn from the Committee on Governmental Efficiency and Economy for purpose of amendment, and that it be re-referred to the Committee on Governmental Efficiency and Economy.

Motion carried unanimously.

CONSIDERATION OF ASSEMBLY BILL NO. 34 BY UNANIMOUS CONSENT

Assembly Bill No. 34—An act to amend Section 4157 of the Political Code, relating to the duties of sheriff.

Bill read second time.

Motion to Amend

Mr. Dickey moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out line 2, and insert "to care and custody of veterans by sheriffs and other county officers."

Amendment No. 2

On page 2, line 9, of said bill, strike out "and, as", and insert "and shall lodge him in the county hospital or other suitable place for mentally disturbed persons. Each county hospital shall admit and care for any such veteran upon the order of the sheriff. As".

Amendment No. 3

On page 2, line 10, of said bill, after "thereafter," insert "the sheriff shall".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

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

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

Assembly Bill No. 109: By Messrs. Maloney and Gaffney—An act to amend Sections 4452, 4453 and 4458 of the Labor Code, and to repeal Section 4460 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 110: By Messrs. Fourt and Waters—An act to provide for financial aid to cities, counties, cities and counties, and redevelopment agencies in carrying out redevelopment plans under the Community Redevelopment Act, and making an appropriation therefor.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 111: By Messrs. Allen and Fourt—An act relating to the rights of veterans to return to public office or employment upon release from the armed services of the United States, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Military Affairs.

Assembly Bill No. 112: By Messrs. Kilpatrick, Hollibaugh, Bennett, and Price—An act making an appropriation for the expenses of Legislative Committees, to take effect immediately.

Referred to Committee on Rules.

Assembly Bill No. 113: By Mr. Wollenberg—An act making an additional appropriation for support of the Department of Motor Vehicles in the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Concurrent Resolution No. 13: By Messrs. Sawallisch, Crichton, and Maloney—Relative to the March of Dimes and urging participation therein.

Request for Unanimous Consent

Mr. Sawallisch asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 13, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 13

Assembly Concurrent Resolution No. 13—Relative to the March of Dimes and urging participation therein.

Resolution read.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C. Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Heisinger, Lyons, Maloney, Kilpatrick, Thomas, and Hawkins:

House Resolution No. 50

Relative to memorializing Congress to take such steps as are necessary for the temporary continuance of price control, providing for its removal gradually when this may be done without danger of inflation and in conformity with supply and demand.

WHEREAS, That the inflationary pressures of war do not end when fighting stops was made clear in World War I, when 43 per cent of the inflation came after the Armistice; and

WHEREAS, With present inflationary pressures far exceeding those which existed during and after World War I, it seems probable that sudden abandonment of price controls at this time would lead to inflation far more serious than that which brought economic tragedy to millions of Americans in 1921; and

WHEREAS, Continued control of prices since V-J Day has thus far held prices reasonably steady, providing a sound basis for business planning, protecting farmers against rises in prices of the things they buy, and protecting the buying power of the income and savings of workers and consumers; and

WHEREAS, Unless Congressional action is taken, all price control will terminate in June of this year; now, therefore, be it

Resolved by the Assembly of the State of California, That Congress is respectfully memorialized to take such steps as may be necessary to continue price control, providing for its removal gradually when this may be done without danger of inflation and in conformity with supply and demand; and be it further

Resolved, That the Chief Clerk is directed to transmit copies of this resolution to the President of the United States, the President pro tempore of the Senate of the United States, the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 18, 1946

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

Senate Concurrent Resolution No. 11

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

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 11—Relative to commending the University of California upon its two-year instructional course in practical agriculture given at Davis, and urging the continuance of such course and the enlargement of its scope.

Referred to Committee on Agriculture.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 18, 1946

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

Senate Bill No. 34

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

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 34—An act to repeal Section 2 of Chapter 1235, Statutes of 1945, relating to the period during which provisions of the Agricultural Code governing disposal of garbage from vessels and aircrafts shall be effective.

Referred to Committee on Agriculture.

RECESS

At 12.29 p.m., on motion of Mr. Sam L. Collins, the Assembly recessed until 4 p.m.

REASSEMBLED

At 4 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 21, 1946

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

Senate Joint Resolution No. 1

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

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 1—Relative to memorializing the President and the Congress of the United States regarding the release from the armed forces of members of the California Highway Patrol.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 21, 1946

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

Senate Bill No. 11
Senate Bill No. 29

Senate Bill No. 31
Senate Bill No. 39

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

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 11—An act to extend the effective date of an act entitled "An act relating to the performance by the Department of Public Works of highway and other cooperative work for the Federal Government, making an appropriation for administrative expenses, declaring the urgency thereof, and providing that this act shall take effect immediately.", approved February 10, 1943, as amended.

Referred to Committee on Conservation and Planning.

Senate Bill No. 29—An act to add Section 4131.5 to, and to amend Section 4300e of, the Political Code, relating to recordation of military discharges and service records and documents of separation from military service.

Referred to Committee on Military Affairs.

Senate Bill No. 31—An act making an appropriation to meet a deficiency in the appropriation contained in Chapter 1208, Statutes of 1941, for construction of a dam and pertinent works to impound the waters of Rector Creek in Napa County, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 39—An act to amend Section 5 of an act entitled "An act relating to the determination of the wartime population of cities or cities and counties for purposes of allocation of moneys from the State Highway Fund and from the Motor Vehicle License Fee Fund for expenditures therein, and declaring the urgency thereof," approved

May 18, 1943, relating to the time said act remains in effect, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 54

Assembly Bill No. 82

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

RESOLUTIONS

The following resolution was offered:

By Mr. Burkhalter, Mrs. Niehouse, and Mr. Kilpatrick:

House Resolution No. 51

Relative to authorizing the Assembly Interim Committee on Charitable Institutions to study the needs for legislation relating to Federal grants-in-aid for hospitals and to provide for a survey of hospital facilities and needs.

WHEREAS, The Legislature has been convened in special session to consider, among other subjects, legislation to accept upon behalf of the State the provisions of any Federal law providing grants-in-aid for hospitals and to provide for a survey of hospital facilities and needs; and

WHEREAS, The Legislature is in need of a factual study and report upon this subject in order that it may enact legislation that is adequate and in the best interests of the State in reference thereto; now, therefore, be it

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

1. The Assembly Committee on Charitable Institutions, which was created by House Resolution No. 69 at the Fifty-sixth Regular Session of this Legislature, is hereby authorized and directed to ascertain, study and analyze all facts relating to the foregoing subject, or incidental thereto, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

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

3. The committee and its members shall have and exercise all of the rights, duties, and powers with reference to the subject of this resolution as are conferred upon the committee pursuant to House Resolution No. 69 of the Fifty-sixth Regular Session.

4. The sum of five thousand dollars (\$5 000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for this special session 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.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

MR. SPEAKER: Your Committee on Social Welfare, 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.

NIEHOUSE, Chairman

Above reported resolution ordered engrossed.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 88

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

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 88—An act to provide for the making of a survey of the hospital and health center facilities and needs of the State and the development of a Program for the Construction of Hospitals, and Health Centers, making an appropriation therefor, and 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 Ways and Means:

Amendment No. 1

On page 2 of the printed bill, between lines 30 and 31, insert "SEC. 5.5. As used in this act "hospital" does not include any institution conducted by or for the adherents of any well-recognized church or religious denomination for the purpose of providing facilities for the care or treatment of the sick who depend upon prayer or spiritual means for healing in the practice of the religion of such church or denomination."

Amendment No. 2

On page 2 of the printed bill, strike out lines 13 and 14, and insert "be performed in".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 62

Assembly Bill No. 95

Assembly Bill No. 63

Assembly Bill No. 106

Assembly Bill No. 64

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

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 62—An act to amend Section 699.5 of the Military and Veterans Code, relating to assistance to veterans, prescribing the powers and duties of the Veterans' Welfare Board in aiding veterans in connection with veterans' rights, privileges, and preferences, and making an appropriation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 63—An act making an appropriation to the Veterans' Welfare Board for the purpose of providing educational assistance for veterans.

Bill read second time, and ordered engrossed.

Assembly Bill No. 64—An act making an appropriation for the construction of a women's unit at the Veterans' Home of California.

Bill read second time, and ordered engrossed.

Assembly Bill No. 95—An act making an appropriation to the Department of Finance for construction, improvements, and equipment, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 106—An act to amend Section 988.3 of the Military and Veterans Code, relating to funds of the Veterans Welfare Board.

Bill read second time, and ordered engrossed.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 86 re-referred to Committee on Conservation and Planning.

Assembly Bills Nos. 6 and 33 re-referred to Committee on Ways and Means.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon recess at noon—

Social Welfare.

At 2 p.m.—

Ways and Means.

At 8 p.m.—

Military Affairs.

Judiciary.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Lyon and Middough, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Champ. C. Butler, U. S. Army.

On request of Mr. Thorp, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Pearl M. Grant of San Francisco.

On request of Mr. Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Roy Field of Huntington Park.

On request of Messrs. Fletcher and Middough, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mayor Herbert E. Lewis and Albert C. S. Ramsey of Long Beach.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to State Treasurer Gus Johnson.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Fred Desch of Sacramento.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Johnny Walker, organizer of the 'Yard Birds,' U. S. Army.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. C. William Queale of Fresno.

On request of Messrs. King and Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Wm. G. Mackenzie of Palo Alto.

On request of the Speaker, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank Fat of Sacramento.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblymen John B. Knight of Los Angeles and Clinton Fulcher of Lookout.

On request of Messrs. Berry and Denny, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John P. Branley of Plumas County.

On request of Mr. McMillan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harry Arnold and his son Al Arnold of Venice.

ADJOURNMENT

At 4.06 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10 a.m., Tuesday, January 22, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

TWELFTH LEGISLATIVE DAY
 SIXTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Tuesday, January 22, 1946

The Assembly met at 10 a.m.

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

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—76.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

God of Lights

In this month, when Benjamin Franklin was born (January 17th), let us look with gratitude to the immense service he rendered our Country.

Let us honor his labors as Ambassador to France in securing French aid to win our struggle to become an independent nation, and his steadying influence in the constitutional era.

Let us behold in him an example of the amazing variety of interests a man can pursue and the discoveries one can make.

Let us honor him for his practical inventions for our comfort—bifocals for the eyes, lightning rods for the houses, and the common stove—and his discovery of the practical uses of electricity.

Let us remember his contribution to education—the circulating library—and his prophecy of aerial transportation.

May we cherish his faith in democracy, and in the future of the Republic, and his religious faith in the Divinity who presides over the destinies of nations.—Amen.

(Benjamin Franklin asked in a deadlock in the Constitutional Convention that they rise and pray to the God of Lights.)

READING OF THE JOURNAL DISPENSED WITH

On motion of Mrs. Niehouse, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Butters, on motion of Mr. Boyd.

The following members were granted leaves of absence for the day because of personal business elsewhere, and desired to waive their per diem:

Mr. Guthrie, on motion of Mr. Lowrey.

Mr. O'Day, on motion of Mr. Berry.

COMMUNICATIONS

By Speaker Lyon:

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

CALIFORNIA FEDERATION OF WOMEN'S CLUBS
LOS ANGELES COUNTY, January 14, 1946

*Assemblyman Charles W. Lyon, Speaker of the House
State Capitol, Sacramento, California*

DEAR ASSEMBLYMAN LYON: The Los Angeles County California Federation of Women's Clubs, numbering 14,000 women, are very much interested in the measure for an appropriation to correct the present deplorable sewer situation.

Our organization, for years, have been preaching the importance of having this condition corrected, and we feel that our Legislature should, and we know will, do all in their power to see that legislation is passed *at this session* to provide the necessary money to construct adequate sewer system. We feel this question should receive immediate consideration.

We urge you to do all in your power to see that important legislation is passed.

Very truly yours,

LOS ANGELES COUNTY
CALIFORNIA FEDERATION OF WOMEN'S CLUBS,
By MRS. GEO. F. TURECHEK, Corresponding Secretary

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

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

Assembly Bill No. 90

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

MCCOLLISTER, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 63

Assembly Bill No. 106

Assembly Bill No. 95

Assembly Joint Resolution No. 8

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

Above reported resolution ordered on file for adoption.

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

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

Assembly Bill No. 87

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

MCCOLLISTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 87—An act to repeal Division 1 and Sections 691, 692, 693, 696, 697, 992, 992.3, 992.4, 1015, 1016, 1017, 1020, 1021, 1028, 1029, 1086, and 1087 of, to add Division 1 to, and to amend Section 1084 of, the Military and Veterans Code, to amend Section 18620 of, and to add Section 18629 to, the Business and Professions Code, providing for the reorganization of the State agencies concerned with veterans and veterans affairs and for matters incidental thereto, including the establishment of a Department of Veterans Affairs, California Veterans Board, and Director of Veterans Affairs and prescribing the powers, duties, purposes, and functions of each, abolishing the Department of Military and Veterans Affairs, creating the Office of The Adjutant General and placing The Adjutant General therein, placing the Division of Athletics in the Department of Professional and Vocational Standards, and providing for the transfer of funds, personnel, property and records.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

On page 3, line 2, of the printed bill, strike out "Women's", and insert "Woman's".

Amendment No. 2

On page 3, line 8, of said bill, strike out "Women's", and insert "Woman's".

Amendment No. 3

On page 3, line 15, of said bill, strike out "Women's", and insert "Woman's".

Amendment No. 4

On page 3, line 36, of said bill, after "board", insert "The board shall also appoint a secretary, who shall attend all meetings of the board, keep a full and true record of all its proceedings, preserve at its general office all its books, documents, and papers, and perform such other duties as the board may prescribe."

Amendment No. 5

On page 3, line 52, of said bill, strike out "both veterans or nonveterans, or both," and insert "veterans".

Amendment No. 6

On page 4, line 10, of said bill, strike out "commission", and insert "board".

Amendment No. 7

On page 4, line 35, of said bill, after the second "and", insert "except as otherwise provided in this chapter".

Amendment No. 8

On page 5, line 11, of said bill, strike out "The provisions of Article 2", and insert "Except to the extent inconsistent with the provisions of this chapter, the provisions".

Amendment No. 9

On page 5, line 13, of said bill, strike out "conduct of the".

Amendment No. 10

On page 5, line 13, of said bill, after "Affairs", insert "as if the provisions of said Chapter 2 were set out fully herein".

Amendment No. 11

On page 5 of said bill, strike out line 16, and insert "department mean the director, except that for the purposes of Article 2 of said Chapter 2 it shall also mean both the board and any member of the board".

Amendment No. 12

On page 5, line 18, of said bill, strike out ", and the director".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Military Affairs**

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 84

Senate Bill No. 26

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

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 84—An act to amend Section 1039.3 to the Military and Veterans Code, relating to gifts to the Veterans' Home of California.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 26—An act to repeal Sections 877, 981.6, and 985.4 of the Military and Veterans Code, relating to eligibility of veterans for educational aid and farm and home purchases.

Bill read second time, and ordered to third reading.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS**

Assembly Bill No. 2—An act making an appropriation from the State Lands Act Fund for the additional support of the Department of Justice, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 2?

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "forty-five", and insert "one hundred".

Amendment No. 2

On page 1, line 2, of the printed bill, strike out "\$45,000", and insert "\$100,000".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2 by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Field, Fletcher, Fourn, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Kraft, Leonard, Lowrey,

Lyons, Maloney, Massion, McCollister, Middough, Niehouse, Pelletier, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—59.
NOES—None.

Assembly Bill No. 2 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 82—An act to add Article 5, comprising Sections 20920 to 20922, inclusive, to Chapter 7 of Part 3 of Division 5 of Title 2 of the Government Code relating to the State Employees' Retirement System, providing for crediting service in the United States Employment Service as State service to certain members and under certain conditions specified therein, and providing for contributions by members and by the State in respect to such service.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Niehouse, Pelletier, Rosenthal, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Joint Resolution No. 8—Relative to amendment and extension of the Federal Social Security Act in respect to public assistance.

Resolution read.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Niehouse, Pelletier, Rosenthal, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—56.
NOES—Sherwin—1.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 62—An act to amend Section 699.5 of the Military and Veterans Code, relating to assistance to veterans, prescribing the powers and duties of the Veterans' Welfare Board in aiding veterans in connection with veterans' rights, privileges, and preferences, and making an appropriation.

Bill read third time.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sherwin, Stephenson, Stewart,

Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 63—An act making an appropriation to the Veterans' Welfare Board for the purpose of providing educational assistance for veterans.

Bill read third time.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 64—An act making an appropriation for the construction of a women's unit at the Veterans' Home of California.

Bill read third time.

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

AYES—Allen, Anderson, Armstrong, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 95—An act making an appropriation to the Department of Finance for construction, improvements, and equipment, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Armstrong, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Heisinger, Hollibaugh, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

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

AYES—Allen, Armstrong, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Heisinger, Hollibaugh, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse,

Pelletier, Price, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 106—An act to amend Section 988.3 of the Military and Veterans Code, relating to funds of the Veterans Welfare Board.

Bill read third time.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 54—An act to add Section 19402 to the Government Code, relating to leaves of absence of veterans in the State civil service.

Bill read third time.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Miller, Niehouse, Pelletier, Price, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined :

Assembly Bill No. 34	Assembly Bill No. 85
Assembly Bill No. 84	Assembly Bill No. 88

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 114: By Messrs. Werdel, Fourt, and Wollenberg—An act providing for school district public works and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

RESOLUTIONS

The following resolution was offered :

By Messrs. Dunn, Lyons, Kilpatrick, and Gaffney :

House Resolution No. 52

Relative to requesting the Governor to permit at this extraordinary session of the Legislature a proposal to amend Article IV of the State Constitution fixing the compensation of Members of the Legislature.

WHEREAS, The State of California, second in area in the United States, has, during the past 10 years, been catapulted into first place among the States in diversity and value of agricultural crops, and into third place in population and industrial production ; and

WHEREAS, This phenomenal growth has been accelerated during the war years and during a period in which rapidly expanding functions of the Federal Government and the growth of industrial urban populations have created a highly complex Federal-State and State-local Governmental relationship ; and

WHEREAS, Since 1931 governmental problems growing in volume and complexity have resulted in legislative sessions of longer duration, frequent extraordinary sessions of the Legislature, and the necessity for many Fact-Finding and Investigating Committees in order that the Legislature might be sufficiently informed to function effectively ; and

WHEREAS, These circumstances have resulted in such increased demands upon the time and energies of Members of the Legislature that many of them can no longer give adequate time and attention to their ordinary means of livelihood to maintain their normal incomes ; and

WHEREAS, During these years the compensation paid to the Members of the Legislature of California has remained one thousand two hundred dollars (\$1,200) a year as fixed by the State Constitution at a time when the State had a much smaller population, a settled agrarian economy, and a limited sphere of governmental operation ; and

WHEREAS, Also during these years the very greatly increased price of nearly all commodities and services has in effect actually reduced the compensation of those selected by the people for a task requiring the very highest moral integrity and devotion to the State, the duty of determining prudent and effective fiscal policies for a government administering over a half billion dollars in State revenue annually, and of resolving the manifold problems inherent in the effective government of a large population having a rich and diverse economy ; and

WHEREAS, The present situation is one to discourage if not to prohibit altogether a person of modest income from seeking legislative office ; and

WHEREAS, It is the very essence of democratic government that representation in the legislative branch be from the broadest possible population base, and no situation should be encouraged which tends to limit representation to one segment of the population ; and

WHEREAS, Compensation paid to Members of the Legislature in other States exceeds that paid in California in varying amounts ; for example, Illinois, having a smaller population and a State revenue approximately half that of California pays Members of the Legislature \$5,000 biennially ; in Massachusetts compensation to Legislators is \$2,500 per session ; Ohio, most nearly equal to California in population and State revenue, pays \$2,000 annually to its Legislative representatives, while of the only two States having a larger population than California, each with a lesser State revenue, New York pays \$2,500 annually to Legislators, and Pennsylvania pays \$3,000 per session ; and

WHEREAS, It is the concensus of this Assembly that if these facts were made known to the people of the State of California they would wish to correct the situation by providing a more adequate compensation for Members of the Legislature ; now, therefore, be it

Resolved by the Assembly of the State of California, That the Governor of California is hereby requested to permit the Legislature during the present extraordinary session to propose to the people of this State an amendment to Article IV of the State Constitution fixing the salaries of Members of the Legislature ; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit forthwith suitable copies of this resolution to the Governor of California.

Resolution read, and referred to Committee on Rules.

Hon. Michael J. Burns Presiding

At 10.40 a.m., Hon. Michael J. Burns, Member of the Assembly from the First District, presiding.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, Assembly Bill No. 7 was taken up.

Assembly Bill No. 7—An act to amend Sections 19601, 19608, 19613, and 19616 of, and to add Sections 19613.5 to, the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Hawkins moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 12, inclusive, and insert "19601. The policy of the Legislature in enacting this chapter is to provide an adequate program for the care of children of working mothers and other children in need of care and supervision during usual working hours."

Amendment read.

Demand for Previous Question

Messrs. Waters, Evans, Stream, Pelletier, and Middough demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. Hawkins to Assembly Bill No. 7.

Roll Call Demanded

Messrs. Heisinger, Johnson, and Rosenthal demanded a roll call.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burkhalter, Collins, George D., Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Evans, Fletcher, Geddes, Hawkins, Heisinger, Kilpatrick, King, Lowrey, Lyons, Massion, McColhster, McMillan, Pelletier, Robertson, Rosenthal, and Thomas—31.

NOES—Armstrong, Boyd, Brady, Burke, Burns, Call, Carey, Clarke, Collins, Sam L., Crichton, Davis, Denny, Dickey, Erwin, Field, Fourt, Gaffney, Gannon, Haggerty, Johnson, Knight, Kraft, Leonard, Maloney, Middough, Miller, Niehouse, Price, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—41.

The question being on the passage of Assembly Bill No. 7.

Motion to Amend

Mr. Hawkins moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "19613, and 19616 of," and insert "and 19613 of, to repeal Section 19616 of,".

Amendment No. 2

On page 2 of said bill, strike out lines 26 to 32, inclusive, and insert "Sec. 5. Section 19616 of said code is repealed."

Amendments read.

Roll Call Demanded

Messrs. Davis, Lowrey, and Burkhalter demanded a roll call.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Brown, Burkhalter, Collins, George D., Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Evans, Fletcher, Geddes,

Hawkins, Kilpatrick, Lyons, Massion, McCollister, McMillan, Pelletier, Robertson, Rosenthal, Sheridan, and Thomas—26.

NOES—Armstrong, Beck, Boyd, Burke, Burns, Call, Carey, Clarke, Collins, Sam L., Crichton, Davis, Denny, Dickey, Doyle, Dunn, Emlay, Erwin, Field, Fourt, Gaffney, Gannon, Haggerty, Heisinger, Johnson, King, Knight, Kraft, Leonard, Lowrey, Maloney, Middough, Miller, Niehouse, Price, Sawallsch, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—48.

The question being on the passage of Assembly Bill No. 7.

Motion to Amend

Mr. Hawkins moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, between lines 6 and 7, insert
"Nothing in this section prohibits the acceptance or expenditure of funds made available to the district by any county or city for the support of child care centers."

Amendment No. 2

On page 2, line 10, of said bill, after "thereof," insert "from the State, from any county or city,".

Amendment No. 3

On page 2, line 11, of said bill, strike out "any taxing agency", and insert "the district or derived from moneys apportioned to the district for the support of the schools thereof".

Amendment No. 4

On page 2 of said bill, strike out lines 14 to 17, inclusive, and insert "of this chapter. Any county or city may appropriate and make available to a school district funds for the support of child care centers."

Amendments read.

Speaker Presiding

At 12.22 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

The question being on the adoption of the amendments offered by Mr. Hawkins to Assembly Bill No. 7.

Roll Call Demanded

Messrs. Johnson, Hawkins, and Price demanded a roll call.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Anderson, Bennett, Berry, Brown, Collins, George D., Dills, Clayton A., Dills, Ralph C., Dunn, Fletcher, Hawkins, Heisinger, Kilpatrick, Massion, McMillan, Pelletier, Robertson, Rosenthal, Sheridan, and Thomas—19.

NOES—Allen, Armstrong, Beal, Beck, Boyd, Brady, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Doyle, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Holli- baugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, Miller, Niehouse, Price, Sawallsch, Sherwin, Stephenson, Stewart, Stream, Thomp- son, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—56.

The question being on the passage of Assembly Bill No. 7.

Motion to Amend

Mr. Dunn moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 13, inclusive, and insert
"19601. The policy of the Legislature in enacting this chapter is to provide for the care of children of working mothers and other children in need of care and super- vision during working hours, which hours shall include reasonable time before and after work as is necessary for transportation purposes."

Amendment read.

Roll Call Demanded

Messrs. Heisinger, Price, and Anderson demanded a roll call.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Brady, Burkhalter, Carey, Collins, George D., Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Fletcher, Gaffney, Hawkins, Heisinger, Kilpatrick, King, Massion, McCollister, McMillan, Pelletier, Robertson, Rosenthal, Sheridan, Thomas, and Waters—29.

NOES—Armstrong, Brown, Burke, Burns, Call, Clarke, Collins, Sam L., Crichton, Davis, Denny, Dickey, Emlay, Erwin, Field, Fourn, Gannon, Geddes, Haggerty, Hollibaugh, Johnson, Kraft, Leonard, Lowrey, Maloney, Miller, Niehouse, Price, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—40.

The question being on the passage of Assembly Bill No. 7.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—72.

NOES—Burns and Werdel—2.

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

AYES—Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—72.

NOES—Burns and Werdel—2.

Bill ordered transmitted to the Senate.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 66
FROM COMMITTEE**

Mr. Fourn gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 66 from the Committee on Judiciary, and have it placed upon the file.

REQUEST FOR UNANIMOUS CONSENT TO PRINT EDITORIAL

Mr. Rosenthal asked for, and was granted, unanimous consent that the following editorial from the Los Angeles Daily News be ordered printed in the Journal:

Filling California Needs

Good government consists, among other things, of the business of putting first things first.

A "first" on the legislative agenda up in Sacramento this month is helping California cities out of the tax mire.

Frankly, a big mistake was made two years ago when the State sales tax was cut from 3 per cent to 2½ per cent. So far as local communities were concerned that was the lost moment.

Already staggering under a public service burden, California towns and cities should have been allocated a portion of sales tax revenues.

Today, they can only appeal, as they have been appealing, to the Legislature to return to them some of the money their citizens have paid in as excise taxes.

According to recent reports, the stage is hopefully set at Sacramento for the Legislature to rectify some of its past mistakes. A \$90,000,000 kitty, which represents the sum collected from cities in State sales taxes, is about to become a political football.

Governor Earl Warren wants the money spent on a huge State Building Program. The League of California Cities is recommending that it be passed back to local communities to help them provide public services needed as the result of war-brought population increases.

The *Daily News* supports the League of California Cities. It supports the league's position because of the plain fact that into this \$90,000,000 reserve fund Los Angeles City taxpayers have paid \$13,930,584 and Los Angeles County taxpayers have contributed \$21,056,453.

Currently Los Angeles and its satellite communities are facing a critical sewer problem. Unable to accommodate increased sewage, the present Hyperion outfall is both a disgrace and a public menace. To rebuild it will cost approximately \$6,000,000 more than was authorized in last Spring's bond election.

If Los Angeles can get the \$13,930,584 kick-back, an adequate sewage disposal plant can be built. With the additional funds other critically needed public services can be provided.

Hence the Governor's plan to spend the entire \$90,000,000 reserve, plus additional millions, on a grandiose \$154,000,000 State Construction Program certainly can't be characterized as "putting first things first."

* * *

California's cities and towns—which are where the overwhelming majority of the State's inhabitants live—are in a jam. Unless property taxes are to be pushed to confiscatory heights, communities can't get out of this jam without developing other sources of revenue.

Relief for cities and aids to housing—lots of both—are the items which should take priority over all other business at Sacramento this month.

Under these circumstances the *Daily News* just can't go along with the Governor's \$154,000,000 Program.

Other things the Governor has recommended deserve support, but at a time when we've got to house our returning servicemen, repair and widen our streets, accommodate our sewage, and generally go to work making our local communities more fit for human habitation after the wear and tear and tumefaction of the war years, State architectural triumphs can wait.

Putting first things first means the Legislature should devote its time during this special session to providing life-fulfilling needs of the people.

* * *

Governor Warren is reportedly against local subventions. That his position is inconsistent is evident by his clear willingness, along with practically every other elected official these days, to have the Federal Government come to swift rescues whenever the storm becomes uncontrollable.

Talking about the dangers of subvention in today's world is, frankly, a lot of nonsense. It is not subventory practices that are wrong. Living as we are in an interdependent economy we have been forced to revise our ideas about subsidies.

We're constantly subsidizing business, industry, old age, agriculture, education, housing, and many other adjuncts of our complicated, inter-related economy. For the most part we subvene because we have to subvene, because a breakdown in any one part of our social or economic organism threatens the whole.

Moreover, the give-and-take in our system of exchange is a system of wheels within wheels in which money, whether from taxation or the sale and purchase of goods, goes round and round but frequently gets lodged in just one pocket.

Getting it out of that pocket and back into the bloodstream of the economic system where it will do the most good often demands enactment of subvention measures.

The *Daily News* can see nothing dangerous or precedent-shattering or menacing to metropolitan self-reliance in passing this sales tax money to the localities from whence it came and where it can now do the most good.

The Legislature should shun the pork barrel and start thinking of the needs of people rather than the promotion of projects.—R. E. G. H.

REQUEST FOR UNANIMOUS CONSENT TO PRINT STATEMENT

Mr. Rosenthal asked for, and was granted, unanimous consent that the following statement relative to the opinion of the Legislative Counsel, as

printed in the Assembly Daily Journal on January 17, 1946, be ordered printed in the Journal:

Statement by Mr. Rosenthal

I do not agree with the legislative opinion regarding Assembly Bill No. 91, and have requested the Attorney General for an opinion.

WM. H. ROSENTHAL

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1946

MR SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 52

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

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 52—An act to provide for the acquisition of housing facilities by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and 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 Ways and Means:

Amendment No. 1

In line 2 of the title of the printed bill, as amended, after "facilities", insert "for veterans and families of servicemen".

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. The inability of veterans and servicemen's families to find any housing has prompted the Federal Government to undertake a program of furnishing temporary emergency housing, locally administered, for such persons. In making such temporary housing available the Federal Government will expend Federal funds for specific items of such housing costs. Other costs in connection with the making of such housing habitable will not be borne by the Federal Government. It is hereby declared to be the policy of the State to cooperate with the Federal Government in making such housing available and habitable as quickly as possible in areas where needed and to pay the State's share of costs not now or hereafter provided by the Federal Government in any veterans' temporary emergency housing program.

It is the purpose of this act to make funds available to put such housing into condition for occupancy, but only to the extent that Federal funds may not be available for such purpose.

SEC. 2. As used in this act:

(a) "Local agency" means any county, city and county, city, local housing authority, or district of the State. All acts required to be done herein by a local agency shall be performed by the governing body thereof by resolution or ordinance unless otherwise specified.

(b) "Housing" means any temporary housing (intact or in panels suitable for reuse) made available by the National Housing Administrator for the purpose of providing temporary housing for veterans and their families and for families of servicemen.

(c) In so far as permitted by Federal law and regulations, and unless prohibited thereby, "veterans" includes any person who has served in the Military or Naval forces or the Merchant Marine of the United States and who has been discharged or released therefrom under conditions other than dishonorable.

(d) In so far as permitted by Federal law and regulations, and unless prohibited thereby, "families of servicemen" includes the family of any person who is serving in the Military or Naval forces or the Merchant Marine of the United States and the unmarried widow of a deceased veteran.

(e) "Families" is limited to the spouse and legal dependents who are members of the household.

(f) "Director" means the Director of the State Department of Finance.

SEC. 3. There is hereby appropriated out of any money in the State Treasury not otherwise appropriated the sum of seven million five hundred thousand dollars (\$7,500,000) or so much thereof as may be necessary to carry out the provisions of this act. Such funds may be expended without regard to fiscal years and shall be allocated only for the purposes of this act and in the manner prescribed. There shall first be allocated from this appropriation for the use of the Department of Finance such amount as the Director of Finance shall determine is necessary for administration of the provisions of this act, the total of which amount shall in no event exceed 1 per cent of the total appropriation herein made.

SEC. 4. For the purposes of this act any local agency may expend or use its funds and employ its personnel to do anything necessary to carry out the Federal program and render housing suitable for occupancy, except that the use of such funds shall be limited to items for which Federal funds are not available or for which Federal reimbursement is not permitted. For the purposes of this act any local agency may enter into agreements with the Federal Government and the State. Any local agency may lease, or if necessary acquire by purchase, or otherwise, real and personal property suitable for conversion into housing facilities, and may remodel, repair, or remove and reerect, or furnish buildings for such housing facilities but shall not erect or construct new housing facilities. It may also provide for the installation of necessary utilities.

Any city, county, or city and county may cooperate with a housing authority for the purpose of carrying out the provisions of this act to the same extent as such city, county, or city and county is authorized to cooperate with a housing authority pursuant to the Housing Cooperation Law. In providing housing for veterans and their families, single veterans, and families of servicemen pursuant to the provisions of this act, a housing authority shall not be subject to any provisions of the Housing Authorities Law relating to rentals and tenant selection, particularly the limitations in Section 10 and in the second sentence of Section 9 of said act.

The local agency shall administer any housing facility acquired pursuant to this act and let or lease accommodations therein to veterans and families of servicemen upon such terms and for such rentals as may be agreed between it and the director, and in such manner as to secure to the local agency and the State a return in so far as is practical of the investment made by both parties.

Any and all contracts, undertakings, and commitments of a local agency, together with all acts and proceedings in respect thereto heretofore done or undertaken for the provision of housing for veterans and their families or single veterans and families of servicemen are hereby validated and declared legal.

In providing housing pursuant to this act, a local agency shall not be subject to any statute, ordinance, or regulation prescribing the use or occupancy of land or standards of construction, repair, maintenance, or use of buildings.

SEC. 5. Each local agency which desires to participate in the acquisition of housing and the establishment of a housing facility pursuant to this act shall submit to the director an application for an allocation of 90 per cent of the estimated non-Federal cost of each proposed housing facility for which it desires aid under this act. The application shall be accompanied by a certified statement of such estimated cost of the housing facility. The application shall include a statement showing what provision the local agency proposes to make for paying 10 per cent of such cost of the housing facility, and shall be accompanied by a copy of the contract or other documents showing the terms upon which the housing is to be acquired and the agreements with the Federal Government in respect thereto.

The director shall promptly consider the applications filed with him, and may require any local agency to submit such additional or supplementary information as to the housing facility or the financial condition of the local agency as he deems pertinent. A local agency may at any time amend or supplement its preliminary application.

The director shall approve or reject each application submitted to him by a local agency. The approval of any application shall be subject to the contingency that the local agency transmit to the director a certified copy of a resolution or ordinance showing that the local agency has made provision for paying 10 per cent of the cost of the housing facility.

The director shall enter into no new commitments for the acquisition of housing facilities pursuant to this act after the ninetieth day following the convening of the Regular Session of the Fifty-seventh Legislature, but commitments and agreements made before said date shall nevertheless be completed.

SEC. 6. It shall be the duty of the State Director of Finance, and he is hereby empowered to:

(a) Prescribe the form of application to be filed by a local agency for aid for the acquisition and establishment of housing facilities. No aid may be given by the State to a local agency until such application has been filed by such agency with the State Director of Finance.

(b) Administer the appropriation hereinafter made and prescribe the terms and conditions upon which aid shall be allocated therefrom by the State to local agencies for the acquisition and establishment of housing facilities; provided that any money, State or local, public or private, lawfully available for expenditure by or on behalf of a local agency for the construction of a project under this act other than money made available by the State under this act, may be considered as part of the money required to be provided by the local agency under this act, where the local agency so elects.

(c) Prescribe, amend, modify or rescind such rules and regulations as he may determine to be necessary or convenient to carry out the provisions of this act, and to secure the application of the money allocated to the purpose for which it was made.

SEC. 7. The director shall enter into agreements with local agencies providing for the management, operation, and maintenance of any housing facilities acquired and established pursuant to this act. In addition to such other matters as the director deems necessary, and subject only to Federal law or regulations adopted pursuant thereto, the agreement shall provide:

(a) That if the acquisition of any housing facility or if the remodeling, repair, or removal and recreation of buildings is not under the control and direction of the United States or any of its agencies, no contract for any of such acts shall be made by the local agency without first obtaining the approval of the director.

(b) That when any housing facility is discontinued, it shall be liquidated in such manner as may be agreed upon between the local agency and the director and according to rules and regulations prescribed by the director for the purpose in such manner as to secure to the local agency and the State a share of the proceeds proportionate to their respective investments.

(c) That the operation and maintenance of any housing facility acquired pursuant to this act may be terminated at any time, if consistent with the terms of the Federal act under which it was acquired, and if the director or the Legislature determines that the necessity therefor no longer exists, but in no event shall such housing facility be operated and maintained after the ninetieth day following the convening of the Regular Session of the Fifty-eighth Legislature.

(d) For the fixing of minimum and maximum rentals.

(e) For repayment to the State of the costs advanced pursuant to this act, to the extent permitted by the Federal act, it being the intent of this act that the maximum amount of recovery possible be obtained.

(f) For the payment of the costs of operation and maintenance, including administration, with a view that such costs shall be adequate for the purpose, but not excessive.

(g) For a division of the proceeds upon final liquidation in proportion to the investment made by the local agency and the State.

(h) For showing of all conditions, terms, rentals, expenditures and receipts and all other matters done or agreed to pursuant to the Federal program.

(i) For the establishment of a reserve from the original amount allocated for the purpose of demolition and site restoration in such sum as may be agreed upon by the director and the local agency.

SEC. 8. The director shall, by rule applicable to any case or class of cases, prescribe the time and manner of payment of the State's share of the cost of construction of a project for which a local agency has received an allotment under this act, which the local agency shall, on its request, be paid.

Any money expended by a local agency after January 15, 1946 for the purpose of acquiring housing as provided by this act shall be considered as part of the money required to be provided by the local agency hereunder.

The Board of Control shall by rule prescribe the information to be shown on applications for payment of the State's share of the cost of construction of 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 payment to be due, he shall transmit a claim for the amount due, together with all supporting information 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 payment he finds to be due.

Title to any project constructed with funds made available by this act shall not vest in the State but shall vest in the local agency constructing the project to the extent permitted by Federal law or regulation.

Any money appropriated by this act for allocation to local agencies which is not obligated for expenditure by the State or for which application is not made on or before the ninetieth day following the convening of the Regular Session of the Fifty-seventh Legislature, shall revert to the General Fund in the State Treasury; provided, however, that encumbrances made against said money during its period of availability may be paid at any time until April 6, 1948. Any money appropriated by this act for support of the director and for support of the director and the department shall be available for expenditure until April 6, 1948; provided, however, that encumbrances made against said money during its period of availability may be paid at any time until April 6, 1949.

Sections 13320-13324, inclusive, 13920 and 16003 of the Government Code, and Section 3714 of the Political Code do not apply to the expenditure of allocations to local agencies made under this act."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 21, inclusive; strike out all of pages 2, 3, and 4; and on page 5, strike out lines 1 to 5, inclusive, and insert "SEC. 9. This act is hereby declared to be an".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

Motion to Rush Printing of Assembly Bill No. 52

Mr. Maloney moved that a rush order be placed upon the printing of Assembly Bill No. 52.

Motion carried.

Motion to Set Special Order

Mr. Maloney moved that Assembly Bill No. 52 be made a special order of business for Wednesday, January 23, 1946, at 10.30 a.m.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Field, Fletcher, Fourn, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70

NOES—None.

RECESS

At 1 p.m., on motion of Mr. Sam L. Collins, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

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

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

Assembly Bill No. 115: By Messrs. Sawallisch, Crichton, Call, and Maloney—An act to amend Section 38g of the Alcoholic Beverage Control Act, relating to alcoholic beverages.

Referred to Committee on Public Morals.

Assembly Bill No. 116: By Messrs. Burkhalter, Allen, Anderson, Lyons, Armstrong, Beal, Bennett, Berry, Boyd, Brown, Burke, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Lowrey, Lyon, Maloney, Massion, McMillan, Middough, Miller, Mrs. Niehouse, Messrs. Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, and Thurman—An act to amend Sections 813, 815, 986.3 and 986.5 of the Military and Veterans Code, relating to the purchase of homes by veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 117: By Messrs. Fourt, Evans, Waters, and McCollister—An act to add Section 6076.5 to the Business and Professions Code, relating to veterans who are members of the State Bar.

Referred to Committee on Judiciary.

Assembly Bill No. 118: By Mr. Call—An act providing for the supervision and regulation of the transportation of persons and property for compensation by aircraft between places within the State of California; defining air common carriers and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act.

Referred to Committee on Public Utilities and Corporations.

Assembly Bill No. 119: By Messrs. Lowrey, Erwin, Dunn, Clarke, Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Call, Collins, George D., Crichton, Crowley, Debs, Denny, Diekey, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Evans, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Lyons, Massion, McCollister, McMillan, Middough, Mrs. Niehouse, Messrs. Price, Robertson, Rosenthal, Sawallisch, Sheridan, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, and Watson—An act providing for a Program of School District Public Works, creating the State School Building Commission, establishing the State School Building Fund, and making an appropriation to carry out the provisions of this act.

Referred to Committee on Ways and Means.

Assembly Bill No. 120: By Mr. Knight—An act creating a Commission to Study and Report Upon the Subject of Lending Money or Credit of the State as permitted by Section 31 of Article IV of the State Constitution, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Constitutional Amendment No. 1: By Mr. Knight—Relative to a resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 31 of Article IV thereof, relating to the use of State money and credit.

Referred to Committee on Constitutional Amendments.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 22, 1946

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

Assembly Bill No. 10

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

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 22, 1946

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

Senate Bill No. 48
Senate Bill No. 52
Senate Bill No. 62

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

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 48—An act to amend Section 24626 of the Education Code, relating to the use of county funds for the support and maintenance of extension work in agriculture and home economics.

Referred to Committee on Municipal and County Government.

Senate Bill No. 52—An act to amend Sections 3700 and 3701 of the Labor Code, relating to self-insurers under the Workmen's Compensation Law.

Referred to Committee on Finance and Insurance.

Senate Bill No. 62—An act to amend Section 9102 of the Government Code, relating to the salaries of employees in the Legislative Offices in Alameda, Los Angeles and San Francisco.

Referred to Committee on Governmental Efficiency and Economy.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 22, 1946

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

Senate Concurrent Resolution No. 8

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

Speaker Pro Tempore Presiding

At 2.20 p.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 14: By Messrs. Werdel, Evans, Allen, Field, Davis, Dickey, Doyle, Erwin, Geddes, Stewart, and Watson—Relative to control of the policies of student publications of the University of California.

Referred to Committee on Rules.

Speaker Presiding

At 2.23 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Assembly Concurrent Resolution No. 15: By Messrs. Price and Armstrong—Relative to commending the members of the safety meeting of representative citizens at Upland and Ontario, California, and the vicinity thereof.

Request for Unanimous Consent

Mr. Price asked for unanimous consent to take up Assembly Concurrent Resolution No. 15, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

Request for Unanimous Consent Withdrawn

Mr. Price withdrew his request for unanimous consent to take up Assembly Concurrent Resolution No. 15.

Assembly Concurrent Resolution No. 15 ordered referred to Committee on Rules.

Speaker Pro Tempore Presiding

At 2.25 p.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 88—An act to provide for the making of a survey of the hospital and health center facilities and needs of the State and the development of a program for the construction of hospitals, and health centers, making an appropriation therefor, 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—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Davis, Debs, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Davis, Debs, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT THAT EXPLANATION
BE ORDERED PRINTED**

Mr. Geddes asked for, and was granted, unanimous consent that the following explanation be ordered printed in the Journal:

Explanation of Assembly Bill No. 88 By Dr. Halverson

The Proposed Hospital Survey and Construction Act

A hospital survey of California is urgently needed because of the extreme shortage of hospital facilities in our State. In no community are there enough hospital beds to meet present needs, and in many areas the situation is critical. On the other hand, in many cities there are plans for hospital construction, and in some sections, if all plans are carried through, there will be more hospital beds than the community can use. This isn't good planning.

With the rapid growth of our State, it is necessary that we first inventory our existing facilities and determine the number of usable beds. With this information, it will be possible to determine the number of additional beds actually needed to serve the population of any given community or trading area.

The Federal Government is interested in the development of more community hospitals. S. 191 has passed the Senate. It is now before the House and, if passed, will authorize the appropriation of \$75,000,000 annually for hospital and health center construction. According to the present formula in the bill, \$1,990,000 will be available annually for California public hospitals, private non-profit hospitals, and health centers, on condition that a survey be made and a program for construction be developed which shows where there is greatest need.

This bill provides that the State Department of Health shall make the survey and develop the program; that there be a Hospital Advisory Council to assist in the development of this plan; and that an appropriation of \$25,000 be made to carry out the program. This will be matched by Federal funds, if S. 191 is approved. Since this work should start at once, there is an urgency clause.

This legislation is supported by the Association of California Hospitals and by the California Medical Association and the California Osteopathic Association and is of great interest to every citizen of our State.

Speaker Presiding

At 2.30 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 85—An act to add Sections 2620, 2705.1, 4103.5, 4149.3 and 4220.5 to the Revenue and Taxation Code, relating to penalties for delinquent taxes of persons in the armed forces of the United States, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mrs. Niehouse moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "4103.5, 4149.3 and 4220.5", and insert "2922.5, 4103.5, 4149.3 and 4189".

Amendment No. 2

On page 2 of said bill, strike out lines 9 and 10, and insert "No interest, costs, or delinquent penalties which have accrued during such period need be paid."

Amendment No. 3

On page 2, line 11, of said bill, strike out "penalties", and insert "amounts".

Amendment No. 4

On page 2 of said bill, between lines 13 and 14, insert

"Sec 3. Section 2922.5 is added to said code, to read:

2922.5. An individual in the service of the armed forces of the United States at any time after September 15, 1940 and before the cessation of hostilities in existing wars in which the United States is engaged, as declared by the President or Congress of the United States, is not subject to the delinquent penalty provisions of Section 2922

during the period beginning with the date of his entrance into such service or September 16, 1940, whichever date is later, and ending six months after his release or discharge from such service or six months after the declared cessation of hostilities, whichever period is shorter.

No interest, costs, or delinquent penalties which have accrued during such period need be paid.

Any such amounts collected shall, on order of the board of supervisors, be refunded as an erroneous payment."

Amendment No. 5

On page 2, line 14, of said bill, strike out "SEC. 3.", and insert "SEC. 4."

Amendment No. 6

On page 2, line 30, of said bill, strike out "SEC. 4.", and insert "SEC. 5."

Amendment No. 7

On page 2, line 46, of said bill, strike out "SEC. 5. Section 4220 5", and insert "SEC 6 Section 4189".

Amendment No. 8

On page 2, line 47, of said bill, strike out "4220.5.", and insert "4189."

Amendment No. 9

On page 2, line 52, of said bill, after "United States." insert "pursuant to any plan in this chapter,".

Amendment No. 10

On page 3, line 1, of said bill, strike out "accuring", and insert "accruing".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REQUEST FOR UNANIMOUS CONSENT

Mr. Hawkins asked for, and was granted, unanimous consent that Assembly Bill No. 32, heretofore set as a special order of business for Tuesday, January 22, 1946, at 10.31 a.m., be placed upon the unfinished business file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 2—An act making an appropriation from the State Lands Act Fund for the additional support of the Department of Justice, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-second day of January, 1946, at 3.30 p.m.

PELLETIER, Chairman

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon adjournment—

Rules.

Ways and Means.

Municipal and County Government.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Allen, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. Floyd Cregger of Los Angeles.

On request of Messrs. Lyons and Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Kenneth Chrisman of Los Angeles.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Charles Meridith and the following pupils of the Glenn County High School of Willows: Linn Ferguson, Don Otterson, Kieth Eckstrum, Alex Dessler, Jim Feeney, Dick Lohse, Bob Lohse, and Rodger Slates.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harold Ross, U. S. Navy, of Los Angeles.

On request of the Alameda Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Edward G. Murphy, and former Assemblyman Jake Croter of Oakland.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to A. J. Scaglia, PhM3/c, Mare Island Naval Hospital; D. E. Watson, HA1/c, U. S. Naval Hospital; and R. Bowen, HA2/c, U.S.N.H., Mare Island.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to P. C. Felsted of Logan, Utah, and J. O. Berwen of Sacramento.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lieutenant and Mrs. Robert Finnie, Miss Claire Coyle, and Lt. Earl Vickery, U. S. Navy, of Ontario.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Leland W. Cutler of San Francisco.

On request of Mr. Berry, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dave Sobel of Bakersfield.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Oswald G. Ingold of Berkeley.

On request of Mrs. Niehouse and the San Diego Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Col. Dean Sherry of San Diego.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Dorothy Nitzel of Sacramento.

On request of Mr. Wollenberg, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sgt. Robert L. Clucas of Anaconda, Montana.

ADJOURNMENT

At 2.37 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10 a.m., Wednesday, January 23, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

THIRTEENTH LEGISLATIVE DAY
 SEVENTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Wednesday, January 23, 1946

The Assembly met at 10 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Denny, Dekey, Dills, Clayton A. Dills, Ralph C. Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kipatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

O God of the Searching

May we think this morning of the restless hearts of men forever seeking Shangri-la, the enchanted place where all their desires and wants are fulfilled.

In the long ago, we see men seeking the Golden Fleece and the Isles of the Blessed, and in our own clime—Eldorado and the pot of Gold at the end of the rainbow.

We see men with eyes fixed on the glamor, the pomp and the show of life, glorying in the outward and external, and coming at last to find that the golden things they coveted, turned to dust and ashes in the crucible of experience.

So now may we discover that our Shangri-la lies not in the golden distance, but within our own selves, and our most precious treasures are found in the riches of knowledge and in majesty of character.

Let us find our Shangri-la in the mood of trust in the Infinite Love that creates a Heavenly peace within us, and in a career of noble acts for a better world.

And when we come to the end of a busy life, and look back over the years, the happiest memories will be the little deeds of kindness and helpfulness that lightened the lives of our fellowmen.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day because of illness:

Mr. Butters, on motion of Mr. Boyd.
 Mr. Debs, on motion of Mr. McMillan.
 Mr. Thomas, by unanimous consent.
 Mr. Price, by unanimous consent.
 Mr. Waters, by unanimous consent.
 Mr. Armstrong, by unanimous consent.

The following members were granted leaves of absence for the day, because of personal business elsewhere, and desired to waive their per diem:

Mr. Guthrie, on motion of Mr. Lowrey.
 Mr. O'Day, on motion of Mr. Berry.

Upon request of the Speaker, the following member was granted leave of absence for the week, because of personal business elsewhere, and desired to waive his per diem:

Mr. Dekker.

COMMUNICATIONS

By Speaker Lyon:

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

Opinion of Legislative Counsel

OFFICE OF LEGISLATIVE COUNSEL
 SACRAMENTO 2, CALIFORNIA, January 22, 1946

*Honorable Charles W. Lyon, Speaker of the Assembly
 Assembly Chamber, State Capitol, Sacramento, California*

DEAR MR. LYON: Pursuant to your request we have examined Assembly Constitutional Amendment No. 1 and Assembly Bill No. 120.

In our opinion this bill and this constitutional amendment are not within the scope of the Proclamation convening the Legislature in this extraordinary session.

Very truly yours,

FRED B. WOOD, Legislative Counsel
 By JOSEPH W. PAULUCCI, Chief Deputy

By order of the Speaker, Assembly Constitutional Amendment No. 1, and Assembly Bill No. 120, were ordered filed as not falling within the purview of the Governor's Proclamation.

MEMBERS EXCUSED TO ATTEND COMMITTEE MEETING

At 10.09 a.m., Mr. Stream asked for, and was granted, unanimous consent that the members of the Committee on Conservation and Planning be excused, at this time, for the purpose of meeting in the rear of the Assembly Chamber.

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

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

Assembly Bill No. 121: By Messrs. Johnson, Davis, Robertson, Dunn, and Lowrey—An act authorizing The Regents of the University of California to issue and sell bonds to provide funds for the acquisition, of real property, and for the erection, equipping, and furnishing thereon,

or upon other real property owned by the said Regents of the University of California, of dormitories or other housing facilities for the use of students or employees of the University of California, declaring the urgency thereof, and to provide that this act shall take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 122: By Mr. Wollenberg—An act to amend Section 185 of the Streets and Highways Code, to make an appropriation for the revolving fund of the Division of Highways, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 123: By Mr. Lowrey—An act making an appropriation to The Regents of the University of California for emergency living quarters for war veterans at Davis, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Ways and Means.

Assembly Bill No. 124: By Messrs. Lowrey and Stephenson—An act making an appropriation to the Division of Highways for the installation of fog lights on the Yolo Causeway between Sacramento and Davis, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Conservation and Planning.

Assembly Concurrent Resolution No. 16: By Messrs. Kraft, Thompson, and Stephenson—Relative to the establishment of a 40-hour work week for public employees.

Referred to Committee on Civil Service and State Personnel.

Assembly Concurrent Resolution No. 17: By Messrs. Kraft, Thompson, and Stephenson—Relative to the appointment of a guide at the State Capitol.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 85

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 52

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT TO CONSIDER ASSEMBLY BILL NO. 52 OUT OF ORDER

Mr. Maloney asked for, and was granted, unanimous consent that Assembly Bill No. 52, heretofore set as a special order of business for

10.30 a.m., today, be taken up out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 52

Assembly Bill No. 52—An act to provide for the acquisition of temporary and emergency housing facilities by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Maloney moved the adoption of the following amendment:

Amendment No. 1

On page 6, line 5, of the printed bill, following "necessary", insert "appurtenances and".

Amendment read and adopted.

Bill ordered reprinted and re-engrossed.

Motion to Rush Printing of Assembly Bill No. 52

Mr. Maloney moved that a rush order be placed upon the printing of Assembly Bill No. 52.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1946

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 108

Senate Bill No. 12

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

KNIGHT, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 108—An act to amend Section 3 of an act entitled "An act authorizing any county in the State of California to aid any city operating under a freeholders' charter, or otherwise, in the State of California, in the acquisition of real or personal property for the purpose of constructing and completing improvements thereon necessary and convenient to the maintenance of airports, the flying and landing of aircrafts and the maintenance of same, to take effect immediately," approved May 13, 1941, relating to publicly owned airports, declaring the urgency hereof, to take effect immediately.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 12—An act to amend Section 15n of the Municipal Utility District Act, relating to municipal utility districts, authorizing the temporary use of utility district funds for special districts for sewage disposal purposes, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 79

Assembly Bill No. 101

Assembly Bill No. 80

Assembly Bill No. 113

Assembly Bill No. 100

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

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 79—An act providing for research and its adaptation to the production, processing, distribution and utilization of agricultural products grown in the State of California and making an appropriation therefor, declaring the urgency of this act, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 80—An act to make an appropriation to the California Polytechnic School for the production of herbs and plants for applied research in the production of resins, gums, and oils for medicinal and other purposes, declaring the urgency of this act, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 100—An act making an additional appropriation for support of the Department of Motor Vehicles for the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 101—An act reappropriating the appropriation made by Item 187.2 of the "Budget Act of 1945," and making an additional appropriation for support of the Department of Motor Vehicles in the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 113—An act making an additional appropriation for support of the Department of Motor Vehicles in the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 6

Assembly Bill No. 41

Assembly Bill No. 15

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.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 6—An act making an appropriation for the support of child care centers, and 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 Ways and Means:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended, strike out “_____dollars (\$_____)” and insert “three million five hundred thousand dollars (\$3,500,000)”.

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 15—An act making an appropriation to the Department of Industrial Relations for apprenticeship training, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 2 and 3, of the printed bill, strike out “seventy-five thousand dollars (\$75,000)”, and insert “one hundred seventy-five thousand dollars (\$175,000)”.

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 41—An act making an appropriation for construction, improvements, repairs and equipment of State parks, Division of Beaches and Parks, Department of Natural Resources, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 3 of the title of the printed bill, after “Resources,” insert “declaring the urgency thereof.”

Amendment No. 2

On page 1 of said bill, strike out lines 8 to 11, inclusive, and insert “SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting the urgency is as follows:

The termination of the actual hostilities has resulted in the release of millions of persons from the armed services, and the shutdown of war industries has released additional millions. With the discontinuance of gasoline rationing it is anticipated that the number of visitors to the State parks and beaches from all parts of the United States will be increased many fold. During the war the parks and beaches were necessarily allowed to fall into disrepair. Equipment wore out, and there was practically no new construction. In order to properly care for the visitors during the approaching vacation period, it is necessary that the parks and beaches be immediately prepared for their reception, and that this act take immediate effect.”

Amendments read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 42—An act making an appropriation for construction, improvements, repairs and equipment of State beaches, Division of Beaches and Parks, Department of Natural Resources, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 3 of the title of the printed bill, after "Resources," insert "declaring the urgency thereof,".

Amendment No. 2

On page 1 of said bill, strike out lines 8 to 11, inclusive, and insert "SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting the urgency is as follows:

The termination of the actual hostilities has resulted in the release of millions of persons from the armed services, and the shutdown of war industries has released additional millions. With the discontinuance of gasoline rationing it is anticipated that the number of visitors to the State parks and beaches from all parts of the United States will be increased many fold. During the war the parks and beaches were necessarily allowed to fall into disrepair. Equipment wore out, and there was practically no new construction. In order to properly care for the visitors during the approaching vacation period, it is necessary that the parks and beaches be immediately prepared for their reception, and that this act take immediate effect."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Conservation and Planning

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which was referred:

Assembly Bill No. 86
Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

STREAM, Chairman

Above reported bill re-referred to Committee on Ways and Means.

NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION NO. 26 CONTINUED

By unanimous consent, Mr. Burkhalter's notice of motion to withdraw House Resolution No. 26 from the Committee on Rules was continued until the next legislative day.

NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION NO. 50 FROM COMMITTEE

Mr. Heisinger gave notice that on the second legislative day he would move to withdraw House Resolution No. 50 from the Committee on Rules, and have it placed upon the file.

CONSIDERATION OF DAILY FILE THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 85—An act to add Sections 2620, 2705.1, 4103.5, 4149.3 and 4220.5 to the Revenue and Taxation Code, relating to penalties

for delinquent taxes of persons in the armed forces of the United States, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Denny, Dickey, Dills, Clayton A., Dunn, Emlay, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, Pelletier, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Watson, Werdel, Wollenberg, and Mr. Speaker—59.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Denny, Dickey, Dills, Clayton A., Dunn, Emlay, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, Pelletier, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Watson, Werdel, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 84—An act to amend Section 1039 3 to the Military and Veterans Code, relating to gifts to the Veterans' Home of California.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Denny, Dickey, Dills, Clayton A., Doyle, Emlay, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

Senate Bill No. 26—An act to repeal Sections 877, 981.6, and 985.4 of the Military and Veterans Code, relating to eligibility of veterans for educational aid and farm and home purchases.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Waters, Watson, Weber, Werdel, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. Wollenberg, Thurman, Beck, Dills, Clayton A., Middough, and Boyd, as a Select Committee to escort to the rostrum Dr. Ramiro Calazzo, of Havana, Cuba, President of the Lions International; and Mr. Fred W. Smith, Second-Vice President of the Lions International in Ventura and President of the State Board of Education.

RECESS

At 11 a.m., on request of Speaker Lyon, the Assembly recessed until 11.21 a.m. to hear remarks from Dr. Ramiro Calazzo of Havana, Cuba, President of the Lions International Organization.

PROCEEDINGS DURING RECESS**Introduction of Assemblyman Boyd**

Speaker Lyon presided, and introduced Mr. Philip L. Boyd, Member of the Assembly from the Seventy-sixth District.

Presentation of Distinguished Guests

Mr. Boyd then introduced Mr. Fred W. Smith to the Assembly, and presented Dr. Ramiro Calazzo who addressed the members and guests of the Assembly.

REASSEMBLED

At 11.21 a.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

**REQUEST FOR UNANIMOUS CONSENT THAT REMARKS
BE ORDERED PRINTED**

Mr. Emlay asked for, and was granted, unanimous consent that the remarks by Dr. Calazzo, made before the Assembly, be ordered printed in the Journal.

NOTE: The above remarks will be printed in the Journal at a later date.

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

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

Assembly Bill No. 125: By Mr. McCollister—An act to amend Section 19398 of the Government Code, relating to veterans' rights in promotional examinations.

Referred to Committee on Military Affairs.

Assembly Bill No. 126: By Mr. McCollister—An act to amend Section 67.2 and Section 80.2 of Bank Act, relating to loans guaranteed in whole or in part pursuant to the Servicemen's Readjustment Act of 1944.

Referred to Committee on Military Affairs.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
 Assembly Bill No. 87
 And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 18: By Messrs. Field and Erwin—Relative to the condition of State funds and estimation of surplus at the end of this biennium, requesting the State Controller and the Director of Finance for information in respect thereto.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 18, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 18

Assembly Concurrent Resolution No. 18—Relative to the condition of State funds and estimation of surplus at the end of this biennium, requesting the State Controller and the Director of Finance for information in respect thereto.

Resolution read and adopted.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 10—An act to amend Section 16111 of the Education Code, relating to the computation of income of veterans for the purpose of determining tuition fees of their children;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-third day of January, 1946, at 11.30 a.m.

PELLETIER, Chairman

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

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

Assembly Bill No. 127: By Messrs. Rosenthal and Call—An act to amend Sections 2955 and 3014.5 of the Civil Code relating to chattel mortgages and trust deeds on aircraft.

Referred to Committee on Judiciary.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. Wollenberg, Johnson, and Erwin as a Select Committee to escort to the rostrum Mr. Donald M. Nelson, President of the Society of Independent Motion Picture Producers and former Chairman of the War Production Board; Mr. Stephen D. Bechtel, President of the W. A. Bechtel Company of San Francisco; Mr. D. G. Fleet, Vice President of the Consolidated Vultee Aircraft Corporation; Mr. C. Neil Haggerty, President of the State Federation of Labor; and Mr. Mervyn Rathborne, State Secretary of the Congress of Industrial Organizations.

RECESS

At 11.34 a.m., on request of Speaker Lyon, the Assembly recessed until 11.40 a.m. to hear remarks from Mr. Donald M. Nelson, President of the Society of Independent Motion Picture Producers and former Chairman of the War Production Board; and Mr. Stephen D. Bechtel, of San Francisco, President of the W. A. Bechtel Company.

PROCEEDINGS DURING RECESS**Introduction of Assemblyman Wollenberg**

Speaker Lyon presided, and introduced Mr. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District.

Presentation of Distinguished Guests

Mr. Wollenberg then introduced to the Assembly, Messrs. Donald M. Nelson and Stephen D. Bechtel, who addressed the Assembly and guests; and the other members of their party: Messrs. D. G. Fleet, C. Neil Haggerty, and Mervyn Rathborne.

REASSEMBLED

At 11.40 a.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ADVANCE ANNOUNCEMENT OF COMMITTEE MEETING

Upon request of Mr. Stephenson, the Speaker announced a meeting of the *Committee on Civil Service and State Personnel* to be held at 8 p.m., Thursday, January 24, 1946.

REQUEST FOR UNANIMOUS CONSENT

Mr. Fourt asked for, and was granted, unanimous consent that Assembly Bill No. 87 be placed upon the unfinished business file.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Wollenberg asked for, and was granted, unanimous consent that the Committee on Ways and Means be permitted to hold a meeting in the Assembly Chamber upon adjournment of the Assembly, today, if attendance necessitates the use of a large room.

APPOINTMENT OF SPECIAL COMMITTEE

Pursuant to the provisions of Senate Concurrent Resolution No. 8, Speaker Lyon announced the appointment of Messrs. Collins, Sam L., Fourt, and Robertson, as members of such Joint Committee on Federal Tideland Legislation.

RECESS

At 11.45 a.m., on motion of Mr. Sam L. Collins, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 79

Assembly Bill No. 101

Assembly Bill No. 80

Assembly Bill No. 108

Assembly Bill No. 100

Assembly Bill No. 113

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 23, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 52

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO 14, January 23, 1946

To the Honorable Members of the Assembly

State of California, Sacramento, California.

GENTLEMEN: In my message of January 7th I recommended that the Legislature eliminate the provisions of our Unemployment Insurance Act which now prevent compensation payments to workers whose unemployment results from illness or injury.

This has always seemed illogical to me, because a person stands in even greater need of help when unemployed by reason of illness or disability than when he is well, but unemployed for economic reasons.

This was a reasonable limitation when the Legislature of 1935 established the Unemployment Compensation System because at that time we had no actual experience to indicate what could be done within the financial limits of the Unemployment Insurance Program.

Now, however, we have had eight years of experience, and this experience demonstrates that disability compensation can be made available to workers without affecting the solvency of the fund and without the necessity for an additional contribution from anyone.

An analysis of the Unemployment Insurance Program leads to the conclusion that, not only can this be done, but that it should be done to correct what now, in my opinion, is an injustice to the 2,600,000 California eligible employees who now contribute to the program.

At the present time, our California Unemployment Insurance fund is maintained by contributions from both employers and employees. The employer contributes from 1 per cent to 2 7/8 per cent of his payroll, depending upon his merit rating, and the employee contributes a flat 1 per cent of his pay check. In all other States, except three, the employer pays the entire cost of the system.

Since the inauguration of the program in 1936, and up to December 31, 1945, employers have contributed a total of \$677,000,000 and employees have contributed \$293,000,000.

During the same period total benefits paid out to unemployed workers have not exceeded \$289,000,000, which amount is \$4,000,000 less than the employees, themselves, have contributed to the fund.

The result has been that an enormous reserve has been built up which (including interest and other income to the fund) now totals \$733,000,000.

Solvency studies conducted by the Department of Employment during the last several years show that this Reserve Fund is more than is necessary to meet demands upon the system during the readjustment period even under the worst economic conditions we could reasonably assume.

The most recent analysis discloses that under conditions believed reasonably probable, there will remain on hand at the end of 1948, after payment of all unemployment payments to workers, a reserve in excess of \$871,000,000. This estimate assumes that during that period there may be a weekly average peak of 250,000 receiving benefit payments out of a total of 400,000 to 500,000 unemployed in the State.

It is quite clear, therefore, that the workers of California have been contributing to this fund notwithstanding the fact that all the obligations of the program can be fully met by the contributions of employers.

The basic idea on which the Unemployment Insurance Program was based, was that the cost of involuntary unemployment should be borne by the economic system as a whole.

The purposes of the program were two-fold: First, to reduce to a minimum involuntary unemployment, the suffering caused thereby, and the resulting decline of purchasing power, and second, to avoid the necessity for resorting to costly relief programs.

The value of these two objectives inures to the public, and to the business system, itself.

It was largely for these reasons that employers were required to contribute. Their contributions are considered as part of their cost of operation and to a great extent are passed on in the prices of their goods and services. Thus, the costs of the program are widely spread.

Contributions by employees were also originally required in many States, but this feature has since been discontinued in all except four (Rhode Island, New Jersey, Alabama, and California), and of these four States Rhode Island has since June, 1942, used employee contributions for disability benefits.

Employee contributions, when they are required, must be borne entirely by the individual worker, because, unlike the case of the employer, there is no one to whom the worker can pass the burden. His contribution is really in the nature of a gross income tax, as distinguished from what is merely an excise tax as far as the employer is concerned.

Therefore, it is primarily on the ground of financial necessity that the employee's contribution toward the financing of the unemployment insurance can be justified.

Because there is no financial necessity for an employee contribution in California's Unemployment Insurance Program, I have recommended that the 1 per cent employee contribution be used to support a program for the payment of compensation to workers whose unemployment is due to sickness or disability.

Under this program workers would receive in return for their contributions, weekly compensation payments in the same manner as they would under the present law if their unemployment was due to economic causes.

Unemployment resulting from illness or disability is a risk faced by all workers. Sickness or injury of a worker, when nonoccupational in character and therefore not compensable under the Workman's Compensation Act, deprives the worker and his family of their primary source of income, the pay check, at a time when income is most needed.

When sickness strikes down the breadwinner, living expenses continue just the same, and, in addition, there is often extra expense occasioned by the illness itself.

Even those workers who are fortunate enough to be employed in the more stable types of business and who, therefore, rarely derive any benefit under the present system, are constantly exposed to the risk of loss of income through sickness. But, under the present Unemployment Insurance Law they are not entitled to any benefits for that reason.

Comparatively few California employees enjoy working conditions that include an adequate system of sick leave with pay.

It is not possible for employees to obtain from private insurance companies protection against loss of wages or salary during sickness as adequately or cheaply as that protection could be obtained by diverting their present 1 per cent contribution for the support of a Disability Benefits Program.

The proposed program would provide an initial waiting period of one week, and thereafter would pay benefits only in those cases where the illness or other disability extended for a full week, or longer.

Studies have been made by the Department of Employment with respect to the annual cost of such a program on the basis of rates and durations presently applicable in unemployment compensation.

Based on Rhode Island's actual experience, and with allowance for differences between the Rhode Island Law and the program now under consideration for California, the cost in California would approximate \$35,000,000 a year.

This cost could be met entirely out of the 1 per cent employee contribution. Estimates of the Department of Employment, assuming reasonably probable economic conditions, are that worker contributions in California will not fall below \$46,950,000 per year during the next three years.

Benefits under the proposed Disability Insurance Program would be first payable about July 1, 1947, and the present employee contribution of 1 per cent of pay rolls would be used, starting July 1, 1946, to finance the system.

The date for first payment of benefits could be advanced to about October 1, 1946, if employee contributions already deposited in the existing reserve during 1944 and 1945 can legally be used for the payment of disability benefits. This question is now under discussion with the Federal Government.

Even with such a transfer of employee contributions from the present Unemployment Insurance Reserve, in order to initiate payments at the earlier date of October 1, 1946, the Department of Employment estimates that there will still remain at the end of 1948 in the regular Unemployment Insurance Reserve not less than \$643,000,000—a reserve that will be ample, according to its estimates, for all the needs of unemployment insurance.

No new agency of the State need be created. The existing Department of Employment would administer the program in much the same manner as it administers the regular Unemployment Compensation System.

The entire financing, including administration, would be met from the present 1 per cent employee contributions, and without any new or additional contribution from employers.

This Program of Unemployment Disability Benefits is not health insurance nor is it designed to meet the direct cost of medical care.

Indirectly, however, the program would be of inestimable value to the families of stricken breadwinners by providing the same basic income to which the breadwinner would be entitled if he were out of employment for economic reasons.

It is interesting to note that the medical profession, long in a position to observe the distress of families deprived by illness of the income of the breadwinner, has recognized the importance and need for a Program of Disability Benefits.

The California Medical Association, as recently as January 7, 1945, proposed "An increase in the benefits of the California Unemployment Insurance Act, without increasing pay roll taxes, to provide cash indemnities to wage earners when ill or injured through nonindustrial causes." (California Medical Association Resolution, House of Delegates, Los Angeles, January 7, 1945.)

The American Medical Association "through its House of Delegates has consistently favored such insurance." (Journal of the American Medical Association, December 1, 1945, page 953.)

In my opinion now is the time for action. Unless some action is taken now, the employees of California will be required to continue contributing 1 per cent of their pay checks to the Unemployment Insurance Program without any real need therefor in California as far as the regular Unemployment Insurance Program is concerned, and for which they receive no broader coverage than do the employees in the 44 States where no employee contribution is required.

Finally, may I repeat that this can be done without affecting the solvency of the present Unemployment Insurance Fund and without requiring additional contributions from anyone.

Sincerely,

EARL WARREN, Governor

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

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

Assembly Bill No. 128: By Messrs. Middough, Burke, McMillan, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dills, Clayton A., Dills, Ralph C., Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, McCollister, Miller, Mrs. Niehouse, Messrs. Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, and Thurman—An act authorizing the Department of Corrections to acquire real property for a new women's prison.

Referred to Committee on Crime and Correction.

Assembly Concurrent Resolution No. 19: By Messrs. Price and Armstrong—Relative to commending the members of the safety meeting of representative citizens at Upland and Ontario, California, and the vicinity thereof.

Referred to Committee on Rules.

CONSIDERATION OF ASSEMBLY BILL NO. 52 BY UNANIMOUS CONSENT

Assembly Bill No. 52—An act to provide for the acquisition of temporary and emergency housing facilities by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Further consideration of Assembly Bill No. 52 continued temporarily.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. Watson, Hawkins, and Pelletier as a Select Committee to escort to the rostrum Monsieur Jacques Baeyens, Counsel General of France; Monsieur Andre Rousselet, Vice Counsel; and Monsieur Henri Beaujard, French Commercial Counsel.

RECESS

At 2.15 p.m., on request of Speaker Lyon, the Assembly recessed until 2.22 p.m. to hear remarks by Messrs. Jacques Baeyens, Counsel General of France; Andre Rousselet, Vice Counsel of France, and Henri Beaujard, French Commercial Counsel.

PROCEEDINGS DURING RECESS

Introduction of Assemblyman Pelletier

Speaker Lyon presided, and introduced Mr. John B. Pelletier, Member of the Assembly from the Forty-fourth District.

Presentation of Distinguished Guests

Mr. Pelletier then presented Messrs. Jacques Baeyens, Andre Rousselet, and Henri Beaujard to the Assembly and guests, who then addressed, in the order named, the Assembly and visitors in the Assembly Chamber.

REASSEMBLED

At 2.22 p.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 52

Assembly Bill No. 52—An act to provide for the acquisition of housing facilities by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Demand for Previous Question

Messrs. Allen, Dills, Clayton A., Kraft, Miller, and Weber demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 52.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Explanations of Vote

I voted in favor of Assembly Bill No. 52, but I feel the appropriation is wholly inadequate to provide housing for veterans. I can not agree with the Administration that the amount appropriated, which takes care of 7,000 families only, is sufficient.

JULIAN BECK
WM. H. ROSENTHAL

I have voted "aye" on Assembly Bill No. 52 because it meets at least *some* of the need of veterans for housing. But this bill is inadequate in that it provides not over 7,000 units while evidence indicates that our veterans need in excess of 80,000 units.

AUGUSTUS F. HAWKINS

Had I been present I would have voted "aye" on this bill.

EDWARD F. O'DAY

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 23, 1946

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

Senate Bill No. 19
Senate Bill No. 22
Senate Bill No. 23
Senate Bill No. 42

Senate Bill No. 50
Senate Bill No. 56
Senate Bill No. 59
Senate Bill No. 13

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

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 19—An act to add Article 5A, comprising Sections 993 to 994.3 inclusive, to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of

creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veteran Farm and Home Purchase Act of 1943; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1946.

Referred to Committee on Military Affairs.

Senate Bill No. 22—An act to amend Sections 980 and 985 and to amend and renumber the article heading of the second Article 3 of Chapter 6 of Division 4 of, and to add Sections 831 and 842 to, the Military and Veterans Code, relating to the purchases of farms and homes by veterans of World War I and veterans of World War II, abolishing the Veterans' Farm and Home Building Fund, and facilitating the work of the Veterans' Welfare Board.

Referred to Committee on Military Affairs.

Senate Bill No. 23—An act to repeal an act entitled "An act to add Article 5A, comprising Sections 933 to 994.3, inclusive, to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans Farm and Home Purchase Act of 1943; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1946," approved July 17, 1945, relating to the purchase of farms and homes for veterans.

Referred to Committee on Military Affairs.

Senate Bill No. 42—An act to repeal Division 1 and Sections 691, 692, 693, 696, 697, 992, 992.3, 992.4, 1015, 1016, 1017, 1020, 1021, 1028, 1029, 1086, and 1087 of, to add Division 1 to, and to amend Section 1084 of, the Military and Veterans Code, to amend Section 18620 of, and to add Section 18629 to, the Business and Professions Code, providing for the reorganization of the State agencies concerned with veterans and veterans' affairs and for matters incidental thereto, including the establishment of a Department of Veterans Affairs, California Veterans Board,

and Director of Veterans Affairs and prescribing the powers, duties, purposes, and functions of each, abolishing the Department of Military and Veterans Affairs, creating the Office of The Adjutant General and placing The Adjutant General therein, placing the Division of Athletics in the Department of Professional and Vocational Standards, and providing for the transfer of funds, personnel, property and records.

Referred to Committee on Military Affairs.

Senate Bill No. 50—An act to amend Sections 751, 820, and 987 of the Military and Veterans Code, relating to the rate of interest on veteran farm and home loans, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Military Affairs.

Senate Bill No. 56—An act to amend Section 16 of an act entitled "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," approved June 20, 1944, relating to allocations by the State for the cost of acquisition of rights of way and sites for public works projects.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 59—An act to add Section 10182 to the Education Code, relating to instruction by correspondence of veterans enrolled in schools or classes of school districts.

Referred to Committee on Education.

Senate Bill No. 13—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies, to take effect immediately.

Referred to Committee on Judiciary.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon adjournment—

Ways and Means.

Governmental Efficiency and Economy.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE

SACRAMENTO 3, January 25, 1946

The following bill has been signed by the Governor, and has been this day chaptered and filed in the office of the Secretary of State:

Assembly Bill No. 1, Chapter 1

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. King and Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Chester E. Sproule, Army Air Force.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. Ramiro Calazzo of Havana, Cuba, and Fred W. Smith of Ventura.

On request of Messrs. Middough and Armstrong, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. and Mrs. Weston Price of Redlands University.

On request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Howard Gardner, U.S.N.R.

On request of Mr. Allen and Los Angeles Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Howard Holfziendorff of San Francisco.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Gertrude Denny, daughter of Assemblyman Denny of Etna.

On request of Mr. Watson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Earl Kibby, U. S. Navy.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Donald M. Nelson, Stephen D. Bechtel, D. G. Fleet, C. Neil Haggerty, and Mervyn Rathborne of California.

On request of Mr. Brady and San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Anna Wunder of San Francisco.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Michel Patrick Brennan of San Francisco.

On request of Mr. Thurman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Jesse Hession of Sacramento.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Paul Scharrenberg of San Francisco.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Jacques Baeyens, Consul General of France, Andre Rousselet, Vice Consul, and Henri Beaujard, Commercial Counsel.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to James H. Fischer of Napa, E. D. Michels of Mare Island, and Col. Earl E. Retzer of Napa.

ADJOURNMENT

At 2.45 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10 a.m., Thursday, January 24, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

FOURTEENTH LEGISLATIVE DAY
 EIGHTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Thursday, January 24, 1946

The Assembly met at 10 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
 Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Helsing, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps :

O God of Truth

May we catch a glimpse of the majesty of noble character which is the most august and exhilarating possession of our human life.

When we feel the sense of duty urging us, and hear the voice of conscience speaking to us, we rise above the animal level of existence to the real glory of human life.

May we find that the moment of greatest satisfaction, the time when we feel an inner glow, an emotional surge is the time when we do right against great odds.

Let us behold the superior men of history, who were great because they had strength to obey the voice of conscience in the face of opposition, and behold the Man of Galilee who even found joy in being crucified for righteousness sake.

May we aspire and strive to gain the feeling of buoyant elevation, the gladness that comes from the courageous decision to follow the hard right against the easy wrong.

Then shall we walk among men with the calm eye of those who never need to fear the muck rakers of society.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Butters, on motion of Mr. Boyd.
 Mr. Field, on motion of Mr. Erwin.
 Mr. Armstrong, by unanimous consent.
 Mr. Price, by unanimous consent.

COMMUNICATIONS

By Mr. Middough:

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

DIVISION OF BEACHES AND PARKS
 DEPARTMENT OF NATURAL RESOURCES, SACRAMENTO 14, January 24, 1946
Honorable Lorne D. Middough
Member of the State Legislature
State Capitol, Sacramento 14, California

DEAR LORNE: May I request that you make a correction in the language as used on page 4 in the Assembly Journal under date of January 18, 1946. The particular correction to be made is as follows:

"Morro Strand" should read "Alamitos Beach"
 Under that heading, the language should read as follows:
 "Grading and landscaping, roads, parking and structural repairs."

The sum of \$12,000 for this item is correct.

May I thank you in advance for the courtesy in making the change as requested above at the instance of this division.

Sincerely,

A. E. HENNING, Chief
 Division of Beaches and Parks

cc: James S. Dean, Director of Finance

By Speaker Lyon:

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

STATE OF CALIFORNIA
 CALIFORNIA COMMISSION ON UNIFORM STATE LAWS

RESOLUTION OF THE CALIFORNIA COMMISSION ON UNIFORM STATE LAWS

The California Commission on Uniform State Laws, meeting in San Francisco, California, on January 22, 1946, at which Commissioners Max Radin, Chairman-Commissioner W. Jefferson Davis, and Commissioner and Secretary Martin J. Dinkelspiel, were present, adopted the following resolution:

We endorse the principles in regard to regulation of aviation adopted by the American Bar Association at its 1943 meeting, which are substantially as follows:

- (a) Maximum development of the air commerce of the Nation is in the public interest;
- (b) Uniformity of law and regulation of such air commerce, including its economic, and safety regulation, control and the certification of aircraft and airmen, is necessary to bring about its maximum development;
- (c) Such uniform regulation and control can only be accomplished through Federal legislation.

The commission wishes further to recommend that no law be passed by the Legislature regulating aviation, except in conformity with Federal legislation and acts approved by the National Conference of Commissioners on Uniform State Laws.

In carrying out the above principles, the commission is of the opinion that it is desirable that a State Aviation Commission be created by the State Legislature.

ATTEST:

MARTIN J. DINKELSPIEL, Secretary

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

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

Assembly Bill No. 129: By Mr. Lyons—An act to add Section 11781.5 to the Insurance Code, relating to branch offices of the State Compensation Insurance Fund.

Referred to Committee on Governmental Efficiency and Economy.

RESOLUTIONS

The following resolution was offered :

By Mr. Thurman :

House Resolution No. 53

Respecting discovery of gold at Coloma

WHEREAS, January 24, 1946, is the official ninety-eighth anniversary of the discovery of gold at Coloma by James Wilson Marshall ; and

WHEREAS, During this period of nearly 100 years the State has grown from a vast, sparsely settled area to a modern industrial and agricultural empire and one of the great States of the Union ; and

WHEREAS, In the daily routine of our modern life, it is proper and fitting that we pause to reflect upon the character of those sturdy and self-reliant pioneers whose enterprise, courage and sacrifice made possible the emergence of the great State which we serve, and to derive renewed inspiration and optimism to face the ever increasing complexities and problems of the future. The amazing advances of science and the sudden end of the catastrophic war have precipitated new problems into our midst which must be met with courage and high purpose ; and

WHEREAS, In the light of the idealism that guided those early builders of California, we dedicate ourselves to the mighty tasks which lie ahead, and to administer our trust as servants of this great State wisely and faithfully that we may prove worthy of the heritage which they have handed down to us, and in this light not only do we commemorate the discovery of gold, but also the mighty tide of events which that discovery set in motion ; now, therefore, be it

Resolved by the Assembly of the State of California. That when the Assembly does this day adjourn we do so in commemoration of the discovery of gold at Coloma and out of respect to the memory of James Wilson Marshall, who bequeathed to us the priceless heritage which we now enjoy.

Request for Unanimous Consent

Mr. Thurman asked for, and was granted, unanimous consent to take up House Resolution No. 53, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which was referred :

Assembly Bill No 55

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

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 55—An act to add Part 9 to Division 3 of Title 2 of the Government Code, providing for a continuous survey of economic conditions and for periodic reports, establishing a State Economic Council, a Legislative Committee and prescribing the powers and duties of

said council, committee, and the Governor in relation to such surveys and reports and making an appropriation.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 26

Assembly Bill No. 51

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

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 26—An act making an appropriation to the Division of Fish and Game, Department of Natural Resources, for construction, improvements, repairs and equipment, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 2, 3, and 4, of the printed bill, strike out "one million one hundred forty-three thousand five hundred dollars (\$1,143,500)", and insert "six hundred thirty-seven thousand, five hundred dollars (\$667,500)".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 51—An act making an appropriation to the Division of Forestry, Department of Natural Resources, for construction, improvements and equipment.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 3 of the title of the printed bill, after "equipment", insert ", declaring the urgency of this act, to take effect immediately."

Amendment No. 2

On page 1 of the printed bill, strike out lines 7 to 10, inclusive, and insert "SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health, and safety within the meaning of Section 1 of Article IV of the Constitution and as such shall take effect immediately. A statement of facts constituting such necessity is as follows:

The State and its agencies have not since the commencement of World War II had their buildings, offices or operational facilities materially augmented commensurate with the increase in the volume of business required to be transacted. With the end of actual hostilities the problems of reconversion have put an additional burden upon the present inadequate facilities. Consequently, the State is unable to function in a normal manner because of the lack of real estate, buildings, offices, or operational facilities."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 15

Assembly Bill No. 42

Assembly Bill No. 41

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

**REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW
ASSEMBLY BILLS NOS. 21, 23, AND 25**

Mr. Anderson asked for, and was granted, unanimous consent that Assembly Bills Nos. 21, 23, and 25, be withdrawn from the Committee on Civil Service and State Personnel, for purpose of amendment, and that they be re-referred to the Committee on Civil Service and State Personnel.

CONSIDERATION OF ASSEMBLY BILLS NOS. 21, 23, AND 25

Assembly Bill No. 21—An act to amend Section 19533 of the Government Code, relating to veterans' preference in State civil service.

Bill read second time.

Motion to Amend

Mr. Anderson moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 4, of the printed bill, after "service", insert "performing work which would fall in the series of classes related to the employee's present class".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 23—An act to amend Section 19057 of the Government Code, relating to veterans' preference in State civil service.

Bill read second time.

Motion to Amend

Mr. Anderson moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 23 to 26, inclusive.

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 25—An act to add Section 19705 to the Government Code, relating to veterans' preference in State civil service.

Bill read second time.

Motion to Amend

Mr. Anderson moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, after line 29, insert "The provisions of this section shall not apply to persons to whom a preference is permitted under Section 18972, nor to any investigation into the qualifications of such

disabled veteran for the position in the State civil service to which he has been appointed”

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Motion to Rush Printing of Assembly Bills Nos. 21, 23, and 25

Mr. Anderson moved that a rush order be placed upon the printing of Assembly Bills Nos. 21, 23, and 25.

Motion carried.

**NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION
NO. 26 CONTINUED**

By unanimous consent, Mr. Burkhalter's notice of motion to withdraw House Resolution No. 26 from the Committee on Rules was continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL
NO. 66 CONTINUED**

By unanimous consent, Mr. Fourt's notice of motion to withdraw Assembly Bill No. 66 from the Committee on Judiciary was continued until the next legislative day.

**CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS**

Assembly Bill No. 79—An act providing for research and its adaptation to the production, processing, distribution and utilization of agricultural products grown in the State of California and making an appropriation therefor, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Motion to Set Special Order

Mr. Lyons moved that Assembly Bill No. 79 be made a special order of business for Tuesday, January 29, 1946, at 10.30 a.m.

Motion to Table

Mr. Lowrey moved that the motion by Mr. Lyons that Assembly Bill No. 79 be made a special order of business for Tuesday, January 29, 1946, at 10.30 a.m., be laid on the table.

Mr. Clarke seconded the motion.

The roll was called, and the motion to table lost by the following vote:

AYES—Boyd, Brown, Burke, Burns, Call, Clarke, Collins, Sam L., Denny, Dickey, Dills, Ralph C., Emlay, Erwin, Gannon, Geddes, Guthrie, Heisinger, King, Knight, Kraft, Leonard, Lowrey, McCollister, Middough, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Watson, Weber, and Werdel—34.

NOES—Allen, Anderson, Beal, Beck, Bennett, Burkhalter, Carey, Collins, George D., Crichton, Crowley, Debs, Dills, Clayton A., Doyle, Dunn, Evans, Fletcher, Gaffney, Haggerty, Hawkins, Hollibaugh, Kilpatrick, Lyons, Maloney, Massion, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Thomas, and Waters—32.

The question being on the motion by Mr. Lyons that Assembly Bill No. 79 be made a special order of business for Tuesday, January 29, 1946, at 10.30 a.m.

The roll was called, and the motion lost by the following vote:

AYES—Anderson, Beal, Beck, Bennett, Berry, Burkhalter, Collins, George D., Debs, Dills, Clayton A., Doyle, Dunn, Evans, Fletcher, Gaffney, Haggerty, Hawkins, Hollibaugh, Kilpatrick, Lyons, Maloney, Massion, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, and Thomas—28.

NOES—Allen, Boyd, Brown, Burke, Burns, Call, Carey, Clarke, Collins, Sam L., Crichton, Denny, Dickey, Dills, Ralph C., Emlay, Erwin, Fourt, Gannon, Geddes, Guthrie, Heisinger, King, Knight, Kraft, Leonard, Lowrey, McCollister, Middough, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—41.

The question being on the adoption of the urgency clause to Assembly Bill No. 79.

Motion to Set Special Order

Mr. Thomas moved that Assembly Bill No. 79 be made a special order of business for Monday, January 28, 1946, at 11.30 a.m.

Mr. Lowrey seconded the motion.

Substitute Motion

Mr. McMillan moved, as a substitute motion, that Assembly Bill No. 79 be made a special order of business for Tuesday, January 29, 1946, at 11.31 a.m.

The roll was called, and the substitute motion carried by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Fourt, Gaffney, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—66

NOES—Gannon, Stephenson, and Thorp—3.

MOTION TO SET SPECIAL ORDER

Mr. Allen moved that all appropriation bills on file follow in sequence the consideration of Assembly Bill No. 79, and that they be made a special order of business for Tuesday, January 29, 1946, at 11.32 a.m.

Ruling by Speaker

The Speaker ruled the motion by Mr. Allen out of order because the numbers of the bills carrying appropriations were not specified and therefore the motion is indefinite and uncertain.

MOTION TO SET SPECIAL ORDER

Mr. McMillan moved that Assembly Bill No. 55 be made a special order of business for Tuesday, January 29, 1946, at 11 a.m.

Amendment to Motion

Mr. Erwin moved that the motion by Mr. McMillan be amended as follows: That Assembly Bill No. 55 be set as a special order of business for Wednesday, January 30, 1946, at 11.45 a.m.

Mr. Clarke seconded the motion.

Motion to Table

Mr. Beck moved that the motion by Mr. Erwin to amend the motion by Mr. McMillan be laid on the table.

Mr. Anderson seconded the motion.

The roll was called, and the motion to table lost by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Burns, Crowley, Dills, Ralph C., Dunn, Emlay, Evans, Fletcher, Gaffney, Haggerty, Hawkins, Hollibaugh, Kilpatrick, Lyons, Maloney, Massion, McMillan, Middough, O'Day, Robertson, Rosenthal, Sheridan, and Thomas—26.

NOES—Allen, Beal, Brown, Burke, Burkhalter, Call, Carey, Clarke, Collins, Sam L., Crichton, Debs, Denny, Dickey, Erwin, Fourt, Gannon, Geddes, Guthrie, Heisinger, Johnson, King, Knight, Kraft, Leonard, McCollister, Miller, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—38.

The question being on the motion by Mr. Erwin to amend the motion by Mr. McMillan as follows: That Assembly Bill No. 55 be set as a special order of business for Wednesday, January 30, 1946, at 11.45 a.m.

The roll was called, and the motion lost by the following vote:

AYES—Allen, Boyd, Brown, Burke, Call, Clarke, Collins, Sam L., Crichton, Denny, Dickey, Erwin, Fourt, Gannon, Geddes, Guthrie, Johnson, King, Knight, Kraft, Leonard, Lyons, McCollister, Miller, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—36.

NOES—Anderson, Beal, Beck, Bennett, Berry, Burkhalter, Burns, Carey, Collins, George D., Crowley, Debs, Dills, Ralph C., Dunn, Emlay, Fletcher, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Maloney, Massion, McMillan, Middough, O'Day, Rosenthal, Sheridan, and Thomas—29.

The question being on the motion by Mr. McMillan that Assembly Bill No. 55 be made a special order of business for Tuesday, January 29, 1946, at 11 a.m.

Motion to Set Special Order Withdrawn

Mr. McMillan withdrew his motion.

Motion to Set Special Order

Mr. Thomas moved that Assembly Bill No. 55 be made a special order of business for Tuesday, January 29, 1946, at 11.32 a.m.

The roll was called, and the motion lost by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burkhalter, Burns, Collins, George D., Debs, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Fletcher, Gaffney, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, McMillan, Middough, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Thomas, Thurman, Weber, and Wollenberg—44.

NOES—Burke, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Denny, Dickey, Fourt, Gannon, Johnson, Knight, Kraft, McCollister, Miller, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Waters, Watson, Werdel, and Mr. Speaker—26.

MOTION TO SET SPECIAL ORDER

Mr. Thomas moved that Assembly Bill No. 80 be made a special order of business for Tuesday, January 29, 1946, at 11.32 a.m.

Motion lost.

CONSIDERATION OF DAILY FILE**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 80—An act to make an appropriation to the California Polytechnic School for the production of herbs and plants for applied research in the production of resins, gums, and oils for medicinal

and other purposes, 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—Allen, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Johnson, King, Knight, Kraft, Leonard, Lowrey, Maloney, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Sawalisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.

NOES—Anderson, Beal, Beck, Burkhalter, Dills, Clayton A., Fletcher, Hawkins, Massion, Rosenthal, and Thomas—10.

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

AYES—Allen, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Johnson, King, Knight, Kraft, Leonard, Lowrey, Maloney, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Sawalisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.

NOES—Anderson, Beal, Beck, Burkhalter, Dills, Clayton A., Fletcher, Hawkins, Massion, Rosenthal, and Thomas—10.

Bill ordered transmitted to the Senate.

Assembly Bill No. 100—An act making an additional appropriation for support of the Department of Motor Vehicles for the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollbaugh, Johnson, King, Knight, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

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

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollbaugh, Johnson, King, Knight, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 101—An act reappropriating the appropriation made by Item 187.2 of the "Budget Act of 1945," and making an additional appropriation for the support of the Department of Motor Vehicles

in the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Maloney, Masson, McCollister, McMillan, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sawalisch, Sheridan, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—67.

NOES—None.

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

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Maloney, Masson, McCollister, McMillan, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sawalisch, Sheridan, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Mr. Werdel:

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

January 21, 1946

*Thomas H. Werdel, Assemblyman
State Capitol, Sacramento, California*

DEAR TOM: My family and I would very much appreciate having you communicate to the Assembly our acknowledgment of the recent action of its members, taken at your instance, in expressing sympathy at the death of my father and former State Senator, James I. Wagy. As you know, after his retirement he looked back upon his associations with the Legislature as among the most satisfying experiences of his life, and would have been gratified, as we are, to have known that his feelings in this respect were reciprocated.

Sincerely,

PHILIP M. WAGY

By Mr. Kilpatrick:

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

Opinion of Legislative Counsel

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, January 23, 1946

*Honorable Vernon Kilpatrick, Assembly Chamber
State Capitol, Sacramento, California*

SPECIAL SESSION AUGMENTATION OF THE FUNDS OF A LEGISLATIVE COMMITTEE
CREATED AT THE PRECEDING REGULAR SESSION—No. 7147

DEAR MR. KILPATRICK: I write to confirm my oral statement that in my opinion such a resolution at a special session is ineffective unless the work of the committee is upon a subject of legislation specified in the Proclamation convening the Legislature to meet in special session.

The reason is that such a resolution is in the nature of an act of legislation, as related in greater detail in my opinion of January 27, 1944, to Mr. Arthur A. Ohnimus, printed in the Assembly Journal of January, 1944, special session at page 53:

The same line of reasoning and the same conclusion applies to a bill at a special session appropriating additional money to the Contingent Fund for the purpose of being available for allocation to such committees.

Yours very truly,

FRED B. WOOD, Legislative Counsel

Speaker Pro Tempore Presiding

At 11.29 a.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 113—An act making an additional appropriation for support of the Department of Motor Vehicles in the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

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

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 108—An act to amend Section 3 of an act entitled "An act authorizing any county in the State of California to aid any city operating under a freeholders' charter, or otherwise, in the State of California, in the acquisition of real or personal property for the purpose of constructing and completing improvements thereon necessary and convenient to the maintenance of airports, the flying and landing of aircrafts and the maintenance of same, to take effect immediately," approved May 13, 1941, relating to publicly owned airports, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn,

Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 15—An act making an appropriation to the Department of Industrial Relations for apprenticeship training, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 41—An act making an appropriation for construction, improvements, repairs and equipment of State parks, Division of Beaches and Parks, Department of Natural Resources, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty,

Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Gardiner Johnson Presiding

At 11.40 a.m., Hon. Gardiner Johnson, Member of the Assembly from the Eighteenth District, presiding.

Assembly Bill No. 42—An act making an appropriation for construction, improvements, repairs and equipment of State beaches, Division of Beaches and Parks, Department of Natural Resources, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L. Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—69.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Berry, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L. Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—69.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 6

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

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

Senate Bill No. 12—An act to amend Section 15n of the Municipal Utility District Act, relating to municipal utility districts, authorizing the temporary use of utility district funds for special districts for sewage disposal purposes, 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—70.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—70.

NOES—None.

Bill ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW
ASSEMBLY BILL NO. 58**

Mr. Lyons asked for, and was granted, unanimous consent that Assembly Bill No. 58 be withdrawn from the Committee on Finance and Insurance, for purpose of amendment, and that it be re-referred to the Committee on Finance and Insurance.

Hon. Sam L. Collins Presiding

At 11.47 a.m., Hon. Sam L. Collins, Member of the Assembly from the Seventy-fifth District, presiding.

CONSIDERATION OF ASSEMBLY BILL NO. 58 BY UNANIMOUS CONSENT

Assembly Bill No. 58—An act to add Section 18 and Article 10, comprising Sections 150 to 404 to, and to amend Sections 19, 20, and 40 of, the Unemployment Insurance Act, to establish a System of Unemployment Compensation Disability Benefit Payments within the Unemployment Compensation System.

Bill read second time.

Motion to Amend

Mr. Lyons moved the adoption of the following amendments :

Amendment No. 1

On page 3 of the printed bill, strike out lines 12 to 14, inclusive, and insert "Sec. 204. An individual if eligible shall be entitled to both disability benefits and unemployment benefits in the same benefit year; provided that no disability benefits shall be payable during any week of an individual's benefit year after such individual's unemployment benefit rights have been exhausted."

Amendment No. 2

On page 4, line 3, of said bill, insert "Sec. 209. In the case of any individual who in good faith adheres to the teachings of any bona fide church, sect, denomination or organization and in accordance with its principles depends for healing entirely upon prayer or spiritual means, no medical examination shall be required nor shall any authorized regulations prescribing the manner of proof of illness or injury discriminate against such individual."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

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

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

Assembly Bill No. 130: By Mr. Dickey—An act to add Sections 18977 and 19176 to the Government Code, relating to veterans' civil service status.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 131: By Messrs. Burkhalter, Geddes, Beck, Anderson, Allen, Beal, Burke, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Evans, Fletcher, Hollibaugh, Knight, Lyons, Massion, McMillan, Middough, Robertson, Rosenthal, Stewart, Thomas, and Mrs. Niehouse—An act making an appropriation to the Department of Military and Veterans' Affairs for the establishment of California State Veterans' Home of Southern California.

Referred to Committee on Military Affairs.

Assembly Bill No. 132: By Messrs. Beal, Allen, Evans, McCollister, Burke, Dills, Clayton A., Emlay, Gannon, Geddes, and Stewart—An act to amend Sections 804, 814, 815, 985.5, 986.4 and 986.5 of the Military and Veterans Code, relating to the purchase of farms and homes by veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 133: By Mr. Evans—An act creating a State Naturopathic Board, defining the practice of naturopathy in this State, prescribing the terms upon which licenses may be issued to practitioners of naturopathy, declaring the powers and duties of the State Board of Naturopathy, prescribing the functions and duties of naturopaths, imposing penalties for violation of the act, authorizing the State Board of Naturopaths to prescribe rules and regulations governing naturopaths.

Referred to Committee on Public Health.

Assembly Bill No. 134: By Mr. Debs—An act relating to aviation and the augmentation of facilities therefor and cooperation by officers

and agencies of the State and local governments in connection therewith, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Concurrent Resolution No. 20: By Messrs. Stewart, Geddes, Knight, Robertson, Boyd, Burke, and Werdel—Relative to the creation of a Joint Committee on the Housing Emergency.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 21: By Messrs. Pelletier, Hollibaugh, Anderson, Massion, Allen, Beal, Beck, Berry, Boyd, Brady, Burke, Burkhalter, Call, Clarke, Collins, George D., Crichton, Crowley, Debs, Denny, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Fletcher, Fourt, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Kilpatrick, King, Kraft, Lowrey, Lyon, Lyons, Maloney, McCollister, McMillan, Middough, Mrs. Niehouse, Messrs. O'Day, Robertson, Rosenthal, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Werdel, and Wollenberg—Relative to motor vehicle parking facilities in Los Angeles.

Referred to Committee on Municipal and County Government.

Assembly Concurrent Resolution No. 22: By Messrs. Maloney, Wollenberg, O'Day, Gaffney, Collins, George D., Haggerty, Berry, and Brady—Relative to requesting the State Board of Harbor Commissioners for San Francisco Harbor to investigate and report to the Legislature upon a proposed world trade center.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 22, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 22

Assembly Concurrent Resolution No. 22—Relative to requesting the State Board of Harbor Commissioners for San Francisco Harbor to investigate and report to the Legislature upon a proposed world trade center.

Resolution read.

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

AYES—Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, Johnson, King, Kraft, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Waters, Watson, Weber, Werdel, and Wollenberg—61.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1946

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

Assembly Concurrent Resolution No. 19

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

SAM L. COLLINS, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 19

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 55

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

At 2 p.m.—

Municipal and County Government.

Ways and Means.

Agriculture.

Transportation and Commerce.

At 8 p.m.—

Civil Service and State Personnel.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. O'Day and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Thomas Valerga, Alfred Orvonen, Lt. J. Joseph Allen, U. S. Navy, and Fred Neuney.

On request of Mr. Berry and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John F. Fixa and George Higgins of San Francisco.

On request of Mr. Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Henry Tonine and Virgil Young, San Jose State College.

On request of Mr. Beck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ivan Swartout of San Fernando.

On request of Mr. Bennett, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Perry E. Seeley, Mr. and Mrs. Torio Lindholm of Los Angeles, and Mrs. W. E. Dudley of Santa Monica.

On request of Mr. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Norman Gurin and Mrs. Virginia Richardson of Los Angeles.

On request of Speaker Lyon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Col. John C. French of Long Beach and Col. W. Jefferson Davis of Hollywood.

On request of Mr. McMillan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge Charles McCoy, Carl McElroy, and Dave Fautz of Los Angeles.

ADJOURNMENT

At 11.57 a.m., on motion of Mr. Ralph C. Dills, the Speaker declared the Assembly adjourned until 10 a.m., Friday, January 25, 1946, in commemoration of the discovery of gold at Coloma and out of respect to the memory of James Wilson Marshall.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

FIFTEENTH LEGISLATIVE DAY
NINETEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, January 25, 1946

The Assembly met at 10 a.m.

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

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emley, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

"Lord, Thou has been our dwelling place from all generations; before the mountains were brought forth, or ever Thou hadst formed the earth and the sea,—from Everlasting to Everlasting, Thou art God.

Because Thou has made the Most High Thy habitation, there shall no evil befall Thee,—He shall preserve Thy soul.

The steps of the good man are ordered of the Lord, They shall prosper that love Him; The spirit of wisdom and might shall rest upon them.

The precepts of the Lord are right rejoicing the heart; more to be desired are they than gold; In keeping them there is great reward.

Blessed is the man that endureth temptation For when he is tested he will receive the crown of life. The strength of the hills is his also, and the end of the upright is peace.

The Lord shall be unto thee as an Everlasting Light. The path of the just is as a shining light that shineth more and more unto the perfect day." (The Psalms)—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, on motion of Mr. Price.

The following members were granted leaves of absence for the day, because of illness:

Mr. Field, on motion of Mr. Sam L. Collins.

Mr. Butters, by unanimous consent.

The following member was granted leave of absence for the day, because of personal business elsewhere, and desired to waive his per diem:

Mr. Johnson, on motion of Mr. Clarke.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Leonard, on motion of Mr. Thurman.

Mr. Sawallisch, on motion of Mr. Crichton.

Mr. Brady, on motion of Mr. Crichton.

Speaker Presiding

At 10.02 a.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

COMMUNICATIONS

By Speaker Lyon:

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

Opinion of Legislative Counsel

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, January 24, 1946

*Hon. Charles W. Lyon, Speaker of the Assembly
Assembly Chamber, Sacramento, California*

DEAR MR. LYON: Pursuant to your request, we have examined Assembly Bill No. 133.

In our opinion this bill is not within the scope of the Proclamation convening this extraordinary session.

Very truly yours,

FRED B WOOD, Legislative Counsel
By JOSEPH W. PAULUCCI, Chief Deputy

Notation of Presentation of Assembly Bill

The following bill, presented by Mr. Evans on January 24, 1946, was ordered filed as not falling within the purview of the Governor's Proclamation:

Assembly Bill No. 133—An act creating a State Naturopathic Board, defining the practice of naturopathy in this State, prescribing the terms upon which licenses may be issued to practitioners of naturopathy, declaring the powers and duties of the State Board of Naturopathy, prescribing the functions and duties of naturopaths, imposing penalties for violation of the act, authorizing the State Board of Naturopaths to prescribe rules and regulations governing naturopaths.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Thompson asked for, and was granted, unanimous consent that the following Report of the Evergreen Soil Conservation District be ordered printed in the Journal:

Annual Report for the Year 1945 Evergreen Soil Conservation District, San Jose, California

We, the Directors of the Evergreen District of Central California wish to report on the condition of this small but important segment of the California Government. We shall not refer to many numerical figures, since they do not seem very important to us. For what small value they may have, they can be found in the appendix prepared by the U. S. Soil Conservation Service.

We believe that this report will be of greatest value to the Soil Conservation Service, and to other agencies or individuals who may read it, if we confine our remarks to the following: (1) The present workability of the existing district arrangement; (2) the growth of cooperation with other agencies; (3) the important obstacles to better land use; and (4) the possibility of achieving our objectives.

1. The Present Workability of the Existing District Arrangement

The existing arrangement is proving to be sound and fairly workable. The fact that all members of this board are congenial and tolerant of one another's ideas has made the expenditure of our time profitable. Meeting together frequently (often twice a month), we have learned a great deal about numerous subjects connected with soil and water management. We have relied upon our own thinking ability in weighing the suggestions of all visiting technicians, and have found their information helpful. By putting their ideas to severe tests of argument, based on our close experience with Evergreen operating conditions, we have gradually developed a combination of "standard" conservation practices which we believe are nearly correct. Some or all of these practices are now being used by 30 cooperating (signed-up) farmers, including ourselves, and also by several other farmers who have come into touch with our efforts. Although we have divided our district into "sub-districts" having selected "sub-directors" to represent them, this attempt at decentralization has not yet become fully effective. We still think the idea is a good one, and it is expected that under better postwar conditions the system will work better.

Like most farming communities, Evergreen is slow in changing from old habits to newer and better ones. For example, the modern belief of "minimum" cultivation is being accepted quite slowly. We ourselves have argued through many late hours about such things as plowing versus shallow tillage, fertilization of the cover crop instead of feeding the trees directly by means of rings around the trees, and "trashy" tillage of cover crops versus turning them under. The result has been a definite modification of some of our own ideas about soil management. Not until we convince ourselves of these things can we properly face the doubts of our neighbors by asking them to sign farm plans containing such measures.

We have insisted that our farmers be approached slowly on all new methods, and we have refrained from using any high-pressure tactics in getting them to apply for farm plans or agree to following them. Thanks to having a patient and understanding conservationist, who was anxious to subordinate many of his own ideas to our own ideas of operating this district, we have gradually secured a feeling of confidence on the part of the Evergreen community. None of our applications has been obtained with "double talk." Nearly all applications have been, and still are, made voluntarily through the desire to get some valuable assistance.

One of our methods of operation is to invite prospective cooperators to attend our meetings. In this way, we are able to discuss his problems directly with him, thereby giving him the benefit of what we know as operating farmers and what we have learned from the Soil Conservation Service and other agencies. In some cases, our advice has been turned down as to the best crops for certain types of land, but the farmers in these cases were willing to sign agreements covering the practices they believed in. Our efforts have been solely to help them avoid costly mistakes; but when they have decided against following our advice, we have assured them that we still wanted to help them in any way possible.

We wish to take this opportunity to express our appreciation for the energetic yet diplomatic conservationist who was assigned to assist us in organizing and developing this district. We understand that he is leaving the Soil Conservation Service. It is our hope that the man who takes his place will make himself "one of us" as he did. Looking back to the start of this program, we realize that much of what we now accept firmly, and consider to be our own doing (and thinking), has been due to the unselfish and humble method of presentation of these ideas to us.

In case it may reach the proper source, we wish to advise the higher administration of the Department of Agriculture as follows: you will do more real, lasting good for the farmers of this Country by having the right kind of field men than by merely setting up splendid programs without having such men to carry them to the farmers. It takes

field men who can translate them from the "official" form to the form that farmers will understand and accept. When you have men with the ability and the desire to do this, and who are more interested in helping the farmers than in advancing themselves as Government officials, we hope that you will do everything in your power to recognize their worth and make them want to continue in service. One of the best ways to fairly judge such a man is to ask the people he has been working *with*. This will really tell you more than the occasional impressions he may give to some of the people he has been working *for*.

2. The Growth of Cooperation With Other Agencies

It has been a source of great satisfaction to us, and a source of real amazement to our farmers, to learn that at least one agency of the Government is trying to help the farmers by teaching them how to help themselves. We believe that the Soil Conservation Service has tried to encourage local self-sufficiency rather than attempt to squeeze itself under our foundations with the motive of becoming a continuously increasing necessity.

Our hope is that this district will be able to secure prompt and unpatronizing assistance from certain other agencies. To this end, we have and shall continue to exert unceasing effort to become recognized as a responsible board of directors representing all of our 250 or more farmers. Progress with other agencies has been slow and discouraging, because it appears that they have expected to do things *their* way and at *their* convenience instead of in accordance with our local needs and wishes.

Due to the lack of response to direct requests for assistance, we directors have undertaken to strike at the broader and deeper basis of inaction and non-cooperation, by associating ourselves with other district boards of directors. We can honestly lay claim to originating the type of organization known as "Association of Soil Conservation Districts," which was started here in San Jose in the early Spring of 1945. When we were told by the local district attorney that this type of organization was illegal, our President and Assemblyman, Mr. John F. Thompson of Evergreen, put a law through the State Legislature which makes it legal to have associations of soil conservation districts. We believe that this is a large stride in the direction of securing better cooperation, not only among the various soil conservation districts but also from local, State, and Federal agencies in a position to help the farmers with soil and water conservation.

Our Mr. Thompson, representing all Californians, became Chairman of the Legislature's Committee to Investigate Soil and Water Conservation Problems throughout the State. After conducting active hearings in various parts of the State, this committee recommended several bills which were passed. In addition to the bill mentioned above, legislation was passed enlarging the membership of the State Soil Conservation Commission to include two farmer (district director) members. Other legislation improves the procedure for financing soil conservation districts, and the method of conducting district elections. An appropriation was secured, for the first time, for operation of the State Commission. We are proud of the results of our thought and effort in strengthening the soil conservation movement in California.

3. The Important Obstacles to Better Land Use

The slowness of our farmers to accept improved methods has already been mentioned. This is one of the important obstacles to better land use in our district.

The other obstacles are mainly physical limitations such as insufficiency of water for irrigation; the existence of certain blocks of shallow soil, making profitable farming difficult if not impossible for the people so located; and the use, by a number of our farmers, of steep land not capable of permanently supporting cultivated crops.

The first obstacle can and will be overcome. At present, however, we are finding it extremely difficult to get many of the farmers to come together in order to become better educated.

The second obstacle—getting more and cheaper water—has been attacked energetically. At the very start of the district, in the Summer of 1944, we asked the Soil Conservation Service to make a survey of our water sources and a plan for their maximum development. The response to our request was slower and more restrained than we anticipated; but after a year and a half of study, on which we spent much of our own time and some of our personal funds, we wish to express our appreciation for the cautious attitude taken by the Soil Conservation Service. We are particularly indebted to Mr. Don Williams, who made a most careful study and a most excellent report on our situation. This situation is still as bad as it was, and we believe that our water supplies will get lower as time goes on. But at least, we have been prevented from "going off half-cocked" and embarking on an expensive program of water development that could not pay its way.

The third and fourth obstacles consist of soil and slope situations which are unfortunate for the farmers tied to them. It would be foolish for us, or for anyone else who knows what these people are up against, to recommend changes in land use that would decrease their income. Theoretically, it is simple to suggest that farmers with poor land need more acreage, in order that they may follow a program of grazing

or other noncultivated use. But we do not work on the basis of imaginary solutions to the problems of our district. We know from experience that a farmer has got to make a living, and that he can not afford to stop cultivating an orchard—no matter how steep it may be—if doing so deprives him of income.

4. The Possibility of Achieving Our Objectives

Our objectives, as stated in our program (1944), are still the same, namely, "The growers of this district have basically but one thought in mind and that being to increase permanently the quantity and quality of our production, which can be done and shall be done either by this organization or by others which shall follow through the efforts of this organization." The purpose of forming the district, as stated in our original work plan (1944) is also still the same, as follows: "The Evergreen Soil Conservation District was formed because of the necessity of community effort in correcting natural deficiencies that exist in the district and to assist in maintaining and improving the soil resources with which this area is so bountifully supplied."

When we started this district, we hoped that some of our greatest needs, such as developing more irrigation water, would be achieved soon. Now we realize that this and other problems, such as rodent control, noxious weed control, and the knowledge of proper fertilizing, will not be quickly solved. We understand a lot more about these problems, and along with this understanding has come the realization that they are more difficult to solve than we once thought. Also has come the conviction, greater than ever, that such an organization as this district is the only means whereby these large and basic needs can ever be fulfilled. We fully recognize that such jobs as these require cooperation, on the part of our farmers and on the part of public agencies having technical information, specialized equipment, and the right materials with which to do the job.

We still believe that we shall reach our objectives. We are agreed, however, that we shall have to continue and intensify our efforts to secure more interest among our own farmers. We accept this responsibility, but in so doing we shall expect all possible assistance from the Soil Conservation Service, the Agricultural Extension Service, the State Soil Conservation Commission, and other agencies that can help us in getting our farmers to attend meetings and in enlarging the farmers' knowledge and desire to improve existing conditions. We believe that the Extension Service should, and can, render much valuable aid to us as an organized district, by conducting educational meetings in accordance with our soil and water conservation program.

Our own efforts to develop better and cheaper water supplies will not be discontinued. But we shall also continue to seek advice and practical assistance from all the agencies who can help us. We shall strive to accomplish this project not only as an individual board of directors, but also as a member of the Santa Clara Valley Association of Districts and as a member of the State Association of Districts. Perhaps the solution will finally come in the form of a large water-development program benefiting all of the Bay Area.

To control injurious rodents and noxious weeds, we shall continue to request—and if necessary to demand—help from the county supervisors.

To solve the complex problem of proper fertilizing, we shall continue to ask for assistance in developing an adequate course of soil tests, leaf analyses, and fertilizer field trials. Until we know for sure what elements our various crops need under our different soil conditions, we can not hope to furnish proper fertilizer recommendations to our cooperating farmers.

In the case of certain other phases of soil and water conservation, we believe that substantial progress has already been made, especially with improved irrigation practices, better cover crops, corrected cultivation methods, and more efficient control of run-off by means of these and other special measures. We shall continue to expect friendly and capable assistance from field men of the Soil Conservation Service, in helping us to prepare and follow through with individual farm conservation plans, which we consider to be a very effective approach to some of our objectives.

Respectfully submitted January 23, 1946

By Board of Directors:

JOHN F. THOMPSON
ROY SALTALAMACHIA
E. A. MIRASSOU
HERMAN B. BAUM
ELWIN H. WELD

RESOLUTIONS

The following resolution was offered :

By Mr. Thurman :

House Resolution No. 54

Relative to the ninety-fifth anniversary celebration of the Columbia Volunteer Fire Department

On the evening of January 25, 1946, the historic mining town Columbia will echo the gaiety of a day past when its citizens and their distinguished guests for the occasion gather in festive spirit round banquet boards to do honor to its volunteer fire department which through 95 years, from bucket brigade to modern fire engine, has been on duty day and night to defend the wooden structure town from the ravages of flame. So well have these volunteers done their part that Columbia is today the best preserved of the old towns born of the Gold Rush and immortalized in the glowing history of the Mother Lode; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly hereby sends cordial greetings to the citizens of Columbia as they gather to view again the old leather fire helmets, brass fire trumpets, Currier and Ives prints, and other priceless relics of a gala past; and the Members of this Assembly extend to the Firemen and the Ladies Auxiliary congratulations and best wishes for a successful continuation of the fine work of their organizations; and be it further

Resolved, That suitable copies of this resolution be transmitted by the Chief Clerk of the Assembly to Forrest Schoettgen, President of the Columbia Fire Department, and to Mrs. Lucille Red, President of the Ladies Auxiliary of the Columbia Volunteer Fire Department.

Request for Unanimous Consent

Mr. Thurman asked for, and was granted, unanimous consent to take up House Resolution No. 54, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

ANNOUNCEMENT

Members of the Assembly received with enthusiasm the announcement by Assemblyman Edward M. Gaffney, Member of the Assembly from the Twenty-sixth District, that his wife had presented him with a new baby daughter, yesterday, which augments the family of Mr. Gaffney to a total of three sons and three daughters.

CHIEF CLERK INSTRUCTED TO SEND FLOWERS

By unanimous consent, and at the request of the Speaker, the Chief Clerk was instructed to send flowers to Mrs. Edward M. Gaffney, in San Francisco, and express on behalf of the Members of the Assembly their best wishes and congratulations upon the birth of her new baby daughter.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 25, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 21

Assembly Bill No. 23

Assembly Bill No. 25

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered re-referred to Committee on Civil Service and State Personnel.

ASSEMBLY CHAMBER, SACRAMENTO, January 25, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 26

Assembly Bill No. 51

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, January 25, 1946

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 30

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

BURNS, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, January 25, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 47

Assembly Bill No. 104

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

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 47—An act making an appropriation to The Regents of the University of California to meet the urgent building needs of the University of California, and in furtherance of the building program thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 and 4, and insert "seven million one hundred seventy thousand dollars (\$7,170,000) is hereby appropriated out of the Postwar".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 104—An act making an appropriation for student housing at the State colleges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "the acquisition of sites for, and".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 24, 1946

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

Assembly Joint Resolution No. 5
 Assembly Joint Resolution No. 7
 Assembly Concurrent Resolution No. 13

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

Above reported resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 24, 1946

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

Senate Bill No. 53
 Senate Bill No. 55
 Senate Bill No. 04

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

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 53—An act to amend Section 23 of the "District Investigation Act of 1933," relating to special tax and assessment districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 55—An act to amend Sections 813, 815, 820 and 986.3 of the Military and Veterans Code, relating to the purchase of homes by veterans.

Referred to Committee on Military Affairs.

Senate Bill No. 64—An act to add Section 14495.1 to the Education Code, relating to the contributions of veterans, to funds of the State Teachers Retirement System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, January 25, 1946

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Joint Resolution No. 11
 Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolution ordered engrossed.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1946

MR. SPEAKER: Your Committee on Agriculture, 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.

CLARKE, Chairman

Above reported resolution ordered on file for adoption.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, January 25, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 28

Assembly Bill No. 122

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

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT**Assembly Bill No. 28**—An act to provide State assistance of local agencies for the control of mosquitoes, and making an appropriation therefor, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 122—An act to amend Section 185 of the Streets and Highways Code, to make an appropriation for the Revolving Fund of the Division of Highways, to take effect immediately.

Bill read second time, and ordered engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 24, 1946

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

Senate Concurrent Resolution No. 15

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary**FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)**

The following resolution was read:

Senate Concurrent Resolution No. 15—Relative to approving certain amendments to the charter of the City of Marysville, State of California, ratified by the electors of said city at a general municipal election held therein on the twenty-first day of January, 1946.**Request for Unanimous Consent**

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

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 15**Senate Concurrent Resolution No. 15**—Relative to approving certain amendments to the charter of the City of Marysville, State of California, ratified by the electors of said city at a general municipal election held therein on the twenty-first day of January, 1946.

Resolution read.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Lyons, Maloney, Massion, McCollister, McMilian, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan,

Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—66.
 NOES—None.

Resolution ordered transmitted to the Senate.

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

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

Assembly Bill No. 135: By Mr. Dickey—An act to add Section 18974.5 to the Government Code, relating to veterans' preference in State civil service.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 136: By Mr. Dickey—An act to amend Section 20303 of the Government Code, relating to membership in the State Employees' Retirement System.

Referred to Committee on Civil Service and State Personnel.

**CONSIDERATION OF DAILY FILE
 THIRD READING OF ASSEMBLY BILLS**

Assembly Bill No. 55—An act to add Part 9 to Division 3 of Title 2 of the Government Code, providing for a continuous survey of economic conditions and for periodic reports, establishing a State Economic Council, a Legislative Committee and prescribing the powers and duties of said council, committee, and the Governor in relation to such surveys and reports and making an appropriation.

Bill read third time.

Motion to Amend

Mr. McMillan moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, strike out lines 7 to 11, inclusive.

Amendment No. 2

On page 2, line 12, of said bill, strike out "(c)", and insert "(b)".

Amendment No. 3

On page 2, line 15, of said bill, strike out "(d)", and insert "(c)".

Amendment No. 4

On page 5, line 15, of said bill, strike out "of maintaining", and insert "or maintaining".

Amendment No. 5

On page 6 of the printed bill, strike out lines 9 to 12, inclusive, and insert "eight members, four of whom are to be appointed from the membership of the Senate and of the Assembly, respectively, in the same manner as members of standing committees of the respective houses are appointed."

Amendments read and adopted.

Bill ordered reprinted and re-engrossed.

Assembly Concurrent Resolution No. 19—Relative to commending the members of the safety meeting of representative citizens at Upland and Ontario, California, and the vicinity thereof.

Resolution read.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley,

Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Resolution ordered transmitted to the Senate.

MEMBERS EXCUSED TO ATTEND COMMITTEE MEETING

At 10.45 a.m., Mr. Clarke asked for, and was granted, unanimous consent that the members of the Committee on Agriculture be excused, at this time, for a meeting in the rear of the Assembly Chamber.

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

The following resolution was offered :

Assembly Joint Resolution No. 12: By Messrs. Thorp, Erwin, Heisinger, Clarke, Crichton, Denny, Dills, Ralph C., Guthrie, Stephenson, and Thompson—Relative to protein feed concentrates.

Request for Unanimous Consent

Mr. Thorp asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 12, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 12

Assembly Joint Resolution No. 12: By Messrs. Thorp, Erwin, Heisinger, Clarke, Crichton, Denny, Dills, Ralph C., Guthrie, Stephenson, and Thompson—Relative to protein feed concentrates.

Resolution read.

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

AYES—Allen, Anderson, Bennett, Berry, Brown, Burke, Bukhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Guthrie, Haggerty, Heisinger, Hollibaugh, King, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—59.

NOES—None.

Resolution ordered transmitted to the Senate.

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

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

Assembly Bill No. 137: By Messrs. Guthrie, Clarke, Erwin, Heisinger, Boyd, Brown, Burns, Crichton, Crowley, Geddes, King, Knight, Miller, Price, Robertson, Stephenson, Stream, Thompson, Thorp, Watson, and Werdel—An act to amend Sections 3 and 5 of, and to add Sections 1.5, 38, 38.1, 38.2, 38.3, 38.4, and 38.5 to, The California Food and Fiber Production Act, relating to the providing of housing facilities for agricultural labor, authorizing the granting of assistance to housing authorities for the purpose of providing such housing, authorizing such

housing authorities to provide such housing facilities and defining their powers and duties in respect thereto, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Referred to the Committee on Agriculture.

COMMUNICATIONS

By Mr. Pelletier:

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

CONSULAT GENERAL DE FRANCE
A SAN FRANCISCO, LE 24 JANVIER 1946

Monsieur John B. Pelletier
Member of California Legislature
State Capitol, Sacramento, California

CHER MONSIEUR: Je tiens à vous remercier, au nom de mes collaborateurs et en mon nom personnel, de l'accueil que vous avez bien voulu nous réserver hier lors de notre trop courte visite à Sacramento. Nous avons été particulièrement touchés de vous entendre nous présenter en Français à vos collègues de l'Assemblée et la réception qu'ils nous ont accordée constituera pour nous un souvenir émouvant de l'amitié Franco-Américaine.

Nous vous serions reconnaissants de bien vouloir transmettre nos sentiments de gratitude au Président de l'Assemblée, au Secretary of State et à tous ceux qui nous ont reçus dans la capitale de l'Etat de Californie.

Veillez agréer, cher Monsieur, l'assurance de mes sentiments très sincèrement dévoués.

JACQUES BAEYENS
Consul Général de France

Translation by Mr. Pelletier

CONSULAT GENERAL DE FRANCE
SAN FRANCISCO, CALIFORNIA, January 24, 1946

Monsieur John B. Pelletier
Member of California Legislature
State Capitol, Sacramento, California

DEAR SIR: I want to thank you very kindly on behalf of my colleagues and especially myself, for the reception that you tendered us yesterday on our very short and interesting visit to Sacramento.

We were particularly touched to hear you introduce us to your colleagues in the Assembly in French, and the reception that we received will continue with us as a vivid remembrance of our Franco-American friendship.

We would sincerely appreciate it if you would convey to the Speaker of the Assembly, to the Secretary of State, and to all of the others who received us at the State Capitol in Sacramento, California.

We wish to assure you, my dear sir, that you have our best wishes and sincere compliments.

JACQUES BAEYENS,
Consul General de France

Hon. Harrison W. Call Presiding

At 11 a.m., Hon. Harrison W. Call, Member of the Assembly from the Twenty-seventh District, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 25, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 58

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bill ordered re-referred to Committee on Finance and Insurance.

ASSEMBLY CHAMBER, SACRAMENTO, January 25, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 122

Assembly Joint Resolution No. 11

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

Above reported resolution ordered on file for adoption.

**NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION
NO. 26 CONTINUED**

By unanimous consent, Mr. Burkhalter's notice of motion to withdraw House Resolution No. 26 from the Committee on Rules was continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL
NO. 66 CONTINUED**

By unanimous consent, Mr. Fourt's notice of motion to withdraw Assembly Bill No. 66 from the Committee on Judiciary was continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION
NO. 50 CONTINUED**

By unanimous consent, Mr. Heisinger's notice of motion to withdraw House Resolution No. 50 from the Committee on Rules was continued until the next legislative day.

ADVANCE ANNOUNCEMENT OF COMMITTEE MEETING

Mr. Waters announced, in advance, that a meeting of the Committee on Finance and Insurance will be held Monday evening, January 28, 1946, at 8 p.m.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold committee meetings today:

Upon adjournment—

Rules.

Judiciary.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Evans and the Los Angeles Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. John B. Kingsley, President of the Hollywood Chamber of Commerce.

On request of Mr. Lyons, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Elizabeth Morgan of Los Angeles.

On request of Speaker Lyon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Neil Locke of Los Angeles.

On request of Mr. Maloney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dorothy Gould Chapell and Lt. Com. Marshall Reeves of San Francisco.

On request of Mr. Allen, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sidney A. Cherness of Los Angeles.

On request of Mr. Price, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Major Lester D. Bodine of Mineral.

On request of Mr. Massion, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. R. A. "Dick" Bowes of Los Angeles.

On request of Mr. Middough, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Col. Leroy A. Broun of Los Angeles, and Capt. John Graeser of Sacramento.

On request of Messrs. Miller and Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following pupils of the Fremont Union High School of Sunnyvale: Caroline Bastemeyer, Helen Hubert, Marian Gilovich, Josephine Pasquali, Shirley Ann Meyer, Betty Spolyar, Gene Ravizza, Anton Jelesko, Virginia Machado, Rocco Furia, Marie Schoppe, Roberta Rogers, Annabelle Galyean, Eugenia Velazquez, Lorraine Nelsen, Eleanor Abrew, Audrey Hachen, Art Reed, Frank Vernon, Sylvia Swanson, Jim Johnson, and Redonia Wheeler.

On request of Mr. O'Day and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Clara Catherine Grolzinger of San Francisco.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sister Mary Oliver and Sister Mary Rita and the following pupils of the St. Joseph Academy of Sacramento: Della Reiser, Fern Creighton, Antoinette Ferro, Beverly Fischer, Kathleen King, Mary Poutliana, Mary Grassi, Anna Meyers, Agnes White, Mary Huerta, Esperanza Orlez, Mary Sranda, Geneva Hall, Jane Fernandez, Dorris Guicich, Rose Steinbacher, Eleanor Mikulin, Dolores O'Connor, Diana Bonini, Pat Wilson, Dorothy Kinter, Pat Kerin, Aileen Carissimi, Goldy Ward, Anne O'Keefe, Betty Armistead, Shirley Wadman, Helen Bosnich, Virginia Tufts, Marie Jurach, and Betty Meyers.

ADJOURNMENT

At 11 a.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 11 a.m., Monday, January 28, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

SIXTEENTH LEGISLATIVE DAY
TWENTY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, January 28, 1946

The Assembly met at 11 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—74.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

God of All Comfort

We pause in silence to express our grief for the passing of the honored and beloved Member of this Assembly, Charles Lester Guthrie.

We would honor him as one of the representative citizens of California, a leader in his party, and also respected and popular with all parties.

Let us cherish the memory of his service in this Assembly, of his wisdom and intelligent knowledge of public affairs, and of the wider Federal service that he rendered for agricultural interests.

Let us honor him as a substantial citizen of his own community, as a sound business and banking leader, and one who advanced every good cause in his native town.

Let us also cherish him as a representative American, who by his initiative and enterprise, accumulated fortune, and who stood for the American way, and showed that America is still the land of opportunity for the ambitious.

Let us honor him also for the rare nobility of his character, for his genial nature, his friendly and wholesome spirit, and for the balance of his character, exemplified in his love of the out of door world.

Above all, let us honor him for the beauty of his family life, his devotion to his beautiful home, the center of his affections, and also for his religious faith and his reverence for the sacred.

Now we pray that the bereaved family may find consolation in the memory of his shining character and illustrious public career, and in the belief that in the courts of heaven he will continue his immortal service.—Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MOTION TO ORDER PRAYER SUITABLY ENGROSSED

Mr. Gannon moved that the prayer offered by the Chaplain, Rev. Torrance Phelps, today, in tribute to the late Charles Lester Guthrie, Member of the Assembly from the Thirty-sixth District, be ordered suitably engrossed, and that the Chief Clerk be instructed to send the engrossed copy of the prayer to Mrs. Guthrie, the bereaved widow, and the members of her family.

Mr. Watson seconded the motion.

Motion carried unanimously.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Butters, on motion of Mr. Boyd.

The following members were granted leaves of absence for the day, because of legislative business elsewhere :

Mr. Knight, on motion of Mr. Watson.

Mr. Johnson, on motion of Mr. Dunn.

Mr. Kilpatrick, by unanimous consent.

The following member was granted leave of absence for the day, at his home, because of illness :

Mr. Armstrong, by unanimous consent.

COMMUNICATIONS

By Speaker Lyon :

A communication from Jake A. and Fannie Rice of Ceres, relative to reducing speed limits, and to the Full Employment Bill, was received, and ordered filed with the Secretary of State.

Also :

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

STATE RECONSTRUCTION AND REEMPLOYMENT COMMISSION
SACRAMENTO 14, January 25, 1946

Honorable Earl Warren, Governor of California
Honorable Frederick F. Houser, President of the Senate
Honorable Charles W. Lyon, Speaker of the Assembly

The First Report on the Study of Timing of Public Works in California is submitted herewith. This is necessarily a continuing study. Its performance is required by Senate Concurrent Resolution No. 50 (Chapter 134, Statutes of 1945).

Further reports will deal with the effects of intelligent timing of public works expenditures, upon the larger problems of private construction, total employment and individual income.

Respectfully submitted.

ALEXANDER R. HERON
Director of Reconstruction and Reemployment

Above attached report ordered filed with the Secretary of State.

Also :

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

SAN FRANCISCO, CALIFORNIA, January 27, 1946

To All the Honorable Members of the California Assembly

May I express my very sincere appreciation of your congratulations on the arrival of our new little daughter conveyed by both the proud father and your honorable Speaker pro tempore.

I am sure our little girl will be duly impressed when she is old enough to know that the "affairs of State" were halted to hear of the momentous news of her arrival to the Gaffney household.

Your floral tribute is very gracious, and most charmingly arranged, and so once again may I thank you for all your kind thoughts and good wishes.

Most sincerely,

MARY C. GAFFNEY

By the Chief Clerk :

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

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
WASHINGTON, D. C., January 23, 1946

*Mr. Arthur A. Ohnimus, Chief Clerk of the Assembly,
Sacramento 14, California*

DEAR MR OHNIMUS: Thank you for your letter of January 18th and attached copy of Assembly Joint Resolution No. 2. I am heartily in favor of compliance with this resolution. The difficulty is and has been that the agencies and departments having surplus property do not themselves consider it surplus and fail to release it. According to the terms of the act, until property has been declared surplus no action can be taken.

Sincerely yours,

NED R. HEALY, M. C.

PROCLAMATION OF THE GOVERNOR

The Speaker directed the Chief Clerk to read the Proclamation of the Governor submitting additional subjects to the Legislature for consideration.

Whereupon the Chief Clerk read the following Proclamation :

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA

Proclamation

WHEREAS, The Legislature of the State of California convened on January 7, 1946, in extraordinary session pursuant to my Proclamation dated January 2, 1946, and is now in session; and

WHEREAS, On account of extraordinary occasions which have arisen and now exist, it is deemed desirable and necessary to submit additional subjects to the Legislature for consideration; now, therefore,

I, EARL WARREN, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated January 2, 1946, 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:

54. 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-sixth Legislature, and to appropriate such money as may be necessary therefor.

55. To consider and act upon legislation relating to the acquisition of land in this State by the United States of America.

56. To consider and act upon legislation to amend Sections 6963, 6974 and 6994 of the Public Resources Code relating to the renewal of leases made by the State for taking minerals from the waters of streams or lakes or lands within the original meander lines thereof.

57. To consider and act upon legislation to make Chapter 10, Part 1, Division 4, of the Labor Code applicable to volunteer workers under the California Disaster Act.

58. To consider and act upon legislation to permit payment of increased disability indemnities in workmen's compensation cases.

59. To consider and act upon legislation to regulate the speed of motor vehicles.

60. To consider and act upon legislation to provide an additional Judge of the Superior Court in and for the County of Ventura.

61. To consider and act upon legislation to provide that school districts which through error in fixing the tax rate have become ineligible for the equalization aid provided by Chapter 13.5, Division 3, of the Education Code, shall be eligible for such aid and to provide for assistance to such districts.

62. To consider and act upon legislation relating to the location of the Medical Facility of the Department of Corrections.

63. To consider and act upon legislation relating to the recordation of crop and personal property mortgages and the satisfaction or discharge of mortgages.

64. To consider and act upon legislation to amend Section 44 of the County Employees Retirement Act of 1937, relating to the period within which an elective officer must file a declaration to become a member of a county retirement association.

65. To consider and act upon legislation providing for the reorganization of the State agencies concerned with veterans and veterans affairs and providing for the incorporation of the State Athletic Commission within the Department of Professional and Vocational Standards.

66. To consider and act upon legislation to provide for participation by the State of California in the celebration to be held at Sonoma on June 14, 1946, commemorating the centennial of the raising of the Bear Flag of the California Republic.

67. To consider and act upon legislation to provide for participation by the State of California in the celebration to be held at Monterey on July 7, 1946, in commemoration of the centennial of the raising of the American Flag at Monterey by Commodore Sloat.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twenty-fifth day of January, 1946.

(Signed)

[SEAL]

EARL WARREN, Governor of the State of California
FRANK M. JOBDAN, Secretary of State

Attest:

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO 14, January 28, 1946

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

GENTLEMEN: In my message to the Legislature of January 7th I recommended that action be taken to meet the responsibility of the State for systematically and adequately assembling the facts of our economic life in such manner that we can have a dependable barometer of production and employment in California.

I made that recommendation to this special session because this is the time to do some of those things which, if we do not do them now with foresight, may some day be the bitter subjects of hindsight regret.

We are just emerging from a period of wartime mobilization of our human and material resources, a mobilization that involved complete transformation and control of our economy for the purpose of war production.

We are now in the early phases of a readjustment period characterized by gradual release from economic directives and controls and by a restoration of the methods of free enterprise.

We are experiencing conditions similar to those that followed World War I, but on a vastly larger scale—conversion of industry, new production methods, shortage of materials, reshuffling of manpower, accumulated savings, and a great demand for the goods and services of peacetime life.

For the most part, our people are thinking and talking in terms of a high—a comparatively luxurious—standard of living, but let us not forget that for nearly 10 years after World War I we rode the crest of a similar tide of optimism, with little attention to, and less knowledge or understanding of, those underlying economic forces that were soon to wreck what turned out to be a superficial prosperity.

Those of us in Government, in business, in labor and in agriculture, who recognize that the welfare of our families depends upon a sustained high level of employment and production, must never again be so wanting in vigilance, so neglectful, so ignorant, of the working of our economy as to permit repetition of the disaster of less than 20 years ago.

Ours is the obligation to constantly find and assess the facts, to assume the responsibility for dealing with them in time, and to protect our people as far as humanly possible from the penalties that must be paid for ignorance, indifference or superficial propaganda from any source.

Failure in this regard would be particularly inexcusable in a State that has grown and changed as fast as California. Our population has increased 57 per cent in the last 15 years. It has increased by 2,000,000 people, or nearly 25 per cent, in the last four years. The pattern of California's economy has been transformed and it is still changing.

Our production and employment problems have become so complex that it seems nothing less than dangerous for us to drift along on optimism and guesswork, improvising from day to day, without any means of detecting the underlying signs of the times until disaster is actually upon us and confronting us in serious form.

The time has come for us to be realistic—factual—and to equip ourselves to get our present bearings and chart our future course.

We have at hand the means for doing this job, and in my opinion, Government has the responsibility for doing it in a manner that will keep our Government, our producers, our distributors and our consumers thoroughly and currently informed through the critical years ahead.

The great need is for a responsible agency of Government—representative of business, of labor and of agriculture—to constantly and scientifically assemble, correlate and interpret factual information from every available source and to periodically report its findings to the executive, the Legislature, and to the public.

Our Reconstruction and Reemployment Commission has studied this problem and has consulted with a committee of outstanding representatives of business and labor. The recommendations of that committee have come to me after careful consideration of the technical detail and the public policy involved in the recommendation which I, in turn, have made to the Legislature.

It is only proper that I should publicly acknowledge the valuable advice given to the State of California by the men who are serving on that committee. Mr. Donald M. Nelson, formerly Chairman of the War Production Board, now a resident of California and President of the Society of Independent Motion Picture Producers; Mr. Stephen D. Bechtel, ship builder and contractor, President of the W. A. Bechtel Company; Mr. Harry Woodhead, aircraft manufacturer, President of Consolidated Vultee Aircraft Corporation, ably assisted by Mr. David Fleet, Vice-President of that company; Mr. Mervyn Rathborne, State Secretary-Treasurer of the California CIO Council, and Mr. C. J. Haggerty, Secretary of the California State Federation of Labor.

Specifically, in the opinion of this committee and myself, there is urgent need in California for an Economic Council, composed of representatives of business, small business, labor, agriculture, and the public.

This Economic Council would carry on a continuous survey of economic conditions, trends and factors within the State, and outside the State to any extent that involves the economy of California.

With the technical assistance of a Director of Economic Research, and an appropriate staff, this Economic Council would prepare, and submit to the Governor at regular intervals, production and employment reports, analysing and estimating the volume and level of population, the labor force, employment, income and production during the period covered by the report, and for the near future.

The council would make suggestions for action to create and maintain the highest possible level of production, consumption, employment, income and purchasing power within the State.

Then, what has heretofore been everybody's business, and therefore nobody's business, becomes the concern of the State of California, and it would be up to the Governor and the Legislature to assume responsibility for doing whatever can be done to improve, stabilize and stimulate the economy of our State.

The Governor would submit an employment and production budget to the Legislature, with his recommendations, or, should the Legislature not be in session, to a Joint Committee of the Legislature especially created for that purpose. The Legislature, properly informed, would then not only have the responsibility for acting, but would be in a position to act.

As recently as December, 1945, the Chamber of Commerce of the United States, through its Committee on Economic Policy, its membership including 20 of the outstanding industrialists of the Nation, recommended a quite similar program.

That committee, after pointing out that, "We are here concerned, not with a single problem, but with a series of interrelated and highly complicated economic processes and problems," recommended the appointment of a National Economic Commission, and described the functions of such a commission as follows:

This commission should be required to make quarterly reports as well as an annual report with minority opinions in case of disagreement to a Joint Committee of the House and Senate and to the President, especially with a view toward recommendations as to the inner consistency of Government policies and always with the objective in view of maintaining the full utilization of all of our resources, both human and physical, within the framework of a free and voluntary society. The commission should be completely independent and its recommendations should be of an advisory character. The Joint Congressional Committee and the President should be free to call on the commission for recommendations on any matter pertaining to the problem of full utilization of resources. The commission should be adequately staffed, hold hearings, set up advisory committees of business and other leaders, and have the services of other Government agencies at its disposal.

This is a very good paraphrase of the program herein recommended for California. The objectives and the elements are the same.

It is quite apparent that many groups have been thinking more and more in these terms

Many business, agricultural, professional and labor organizations actually make surveys and reports from time to time to assist their cause in facing controversial problems. Nearly always, the reports of these contending groups are difficult to reconcile because they are based on various approaches, different sources of information and conflicting definitions and standards.

Too often these surveys and prognostications are made for the purpose of proving a point rather than for the purpose of furnishing conclusions reached from a disinterested and objective viewpoint.

This results in confusion at a time when clear findings based on the real facts are essential to the welfare of our people.

It seems to me that such confusion can be resolved only by the establishment of an agency that is responsible to the public both for its methods and its objectives.

Only Government can do the job in this way. It is beyond the ability of any one business or industry, farm group, union, or profession, to adequately discover and objectively appraise all of the trends involved. A real production and employment estimate is the result of innumerable factors that must be centrally and systematically catalogued and constantly interpreted.

Government already has many departments and agencies which normally gather much of the information that could be scientifically utilized to give a single complete and accurate picture of our economic condition. We do not propose to duplicate this.

At the present time, however, most of this material is obtained and used only for the limited purposes of the particular department or agency, and there is no machinery in State Government to bring it all to bear on the broad and basic economic problem of the State.

The program I have recommended calls for full use and centralization of all such information along with other factual data that is not now obtained at all.

I am firmly of the opinion that, not only is this program the responsibility of Government, but it is the responsibility of State Government. The establishment of a similar economic council in the Federal Government, along the lines proposed by the United States Chamber of Commerce, would have National value, and would be extremely helpful to California. But it could not be considered a substitute for a State program in this field.

Any National production and employment estimate would necessarily be general. Its statistical composition, and its manner of preparation, would differ in important respects from a State estimate. It would not be designed to give to California, as a State, an adequate picture of its own unique economic situation.

Our primary concern is for California, and we want to be in a position to accurately, authoritatively and specifically demonstrate California's condition and needs—not only to our own people—but whenever we find it necessary, to make recommendations to the Federal Government for National action affecting California.

This would be particularly valuable to support California's case for Federal policies involving our ability to obtain and keep new industry in the West, and to competitively market our tremendous product—industrial, mineral and agricultural—in other parts of the Nation.

For everyone—the Congress, the Governor, the Legislature, business, industry, workers, and farmers—this program would provide for the first time a comprehensive, dependable, and up-to-date picture of California's complex economy, and its shifts from month to month and from year to year.

Particularly to public officials, including local public officials, these forecasts would be invaluable for the scheduling and timing of public works, for estimating of revenues, and for the planning and expansion of community facilities.

It is a strange thing that, although millions of dollars are yearly poured out for scientific research in the physical fields, both by private business and endowment and by Government as well, comparatively little has been done to provide thorough research in practical economics, upon which every plan we make, and everything we do, depends for *proper development and stability*.

The job can be done, and well done, in California with comparatively little expense. The financial budget prepared in support of my recommendation to the Legislature calls for an annual appropriation of approximately \$214,000. Of this total, \$114,000 would be for supplementary appropriations to seven existing departments now engaging in research in order to build up their technical staffs in conformity with this program. The balance, \$100,000, would be for the support of the newly created Economic Council and its staff.

It seems to me that this is cheap insurance for California, and I trust the Legislature will give this proposal its most serious consideration.

Along similar lines, but with particular concern for the special needs of California agriculture, I recommended in my message of January 7th a research program designed to help agriculture improve its products, develop new products, and find new uses for the things our farmers grow, or could grow, in California.

California is now in dollar volume the No. 1 agricultural State of the Union. Its gross farm income for 1944 was \$1,750,000,000, and for 1945, the estimate is \$2,000,000,000.

A great part of that income must necessarily be derived through export of our bountiful specialty crops and products.

Because agriculture is such a strong bulwark of our California economy, its position in the Nation must be maintained.

The time has come, however, when California agriculture is being faced with strong competition from other regions of the Country that are already putting to use the findings of modern agricultural research.

Those regions are making stronger bids for the markets which have heretofore been regarded as the almost exclusive opportunities of California agriculture and its related industries.

California agriculture wants to, and must, keep abreast of every current development made possible through research. Many technical problems, which have been regarded as comparatively unimportant in the past, must now receive attention.

Although the selling job of agriculture belongs to private enterprise, the research job is largely the responsibility of the State. Research must be conducted impartially, continuously, objectively and exhaustively. It is laboriously slow and unspectacular—although its results are sometimes most spectacular.

It should, therefore, be financed by public funds, and its results made available to private enterprise for better production, processing, distribution and utilization of farm products in a technical and highly competitive age.

Studies must be made of the hazards and handling of new insecticides, fungicides, and herbicides developed as a result of war. Improved techniques must be found for the application of pest control materials by power machines, particularly airplanes, for the purpose of gaining maximum results and preventing incidental losses.

Maturity studies, and pre-packaging and container studies, must be made on fruits and vegetables to keep up with the development of transportation by air. Research must be speeded up on new pests and diseases, such as tree-declines, virus diseases of deciduous and stone fruits, and on weed control, and livestock and poultry diseases.

Dissemination of the results of research must be made more quickly available, not only to agriculturists, but for the better information of regulatory and enforcement officers.

I have recommended that we start now on the extension of agricultural research, along these and related lines, with an appropriation of approximately \$2,000,000 for its support.

Although this amount is extremely large in comparison with the sum necessary to support an over-all Economic Council, both of these programs are recommended upon the principle that California must immediately obtain the basic and technical information necessary for the protection and stimulation of its economy in every branch.

For this reason, I have dealt with both of these programs in this message, and I believe that both should receive consideration now if we are to reap their benefits for California in the future.

Sincerely,

EARL WARREN, Governor

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 138: By Mr. Leonard—An act to add Article 7 to Chapter 12 of Division 3 of the Education Code, relating to the support

of the public schools, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 139: By Messrs. Fourt and Waters—An act to add Section 66d to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Ventura.

Referred to Committee on Judiciary.

Assembly Bill No. 140: By Messrs. Thomas and Fletcher—An act relating to the definition of "veteran."

Referred to Committee on Military Affairs.

Assembly Bill No. 141: By Mr. Debs—An act to amend Section 13204.1 of the Education Code, relating to employees of school districts entering, or in, military service, United States Merchant Marine, or the American Red Cross during time of war or National emergency.

Referred to Committee on Military Affairs.

Assembly Bill No. 142: By Messrs. McCollister and Allen—An act to add Section 18976.3 to the Government Code, relating to veterans' preference in State civil service.

Referred to Committee on Military Affairs.

Assembly Bill No. 143: By Mr. Price—An act to amend Section 44 of the County Employees Retirement Act of 1937, relating to elective officers' declarations to become members of county retirement associations, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 144: By Mr. Price—An act to amend Section 1 of an act entitled "An act relating to public officers, deputies, assistants, and employees, and their return to public service," approved May 31, 1943, relating to the return of public officers and employees from military service and reentry into their offices and positions, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, January 25, 1946

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Concurrent Resolution No. 21

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

KNIGHT, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 55

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 47

Assembly Bill No. 104

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 28, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 13—Relative to the March of Dimes and urging participation therein;

Assembly Joint Resolution No. 5—Relative to the modification of the application of price controls to retailers in the sale of lumber;

Assembly Joint Resolution No. 7—Relative to memorializing Congress to provide a wage readjustment for postal service employees;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-eighth day of January, 1946, at 11.30 a.m.

PELLETIER, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 25, 1946

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

Assembly Joint Resolution No. 4

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

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 25, 1946

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

Assembly Bill No. 8

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

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

Above bill ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, January 25, 1946

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

Senate Concurrent Resolution No. 14

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

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 14—Relative to the acquisition of certain lands near the Colorado River for a State park.

Referred to Committee on Conservation and Planning.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 25, 1946

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

Senate Bill No. 2
Senate Bill No. 5
Senate Bill No. 21

Senate Bill No. 24
Senate Bill No. 27
Senate Bill No. 46

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

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 2—An act to add Section 10.5 to the County Highway Aid Act of 1945 (Chapters 938 and 952 of the Statutes of 1945), relating to the expenditure of moneys for construction of highways, to take effect immediately.

Referred to Committee on Conservation and Planning.

Senate Bill No. 5—An act making an appropriation for the acquisition of land for State forests.

Referred to Committee on Ways and Means.

Senate Bill No. 21—An act making an appropriation to the Veterans' Welfare Board for the purpose of providing educational assistance for veterans.

Referred to Committee on Military Affairs.

Senate Bill No. 24—An act to authorize the Department of Finance to acquire surplus property from the United States for the purpose of furnishing housing facilities for veterans attending universities and colleges and making an appropriation.

Referred to Committee on Military Affairs.

Senate Bill No. 27—An act making an appropriation for the construction of a women's dormitory at the Veterans' Home of California.

Referred to Committee on Military Affairs.

Senate Bill No. 46—An act to amend Sections 19601, 19608, 19613, and 19616 of, and to add Section 19613.5 to, the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

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

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

Assembly Bill No. 145: By Messrs. Burns, Beal, Berry, Clarke, Emlay, Heisinger, Leonard, Thomas, and Thorp—An act to add Section 517 to the Vehicle Code, relating to the maximum speed of vehicles on public highways, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Transportation and Commerce.

Assembly Concurrent Resolution No. 23: By Messrs. Doyle and Maloney—Relative to commending General Douglas MacArthur.

Referred to Committee on Rules.

COMMUNICATIONS

By Speaker Lyon :

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

GRAND PARLOR, NATIVE SONS OF THE GOLDEN WEST
OFFICE OF THE PAST GRAND PRESIDENT, January 26, 1946

Hon. Charles W. Lyon
State Capitol, Sacramento, California

MY DEAR SENATOR: In accord with our talk a week ago I have arranged for the Grand Officers of the Native Sons of the Golden West, including Grand President Richard F. McCarthy and Grand Secretary John T. Regan, to come to Sacramento on next Tuesday, January 29, 1946, relative to the program of California Centennials.

Hon. Joseph R. Knowland has stated that he will make an effort to be with us at said time and place and we are inviting the Governor and hope he will be able to be present as well.

I shall see you Tuesday morning and if there are others who should be with us please feel at liberty to invite them.

Very truly yours,

RAY WILLIAMSON

ADVANCE ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Wollenberg announced a meeting of the Committee on Ways and Means on Tuesday, January 29, 1946, at 2 p.m.

Mr. Call announced a meeting of the Committee on Judiciary on Tuesday, January 29, 1946, upon adjournment.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today :

At 1.30 p.m.—

Crime and Correction.

At 8 p.m.—

Military Affairs.

Finance and Insurance.

**NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION
NO. 26 CONTINUED**

By unanimous consent, Mr. Burkhalter's notice of motion to withdraw House Resolution No. 26 from the Committee on Rules was continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL
NO. 66 CONTINUED**

By unanimous consent, Mr. Fourt's notice of motion to withdraw Assembly Bill No. 66 from the Committee on Judiciary was continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION
NO. 50 CONTINUED**

By unanimous consent, Mr. Heisinger's notice of motion to withdraw House Resolution No. 50 from the Committee on Rules was continued until the next legislative day.

ANNOUNCEMENT OF DELEGATION MEETING

Mr. Ralph C. Dills announced a luncheon meeting of the Los Angeles Delegation, upon adjournment today, in the Palm Court in the Hotel Senator.

RESOLUTIONS

The following resolution was offered :

By Messrs. Maloney, O'Day, Wollenberg, Berry, Gaffney, Brady, Haggerty, and Collins, George D. :

House Resolution No. 55

Memorializing the Congress and certain Federal Governmental departments to take steps to alleviate the shortage of buildings and office space in the San Francisco Bay Area for veterans of World War II engaged in business and professions.

WHEREAS, It has been reported that numerous veterans of World War II returning to the San Francisco Bay Area to engage in business and professions have been unable to secure proper office or building space ; and

WHEREAS, It has been reported that various Federal Governmental departments and agencies are occupying unnecessary building space in the area, and that when building space does become available it is not, in many instances, being turned over to veterans applying therefor on an equal or equitable basis ; now therefore be it

Resolved, That the Assembly of the State of California does hereby memorialize the Congress of the United States of America to take such steps as it may deem proper to have Federal Governmental departments and agencies vacate any building and office space in the San Francisco Bay Area as may be in excess of their minimum requirements therefor ; and be it further

Resolved, That during the interim between the time of vacating of such premises by such departments and agencies and the time of final release thereof by the Federal Government, it is urged that consideration be given by the proper disposal officers of the Federal Government to the making of interim short term subleases to veterans of World War II returning to engage in business and professions, granting priority to such veterans under Section 16 of the Surplus Property Act of 1944 ; and be it further

Resolved, That copies of this resolution shall be sent to each Senator and Representative from California ; to the Honorable Leslie L. Biffle, Secretary of the United States Senate ; to the Honorable South Trimble, Secretary of the House of Representatives ; the Honorable Robert Porter Patterson, Secretary of War ; the Honorable James V. Forrestal, Secretary of the Navy ; the Honorable W. Stuart Symington, Surplus Property Administrator ; Honorable Charles B. Henderson, Acting Federal Loan Administrator ; and Major General Donald H. Connolly, Army-Navy Liquidation Deputy Commissioner.

Resolution read, and referred to Committee on Military Affairs.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, January 28, 1946

The Secretary of State has this day chaptered and filed the following resolutions :

Assembly Joint Resolution No. 5, Chapter 18
Assembly Joint Resolution No. 7, Chapter 19
Assembly Concurrent Resolution No. 13, Chapter 20

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

RESOLUTIONS

The following resolution was offered :

By Messrs. Robertson, Lyon, Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons,

Maloney, Massion, McCollister, McMillan, Middough, Miller, Mrs. Niehouse, Messrs. O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg:

House Resolution No. 56

Relative to the memory of the Honorable Charles Lester Guthrie

WHEREAS, The Members of the Assembly of the State of California are profoundly shocked and deeply grieved over the sudden and untimely passing on January 27, 1946, of their colleague, Charles Lester Guthrie, Member of the Assembly during the Fifty-fifth and Fifty-sixth Sessions, representing the Thirty-sixth Assembly District, comprising the Counties of Kings and Tulare; and

WHEREAS, Charles Lester Guthrie was born on a cattle ranch southeast of Porterville on September 12, 1885, was educated in the Visalia schools, and except for an interlude during which he attended medical college in San Francisco, was engaged in livestock raising throughout his career; and

WHEREAS, Charles Lester Guthrie was elected Director of the Farm Credit Administration in 1940 for the Eleventh District, comprising the States of Arizona, California, Nevada, and Utah and served so successfully that he was again elected in 1943 without opposition; and

WHEREAS, Charles Lester Guthrie brought to this Assembly a keen intelligence, a sterling honesty of purpose, and a profound sense of justice, and these qualities, coupled with his practical knowledge gained through years of experience in large affairs of business, soon won for him not only a place of importance in the deliberations of this body, but also a high place in the affection and esteem of all members of this body; now, therefore be it

Resolved by the Assembly of the State of California, That the Members of the Assembly hereby express their deep regret that there has been lost to the State the services of Charles Lester Guthrie, and express further their personal sorrow in the loss of an esteemed colleague and friend; and, be it further

Resolved, That when the Assembly shall this day adjourn it shall do so out of respect to the memory of Charles Lester Guthrie; and, be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to have copies of this resolution suitably engrossed and presented to the widow, son, and daughter of the Honorable Charles Lester Guthrie

Request for Unanimous Consent

Mr. Robertson asked for, and was granted, unanimous consent to take up House Resolution No. 56, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REMARKS

Mr. Doyle asked for, and was granted, unanimous consent that the following remarks made by Assemblyman Robertson, in tribute to the late Charles Lester Guthrie, Member of the Assembly from the Thirty-sixth District, be ordered printed in the Journal:

Remarks by Mr. Robertson

Today, Mr. Speaker, in the very midst of this special session, there comes to us the news of the passing of one of our most beloved members.

At such times, Mr. Speaker, the better to assuage our grief, I believe there comes to the mind of each of us some passage from that Book of Books, which has and always will be the basis of our trust, faith, satisfying belief, that all must be for the best.

To me there comes quickly to mind that passage from Ecclesiastes, as follows: "Or ever the silver cord be loosed, or the golden bowl be broken, or the pitcher be broken at the fountain, or the wheel broken at the cistern."

Mr. Speaker, the silver cord has been loosed; the golden bowl has been broken; the pitcher has been broken at the fountain; the wheel broken at the cistern; for there is passed from us today a beloved member, Les Guthrie.

Coming to us four years ago from the County of Tulare, where his name was already a by-word in the community in which he lived and where he led an eminently successful life, he was devoted to his family, respected and admired by all who knew him, a good

citizen and a splendid Member of the Legislature. In those four brief years, he has become endeared to us to such an extent that I think I may say without the peradventure of a possible doubt that his passing has caused a depth of grief and sense of loss which could scarcely be equaled by any of our membership.

Les Guthrie, you are gone from these halls; but, Les, your memory will live on in the mind and soul of every member—always.

Mr. Speaker, I move that we do immediately adjourn this day in honor of the memory of Les Guthrie.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Robertson, McMillan, and The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William Moseley Jones of Los Angeles.

On request of Mr. O'Day, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Emma Woodard of Sacramento, and Mr. and Mrs. Vincent Folan of San Francisco.

On request of Messrs. Thompson and Gaffney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Loren A. Mann of San Jose.

ADJOURNMENT

At 11.35 a.m., on motion of Mr. Robertson, the Speaker declared the Assembly adjourned, until 10 a.m., Tuesday, January 29, 1946, out of respect to the memory of the late Charles Lester Guthrie, Assemblyman from the Thirty-sixth District.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

SEVENTEENTH LEGISLATIVE DAY
 TWENTY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Tuesday, January 29, 1946

The Assembly met at 10 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—76.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps :

God of Our Fathers

As we survey the troubled American scene today, we pray that our countrymen may realize that our democracy is now suffering one of the most serious trials in history and that we have now come to a time of decision.

We pray that men may see that we are now challenged to extend the orderly processes of law which have glorified our Republic to the warring area of economic life.

Let us look at the example of the majestic institutions of local and National judiciaries, where civil disputes are adjudicated without paralyzing the National life.

May the leaders of the Nation have the courage, originality, and wisdom to devise a system or procedure whereby industrial controversies can be speedily settled with justice to all concerned.

Heaven forbid that the American people should allow democracy to muddle along and millions suffer because we do not apply the principles so effective in our ordinary civil procedure to the economic area.

As we behold the Star Spangled Banner, may the patriotism and sagacity of the Founders of the Republic animate us and inspire us to continue to show that democracy is safe for the world.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Butters, by unanimous consent.

The following member was granted leave of absence for the afternoon, because of legislative business elsewhere :

Mr. Denny, on motion of Mr. Sam L. Collins.

The following member was granted leave of absence for the day, because of personal business elsewhere, and desired to waive his per diem :

Mr. Clayton A. Dills, on motion of Mr. Evans.

The following member was granted leave of absence for the day, at his home, because of illness :

Mr. Armstrong, by unanimous consent.

COMMUNICATIONS

By the Chief Clerk :

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

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA
SACRAMENTO, January 28, 1946

*Hon. Arthur A. Ohnimus, Chief Clerk,
The Assembly, Sacramento, California*

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

Approved for Press Cards

*San Francisco Chronicle, Nan Tucker.
United Press, Margaret Ralston.*

Sincerely,

A. NEIL SHAW, Chairman
Standing Committee

By Mr. Ralph C. Dills :

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

COUNTY OF LOS ANGELES, SUPERINTENDENT OF SCHOOLS
LOS ANGELES 12, CALIFORNIA, January 18, 1946

*Mr. R. C. Dills, Assemblyman, Los Angeles County
69th District, California, Sacramento, California*

DEAR MR. DILLS: Along with other constructive measures that you and your colleagues are considering during the special session of the Legislature, the educators of the State sincerely hope that the serious need for public school housing will not be overlooked.

As Superintendent of the Los Angeles County Schools and as President of the Association of California Public School Superintendents, I urge your support of the State Department Bill now being introduced that provides for funds for emergency school buildings

It will interest you to know that more than 6,000 pupils in Los Angeles County are being housed in 59 buildings that have been condemned as unsafe, that over 50,000 pupils in Los Angeles County are housed in 493 buildings that have been classified as inadequate, and more than 55,000 youngsters in Los Angeles County are still being educated in bungalows. Furthermore, at the beginning of the current school year, there were approximately 600 classrooms of boys and girls, or nearly 20,000 in Los Angeles County who were forced to attend school on a half-day or double-session basis. This number is rapidly increasing because of the influx of population and rapidly increasing birth rate. I mention the above facts with respect to our own county, but hasten to remind you that there are many other school districts throughout the entire

State that are in critical financial circumstances and in serious need of building facilities if we are to avoid short-changing the boys and girls educationally.

Thank you for any favorable consideration you may be able to give to the support of this measure.

Cordially yours,

C. C. TRILLINGHAM, Superintendent

By Mr. Hawkins:

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

CIVIL LIBERTIES LEAGUE OF GOLDEN WEST LODGE No. 86
I. B. P. O. E. OF W., LOS ANGELES 11, CALIFORNIA, January 22, 1946

California State Assembly Office of the President, Sacramento 3, California

RE: RESTRICTIVE COVENANTS

GENTLEMEN: Your attention is called to the fact that the problem of restrictive covenants has increased in alarming proportions during the last few years, thereby narrowing down the peaceful living space of the Negro citizens greatly. On the other hand, the Negro population of the City of Los Angeles has increased from 15,579 in 1920 to approximately 200,000 as of this date. With that more than 1000 per cent increase, together with almost as great a decrease in living space because of these covenants, you can no doubt appreciate the grave problem which said covenants are creating, the condition which they are producing and the unfavorable race friction which must result from the continued increase of them.

You are no doubt aware that the campaign for their increase is ever active, and has resulted in approximately more than 80 per cent of the resident space in Los Angeles being presently covered by said covenants.

The further problem is one of economics made for the Negro citizen in particular by these covenants, in that the thousands of dollars which they are forced to spend in litigation fighting for a place to live is deducted from their meager earnings, moneys which should be utilized in the purchasing of homes and the maintenance of them. On behalf, therefore, of the Elks' Civil Liberties League and as the director of said league, supported by the National Elks Lodge composed of approximately one and one-half million Negroes throughout the United States, we ask for the privilege of addressing the State Assembly at the first possible date suitable to the Assembly. We ask for at least 30 minutes to deliver the address that we may point out to you and lay before you for your consideration the problem that is before us, and which threatens most gravely the public interests of our Country and the peace, harmony, and security thereof.

It is our sincere hope that after we have had the occasion to present the problem, that you will find favorable consideration in complying with the recommendation which we shall make to the Assembly of passing a resolution memorializing the said legislation to pass a law at once amending Sections 51, 52, and 53 rendering such covenants unenforceable in the courts of California or declaring such contracts totally void.

May we hear from you in this connection at the very first possibility giving us a date to present our case.

Very sincerely yours,

ELKS' CIVIL LIBERTIES LEAGUE
By VINCE MONROE TOWNSEND, JR.
President and Sectional Director

CHANGE IN MEMBERSHIP OF SPECIAL COMMITTEE

Speaker Lyon announced the appointment of Mr. Ralph C. Dills as a member of the Joint Committee on Federal Tideland Legislation, vice Mr. Robertson, resigned.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. Knight, Watson, Erwin, Robertson, Lowrey, Clarke, and Werdel as a Select Committee to attend, on behalf of the Assembly, funeral services for the late Hon. Charles Lester Guthrie, Member of the Assembly from the Thirty-sixth District, which will be held tomorrow, Wednesday, January 30, 1946, in Porterville, at 3.30 p.m.

CHIEF CLERK INSTRUCTED TO SEND FLOWERS

By unanimous consent, and on motion of Mr. Sam L. Collins, the Chief Clerk was instructed to send flowers, on behalf of the Members of the Assembly, to the funeral services for the late Hon. Charles Lester Guthrie.

CHIEF CLERK INSTRUCTED TO PLACE FLOWERS

By unanimous consent, the Chief Clerk was instructed to place flowers on the desk of the late Hon. Charles Lester Guthrie, in tribute to his splendid services in this House, and out of respect to his memory.

REPORTS OF STANDING COMMITTEES**Committee on Legislative Procedure**

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Concurrent Resolution No. 21
And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Crime and Correction

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

MR. SPEAKER: Your Committee on Crime and Correction, 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.

MIDDOUGH, Chairman.

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

MR. SPEAKER: Your Committee on Crime and Correction, to which was referred:
Assembly Bill No. 128
Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

MIDDOUGH, Chairman.

Above reported bill re-referred to Committee on Ways and Means.

UNFINISHED BUSINESS**CONSIDERATION OF SENATE AMENDMENTS**

Assembly Bill No. 8—An act to validate bonds of Zone 1 of the Ventura County Flood Control District and proceedings relating thereto, and making final and conclusive, except as therein provided, the official canvass of election returns of the election at which said bonds were voted.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 8?

Amendment No. 1

In line 5 of the title of the printed bill, before the period, insert “, and declaring the urgency thereof, to take effect immediately.”

Amendment No. 2

On page 1 of said bill, after line 28, insert
“Sec. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Flood and storm waters constitute an annual threat to lives and property in Ventura County. The construction of flood control works can best be carried on during the dry season of the year and it is essential that such works be commenced in time to provide facilities for flood control before the next rainy season commences. In order to sell the bonds which are validated by this act in time to provide for the financing of the work of constructing facilities for the control of flood and storm waters in Ventura County and to permit the commencement of such work during the dry season of the year, it is essential that this act take effect immediately."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 8 by the following vote :

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, Sam L. Crichton, Crowley, Davis, Debs, Dekker, Denny, Dills, Ralph C., Doyle, Emlav, Erwin, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Hollibaugh, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 8 ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, JANUARY 29, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined :

Assembly Joint Resolution No. 4—Relative to memorializing Congress to allocate housing appropriations upon the basis of need and of present population.

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-ninth day of January, 1946, at 11 a. m.

PELLETIER, Chairman

NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION NO. 26 CONTINUED

By unanimous consent, Mr. Burkhalter's notice of motion to withdraw House Resolution No. 26 from the Committee on Rules was continued until the next legislative day.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 66 CONTINUED

By unanimous consent, Mr. Fourt's notice of motion to withdraw Assembly Bill No. 66 from the Committee on Judiciary was continued until the next legislative day.

MOTION TO WITHDRAW HOUSE RESOLUTION NO. 50 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Heisinger moved that House Resolution No. 50 be withdrawn from the Committee on Rules, and placed upon the file.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 10.30 a.m.

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

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Sam L. Collins asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of proceeding with consideration of business on the file, and for placing a call of the Assembly on any matter on file.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Sam L. Collins, the Journals for Monday, January 21, 1946; Tuesday, January 22, 1946; Wednesday, January 23, 1946; Thursday, January 24, 1946; and Friday, January 25, 1946, were approved as corrected by the Minute Clerk.

CHANGE IN MEETING TIME OF COMMITTEE

Mr. Field asked for, and was granted, unanimous consent that the Committee on Governmental Efficiency and Economy be permitted to change its time of meeting to 8 p.m. tonight, Tuesday, January 29, 1946.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, January 29, 1946

The Secretary of State has this day chaptered and filed the following resolution:
Assembly Joint Resolution No. 4, Chapter 22.

FRANK M. JORDAN, Secretary of State
By CHARLES J. HAGERTY, Deputy

REQUEST FOR UNANIMOUS CONSENT

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that the Assembly Interim Committee on Military Affairs be charged with the responsibility of making an investigation, for the protection of returning veterans, into the wild cat travel bureaus and bus systems operating over the State, at this time.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Senate Bill No. 21
Senate Bill No. 24
Senate Bill No. 27

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

McCOLLISTER, Chairman

Above reported bills re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 125 Senate Bill No. 50
Assembly Bill No. 126 Senate Bill No. 55
Senate Bill No. 23

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

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 125—An act to amend Section 19398 of the Government Code, relating to veterans' rights in promotional examinations.

Bill read second time, and ordered engrossed.

Assembly Bill No. 126—An act to amend Section 67.2 and Section 80.2 of Bank Act relating to loans guaranteed in whole or in part pursuant to the Servicemen's Readjustment Act of 1944.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 23—An act to repeal an act entitled "An act to add Article 5A, comprising Sections 933 to 994.3, inclusive, to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans Farm and Home Purchase Act of 1943; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1946," approved July 17, 1945, relating to the purchase of farms and homes for veterans.

Bill read second time, and ordered to third reading.

Senate Bill No. 50—An act to amend Sections 751, 820, and 987 of the Military and Veterans Code, relating to the rate of interest on veteran farm and home loans, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 55—An act to amend Sections 813, 815, 820 and 986.3 of the Military and Veterans Code, relating to the purchase of homes by veterans.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Military Affairs**

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 111

Senate Bill No. 19

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

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 111—An act relating to the rights of veterans to return to public office or employment upon release from the armed services of the United States, and 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 Military Affairs:

Amendment No. 1

On page 1, line 8, of the printed bill, after "position", insert "prior to the expiration of the Selective Training and Service Act of 1940 as amended, or any extension thereof."

Amendment No. 2

On page 1 of said bill, after line 24, insert
 "SEC. 3. Any officer or employee whether permanent or probationary who is restored to his office or employment pursuant to this act shall not be discharged from such office or position without cause within one year after such restoration, and shall be entitled to participate in insurance or other benefits offered by the employing governmental agency pursuant to established rules and practices relating to such officers or employees on furlough or leave of absence in effect at the time such officer or employee left his office or position to join the armed forces of the United States; provided, however, that such officer or employee shall not, without the consent of the appointing authority, acquire permanent status until 15 days after the expiration of said period of one year."

Amendment No. 3

On page 2, line 1, of said bill, strike out "SEC 3.", and insert
 "SEC. 4."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 19—An act to add Article 5A, comprising Sections 993 to 994.3 inclusive, to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veteran Farm and Home Purchase Act of 1943; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1946.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

On page 2, line 18, of the printed bill, after "the sum of", strike out "seventy-five".

Amendment No. 2

On page 2, line 19, of the printed bill, strike out "million dollars (\$75,000,000)".

Amendment No. 3

On page 2, line 19, of the printed bill, in lieu of the above words and figures, insert "one hundred million dollars (\$100,000,000)".

Amendment No. 4

On page 6, line 52, of the printed bill, after "issue of", strike out "seventy-five", and insert "one hundred".

Amendment No. 5

On page 7, line 7, of the printed bill, after "issue of", strike out "seventy-five", and insert "one hundred".

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

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

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

Assembly Bill No. 146: By Mr. McCollister—An act to amend Section 4300c of the Political Code, and Section 6107 of the Government Code, relating to the recordation and issuance of certified copies of documents of discharge, service, release, and separation of veterans.

Referred to Committee on Military Affairs.

Assembly Bill No. 147: By Messrs. Emlay and Burns—An act to provide for increased services by the California Highway Patrol by permitting payment of salaries of reinstated highway patrolmen out of the appropriation made for support of the California Highway Patrol by the Budget Act of 1945.

Referred to Committee on Transportation and Commerce.

Assembly Concurrent Resolution No. 24: By Mr. McCollister—Relative to memorializing the State Park Commission in regard to the operation and maintenance of the recently acquired State park known as Camp Taylor.

Referred to Committee on Conservation and Planning.

RESOLUTIONS

The following resolution was offered :

By Messrs. McMillan, Thomas, and Fletcher :

House Resolution No. 57

WHEREAS, The breakwater located in Santa Monica Bay within the City of Santa Monica has impeded the natural movement of sand by tide and current to the point where many thousands of yards of sand have been deposited between said breakwater and the beach, and the beach southeasterly therefrom has been eroded to the extent that its use for recreation has been practically eliminated ; and

WHEREAS, It is planned through State, county and city financial cooperation to remove a considerable portion of the accumulated sand near the breakwater and deposit same southeasterly along the eroded portions of beach to restore temporarily natural conditions ; and

WHEREAS, It appears that a permanent solution to this problem can only be had by the removal of the said breakwater installation ; now therefore be it

Resolved, That the State Department of Natural Resources through its Division of Beaches and Parks be directed to make the necessary technical investigation of this

problem and report their findings and recommendations to the Assembly at the next regular session in January, 1947.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

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

House Resolution No. 55

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

McCOLLISTER, Chairman

CONSIDERATION OF HOUSE RESOLUTION NO. 55 BY UNANIMOUS CONSENT

House Resolution No. 55—Memorializing Congress and certain Governmental departments to take steps to alleviate shortage of buildings and office space in San Francisco Bay Area for veterans of World War II engaged in business and professions.

Resolution read.

Motion to Amend

Mr. Maloney moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the resolution, strike out "the San Francisco Bay Area", and insert "California cities".

Amendment No. 2

In line 2, paragraph 1, of the resolution, after "San Francisco", strike out "Bay Area", and insert ", Los Angeles, San Diego, Alameda, Long Beach, Oakland and other California cities".

Amendment No. 3

In line 5, paragraph 3, of the resolution, after "San Francisco", strike out "Bay Area", and insert ", Los Angeles, San Diego, Alameda, Long Beach, Oakland and other California cities".

Amendments read and adopted.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 55, as amended, at this time, without reference to file.

Consideration of House Resolution No. 55, as Amended

House Resolution No. 55

Memorializing the Congress and certain Federal Governmental departments to take steps to alleviate the shortage of buildings and office space in California cities for veterans of World War II engaged in business and professions.

WHEREAS, It has been reported that numerous veterans of World War II returning to the San Francisco, Los Angeles, San Diego, Alameda, Long Beach, Oakland and other California cities to engage in business and professions have been unable to secure proper office or building space; and

WHEREAS, It has been reported that various Federal Governmental departments and agencies are occupying unnecessary building space in the area, and that when building space does become available it is not, in many instances, being turned over to veterans applying therefor on an equal or equitable basis; now therefore be it

Resolved, That the Assembly of the State of California does hereby memorialize the Congress of the United States of America to take such steps as it may deem proper

to have Federal Governmental departments and agencies vacate any building and office space in the San Francisco, Los Angeles, San Diego, Alameda, Long Beach, Oakland and other California cities as may be in excess of their minimum requirements therefor; and be it further

Resolved, That during the interim between the time of vacating of such premises by such departments and agencies and the time of final release thereof by the Federal Government, it is urged that consideration be given by the proper disposal officers of the Federal Government to the making of interim short term subleases to veterans of World War II returning to engage in business and professions, granting priority to such veterans under Section 16 of the Surplus Property Act of 1944; and be it further

Resolved, That copies of this resolution shall be sent to each Senator and Representative from California; to the Honorable Leslie L. Biffle, Secretary of the United States Senate; to the Honorable South Trimble, Secretary of the House of Representatives; the Honorable Robert Porter Patterson, Secretary of War; the Honorable James V. Forrestal, Secretary of the Navy; the Honorable W. Stuart Symington, Surplus Property Administrator, Honorable Charles B. Henderson, Acting Federal Loan Administrator; and Major General Donald H. Connolly, Army-Navy Liquidation Deputy Commissioner.

Resolution read, as amended, and adopted.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 51—An act making an appropriation to the Division of Forestry, Department of Natural Resources, for construction, improvements and equipment, 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—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Evans, Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King,

Knight, Kraft, Leonard, Lowrey, Lyon, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Mrs. Niehouse, Messrs. O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg :

House Resolution No. 58

Relative to commending Gardiner Johnson for his service as a Member of the California Legislature

In the councils of men there are always those who win some distinguished recognition, a niche of their own, a special place in the regard and affections of those with whom they are associated. There are such among us in this Assembly: Men whose places can never be wholly taken by another. Such a one of our number has announced that he will not again be a candidate for election to this Assembly. When he takes leave of us, we shall want to shake his hand and bid him Godspeed; but before we say goodbye to him, let us record briefly in the proceedings of this House those things we know of Gardiner Johnson which have made him an outstanding member of this Assembly and warmly held in the affections of his colleagues.

Born in California and educated in her schools, Gardiner Johnson achieved a brilliant scholastic record. In 1928 he received the J.D. degree from the University of California School of Jurisprudence at Boalt Hall. In the same year he became a member of the State Bar of California.

Still a very young man, he was first elected to this Assembly in 1934, and has been five times re-elected. At all times in command of himself, considerate and helpful, he has, as a member of this House, contributed greatly to our deliberations by his alertness, his energy, and the quality of his debate. He has worked diligently on innumerable committees. In 1940 he served as Speaker pro tempore for the five special sessions held that year. He has been an ardent advocate in the cause of education, and in humanitarian legislation in many fields.

As a member of the California Commission on Interstate Cooperation, he has brought to us the benefit of his knowledge of the legislative problems and policies of other States, and in turn placed ours before them. As a member of the Drafting Committee of the Council of State Governments, he has made lasting contributions in the field of Federal-State cooperation in legislation; therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly, by this resolution, congratulate our colleague, Gardiner Johnson, upon his achievements as a Member of this Assembly; we commend him for his service to this body and to the State of California; we express to him our reluctance to see him relinquish his place in this Assembly; and convey to him our heartfelt good wishes in the years to come; and be it further

Resolved, That the Chief Clerk of the Assembly is requested to transmit a suitably engrossed copy of this resolution to Gardiner Johnson, Member of the Assembly of the State of California.

Request for Unanimous Consent

Mr. Evans asked for, and was granted, unanimous consent to take up House Resolution No. 58, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

Hon. C. Don Field Presiding

At 11.30 a.m., Hon. C. Don Field, Member of the Assembly from the Forty-third District, presiding.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 28—An act to provide State assistance of local agencies for the control of mosquitoes, and making an appropriation therefor, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—73.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER

The hour of 11.31 a.m. having arrived, Assembly Bill No. 79 was taken up.

Assembly Bill No. 79—An act providing for research and its adaptation to the production, processing, distribution and utilization of agricultural products grown in the State of California and making an appropriation therefor, 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON MOTION TO WITHDRAW HOUSE RESOLUTION NO. 50**

At 11.58 a.m., on motion of Mr. Heisinger, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion by Mr. Heisinger to withdraw House Resolution No. 50 from the Committee on Rules lost by the following vote:

AYES—Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burkhalter, Burns, Carey, Collins, George D., Crichton, Crowley, Debs, Dekker, Dills, Ralph C., Dunn, Emlay, Evans, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Kilpatrick, King, Lowrey, Lyons, Maloney, Massion, McMillan, O'Day, Robertson, Rosenthal, Sheridan, Thomas, Weber, and Wollenberg—38.

NOES—Allen, Boyd, Burke, Call, Clarke, Collins, Sam L. Davis, Denny, Doyle, Erwin, Field, Fourt, Gannon, Haggerty, Hollibaugh, Johnson, Kraft, Leonard, McCollister, Middough, Miller, Niehouse, Pelletier, Price, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Werdel, and Mr. Speaker—36.

RECESS

Upon request of Speaker Lyon, the Assembly recessed a few minutes to hear remarks from Supervisor Patrick McMurray of San Francisco, former Member of the Assembly.

REASSEMBLED

At 11.59 a.m., the Assembly reconvened.
Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

RECESS

At 12 m., on motion of Mr. Sam L. Collins, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.
Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

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

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

Assembly Bill No. 148: By Mr. McCollister—An act making an appropriation for construction, improvement, repairs and equipment of Camp Taylor State Park, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Conservation and Planning.

Assembly Bill No. 149: By Messrs. Johnson, Dunn, and Crowley—An act making an appropriation for construction, improvements, and equipment for the Training Center for Adult Blind, Department of Education, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred: Assembly Bill No. 58

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

WATERS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 58—An act to add Section 18 and Article 10, comprising Sections 150 to 404 to, and to amend Sections 19, 20, and 40 of, the Unemployment Insurance Act, to establish a System of Unemployment Compensation Disability Benefit Payments within the Unemployment Compensation System.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 3 of the printed bill, as amended in Assembly January 24, 1946, strike out line 30, and insert "a waiting period of seven consecutive days during each uninterrupted period of disability; and".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred: Senate Bill No. 52

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

WATERS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 52—An act to amend Sections 3700 and 3701 of the Labor Code, relating to self-insurers under the Workmen's Compensation Law.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Public Health

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

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

Assembly Bill No. 59

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

KRAFT, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 59—An act to amend Section 4711 of the Health and Safety Code, relating to county sanitation districts.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Legislative Procedure**

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 10

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 125

Assembly Bill No. 126

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Wollenberg asked for, and was granted, unanimous consent that the following Financial Report be ordered printed in the Journal:

FINANCIAL STATUS OF THE STATE

(To Be Prepared by the Legislative Auditor for the Budget Committee for the Information of the Legislature.)

In answer to the many inquiries as to the changing financial condition of the State resulting from the approval of appropriation bills by the Finance Committee of the Senate and Ways and Means Committee of the Assembly and subsequent action thereon, this analysis has been prepared beginning with the introduction of bills and is carried forward currently as rapidly as bills are considered by either of these committees.

Explanation of the accumulation of revenues for the Postwar Employment Reserve into the two funds and the condition as of January 7, 1946, is included.

Accumulation of Revenue for the Postwar Employment Reserve and the Postwar Unemployment and Construction Fund

A. Postwar Employment Reserve—

Revenue derived from—

	Amount
Retail sales and use tax, July 1, 1943-June 30, 1945-----	\$54,054,822 97
Bank and corporation franchise and corporation income taxes, July 1, 1943-December 31, 1945-----	15,832,537 72
General Fund (Transferred by Chap. 19; Stat. 1944-4th Ex.)-----	50,000,000 00
General Fund (Transferred by Chap. 41; Stat. 1944-4th Ex.)-----	25,000,000 00
General Fund (Transferred by Chap. 1446; Stat. 1945)-----	500,000 00
Total resources-----	\$148,387,360 69
Less: Appropriations for plans and specifications—	
* State Division of Architecture (Chap. 572; Stat. 1943)-----	\$1,250,000 00
* State Division of Architecture (Chap. 20; Stat. 1944-4th Ex.)--	2,000,000 00
University of California (Chap. 21; Stat. 1944-4th Ex.)-----	1,100,000 00
University of California (Chap. 1486; Stat. 1945)-----	30,000 00
Total appropriations-----	** \$4,330,000 00
	\$144,007,360 69
	* 1,753,322 00
Net total resources-----	\$145,760,682 00

* Unallocated

** Of this amount only \$2,596,678 had been expended January 7, 1946.

B. Postwar Unemployment and Construction Fund—

Revenue derived from:
 General Fund (Transferred by Chap. 647; Stat. 1945) ----- \$90,000,000 00

Total in both Postwar Funds as of January 7, 1946----- \$235,760,682 00

Of this amount \$1,753,322 has already been appropriated to the State Division of Architecture but is as yet unallocated. The net available for appropriation is \$144,700,360.69.

Financial Status of the State

(To be amended as appropriation bills pass from the Ways and Means Committee of the Assembly)

Financial Condition of the State at the Convening of the Extraordinary Session of the Legislature, January 7, 1946—

(1) Postwar Building Reserves—
 (a) Postwar Employment Reserve Fund----- \$145,000,000 00
 (b) Postwar Unemployment and Construction Fund ----- 90,000,000 00
 (2) Estimated surplus in General Fund as of January 30, 1947, with reversions----- 30,000,000 00

Total ----- \$265,000,000 00

Non-Duplicating Appropriation Bills in the Legislature as of January 18, 1946—

Net appropriation bills introduced in the first 10 days of the special session from the Postwar Construction Reserves and General Fund, where the amount is specified and eliminating duplications \$376,321,742 00
 Total above estimate in these funds----- 265,000,000 00

Surplus of appropriations over available funds-- \$111,321,742 00

Besides these appropriation bills there are bills making appropriations of special funds in excess of \$110,000,000.

Senate appropriation bills from Construction Reserves and General Fund where amounts are shown totaled \$254,684,690. Assembly bills from the same funds total \$340,164,552. Duplication amounts to \$218,527,500.

Ways and Means Committee Recommends for Appropriation from Postwar Building Reserves and General Fund—

(1) Postwar Building Reserves—
 (a) Postwar Employment Reserve Fund----- \$145,000,000 00
 Appropriated ----- 127,170,000 00
 (b) Postwar Unemployment and Construction Fund ----- \$90,000,000 00
 Appropriated ----- 90,000,000 00
 Balance in both funds----- \$17,830,000 00
 (2) Estimated surplus in General Fund as of January 30, 1947----- \$30,000,000 00
 Appropriated by the bills approved by the Ways and Means Committee as of January 24, 1946----- 61,249,152 00
 Deficit ----- \$31,249,152 00

Appropriation Bills Recommended "Do Pass" by the Ways and Means Committee and/or Committee on Rules as of January 21, 1946—

(Unless Otherwise Indicated, Is from General Fund)

A.B. 1—Expense of the Assembly----- \$200,000 00
 January 14—To Governor
 A.B. 9—State Construction Program (\$120,000,000 from the Postwar Employment Reserve, \$34,000,000 General Fund) ----- \$154,000,000 00
 January 18—In Senate

A. B. 16—Personnel Board (From General Fund)-----	\$249,152 00
January 15—In Senate	
A. B. 17—Department of Finance, added construction costs-----	\$260,000 00
January 17—In Senate Finance Committee	
A. B. 35—UCLA Medical School (General Fund)-----	\$7,000,000 00
January 18—In Senate Finance Committee	
A. B. 49—Motor Vehicle site-----	\$300,000 00
January 18—In Senate	
A. B. 50—Youth Authority sites-----	\$100,000 00
January 18—In Senate	
A. B. 60—To cities and counties from Postwar Unemployment Con- struction Fund-----	\$90,000,000 00
January 18—In Senate	
A. B. 61—U. C. Hospital, San Francisco-----	\$4,000,000 00
January 18—In Senate	
A. B. 62—Veterans' service organizations (General Fund)-----	\$250,000 00
January 21—From Ways and Means Committee	
January 22—To Senate	
A. B. 63—Veterans' education-----	\$750,000 00
January 21—From Ways and Means Committee	
January 22—To Senate	
A. B. 64—Women's unit, Veterans' Home-----	\$300,000 00
January 21—From Ways and Means Committee	
January 22—To Senate	
A. B. 95—Department of Employment Building-----	\$385,000 00
January 22—To Senate	
<i>Appropriation Bills Recommended "Do Pass" by the Ways and Means Committee and/or Committee on Rules as of January 22, 1946—</i>	
(Unless Otherwise Indicated, Is from General Fund)	
A. B. 15—Department of Industrial Relations, apprenticeship training	\$175,000 00
January 24—In Senate	
A. B. 6—Child care centers-----	\$3,500,000 00
A. B. 79—Agricultural research-----	\$2,000,000 00
A. B. 80—California Polytechnic School, production of plants and herbs for research purposes-----	\$110,000 00
January 24—In Senate	
<i>Appropriation Bills Recommended "Do Pass" by the Ways and Means Committee and/or Committee on Rules as of January 23, 1946—</i>	
A. B. 26—Department of Natural Resources, Fish and Game Division---	\$685,000 00
A. B. 50—Forestry youth camps-----	\$270,000 00
January 18—In Senate	
A. B. 55—State Economic Council-----	\$285,000 00
<i>Appropriation Bills Recommended "do pass" by the Ways and Means Committee and/or Committee on Rules as of January 24, 1946—</i>	
(Unless Otherwise Indicated, From General Fund)	
A. B. 28—Mosquitoes control, State aid to local agencies-----	\$600,000 00
A. B. 47—University of California Building (Postwar Employment Reserve)-----	\$7,170,000 00
A. B. 104—Student housing at State colleges-----	\$5,830,000 00
<i>Appropriations from Special Funds Approved by Ways and Means Committee Janu- ary 21, 1946—</i>	
A. B. 2—State Lands Act Funds—To Department of Justice-----	\$45,000 00
January 18—From Senate to Assembly	
January 22—To Governor	
<i>Appropriations from Special Funds Approved by Ways and Means Committee Janu- ary 22, 1946—</i>	
A. B. 100—Department of Motor Vehicles-----	\$991,588 00
January 24—In Senate	
A. B. 101—Department of Motor Vehicles-----	\$483,467 00
January 24—In Senate	
A. B. 113—Department of Motor Vehicles-----	\$773,562 00
January 24—In Senate	

A.B. 41—Department of Natural Resources, State parks (Oil Royalties Fund)	\$1,674,750 00
January 24—In Senate	
A.B. 42—Department of Natural Resources, State beaches (Oil Royalties Fund)	\$574,850 00
January 24—In Senate	
<i>Appropriations from Special Funds Approved by Ways and Means Committee January 24, 1946—</i>	
A.B. 122—Division of Highways (Revolving Fund)	\$2,500,000 00
<i>Appropriation Bills That Have Passed Both Houses as of January 22, 1946—</i>	
A.B. 1—Expenses of the Assembly	\$200,000 00
January 14—To Governor	
S.B. 1—Expenses of the Senate	\$100,000 00
January 10—To Governor	
A.B. 2—State Lands Act Funds—To Department of Justice	\$100,000 00
January 22—To Governor	

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

The following resolution was offered:

Assembly Concurrent Resolution No. 25: By Messrs. Dekker and McMillan—Relative to the eviction of tenants by the State of California for the construction of highways.

Referred to Committee on Judiciary.

COMMUNICATIONS

By Speaker Lyon:

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

SANTA ANA, CALIFORNIA, January 29, 1946

Assembly Chamber, Sacramento, California

Urgently recommend passage of Assembly Bill No 47 including appropriations for University Elementary School.

MAURINE HARRIS

REQUEST FOR UNANIMOUS CONSENT

Mr. Evans asked for, and was granted, unanimous consent that the following telegram be ordered printed in the Journal:

LOS ANGELES, CALIFORNIA, January 29, 1946

Assemblyman Charles W. Lyon

Speaker of the Assembly

State Capitol, Sacramento, California

On motion of Supervisor Leonard J. Roach the Los Angeles County Board of Supervisors today passed the following resolution:

Resolved, That the Los Angeles County Board of Supervisors approve and urges the passage of Assembly Bill No. 60, as amended, and Senate Bill No 90.

LEONARD J. ROACH

Supervisor, Los Angeles County

RESOLUTIONS

The following resolution was offered:

By Mr. Sam L. Collins:

House Resolution No. 59

Resolved by the Assembly of the State of California, That the Controller be and he is hereby directed to draw his warrant upon the Contingent Fund of the Assembly in favor of the Chief Clerk of the Assembly, and the State Treasurer is hereby directed

to pay the same in the sum of one thousand nine hundred seventy-five dollars (\$1,975), said amount being for the purchase of postage stamps to be used by Members of the Assembly for official mail; and be it further

Resolved, That the Chief Clerk be and he is hereby directed to purchase postage stamps in such amounts and denominations, not exceeding one thousand nine hundred seventy-five dollars (\$1,975), in the aggregate, as shall be necessary for the use of the Members of the Assembly in attendance at this First Extraordinary Session for official mail; and be it further

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

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 59, at this time, without reference to committee or file.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Brown, Burke, Burkhalter, Burns, Call, Clarke, Collins, George D., Collins, Sam L. Debs, Dekker, Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Geddes, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallseh, Sherwin, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Wollenberg, and Mr. Speaker—51.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT TO PRINT AFFIRMATIVE ARGUMENTS

Mr. Hawkins asked for, and was granted, unanimous consent that 1,000 copies of the affirmative arguments on Assembly Constitutional Amendment No. 37 be ordered printed in 10-point type.

REQUEST FOR UNANIMOUS CONSENT TO PRINT NEGATIVE ARGUMENTS

Mr. Fourt asked for, and was granted, unanimous consent that 1,000 copies of the negative arguments on Assembly Constitutional Amendment No. 37 be ordered printed in 10-point type.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Beck, Stewart, Geddes, Rosenthal, Dekker, Anderson, Massion, McMillan, Middough, Hollibaugh, Lyons, Davis, Burkhalter, Allen, Burke, Erwin, Pelletier, Evans, Thomas, Fletcher, Doyle, Field, Dills, Ralph C., Dills, Clayton A., Knight, Waters, Debs, Bennett, Beal, Hawkins, Lyon, and Kilpatrick:

House Resolution No. 60

WHEREAS, The Los Angeles Daily News distributes each day a copy of its newspaper to members of the Los Angeles County Delegation in the Assembly; and

WHEREAS, Said newspaper is distributed to the Assemblymen of Los Angeles County, irrespective of party affiliations; and

WHEREAS, The service of said newspaper informs the said Members of the Assembly of activities and affairs in their home county and includes reports of legislation introduced by members of the Los Angeles Delegation and pending at the State Capitol; and

WHEREAS, Said service on the part of the Los Angeles Daily News is highly appreciated by Members of the Assembly from Los Angeles County; now, therefore, be it

Resolved by the Assembly of the State of California, That its appreciation is hereby conveyed to the Los Angeles Daily News for the public service rendered in distribut-

ing its publication to Members of the Assembly from Los Angeles County; and be it further

Resolved, That a copy of this resolution be forwarded to Manchester Boddy, publisher, and to Lee F. Payne, editor, of the Los Angeles Daily News, Los Angeles, California.

Resolution read, and ordered held at desk.

By Messrs. Dills, Ralph C., and Evans :

House Resolution No. 61

Relative to memorializing Congress to enact H. R. 5116

WHEREAS, There is now pending before the Congress of the United States, H. R. 5116 which proposes to amend various provisions of the Social Security Act with respect to grants-in-aid to the States for public assistance; and

WHEREAS, It appears that this legislation, if enacted, will remove Federally-imposed ceilings on old-age and blind assistance; will provide for increased Federal grants based upon the per capita income of the States; will lower the age limit for both men and women to 60 years with no change in the age limit for those seeking blind assistance; will permit recipients to have incomes and earnings up to an annual value of two hundred forty dollars (\$240); will provide Federal funds for hospitalization, medical, and health services; will reduce residence requirements; will abolish enforced aid from relatives; will provide for uniform intra-state administration; will prohibit discrimination because of marital status or sex; will prohibit transfer of title to property to State as requisite to receipt of aid; will prohibit reference to recipients of aid as paupers or indigents; and

WHEREAS, Such liberalized standards, and increased uniformity of administration in public assistance programs are objectives highly to be desired; now, therefore, be it

Resolved by the Assembly of the State of California, That Congress is respectfully memorialized to enact H. R. 5116 (Seventy-ninth Congress, First Session) and to do so with the utmost expedition in the interests of the general welfare of the people; and be it further

Resolved, That the Chief Clerk is directed to transmit copies of this resolution to the President of the United States, the President pro tempore of the Senate of the United States, the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and referred to Committee on Rules.

By Mr. Debs :

House Resolution No. 62

Relative to the Assembly Interim Committee on Postwar Airport Projects and Aviation.

WHEREAS, The Legislature has been convened in special session to consider, among other things, legislation for the promotion, encouragement and regulation of aviation in California; and

WHEREAS, The Legislature is in need of factual information upon the subject of such legislation; and

WHEREAS, The Assembly Interim Committee on Postwar Airport Projects and Aviation was heretofore created by House Resolution No. 258 adopted at the Fifty-sixth Regular Session of this Legislature, which committee is presently engaged in a study of this subject, with authority to report thereon at the next regular session of the Legislature; now, therefore, be it

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

1. The Assembly Interim Committee on Postwar Airport Projects and Aviation is hereby directed to continue its study and investigation of the subject of this resolution, and for that purpose is hereby authorized to meet at any place within this State or within the United States.

2. In addition to any money heretofore made available, the sum of twenty-five thousand dollars (\$25,000), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Assembly for this extraordinary session 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 same Contingent Fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer

Resolution read, and referred to Committee on Rules.

By Messrs. O'Day, Wollenberg, Maloney, Collins, George D., Berry, Brady, and Haggerty :

House Resolution No. 63

Relative to congratulating Assemblyman Edward M. Gaffney and his wife upon the birth of a daughter.

WHEREAS, Our esteemed colleague Edward M. Gaffney has announced to this Assembly the glad tidings that at the hour of eight o'clock p.m. January 24, 1946, he again became a father, upon the birth of his sixth child and third daughter, Margaret Mary Gaffney, weight 7 pounds, 8 ounces, length 19½ inches; and

WHEREAS, This event has brought great rejoicing to the hearts of our colleague and his wife, Mary Catherine Gaffney, and to the baby's brothers and sisters, Helen, Matthew, Peter, Edward M. Gaffney, Jr., and Sister Eleanor Marie, Order of Notre Dame; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly by this resolution convey to Assemblyman Edward M. Gaffney and his wife, Mary Catherine Gaffney, heartiest congratulations upon the birth of their daughter Margaret Mary; and be it further

Resolved, That the Chief Clerk of this Assembly is requested to transmit a suitably engrossed copy of this resolution to Assemblyman and Mrs. Gaffney.

Request for Unanimous Consent

Mr. O'Day asked for, and was granted, unanimous consent to take up House Resolution No. 63, at this time, without reference to committee or file.

Resolution read and adopted.

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

The following resolutions were offered :

Assembly Concurrent Resolution No. 26: By Messrs. Debs, Waters, and McMillan—Relative to the creation of a Joint Interim Committee on Aviation.

Referred to Committee on Rules.

Assembly Joint Resolution No. 13: By Messrs. O'Day, Collins, George D., Maloney, Wollenberg, Gaffney, Haggerty, Berry, Brady, and Thompson—Relative to the use of the aircraft carrier Saratoga as a National shrine or its assignment for some other useful purpose in the San Francisco Bay Area.

Request for Unanimous Consent

Mr. O'Day asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 13, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 13

Assembly Joint Resolution No. 13—Relative to the use of the aircraft carrier Saratoga as a National shrine or its assignment for some other useful purpose in the San Francisco Bay Area.

Resolution read.

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

AYES—Allen, Anderson, Beal, Berry, Brady, Brown, Burke, Burkhalter, Burns, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pel-

letter, Price, Robertson, Sawallisch, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.
NOES—Beck—1.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

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

Assembly Bill No. 139

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

CALL, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 139—An act to add Section 66d to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Ventura.

Bill read second time.

Request for Unanimous Consent

Mr. Fourt asked for, and was granted, unanimous consent to take up Assembly Bill No. 139, at this time, without reference to file or engrossment.

CONSIDERATION OF ASSEMBLY BILL NO. 139

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Fourt:

Resolved. That Assembly Bill No. 139 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 third time, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Allen, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Clarke, Collins, Sam L., Crowley, Davis, Debs, Dills, Ralph C., Doyle, Dunn, Emley, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hollibaugh, Johnson, King, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—57.
NOES—None.

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

Assembly Bill No. 139—An act to add Section 66d to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Ventura.

Bill read third time.

Point of Order

Mr. Call arose to the following point of order: That Mr. George D. Collins is not speaking to the question.

Ruling by Speaker

The Speaker ruled the point of order well taken.

The question being on the passage of Assembly Bill No. 139.

Point of Order

Mr. Hawkins arose to the following point of order: That Mr. Call is not speaking to the question.

Ruling by Speaker

The Speaker ruled the point of order well taken.

The question being on the passage of Assembly Bill No. 139.

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

AYES—Allen, Beal, Beck, Bennett, Boyd, Brown, Burke, Burkhalter, Burns, Call, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dills, Ralph C., Doyle, Emlay, Erwin, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Johnson, King, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, Middough, Miller, Niehouse, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—55.

NOES—Anderson, Collins, George D., Evans, Hawkins, Heisinger, Massion, and Pelletier—7.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES**Committee on Municipal and County Government**

ASSEMBLY CHAMBER, SACRAMENTO, January 25, 1946

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 81

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

KNIGHT, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 81—An act to amend Section 24626 of the Education Code, relating to the use of county funds for the support and maintenance of extension work in agriculture and home economics.

Bill read second time, and ordered engrossed.

CONSIDERATION OF DAILY FILE**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 55—An act to add Part 9 to Division 3 of Title 2 of the Government Code, providing for a continuous survey of economic conditions and for periodic reports, establishing a State Economic Council, a Legislative Committee and prescribing the powers and duties of said council, committee, and the Governor in relation to such surveys and reports and making an appropriation.

Bill read third time.

Motion to Amend

Mr. Werdel moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 44, of the printed bill, as amended on January 25, 1946, after "labor", insert "including the total tax burden imposed by all levels of Government and its ratio to the total income".

Amendment No. 2

On page 3, line 47, of the printed bill, as amended on January 25, 1946, after "power", insert "including the total tax bill for the support of all levels of Government".

Amendment No. 3

On page 4, line 12, of the printed bill, as amended on January 25, 1946, after the period following "production", insert "Such analysis shall include information showing the entire number of Governmental employees within the State for all levels of Government, that is, Federal, State, county, city, local district, and Governmental corporations and agencies, and shall show the total amount of wages paid annually to such employees and it shall also show the total number of persons who receive aid or support, pensions and gratuities from any and all Governmental agencies within the State of California, and the total cost of such payments and its relationship to the total income of the people of the State, and the ratio of the total number of persons supported directly and indirectly by Governmental wages, pensions or payments in any other form to the total population of the State."

Amendment No. 4

On page 5, line 6, of the printed bill, as amended on January 25, 1946, after "occupations", insert "and also shall include and show separately the estimated size of the labor force in the employ of the Federal, State, county, city and local Governmental agencies and Government corporations within the boundaries of the State, and also all those persons receiving pensions or aid in their support from any and all Governmental sources."

Amendments read.

Amendments Withdrawn

Mr. Werdel withdrew his amendments.

The question being on the passage of Assembly Bill No. 55.

Speaker Pro Tempore Presiding

At 2:32 p.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

The question being on the passage of Assembly Bill No. 55.

Speaker Presiding

At 3:55 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

The question being on the passage of Assembly Bill No. 55.

Point of Order

Mr. Miller arose to the following point of order: That Mr. Heisinger is not speaking to the question.

Ruling by Speaker

The Speaker ruled the point of order well taken.

The question being on the passage of Assembly Bill No. 55.

Demand for Previous Question

Messrs. Doyle, Kraft, Beal, King, and Waters demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 55.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 4:35 p.m.

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

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Sam L. Collins asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, January 29, 1946

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 127

Assembly Bill No. 117

Assembly Bill No. 66

Senate Bill No. 13

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

CALL, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 127—An act to amend Sections 2955 and 3014.5 of the Civil Code relating to chattel mortgages and trust deeds on aircraft.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "chattel mortgages and trust deeds", and insert "trust receipts".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 14, inclusive, and insert "SECTION 1. Section 3014.5 of the Civil Code is amended to read:".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 66—An act to add Section 6062.5 to the Business and Professions Code, relating to bar examinations of veterans.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 12, of the printed bill, after "committee", insert "The provisions of this section shall not apply to any person who enters the armed forces of the United States after the effective date of this section, nor to any person who at the time of entering the armed forces was not a bona fide resident of this State."

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 117—An act to add Section 6076.5 to the Business and Professions Code, relating to veterans who are members of the State Bar.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "or any other means", and insert "magazines or journals".

Amendment read and adopted.
Bill ordered reprinted and engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 13—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended, after "districts," insert "local hospital districts,".

Amendment read and adopted.
Bill ordered reprinted, and to third reading.

**REQUEST FOR UNANIMOUS CONSENT TO ORDER
MEMORIAL POEM PRINTED**

Mr. Sam L. Collins asked for, and was granted, unanimous consent that the following poem by Mrs. T. Fenton Knight be ordered printed in the Journal:

**In Memoriam to Charles Lester Guthrie, Assemblyman, California
State Legislature**

"Men to match my mountains send me
Brain and strength and spirit lend me.
Men of honor, come defend me"!
California cries.
Of his strength and mind he gave her,
Gave his very life to save her.
None more gallant, no one braver.
Comrades, here he lies!

MOTION TO TEMPORARILY SUSPEND THE RULES

Mr. Lowrey moved that the Rules be temporarily suspended for the purpose of considering Senate Concurrent Resolution No. 11, out of order, at this time.

Motion for temporary suspension of the Rules carried by unanimous consent.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 11

Senate Concurrent Resolution No. 11—Relative to commending the University of California upon its two-year instructional course in practical agriculture given at Davis, and urging the continuance of such course and the enlargement of its scope.

Resolution read.

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

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, Miller, Niehouse, O'Day, Pelletier, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 11

Assembly Joint Resolution No. 11—Relative to the establishment of foreign trade zones in California.

Resolution read.

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

AYES—Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Waters, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Resolution ordered transmitted to the Senate.

ANNOUNCEMENT BY SPEAKER LYON

Speaker Lyon announced that the funeral of the late C. L. Guthrie is to be held at the Loyd Brittell Chapel, corner of Hockett and Mill Streets, Porterville, at 3.30 p.m., Wednesday, January 30th.

The Special Committee will leave from the west portal of the Capitol at 9.30 tomorrow morning. Transportation will be provided by the State.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 122—An act to amend Section 185 of the Streets and Highways Code, to make an appropriation for the Revolving Fund of the Division of Highways, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs,

Dekker, Dickey, Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 47—An act making an appropriation to The Regents of the University of California to meet the urgent building needs of the University of California, and in furtherance of the building program thereof.

Bill read third time.

Speaker Pro Tempore Presiding

At 5.05 p.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

The question being on the passage of Assembly Bill No. 47.

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

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Dekker, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—67.

NOES—Beck and Evans—2.

Bill ordered transmitted to the Senate.

**ANNOUNCEMENT OF CHANGE IN MEMBERSHIP
OF SELECT COMMITTEE**

Speaker pro tempore Maloney announced the appointment of Mr. Doyle as a member of the Select Committee to represent the Assembly, tomorrow, at the funeral services of the late Hon. Charles Lester Guthrie, in Porterville, vice Mr. Robertson.

**REQUEST FOR UNANIMOUS CONSENT TO PLACE ASSEMBLY BILL NO. 6
ON UNFINISHED BUSINESS FILE**

Mr. Johnson asked for, and was granted, unanimous consent that Assembly Bill No. 6 be ordered placed upon the unfinished business file.

**CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 104—An act making an appropriation for student housing at the State colleges.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Dekker, Doyle, Dunn, Emlay, Erwin, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 21

Assembly Concurrent Resolution No. 21—Relative to motor vehicle parking facilities in Los Angeles.

Resolution read.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L, Crichton, Crowley, Davis, Debs, Dekker, Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Resolution ordered transmitted to the Senate.

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

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

Assembly Bill No. 150: By Messrs. Dekker, Hawkins, Kilpatrick, McMillan, Collins, George D., and Rosenthal—An act regulating landlords and tenants with respect to maximum rents and recovery of possession and providing for the administration thereof, for court review of administrative determinations in connection therewith, and for the enforcement thereof.

Referred to Committee on Judiciary.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT
EDITORIAL IN JOURNAL**

Mr. Rosenthal asked for, and was granted, unanimous consent that the following editorial be ordered printed in the Journal:

Cooking With Butane

Someone, at long last, is making a lot of useful noise and raising a lot of cogent suggestions about one of the most jaw-breaking, mouth-filling and generally confusing appellations ever pinned on a collegiate institution: the University of California at Los Angeles.

Joe E. Brown, who in addition to being a first-rate film comedian is one of UCLA's most ardent supporters, wants the Westwood institution's name changed to "State University of Los Angeles."

Pointing out that no one in his right mind knows what the initials UCLA mean, and that, anyway, when you call a university "at Los Angeles" you give it a subsidiary status, Brown has placed before the current special session of the State Legislature his proposal for a rechristening.

Apart from a needed name-change, what has been going on in the State University, with its ganglion of eight campuses, is a separatist movement, germinating chiefly in Los Angeles and nurtured by many of those same feelings citizens hereabouts experience when seeing a great metropolitan region, containing more than a third of California's population, inequitably represented in State affairs.

Whether the ultimate answer is regional autonomy—a forty-ninth State—or drastic overhauling of State Government is not easy to decide. But what is easy to decide is that if its people are to be served adequately within the framework of any kind of government, the great, contiguous urban area represented by Los Angeles and its satellite cities must streamline its political organization.

The spectacle, locally, of overlapping units of government makes a sad sight. For example, we have two great police forces—the county sheriff's department and the Los Angeles police department—both built along substantially the same lines. Add to these a score of law enforcement organizations in adjoining municipalities and you have a picture of duplication, inefficiency and waste.

Or, if you feel like a penitent and want to suffer more pain of confession, look at our overlapping school departments, our overlapping tax collection agencies, health departments, street maintenance divisions, inspection services, courts, corrective and charitable institutions, utility divisions, welfare agencies, and commissions of all sorts which, if laid end to end, would stretch clear across the Tehachapi.

Why in the name of common sense aren't all these tangled threads of local government sorted out and woven into a single strong fabric?

It isn't as if the Los Angeles region has merely grown too big for its antebellum breeches. If that were the only trouble, a few more patches and gussets here and there would do the trick.

It's rather as if Los Angeles were trying to wear 20 different kinds of pants at the same time—pants of assorted sizes and patterns purchased at above-ceiling prices and each one a poor buy and a poorer fit.

Local community pride, of course, may resist, for a while, being de-pantsed. Selfish interest, as well as the desire of political officeholders to hold on to their jobs, will likewise resist it.

But one of these days a tax-burdened, weary and confused electorate is going to open its mouth wider than Joe E. Brown's and howl for and get a streamlined community.

It will just take time. Because people are funny about their political organizations and institutions. They look forward to and want the improved, functionally-designed products of the industrial age: the sleek automobiles with plastic tops and hot and cold running water, the dream houses with mechanical baby-tenders as standard equipment, the refrigerator ice trays that disgorge, at the press of a button, frozen cubes of 100-proof, six-year-old bonded bourbon.

But these same people will cling to the political patchwork quilt of a bygone day with all the jealous, possessive instinct of the antique lover, who'd rather freeze in a bed George Washington slept in than be warm under a modern electric blanket.

Maybe our measure of government will one of these days catch up with our measure of goods in a machine age. When it does catch up, we'll really, governmentally speaking, start cooking with butane—R E G.H. January 25, 1946

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 55

At 5.37 p.m., on motion of Mr. Thomas, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 55 refused passage by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burkhalter, Burns, Carey, Collins, George D., Crichton, Crowley, Debs, Dekker, Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fletcher, Fourn, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Thomas, Thompson, Thurman, and Wollenberg—49.

NOES—Boyd, Burke, Call, Clarke, Collins, Sam L., Davis, Erwin, Field, Gannon, Geddes, Johnson, Knight, Leonard, Price, Sherwin, Stephenson, Stewart, Stream, Thorp, Waters, Watson, Werdel, and Mr. Speaker—23

Notice of Motion to Reconsider Assembly Bill No. 55

Mr. McMillan gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 55 was this day refused passage.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon recess at noon—

Public Health.

Upon adjournment—

Agriculture.

At 8 p.m.—

Governmental Efficiency and Economy.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of the Speaker, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to the following service men: S/Sgt. Joe Varga of Campbell, Ohio; Pfc. George W. Swindel of Tuscaloosa, Alabama; Sgt. Harry Warriner of Wellsboro, Pennsylvania; Pfc. R. W. Loewi of New York, New York; Pfc. Robt. J. Ward of Middletown, Rhode Island; and M/Sgt. John D. Ross of San Francisco.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Marion K. Stewart of Los Angeles.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Thos. B. Pollard of Vallejo.

On request of the Speaker, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Bernice Cornell Hicks of Hollywood.

On request of Mr. Middough, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Rudolf Minarik of Long Beach.

On request of Mr. Sawallisch and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Supervisor Patrick McMurray of San Francisco.

On request of Mr. Boyd, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to De Witt Vermilye Hutchings of Riverside.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Richard F. McCarthy, Edward T. Schmarr, John T. Regan and Raymond Williamson, of the Native Sons.

On request of Mr. Berry, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Durie of the University of California Hospital of San Francisco.

On request of Speaker Lyon, Mr. Maloney, and The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lieut. Frank G. Lyon of Beverly Hills.

ADJOURNMENT

At 5.40 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10 a.m., Wednesday, January 30, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

EIGHTEENTH LEGISLATIVE DAY
TWENTY-FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, January 30, 1946

The Assembly met at 10 a.m.
Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Creator of All

We pause in gratitude this morning for all the beauty and wonder of Thy world, for the green earth, for sunlight and flowers and for the starry night.

May we be grateful for the privileges of this unrivaled State, for its romance and its progress, and may we labor to preserve unstained its great name and estate.

Let us be thankful for the many personal blessings we enjoy, for homes lit by love, for loyal friends and for the wealth of culture and knowledge.

Let us give thanks that we are citizens of this great Nation, unsurpassed in its freedom and opportunity for all, and the main oasis of security and hope for mankind.

In gratitude to all who have given us this glorious inheritance, let us labor with unwearied zeal and incorruptible conscience for the generation that shall follow us.

Above all, let us be grateful to the Divine Source of Our Many Blessings from whose Mind has sprung the earth and its riches, and by whose truth we are inspired.— Amen

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Butters, by unanimous consent.

The following members were granted leaves of absence for the day, because of personal business elsewhere, and desired to waive their per diem:

Mr. Denny, by unanimous consent.

Mr. Clayton A. Dills, by unanimous consent.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Sam L. Collins, by unanimous consent.

Mr. Fourt, by unanimous consent.

Mr. Ralph C. Dills, by unanimous consent.

Mr. Knight, by unanimous consent.

Mr. Watson, by unanimous consent.

Mr. Erwin, by unanimous consent.

Mr. Clarke, by unanimous consent.

Mr. Werdel, by unanimous consent.

Mr. Doyle, by unanimous consent.

Mr. Lowrey, by unanimous consent.

Mr. Thurman, by Mr. Leonard.

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, by unanimous consent.

COMMUNICATIONS

By the Chief Clerk:

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

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES, WASHINGTON, D. C., January 28, 1946

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

DEAR MR. OHNIMUS: Thank you for your recent letter and for the enclosed copy of Assembly Joint Resolution No. 2, which was adopted by the Legislature on January 17, 1946.

I am wholeheartedly in favor of this resolution, and I would be more than happy to support it in any way I can.

Thank you again for sending it to me, and please do not hesitate to call on me if there is anything I can do toward the success of this measure. Kind regards

Sincerely yours,

ELLIS E. PATTERSON

Also:

The following communication was received, and ordered printed in the Journal: January 29, 1946

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

DEAR MR. OHNIMUS: Thank you for your letter of January 9th in which you conveyed your personal good wishes together with those of the Assembly for Harry's complete and quick recovery to good health.

We have valued the friendship of our friends. Their good wishes at this time have meant a great deal to us, and it is difficult to state how much we appreciate the expression of good will on the part of the Assembly.

May I ask you to convey to this honorable body our sincere thanks.

Sincerely,

RUTH RILEY

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 59

Assembly Bill No. 111

Assembly Bill No. 66

Assembly Bill No. 117

Assembly Bill No. 81

Assembly Bill No. 127

And reports the same correctly engrossed

PELLETIER, Chairman

Above reported bills ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 29, 1946

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

Senate Bill No. 45

J. A. BEEK, Secretary of the Senate

By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 45—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT TO PLACE BILLS
ON INACTIVE FILE

By unanimous consent, and upon request of the Speaker, the following bills were ordered withdrawn from the unfinished business file, and placed upon the inactive file:

Assembly Bill No. 32.**Assembly Bill No. 87.****Assembly Bill No. 6.**NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION
NO. 26 CONTINUED

By unanimous consent, Mr. Burkhalter's notice of motion to withdraw House Resolution No. 26 from the Committee on Rules was continued until the next legislative day.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL
NO. 55 CONTINUED

Mr. McMillan asked for, and was granted, unanimous consent that the consideration of his notice of motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage be continued until the next legislative day.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 125—An act to amend Section 19398 of the Government Code, relating to veterans' rights in promotional examinations. Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Wollenberg, and Mr. Speaker—53.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 126—An act to amend Section 67.2 and Section 80.2 of Bank Act relating to loans guaranteed in whole or in part pursuant to the Servicemen's Readjustment Act of 1944.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Wollenberg, and Mr. Speaker—55.
NOES—None.

Motion to Amend Title

Mr. McCollister moved the adoption of the following amendment to the title of Assembly Bill No. 126:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section".

Amendment read and adopted.

Bill ordered reprinted, and transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 60

House Resolution No. 60

WHEREAS, The Los Angeles Daily News distributes each day a copy of its newspaper to members of the Los Angeles County Delegation in the Assembly; and

WHEREAS, Said newspaper is distributed to the Assemblymen of Los Angeles County, irrespective of party affiliations; and

WHEREAS, The service of said newspaper informs the said Members of the Assembly of activities and affairs in their home county and includes reports of legislation introduced by members of the Los Angeles Delegation and pending at the State Capitol; and

WHEREAS, Said service on the part of the Los Angeles Daily News is highly appreciated by Members of the Assembly from Los Angeles County; now, therefore, be it

Resolved by the Assembly of the State of California, That its appreciation is hereby conveyed to the Los Angeles Daily News for the public service rendered in distributing its publication to Members of the Assembly from Los Angeles County; and be it further

Resolved, That a copy of this resolution be forwarded to Manchester Boddy, publisher, and to Lee F. Payne, editor, of the Los Angeles Daily News, Los Angeles, California.

Resolution read, and adopted unanimously.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 111—An act relating to the rights of veterans to return to public office or employment upon release from the armed

services of the United States, 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—Allen, Anderson, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 59—An act to amend Section 4711 of the Health and Safety Code, relating to county sanitation districts.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Lyon:

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

Opinion of Legislative Counsel

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, January 30, 1946

*Hon. Charles W. Lyon, Speaker of the Assembly
State Capitol, Sacramento, California*

DEAR MR. LYON: Pursuant to your request, we have examined Assembly Bill No. 150.

In our opinion this bill is not within the scope of the Proclamation convening this extraordinary session.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By JOSEPH W. PAULUCCI, Chief Deputy

NOTATION OF PRESENTATION OF ASSEMBLY BILL

The following bill, presented by Messrs. Dekker et al. on Tuesday, January 29, 1946, was filed as not falling within the purview of the Governor's Proclamation:

Assembly Bill No. 150—An act regulating landlords and tenants with respect to maximum rents and recovery of possession and providing for

the administration thereof, for court review of administrative determinations in connection therewith, and for the enforcement thereof.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 127—An act to amend Sections 2955 and 3014.5 of the Civil Code, relating to trust receipts on aircraft.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dunn, Enlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Mason, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 66—An act to add Section 6062.5 to the Business and Professions Code, relating to bar examinations of veterans.

Bill read third time.

Demand for Previous Question

Messrs. Rosenthal, Waters, Evans, Burkhalter, and Kraft demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 66.

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

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Carey, Collins, George D., Crowley, Debs, Dekker, Dickey, Dunn, Enlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—53.

NOES—Call, Davis, Field, Middough, and Waters—5.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Mr. Price:

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

CALIFORNIA FEDERATION OF WOMEN'S CLUBS
ONTARIO, CALIFORNIA, January 28, 1946

*Assemblyman R. Fred Price, California Assembly
State Capital, Sacramento, California*

DEAR ASSEMBLYMAN PRICE: The California Federation of Women's Clubs does not approve the amendment to Assembly Bill No. 7 because it might inflict hardships on some deserving mothers during the social welfare investigations.

If such mothers could enter their children in the centers and pay the registration fees so as to be on their jobs during the investigations it would seem fairer than to insist they stay off the jobs and at home and perhaps lose their jobs during this period.

If such cases are approved no work break would have occurred, and if not the fees could be returned and the children could be sent home.

Thank you for your consideration.

Sincerely yours,

MARY WARMER
(Mrs. Benjamin F. Warmer)
President

REQUEST FOR UNANIMOUS CONSENT TO ORDER HOUSE RESOLUTION NO. 88, ADOPTED DURING THE 1945 REGULAR SESSION, SUITABLY ENGROSSED

Mr. Gannon asked for, and was granted, unanimous consent that House Resolution No. 88, adopted during the 1945 Regular Session, be ordered suitably engrossed, and presented to Mr. Steve Paxton.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 10

Assembly Joint Resolution No. 10—Relative to a proposed conference for the prevention of juvenile delinquency.

Resolution read.

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

AYES—Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Leonard, Maloney, Massion, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallsch, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Weber, Wollenberg, and Mr. Speaker—53.

NOES—None.

Resolution ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 117—An act to add Section 6076.5 to the Business and Professions Code, relating to veterans who are members of the State Bar.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—60

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

Senate Bill No. 19—An act to add Article 5A, comprising Sections 993 to 994.3 inclusive, to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans Farm and Home Purchase Act of 1943; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of

preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1946.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 23—An act to repeal an act entitled "An act to add Article 5A, comprising Sections 933 to 994.3, inclusive, to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans Farm and Home Purchase Act of 1943; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1946," approved July 17, 1945, relating to the purchase of farms and homes for veterans.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 55—An act to amend Sections 813, 815, 986.3, and 986.5 of the Military and Veterans Code, relating to the purchase of farms and homes by veterans.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelle-

tier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 52—An act to amend Sections 3700 and 3701 of the Labor Code, relating to self-insurers under the Workmen's Compensation Law.

Bill read third time.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 13—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.
NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Wollenberg, and Mr. Speaker—63.
NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 8—An act to validate bonds of Zone 1 of the Ventura County Flood Control District and proceedings relating thereto, and making final and conclusive, as therein provided, the canvass of election returns of the election at which said bonds were voted, and declaring the urgency thereof, to take effect immediately; And reports that the same has been correctly enrolled, and presented to the Governor on the thirtieth day of January, 1946, at 11.30 a.m.

PELLETIER, Chairman

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 96

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 96—An act to add Chapter 3, consisting of Sections 15666, 15667, 15668 and 15669 to Part 8, Division 3, Title 2 of the Government Code, relating to a Housing Expediter within the State Reconstruction and Reemployment Commission, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Chapter 3, consisting of Sections 15666, 15667, 15668 and 15669 to Part 8", and insert "Article 5 to Chapter 1, Part 2".

Amendment No. 2

In lines 3 and 4 of the title of said bill, strike out "within the State Reconstruction and Reemployment Commission".

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 14 inclusive, and insert "SECTION 1. Article 5 is added to Chapter 1, Part 2, Division 3, Title 2 of the Government Code to read:

Article 5. Housing Expediter

12050. There is hereby created the office of Housing Expediter, which shall be filled by appointment by the Governor. The Housing Expediter shall serve under the direction and authority of the Governor, and at the Governor's pleasure. The Housing Expediter shall receive an annual salary of not to exceed ten thousand dollars (\$10,000) payable monthly."

Amendment No. 4

On page 1 of said bill, strike out lines 15 and 16, and insert "12051 The Housing Expediter".

Amendment No. 5

On page 1, line 21, of said bill, strike out "Director of Reconstruction and Reemployment", and insert "Governor".

Amendment No. 6

On page 2, lines 10 and 11, of said bill, strike out "Director of Reconstruction and Reemployment", and insert "Governor".

Amendment No. 7

On page 2 of said bill, between lines 11 and 12, insert "12052. The Governor may appoint such clerical and other assistants as he may deem necessary to aid the Housing Expediter in carrying out the provisions of this act, and such employees shall serve at the pleasure of the Governor."

Amendment No. 8

On page 2, line 12, of said bill, strike out "15669", and insert "12053".

Amendment No. 9

On page 2, lines 17 to 19, inclusive, of said bill, strike out "State Reconstruction and Reemployment Commission the sum of fifteen thousand dollars (\$15,000)", and insert "Governor the sum of fifty thousand dollars (\$50,000)".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

MR SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Bill No. 137

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

CLARKE, Chairman
By GEDDES

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 137—An act to amend Sections 3 and 5 of, and to add Sections 1.5, 38, 38.1, 38.2, 38.3, 38.4, and 38.5 to, The California Food and Fiber Production Act, relating to the providing of housing facilities for agricultural labor, authorizing the granting of assistance to housing authorities for the purpose of providing such housing, authorizing such housing authorities to provide such housing facilities and defining their powers and duties in respect thereto, making an appropriation, and 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 Agriculture:

Amendment No. 1

On page 2 of the printed bill, strike out lines 35 to 42, inclusive, and insert

"(a) Acquire by lease, or if necessary acquire by purchase or otherwise, real and personal property suitable for conversion into housing facilities within its boundaries as it deems proper, and may erect, remodel, repair or remove buildings for housing facilities to be used for farm labor. It may also provide for the installation of necessary off-site utilities.

(b) Purchase, lease, or otherwise acquire from the United States Government or any agency thereof, surplus housing or property adaptable to housing farm labor, and enter into agreements for such purchase or lease. Such surplus housing or property adaptable for housing within the meaning hereof shall be that available under law and under any regulation of the United States Government or any appropriate agency thereof after preference has been given to veterans and to families of veterans. In entering into such agree-".

Amendment No. 2

On page 3 of said bill, strike out lines 10 and 11, and insert "obtained with assistance under this act, under such terms and conditions as may be agreed upon between it and the director and in such manner as to secure to the housing authority and the State, fair returns, in so far as practical, on the investment made by both parties. Rentals".

Amendment No. 3

On page 3 of said bill, between lines 18 and 19, insert

"SEC. 38 1a. When any housing facility is discontinued, it shall be liquidated in such manner as may be agreed upon between the local agency and the director and according to rules and regulations prescribed by the Department of Finance for the purpose in such manner as to secure to the local agency and the State a share of the proceeds proportionate to their respective investments."

Amendment No. 4

On page 3, line 24, of said bill, strike out "State money toward", and insert "ninety per cent (90%) of".

Amendment No. 5

On page 4, line 10, of said bill, strike out "the remainder", and insert "ten per cent (10%)".

Amendment No. 6

On page 4, line 20, of said bill, following "shortage", insert "for housing farm labor".

Amendment No. 7

On page 5, line 14, of said bill, strike out "five million dollars (\$5,000,000)", and insert "two million dollars (\$2,000,000)".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

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

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

Assembly Bill No. 151: By Messrs. Rosenthal, Dekker, Debs, McMillan, Burkhalter, Kilpatrick, and Maloney—An act to add Section 10.5 to the Housing Authorities Law, relating to housing.

Referred to Committee on Judiciary.

Assembly Concurrent Resolution No. 27: By Messrs. O'Day, Haggerty, Sherwin, Dunn, Berry, Brady, Brown, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Diekey, Emlay, Gaffney, Gannon, Heisinger, Johnson, King, Leonard, Maloney, McCollister, Miller, Sawallisch, Sheridan, Stephenson, Thompson, Thorp, Weber, and Wollenberg—Relative to the creation of the Joint Bay Crossing Public Works Committee.

Referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered :

By Mr. McCollister :

House Resolution No. 64

Relative to augmenting the funds of the Assembly Committee on Military Affairs

Resolved by the Assembly of the State of California. That in addition to any money heretofore made available, the sum of three thousand five hundred dollars (\$3,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Committee on Military Affairs (created by House Resolution No. 47 of the Fifty-fifth Session and continued by House Resolution No. 151 of the Fifty-sixth Session, adopted June 15, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Messrs. Leonard, Stephenson, and Geddes :

House Resolution No. 65

Relative to augmenting the funds of the Assembly Investigating Committee on Exhibitions and Fairs

Resolved by the Assembly of the State of California. That in addition to any money heretofore made available, the sum of two thousand dollars (\$2,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Investigating Committee on Exhibitions and Fairs (created by House Resolution No. 46, adopted June 15, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

MEMBERS EXCUSED TO ATTEND COMMITTEE MEETING

At 12.10 p.m., Mr. Johnson asked for, and was granted, unanimous consent that the Committee on Education be permitted to hold a meeting in the Assembly Post Office, at this time.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 78

Assembly Bill No. 129

Assembly Bill No. 94

Senate Bill No. 62

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

FIELD, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 78—An act authorizing any county, city and county, or district to expend public funds and to expend, use, or permit the use of public property or personnel to meet emergencies arising out of conditions created by the reconversion from a wartime to a peacetime economy, irrespective of budget or other limitations, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 94—An act to amend Sections 6726 and 7012.5 and to repeal Sections 6726.1 and 7012.6 of the Welfare and Institutions Code, relating to the support of mental patients in boarding homes, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 129—An act to add Section 11781.5 to the Insurance Code, relating to branch offices of the State Compensation Insurance Fund.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 62—An act to amend Section 9102 of the Government Code, relating to the salaries of employees in the Legislative Offices in Alameda, Los Angeles and San Francisco.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 58

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 76

Assembly Bill No. 77

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 76—An act making an appropriation for a State office building in the City of San Jose, to take effect immediately.

Bill read second time, and ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 77—An act to provide aid to counties, cities and counties, cities, housing authorities and certain educational institutions in making emergency housing available to veterans, their families, the widows of veterans, distressed families of servicemen, and displaced or distressed persons; to provide for the administration thereof; to authorize counties, cities and counties, cities, housing authorities and such educational institutions as receive, in whole or in part, financial support from the State; to acquire and administer such emergency housing; to make an appropriation for such purposes; and to declare the urgency thereof; to take effect immediately.

Bill read second time, and ordered re-referred to Committee on Ways and Means.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 50—An act to amend Sections 820 and 987 of the Military and Veterans Code, relating to the rate of interest on veteran farm and home loans, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency clause read. Urgency Clause

Motion to Amend

Mr. Robertson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 52, of the printed bill, as amended, strike out "5", and insert "4".

Amendment No. 2

On page 3, line 46, of said bill, strike out "5", and insert "4".

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

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

Assembly Bill No. 138

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

JOHNSON, Chairman

Above reported bill re-referred to Committee on Ways and Means.

NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION
NO. 42 FROM COMMITTEE

Mr. Rosenthal gave notice that on the second legislative day he would move to withdraw House Resolution No. 42 from the Committee on Education, and have it placed upon the file.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

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

Assembly Bill No. 121

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

JOHNSON, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 121—An act authorizing The Regents of the University of California to issue and sell bonds to provide funds for the acquisition of real property, and for the erection, equipping, and furnishing thereon, or upon other real property owned by the said Regents of the University of California, of dormitories or other housing facilities for the use of students or employees of the University of California, declaring the urgency thereof, and to provide that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

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

Assembly Bill No. 48

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

JOHNSON, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 48—An act to add Section 13001.1 to the Education Code, relating to the validation of acts of governing boards of school districts in employing and compensating persons employed 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 1, lines 8 and 9, of the printed bill, strike out “, in the manner prescribed by this code,” and insert “with the appropriate agency”.

Amendment No. 2

On page 1, line 12, of said bill, strike out “Such certification document was issued”, and insert “The application for such certification document was made to the issuing authority”.

Amendments read and adopted.

Bill ordered reprinted and engrossed.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

At 2 p.m.—

Conservation and Planning.
Ways and Means.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Berry, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Robert M. Marshall of Sacramento.

On request of Mr. Middough, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Jack Goodin and Charles Way of Long Beach.

On request of Messrs. Lyon and Price and The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Col. (Ch. C.) Herschel R. Griffin, U. S. Army, of Los Angeles.

On request of Mr. O'Day and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to James F. O'Neil of San Francisco.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sgt. Geo. Seidl of Sacramento.

On request of Mr. Berry, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. E. Clark Doolittle of Sacramento.

On request of Mr. McCollister and The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Col. Chester E. Mitchell and Capt. Harold L. Hjeln, U. S. Army.

On request of Mrs. Niehouse and Mr. Kraft, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. F. B. McCall of San Diego.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Alma Soost, Mrs. E. Cullver, Mrs. R. Wallace, Mrs. F. O. Johnson, teachers; and a group of pupils of the West Acres school of West Sacramento, and Washington school of Broderick.

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Joseph Hart and Robert Hart of Modesto.

On request of Speaker Lyon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Stanley Dennis, U. S. Army.

ADJOURNMENT

At 12.27 p.m., on motion of Mr. Field, the Speaker declared the Assembly adjourned until 10 a.m., Thursday, January 31, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

NINETEENTH LEGISLATIVE DAY
 TWENTY-FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Thursday, January 31, 1946

The Assembly met at 10 a.m.

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

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Eternal Spirit

May this be a moment when we expand our minds and widen our thought to the far reaches of Infinity.

In this moment, we lift up our thoughts above the material, and look away to the hills and the sky, and see that there is another and wider life beyond the problems of the day.

We look up to the stars and behold Thy invisible Power that revolves the constellations, and directs the majestic forces of the universe, and causes them to flow in unbroken harmony.

May we expand our intelligence by looking beyond our boundaries to other climes, and cherish sympathetic concern for other races struggling for bread and happiness.

May we expand our minds and hearts by our broad sympathies for all classes of people and like the greatest men of earth enjoy the widest possible circle of human contacts.

So may we see the purpose of life is to unfold our faculties and widen our horizons, and enlarge our outreach until our stature touches the stars.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day because of illness :

Mr. Erwin, on motion of Mr. Watson.

Mr. Butters, by unanimous consent.

The following member was granted leave of absence for the day, at his home, because of illness :

Mr. Armstrong, by unanimous consent.

The following members were granted leaves of absence for the day, because of legislative business elsewhere :

Mr. Miller, by unanimous consent.

Mr. Sam L. Collins, by unanimous consent.

Mr. Denny, by unanimous consent.

Mr. Ralph C. Dills, by unanimous consent.

Mr. Fourt, by unanimous consent.

Mr. Johnson, by unanimous consent.

Mr. Thurman, by unanimous consent.

REPORTS OF STANDING COMMITTEES**Committee on Legislative Procedure**

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined :

Assembly Bill No. 78

Assembly Bill No. 121

Assembly Bill No. 94

Assembly Bill No. 129

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined :

Assembly Bill No. 48

Assembly Bill No. 96

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

Committee on Conservation and Planning

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which were referred :

Assembly Concurrent Resolution No. 24

Senate Concurrent Resolution No. 14

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

STREAM, Chairman

Above reported Assembly resolution ordered engrossed.

Above reported Senate resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which were referred:

Assembly Bill No. 148
Assembly Bill No. 124
Senate Bill No. 2

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

STREAM, Chairman

Above reported bills re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, January 30, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which was referred:

Senate Bill No. 11

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

STREAM, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 11—An act to extend the effective date of an act entitled "An act relating to the performance by the Department of Public Works of highway and other cooperative work for the Federal Government, making an appropriation for administrative expenses, declaring the urgency thereof, and providing that this act shall take effect immediately.", approved February 10, 1943, as amended.

Bill read second time, and ordered to third reading.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 55 CONTINUED

Mr. McMillan asked for, and was granted, unanimous consent that the consideration of his notice of motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage be continued until the next legislative day.

CONSIDERATION OF DAILY FILE

MOTION TO WITHDRAW HOUSE RESOLUTION NO. 26 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Burkhalter moved that House Resolution No. 26 be withdrawn from the Committee on Rules, and be placed upon the file.

Demand for Previous Question

Messrs. Waters, Beal, Evans, Berry, and Emlay demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Burkhalter that House Resolution No. 26 be withdrawn from the Committee on Rules and be placed upon the file.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burkhalter, Call, Carey, Crichton, Crowley, Debs, Dekker, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick,

King, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Pelletier, Robertson, Rosenthal, Sawallisch, Stephenson, Stream, Thomas, Waters, and Weber—45.

NOES—Burke, Field, Geddes, Knight, Leonard, Sherwin, Stewart, Thorp, Watson, Werdel, and Wollenberg—11.

Explanation of Vote

I was before the Board of Control presenting a case for a resident of San Diego when House Resolution No. 26 was heard on the floor. I had asked the author, Mr. Burkhalter, to hold up proceedings on the bill until my return. By mistake, he thought I had returned. Had I been on the floor, I would have voted aye.

KATHRYN T. NIEHOUSE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 78—An act authorizing any county, city and county, or district to expend public funds and to expend, use, or permit the use of public property or personnel to meet emergencies arising out of conditions created by the reconversion from a wartime to a peacetime economy, irrespective of budget or other limitations, 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—Allen, Anderson, Beal, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Crichton, Crowley, Debs, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—55.

NOES—None.

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

AYES—Allen, Anderson, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Crichton, Crowley, Debs, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Robertson, Rosenthal, Sawallisch, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—55.

NOES—None.

Notice of Motion to Reconsider Assembly Bill No. 78

Mr. Dunn gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 78 was this day passed.

Assembly Bill No. 94—An act to amend Sections 6726 and 7012.5 and to repeal Sections 6726.1 and 7021.6 of the Welfare and Institutions Code, relating to the support of mental patients in boarding homes, 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—Allen, Anderson, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons,

Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—59.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Mussion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 129—An act to add Section 11781.5 to the Insurance Code relating to branch offices of the State Compensation Insurance Fund.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dekker, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 48—An act to add Section 13001.1 to the Education Code, relating to the validation of acts of governing boards of school districts in employing and compensating persons employed 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dekker, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dekker, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 121—An act authorizing The Regents of the University of California to issue and sell bonds to provide funds for the acquisition, of real property, and for the erection, equipping, and furnishing thereon, or upon other real property owned by the said Regents of the University of California, of dormitories or other housing facilities for the use of students or employees of the University of California, declaring the urgency thereof, and to provide that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Anderson, Beal, Bennett, Boyd, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Niehouse, O'Day, Pelletier, Robertson, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—59.

NOES—None.

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

AYES—Allen, Anderson, Beal, Bennett, Boyd, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Niehouse, O'Day, Pelletier, Robertson, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

Senate Bill No. 50—An act to amend Sections 820 and 987 of the Military and Veterans Code, relating to the rate of interest on veteran farm and home loans, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—None

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Nie-

house, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 31, 1946

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

Senate Bill No. 15

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

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 15—An act amending Section 634 of the Welfare and Institutions Code, relating to the appointment, selection, and removal, and term of office of probation officers, assistant probation officers, deputy probation officers and of superintendents, matrons and other employees of detention homes.

Referred to Committee on Judiciary.

Speaker Presiding

At 11.10 a.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

APPOINTMENT TO COMMITTEE ON WAYS AND MEANS

Speaker Lyon announced the appointment of Mr. Lowrey as a member of the Committee on Ways and Means, vice Mr. Guthrie, deceased.

REPORT BY MR. KNIGHT

Mr. Knight reported that the Special Committee sent to represent the Assembly yesterday, at the funeral services for Mr. Guthrie, who at the time of his passing was a member of this House, had discharged its duties and gave a eulogy on behalf of Mr. Guthrie.

MOTION TO ORDER REMARKS PRINTED IN JOURNAL

Mr. Hawkins moved that the following remarks, made by Mr. Knight in tribute to Mr. Guthrie, be ordered printed in the Journal:

Mr. Watson seconded the motion.

Motion carried unanimously.

Remarks by Mr. Knight

Mr. Speaker and Members of the Assembly

Your committee, selected to represent this Assembly, attended the services held yesterday in memory of our late colleague, Charles Lester Guthrie, and conveyed to his family the sincere sympathy of this body. Only those of us who attended this ceremony fully realize the high esteem in which our departed colleague was held by those who were his neighbors and daily associates.

Long before the appointed hour, the Chapel in which the services were held was filled and overflowing far into the streets by his devoted friends. From every point on the compass came the halt, the lame, and the blind to pay their final respects to a man who was their friend—and a friend to all humanity in every walk of life. He was, indeed, one of nature's noblemen.

In the next few days his body will be borne to its final resting place by a group of cowboys with whom he was always pleased to identify himself as an active member. This site is on a slope above White Water overlooking the foothills of the High Sierras which he loved so well, and which his industry and ability have made to produce so abundantly.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1946

MR. SPEAKER: Your Committee on Military Affairs, 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.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 42—An act to repeal Division 1 and Sections 691, 692, 693, 696, 697, 992, 992.3, 992.4, 1015, 1016, 1017, 1020, 1021, 1028, 1029, 1086, and 1087 of, to add Division 1 to, and to amend Section 1084 of, the Military and Veterans Code, to amend Section 18620 of, and to add Section 18629 to, the Business and Professions Code, providing for the reorganization of the State agencies concerned with veterans and veterans' affairs and for matters incidental thereto, including the establishment of a Department of Veterans Affairs, California Veterans Board, and Director of Veterans Affairs and prescribing the powers, duties, purposes, and functions of each, abolishing the Department of Military and Veterans Affairs, creating the Office of The Adjutant General and placing The Adjutant General therein, placing the Division of Athletics in the Department of Professional and Vocational Standards, and providing for the transfer of funds, personnel, property and records.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 14 of the title of the printed bill, as amended, strike out the second "placing", and insert "incorporating".

Amendment No. 2

In line 15 of the title of said bill, strike out "in", and insert "within".

Amendment No. 3

On page 2 of said bill, between lines 2 and 3, insert "52. The Adjutant General succeeds to and is vested with the duties, powers, purposes, responsibilities and jurisdiction of the Division of Military Affairs and of the officers and employees of said division."

Amendment No. 4

On page 2 of said bill, strike out lines 39 and 40, and insert "70. The Department of Veterans Affairs succeeds to and is vested with the duties, powers, purposes, responsibilities and jurisdiction of the Department of Military and Veterans' Affairs, the Division of Veterans' ".

Amendment No. 5

On page 2 of said bill, strike out lines 45 to 52, inclusive; and on page 3, strike out lines 1 to 23, inclusive, and insert "California and of the officers and employees of said department, divisions, boards, and commission, except that the Director of Veterans Affairs, in lieu of the Director of Military and Veterans' Affairs, is a member

of the Governor's Council and, in lieu of the Chairman of the Veterans' Welfare Board, is a member of each and every Veterans' Finance Committee of which the chairman until now has been a member."

Amendment No. 6

On page 3, line 24, of said bill, strike out "73", and insert "71".

Amendment No. 7

On page 3, line 26, of said bill, after "appoint" insert "and fix the salary of".

Amendment No. 8

On page 3 of said bill, strike out lines 31 to 45, inclusive, and insert

"72. The California Veterans Board may adopt such rules and regulations as are necessary to govern the activities of the department and to carry out the provisions of Division 4 and of Chapters 1 and 2 of Division 5 of this code and shall determine general policies for the guidance of the administration of the activities of the department."

Amendment No. 9

On page 3, line 46, of said bill, strike out "76", and insert "73".

Amendment No. 10

On page 4 of said bill, strike out lines 7 and 8, and insert "or sessions, and for purposes of such reimbursement shall be deemed to be nonsalaried commission members."

Amendment No. 11

On page 4, line 9, of said bill, strike out "77" and insert "74".

Amendment No. 12

On page 4, line 12, of said bill, strike out "78", and insert "75".

Amendment No. 13

On page 4, line 14, of said bill, strike out "79", and insert "76".

Amendment No. 14

On page 4, line 16, of said bill, strike out "80", and insert "77".

Amendment No. 15

On page 4 of said bill, strike out lines 19 to 22, inclusive, and insert

"78. The Director of Veterans Affairs is head of the department and, as head of the department, shall perform all duties, exercise all powers and jurisdiction, assume and discharge all responsibilities and carry out and effect all purposes now or hereafter vested by law in the department, except such duties, powers, jurisdiction, responsibilities and purposes as are specifically vested in the California Veterans Board by the provisions of this chapter."

Amendment No. 16

On page 4, line 23, of said bill, strike out "82", and insert "79".

Amendment No. 17

On page 4, line 24, of said bill, after "appointed", insert "and his salary shall be fixed".

Amendment No. 18

On page 4, line 26, of said bill, strike out "83", and insert "80".

Amendment No. 19

On page 4, line 28, of said bill, after "as", insert "expressly".

Amendment No. 20

On page 4, line 30, of said bill, strike out "civil service".

Amendment No. 21

On page 4 of said bill, strike out lines 33 to 38, inclusive.

Amendment No. 22

On page 4, line 39, of said bill, strike out "85", and insert "81".

Amendment No. 23

On page 4, line 41, of said bill, strike out "Loans", and insert "Purchases".

Amendment No. 24

On page 4, line 42, of said bill, strike out "Loans", and insert "Purchases".

Amendment No. 25

On page 4, line 47, of said bill, strike out "Administrative Division", and insert "Division of Veterans Homes".

Amendment No. 26

On page 4, line 48, of said bill, strike out "Administration", and insert "of Veterans Homes".

Amendment No. 27

On page 4, line 49, of said bill, strike out "86", and insert "82".

Amendment No. 28

On page 5, line 1, of said bill, strike out "made available by law", and insert "available".

Amendment No. 29

On page 5 of said bill, strike out lines 3 and 4.

Amendment No. 30

On page 5, line 5, of said bill, strike out "88", and insert "83".

Amendment No. 31

On page 5, line 11, of said bill, strike out "article", and insert "chapter".

Amendment No. 32

On page 5, lines 12 and 14, of said bill, strike out "for the purpose of the department".

Amendment No. 33

On page 5, line 18, of said bill, strike out "89", and insert "84".

Amendment No. 34

On page 5, lines 24 and 25, of said bill, strike out "California Veterans Board", and insert "Department of Veterans Affairs".

Amendment No. 35

On page 5, lines 29 and 30, of said bill, strike out "a Division of Athletics. The division is administered by".

Amendment No. 36

On page 5 of said bill, between lines 31 and 32, insert "The State Athletic Commission succeeds to and is vested with the duties, powers, purposes, responsibilities and jurisdiction of the Division of Athletics and of the officers and employees of said division "

Amendment No. 37

On page 5 of said bill, strike out lines 34 to 41, inclusive, and insert "18629. The commission is subject to all of the provisions of Division 1 of this code and for the purposes of that division shall be deemed to be a board "

Amendment No. 38

On page 5, lines 42 and 43, of said bill, strike out "California Veterans Board", and insert "Department of Veterans Affairs".

Amendment No. 39

On page 5, line 47, of said bill, after "except", insert "of the Division of Athletics and".

Amendment No. 40

On page 5, line 48, of said bill, strike out "Division of Athletics", and insert "State Athletic Commission".

Amendment No. 41

On page 5, line 49, of said bill, after "personal", insert " , and shall be entitled to all of the records, books, papers, equipment, and other property, both real and personal, of the Division of Athletics".

Amendment No. 42

On page 6 of said bill, strike out lines 4 to 15, inclusive, and insert "SEC. 7. All money available, including money which becomes available after the effective date of this act, for expenditure by any department, division, board, commission, or officer or employee thereof, to be used in the administration of any function, the exercise of any right, or performance of any duty which function, right or duty is transferred by this act, shall be available for expenditure by the department, commission, or officer which is to administer the function, exercise the right, or perform the duty."

Amendment No. 43

On page 6, line 19, of said bill, strike out "California Veterans Board", and insert "Department of Veterans Affairs".

Amendment No. 44

On page 6, line 21, of said bill, strike out "board", and insert "department".

Amendment No. 45

On page 6 of said bill, strike out lines 27 and 28

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

REPORT BY SPEAKER

Speaker Lyon reported that a long distance telephone call to the home of Assemblyman Armstrong, in Redlands, disclosed that he is suffering from an attack of influenza and is quite ill.

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

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

Assembly Bill No. 152: By Mr. Rosenthal—An act to add Section 7.5 to the Municipal Court Act of 1925, relating to the compensation of attaches of municipal courts in cities of the first and one-half class who return from service with the armed forces of the United States.

Referred to Committee on Judiciary.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 31, 1946

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

Senate Concurrent Resolution No. 13

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

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read :

Senate Concurrent Resolution No. 13—Relative to memorializing the State Park Commission in regard to the acquisition of State parks.

Request for Unanimous Consent

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

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 13

Senate Concurrent Resolution No. 13—Relative to memorializing the State Park Commission in regard to the acquisition of State parks.

Resolution read.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Geddes, Haggerty, Hawks, Heisinger, Hollbaugh, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—None.

Resolution ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 31, 1946

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

Senate Bill No. 13

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

REQUEST BY SPEAKER

Speaker Lyon announced that 55 Assembly bills are in the Senate and 67 in Assembly committees awaiting consideration, and urged and requested that committee members attend meetings, promptly, and take action on bills; and that the authors of bills appear, as soon as possible, before Senate committees so that work on bills may be rapidly concluded.

APPOINTMENT TO INTERIM COMMITTEE

Speaker Lyon announced the appointment of Mr. Boyd as a member of the Assembly Interim Committee on Postwar Rehabilitation, vice Mr. Guthrie, deceased.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

At 2 p.m.—

Ways and Means.

Municipal and County Government.

At 3 p.m.—

Transportation and Commerce.

At 8 p.m.—

Civil Service and State Personnel.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Lyons, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. John C. Lyons, Miss Virginia Lyons, Richard Hoffman, and A. J. Lyons of Los Angeles.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Norman Hopwood of Sacramento.

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Eva M. Mack of Los Angeles.

On request of the Speaker, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Robert Levin of Massachusetts and John O. German, Jr., of Modesto.

ADJOURNMENT

At 11.33 a.m., on motion of Mr. Field, the Speaker declared the Assembly adjourned until 10 a.m., Friday, February 1, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

TWENTIETH LEGISLATIVE DAY
TWENTY-SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, February 1, 1946

The Assembly met at 10 a.m.
Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Masson, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps :

O God of Silence

In this world of strain and pressure, when many heavy problems weigh upon us, and sap our nervous energy, let us cherish these moments of stillness as a health giving tonic.

May this be a moment when we calm our agitated emotions, silence our busy thoughts, and attain the equipoise of a serene mind.

Let us be aware of the danger of living in a state of emotional tension, which overtaxes brain and heart, and behold the peril of irritability of temper which makes us hard to live with.

May we see the constant procession of people today, who live at the emotional breaking point, who fret and fume, and disorder thereby their bodily organs, and to their sorrow hasten their departure from this earthly scene.

Lift up before us, O Spirit of Calm and Central Peace of the Universe, the beauty of the serenity of mind and the tranquility of Spirit, which enhance the efficiency of our intellects and our capacity for useful public service.

During the course of the day, may we take time for the pauses, which like the musical rests on the score of a song, add to the melody and make life one grand harmony.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day because of illness:

Mr. Erwin, on motion of Mr. Field.

Mr. Butters, by unanimous consent.

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, by unanimous consent.

The following member was granted leave of absence, at 10.15 a.m., for the balance of the legislative day, because of personal business elsewhere, and desired to waive his per diem:

Mr. Waters, by unanimous consent.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Lyons, on motion of Mr. Hollibaugh.

Mr. Miller, on motion of Mr. Sherwin.

Mr. Sam L. Collins, by unanimous consent.

Mr. Fourt, by unanimous consent.

Mr. Ralph C. Dills, by unanimous consent.

The following members were granted leaves of absence for the day, because of personal business elsewhere, and desired to waive their per diem:

Mr. Denny, by unanimous consent.

Mr. Johnson, by unanimous consent.

INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS

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

Assembly Bill No. 153: By Messrs. Clarke, Heisinger, Stream, Boyd, Beck, Crichton, Leonard, Lowrey, Thompson, and Thorp—An act making an appropriation to the Department of Agriculture for the acquisition of real property, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

COMMUNICATIONS

By Speaker Lyon:

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

WEST SACRAMENTO IMPROVEMENT CLUB
WEST SACRAMENTO, CALIFORNIA, January 23, 1946

WHEREAS, This community known as West Sacramento, has for a long time been in dire need of services such as street maintenance, street lighting, good water, sewers and correction of garbage service, its disposal and many other services necessary to a closely populated community, and

WHEREAS, Being unincorporated, appeals have been made to the board of supervisors of the county, which have received no action for reasons which may be better known to that august body; be it

Resolved, That this organization, the West Sacramento Improvement Club, note on its records, its support of Senate Bill No. 63, Desmond, known as the Community

Service District Law and suggest its passage to the State Legislature now in special session; and be it further

Resolved, That a copy of this resolution be tendered to the two bodies of the Legislature, the Senate and the Assembly.

ERNEST J. HILDEBRAND, President
DOROTHY A. FRAME, Secretary

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1946

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 147

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

BURNS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 147—An act to provide for increased services by the California Highway Patrol by permitting payment of salaries of reinstated Highway Patrolmen out of the appropriation made for support of the California Highway Patrol by the Budget Act of 1945.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 5 of the title of the printed bill, after "1945", insert "and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1 of said bill, after line 10, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

There is now existing an urgent, critical and increasingly dangerous situation with respect to traffic on roads and highways of the State. Owing to the vastly increased number of motor vehicles on the public highways since the termination of the war and the present shortage of trained Highway Patrol officers the rate of accidents has climbed to an alarming figure. It is a matter of the most urgent necessity that trained personnel be added at once to the State Highway Patrol, in order that motor vehicle traffic may be better regulated and the number of accidents reduced. This act, by providing for reinstatement of former personnel will facilitate the immediate addition of trained highway officers to said patrol."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 1, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 137

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, February 1, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
 Assembly Concurrent Resolution No. 24
 And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1946

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 130

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

STEPHENSON, Vice Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 130—An act to add Sections 18977 and 19176 to the Government Code, relating to veterans' civil service status.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1, line 12, of said bill, strike out "he".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1946

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 145

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

BURNS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 145—An act to add Section 517 to the Vehicle Code, relating to the maximum speed of vehicles on public highways, declaring the urgency of this act, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 1, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 99

Assembly Bill No. 128

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

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 99—An act making an appropriation to the Reclamation Board for the payment of the cost of the project for the Fresno County stream group for flood control, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 3, of the printed bill, after "money", insert "in the Postwar Employment Reserve".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 128—An act authorizing the Department of Corrections to acquire real property for a new women's prison.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In the title of the printed bill, strike out lines 1 and 2, and insert "An act providing for a new women's prison, making an appropriation for the acquisition of real property for a site therefor, and authorizing the Department of Corrections to construct and equip such prison."

Amendment No. 2

On page 1, line 2, of said bill, strike out "part of any or all", and insert "portion".

Amendment No. 3

On page 1, line 3, of said bill, after "1945", insert " , not needed for the purpose stated in said items,".

Amendment No. 4

On page 1 of said bill, after line 6, insert

"SEC. 2. In the event that an appropriation is made for such purpose, the Director of Corrections is authorized to construct and equip upon the site acquired under this act buildings and improvements necessary for the accomplishment by the California Institution for Women of the purpose for which it is established."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, February 1, 1946

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 39

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

KNIGHT, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 39—An act to amend Section 5 of an act entitled "An act relating to the determination of the wartime population of cities or cities and counties for purposes of allocation of moneys from the State Highway Fund and from the Motor Vehicle License Fee Fund for expenditures, therein, and declaring the urgency thereof," approved May 18, 1943, relating to the time said act remains in effect, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, January 31, 1946

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

Assembly Bill No. 135

Assembly Bill No. 136

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

STEPHENSON, Vice Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 135—An act to add Section 18974.5 to the Government Code, relating to veterans' preference in State civil service.

Bill read second time, and ordered engrossed.

Assembly Bill No. 136—An act to amend Section 20303 of the Government Code, relating to membership in the State Employees' Retirement System.

Bill read second time, and ordered engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 31, 1946

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

Assembly Bill No. 27

Assembly Bill No. 72

Assembly Bill No. 37

Assembly Bill No. 82

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate

By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, January 31, 1946

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

Assembly Bill No. 5
 Assembly Bill No. 14
 Assembly Bill No. 16
 Assembly Bill No. 18
 Assembly Bill No. 46
 Assembly Bill No. 53

Assembly Bill No. 69
 Assembly Bill No. 70
 Assembly Bill No. 74
 Assembly Bill No. 84
 Assembly Bill No. 108

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

Above bills ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, February 1, 1946

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 143
 Assembly Bill No. 144

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

KNIGHT, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 143—An act to amend Section 44 of the County Employees Retirement Act of 1937, relating to elective officers' declarations to become members of county retirement associations, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 144—An act to amend Section 1 of an act entitled "An act relating to public officers, deputies, assistants, and employees, and their return to public service," approved May 31, 1943, relating to the return of public officers and employees from military service and reentry into their offices and positions, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 31, 1946

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

Assembly Concurrent Resolution No. 8
 Assembly Concurrent Resolution No. 19

Assembly Concurrent Resolution No. 22
 Assembly Joint Resolution No. 12

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

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, January 31, 1946

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

Senate Concurrent Resolution No. 12

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

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read :

Senate Concurrent Resolution No. 12—Relative to requesting The Regents of the University of California and the State Board of Education to study the need for expansion of higher education facilities at Sacramento Junior College, and to report thereon to the Legislature.

Referred to Committee on Education.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 31, 1946

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

Senate Bill No. 3
Senate Bill No. 58

Senate Bill No. 66
Senate Bill No. 71

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

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time :

Senate Bill No. 3—An act to provide for the acquisition, establishment, and operation of additional temporary hospital facilities for mental patients in State institutions, making an appropriation therefor, and declaring the urgency of the act, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 58—An act to add Section 701 to the Military and Veterans Code, relating to the acceptance of guarantees by the United States of veterans' farm and home purchases.

Referred to Committee on Military Affairs.

Senate Bill No. 66—An act relating to the rights of veterans to return to public office or employment upon release from the armed services of the United States, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Military Affairs.

Senate Bill No. 71—An act to amend Section 2 of an act entitled "An act to add Article 7, consisting of Sections 997, 997.1, 997.2, 997.3, 997.4, 997.5, and 997.6 to Chapter 6 of Division 4 of the Military and Veterans Code, relating to aid to veterans of World War II through cooperation with the United States or agencies thereof and of this State in making Federal lands available and suitable for settlement by such veterans," approved June 25, 1945, relating to cooperation with the United States in settling veterans on Federal lands.

Referred to Committee on Military Affairs.

APPOINTMENT TO INTERIM COMMITTEE ON AGRICULTURE

Speaker Lyon announced the appointment of Mr. Brown as a member of the Interim Committee on Agriculture, vice Mr. Guthrie, deceased.

WITHDRAWAL OF ASSEMBLY BILL NO. 132 BY UNANIMOUS CONSENT

Mr. Beal moved that Assembly Bill No. 132 be withdrawn from the Committee on Military Affairs, for purpose of amendment, and that it be re-referred to the Committee on Military Affairs.

Motion carried unanimously.

**CONSIDERATION OF ASSEMBLY BILL NO. 132
BY UNANIMOUS CONSENT**

Assembly Bill No. 132—An act to amend Sections 804, 814, 815, 985.5, 986.4 and 986.5 of the Military and Veterans Code, relating to the purchase of farms and homes by veterans.

Bill read second time.

Motion to Amend

Mr. Beal moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "five thousand dollars (\$25,000)", and insert "thousand dollars (\$20,000)".

Amendment No. 2

On page 1 of said bill, strike out lines 8 and 9, and insert "exceeding in value fifteen thousand dollars (\$15,000)."

Amendment No. 3

On page 1, lines 13 and 14, of said bill, strike out "twenty thousand dollars (\$20,000)", and insert "fifteen thousand dollars (\$15,000)".

Amendment No. 4

On page 1, lines 15 and 16, of said bill, strike out "twenty-five thousand dollars (\$25,000)", and insert "twenty thousand dollars (\$20,000)".

Amendment No. 5

On page 1 of said bill, strike out lines 19 to 23, inclusive; and on page 2, strike out lines 1 to 7, inclusive, and insert "sum of seven thousand five hundred dollars (\$7,500), and a veteran purchasing the home may advance the difference between the purchase price of the home and the cost of the home to the board, but in no case shall the total purchase price thereof exceed fifteen thousand dollars (\$15,000). The cost of a farm to the board shall not exceed thirteen thousand five hundred dollars (\$13,500), and a veteran purchasing the farm may advance the difference between the purchase price of the farm and the cost of the farm to the board, but in no case shall the total purchase price thereof exceed twenty thousand dollars (\$20,000) "

Amendment No. 6

On page 2, line 12, of said bill, strike out "twenty-five thousand dollars (\$25,000)", and insert "twenty thousand dollars (\$20,000)".

Amendment No. 7

On page 2 of said bill, strike out line 15, and insert "fifteen thousand dollars (\$15,000)".

Amendment No. 8

On page 2, lines 19 and 20, of said bill, strike out "twenty thousand dollars (\$20,000)", and insert "fifteen thousand dollars (\$15,000)".

Amendment No. 9

On page 2 of said bill, strike out line 22, and insert "twenty thousand dollars (\$20,000)."

Amendment No. 10

On page 2 of said bill, strike out lines 25 to 36, inclusive, and insert "sum of seven thousand five hundred dollars (\$7,500), and a veteran purchasing the home may advance the difference between the purchase price of the home and the cost of the home to the board, but in no case shall the total purchase price thereof exceed fifteen thousand dollars (\$15,000). The cost of a farm to the board shall not exceed thirteen thousand five hundred dollars (\$13,500), and a veteran purchasing the farm may advance the difference between the purchase price of the farm and the cost of the farm

to the board, but in no case shall the total purchase price thereof exceed twenty thousand dollars (\$20,000)."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE

SACRAMENTO 3, February 1, 1946

The following bill has this day been signed and chaptered by the Governor and filed in the Office of the Secretary of State:

Assembly Bill No. 2, Chapter 3.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

RESOLUTIONS

The following resolution was offered:

By Messrs. Hawkins and Evans:

House Resolution No. 66

Relative to lighting of certain streets in the City of Los Angeles

WHEREAS, The Los Angeles City Traffic Engineer has expressed publicly his opinion that inadequate lighting of certain streets in the City of Los Angeles is a predominant factor among causes of traffic accidents; and

WHEREAS, Such accidents have become a serious menace to the lives of all who travel over the city streets, the number of deaths therefrom increasing each week; and

WHEREAS, The street intersections in the City of Los Angeles enumerated by the city traffic engineer as being so inadequately lighted as to be hazardous to traffic are as follows:

Main Street, Sunset Boulevard to Century Boulevard.
Central Avenue, First Street to Century Boulevard.
Pico Boulevard, Main Street to west city limits.
San Fernando Road, in the city limits.
Venice Boulevard, Main Street to the ocean.
Figueroa Street, Sunset Boulevard to Rosecranz Avenue
Broadway, Sunset Boulevard to Imperial Highway.
Sunset Boulevard, Main Street to west city limits.
Olympic Boulevard, east city limits to west city limits.
San Pedro Street, Aliso Street to Imperial Highway.
Vermont Avenue, Franklin Avenue to Golden Avenue.
Wilshire Boulevard, Grand Avenue to west city limits.
Alameda Street, Aliso Street to Slauson Avenue;

now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly hereby urges the City Council and the Mayor of Los Angeles to take all steps necessary immediately to improve the present lighting or to install new lighting at the street intersections above listed in such a manner and to such an extent that traffic accidents resulting from present inadequate lighting at those points may be eliminated; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the Mayor and to the City Council of Los Angeles, California.

Resolution read, and referred to Committee on Rules.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. Emlay, Burkhalter, and Brown as a Select Committee to represent the Assembly at the funeral services in Modesto, tomorrow, February 2, 1946, at 10.30 a.m., to be held for the late Senator James Charles Garrison.

CHIEF CLERK INSTRUCTED TO SEND FLOWERS

By unanimous consent, and upon request of the Speaker, the Chief Clerk was instructed to send a suitable floral piece, on behalf of the Members of the Assembly, to the funeral services in Modesto, tomorrow, to be held for the late Senator Garrison.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, SACRAMENTO, February 1, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 102

Assembly Bill No. 138

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

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 102—An act making an appropriation for additional support of the Department of Industrial Relations, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 138—An act to add Article 7 to Chapter 12 of Division 3 of 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 engrossed.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 137 re-referred to the Committee on Ways and Means.

Senate Bill No. 42 re-referred to the Committee on Military Affairs.

CONSIDERATION OF DAILY FILE**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 24**

Assembly Concurrent Resolution No. 24—Relative to memorializing the State Park Commission in regard to the operation and maintenance of the recently acquired State park known as Camp Taylor.

Resolution read.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Debs, Dekker, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Heringer, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 14

Senate Concurrent Resolution No. 14—Relative to the acquisition of certain lands near the Colorado River for a State park.

Resolution read.

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

AYES—Allen, Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Debs, Dickey, Doyle, Emlay, Field, Fletcher, Gaffney, Gannon, Haggerty, Hollibaugh, King, Knight, Kraft, Leonard, Maloney, Massion, McCollister, Middough, Niehouse, O'Day, Price, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—51.

NOES—Beal, Dills, Clayton A., Dunn, Evans, Lowrey, McMillan, Pelletier, Robertson, and Stephenson—9.

Resolution ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO. 12 FROM COMMITTEE

Mr. Allen gave notice that on the second legislative day he would move to withdraw Assembly Concurrent Resolution No. 12 from the Committee on Rules, and have it placed upon the file.

NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION NO. 42 FROM COMMITTEE ON EDUCATION CONTINUED

Mr. Rosenthal asked for, and was granted, unanimous consent that his notice of motion to withdraw House Resolution No. 42 from the Committee on Education be continued until the next legislative day.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 55 CONTINUED

Mr. McMillan asked for, and was granted, unanimous consent that the consideration of his notice of motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage be continued until the next legislative day.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 78 CONTINUED

Mr. Dunn asked for, and was granted, unanimous consent that the consideration of his notice of motion to reconsider the vote whereby Assembly Bill No. 78 was passed, be continued until the next legislative day.

CONSIDERATION OF DAILY FILE**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 26—An act making an appropriation to the Division of Fish and Game, Department of Natural Resources, for construction, improvements, repairs and equipment, to take effect immediately.

Bill read third time.

Motion to Amend

Messrs. Dickey and Thomas moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, as amended, strike out "six hundred sixty-seven thousand, five hundred dollars (\$667,500)", and insert "eight hundred thirty-two thousand five hundred dollars (\$832,500)".

Amendment No. 2

On page 1, line 7, of said bill, at the end of the line, insert "Of the sum of money hereby appropriated, one hundred forty thousand dollars (\$140,000), if and when expended, is available for no other purpose than for the First Unit of the Central California Fish and Game Laboratory to be located at the University of California; and twenty-five thousand dollars (\$25,000) of said sum, if and when expended, is available for no other purpose than for tuna fisheries research facilities of the Fish and Game Commission. The appropriation herein made shall be available without regard to fiscal years and shall not be subject to the provisions of Section 16304 of the Government Code."

Amendments read and adopted

Bill ordered reprinted and re-engrossed.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 11—An act to extend the effective date of an act entitled "An act relating to the performance by the Department of Public Works of highway and other cooperative work for the Federal Government, making an appropriation for administrative expenses, declaring the urgency thereof, and providing that this act shall take effect immediately.", approved February 10, 1943, as amended.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Debs, Dekker, Dickey, Dills, Clayton A., Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallsch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62.
NOES—None.

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Debs, Dekker, Dickey, Dills, Clayton A., Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallsch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62.
NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Field, Beck, and Werdel:

House Resolution No. 67

WHEREAS, The Los Angeles Times on January 21, 1946 publicized both in writing and by picture diagram a tunnel plan suggested by C. W. Jones, Senior Bridge Engineer of the State Division of Highways, District No. 7, which would if feasible provide an all-weather route through the Tehachapi Mountains in lieu of the tortuous surface road known as Route 99; and,

WHEREAS, The suggested tunnel plan would provide a six-lane divided highway for passenger vehicles on the upper deck and for a double track railroad and two-lane track highway together with ample space for pipe lines, utility conduits, etc., on the lower deck; and,

WHEREAS, C. W. Jones estimates that 500,000 train hours, 5,000,000 passenger hours, and 1,000,000 truck hours per year or, in money, more than \$10,000,000 of transportation costs would be saved through the construction and use of such tunnel

and that increased safety and betterment to the Nation's Defense Highway System would also be provided; and,

WHEREAS, If found feasible and economic, such a tunnel would provide untold benefits in transportation, safety, and unity of the people; now, therefore, be it

Resolved, That the California State Department of Public Works, through its Division of Highways, be directed to investigate the technical and economic feasibility of the said proposed Tehachapi Tunnel plan and report their findings as soon as possible to the Fact-finding Committee on Highways, Streets and Bridges, and to the Assembly at its regular session in January, 1947; and, be it further

Resolved, If the plan proves both technically and economically feasible, that the department also report as to methods of financing.

Resolution read, and referred to Committee on Rules.

By Messrs. Burns and Watson:

House Resolution No. 68

Relative to the death of H. L. Ricks

WHEREAS, This House has been shocked and saddened at the news of the death of H. L. Ricks, President of the California Fish and Game Commission, and a lifelong friend and associate of our former colleague Senator Hans Nelson, of Eureka; and

WHEREAS, It is fitting that this Assembly should pay tribute to this son of one of our pioneer families who was born and devoted his life to his native city Eureka; now, therefore, be it

Resolved by the Assembly of the State of California, That when this Assembly does this day adjourn it do so out of respect of the memory of H. L. Ricks; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitable copy of this resolution to the bereaved family.

Request for Unanimous Consent

Mr. Burns asked for, and was granted, unanimous consent to take up House Resolution No. 68, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. Robertson and Geddes:

House Resolution No. 69

Relative to the Director of Reconstruction and Reemployment

WHEREAS, The State Reconstruction and Reemployment Commission was created in 1943 to promote reconversion and to provide for postwar adjustment, reconstruction, and reemployment; and

WHEREAS, The commission consists of nine ex officio members, all holding full-time positions in their respective State offices, who have little time to devote to their duties on the commission; and

WHEREAS, Provision is made for a Director of Reconstruction and Reemployment at a salary of ten thousand dollars (\$10,000) per year, who is appointed by and holds office at the pleasure of the Governor; and

WHEREAS, As chief executive officer for the administration of the Reconstruction and Reemployment Law the director is in fact the head of the agency and responsible for carrying out the purposes for which the law was enacted; and

WHEREAS, The Director of Reconstruction and Reemployment has surrounded himself with a highly paid staff, and has caused numerous studies to be made and embodied in reports, which are printed nicely enough but are of little or no practical value; and

WHEREAS, The expenditure of hundreds of thousands of dollars of State money has resulted in nothing but a series of such reports, none of which contribute much, if anything, to the solution of the problems of reconstruction and reemployment; and

WHEREAS, The Legislature is now face to face with problems of postwar reconstruction and reemployment, the aid in formulating a program which should have resulted from the work of the commission has not been forthcoming, and the money which should have been spent so as to contribute to the solution of the problems has been frittered away; and

WHEREAS, The failure of the commission to carry out the tasks assigned to it is attributable largely, if not entirely, to the failure of the Director of Reconstruction and Reemployment to work out a concrete and realistic program whereby worthwhile contributions to the solution of the postwar problems could be developed; now, therefore, be it

Resolved by the Assembly of the State of California, That the Governor of California, the Hon. Earl Warren, is hereby requested to relieve the Director of Recon-

struction and Reemployment of his office and to appoint as his successor some person who is qualified to contribute something worthwhile to the solution of the postwar problems of the State.

Resolution read, and referred to Committee on Rules.

By Messrs Brown, Lyon, Maloney, Gannon, Stream, Emlay, Burkhalter, Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Massion, McCollister, McMillan, Middough, Miller, Mrs. Niehouse, Messrs. O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg :

House Resolution No. 70

Relating to the passing of the Honorable James Charles Garrison

WHEREAS, The Members of the Assembly of the State of California have been profoundly shocked and deeply grieved at the sudden and untimely death of their friend and former colleague, the Honorable James Charles Garrison, former Senator from the Twenty-second District; and

WHEREAS, James Charles Garrison was born in Indiana in 1893 and was educated in the schools of that State. He embarked upon a business career which he later abandoned to become a rancher in Stanislaus County. He became a director of the Modesto Irrigation District and in 1922, as president of the district, led the fight for the district's electric distribution system which has operated with great success; and

WHEREAS, James Charles Garrison was elected to the Senate of California in 1926 and was reelected in 1934 and 1938, and throughout his career was an ardent champion of public ownership of utilities, the purity of elections and legislation relating to agriculture; and

WHEREAS, Upon his retirement from the Senate he was appointed to the Industrial Accident Commission and was instrumental in securing the passing of legislation reorganizing the work of that agency so that its functioning has been greatly improved; and

WHEREAS, In the passing of James Charles Garrison the State has lost a valuable servant and citizen and the Members of the Assembly have lost an esteemed and valued friend; now, therefore, be it

Resolved by the Assembly of the State of California. That the Members of the Assembly hereby express their deep sorrow at the passing of the Honorable James Charles Garrison and their most sincere sympathy for his bereaved widow and son, Boyd, and be it further

Resolved. That when the Assembly shall this day adjourn, it do so out of respect to the memory of the Honorable James Charles Garrison; and be it further

Resolved. That the Chief Clerk of the Assembly is hereby directed to prepare a suitably engrossed copy of this resolution and deliver the same to the widow and son of the Honorable James Charles Garrison as a token of the sympathy in their bereavement.

Request for Unanimous Consent

Mr. Brown asked for, and was granted, unanimous consent to take up House Resolution No. 70, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

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

The following resolution was offered :

Assembly Concurrent Resolution No. 28: By Messrs. Werdel, Davis, and Boyd—Relative to designating Highway 99 as Jefferson Davis Highway.

Referred to Committee on Conservation and Planning.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. McMillan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Robert Brownell of Los Angeles.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Earl Wroten, Jr., William Upton, and Ward Stanton, Jr., of Sacramento.

On request of Mrs. Niehouse and Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. A. Dewey Allord of San Diego.

On request of Mr. McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Thos. Rush of Mill Valley and Elliott Seymour of San Francisco.

On request of Mr. Burkhalter, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Elmer E. (Gene) Lare, Jr., and Richard Keller of Glendale.

On request of Mr. Berry and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Martin Joseph Tierney of San Francisco.

On request of Messrs. Gaffney and Call and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. John F. Shelley and Miss Joan Marie Shelley of San Francisco.

ADJOURNMENT

At 11.18 a.m., on motion of Mr. Field, the Speaker declared the Assembly adjourned, until 11 a.m., Monday, February 4, 1946, out of respect to the memory of the late H. L. Ricks of Eureka, and the late Hon. James Charles Garrison of Modesto.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-FIRST LEGISLATIVE DAY

TWENTY-NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, February 4, 1946

The Assembly met at 11 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

God of Our Fathers

We pause in this hour to share in the general grief for the loss of the great public servant, Harry B. Riley.

We would express our tribute of respect for his career in this Assembly and for the many years of wider service in the State.

We would express our sympathy to the family, and pray that the knowledge that many friends mourn with them may add some ray of consolation.

Let us remember his genius for friendship, his power to inspire loyalty for many years, and his spirit of kindness and charity, his democracy and faith.

We pray that our hearts may be touched as we see the great number who have labored for our State, from the early days of the Pioneers to this very hour, and to whose vicarious efforts we owe our progress and eminence.

May we see the need of lofty ideals of public service, the need of men and women, who will carry on the torch, and continue the labors and ideals of the *Immortals* of yesterday.

Let us see that all who serve without thought of personal glory or gain will dwell forever in the Hall of Fame of California.—Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, by unanimous consent.

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

Mr. Thurman, on motion of Mr. Leonard.

The following members were granted leaves of absence for the day, because of personal business elsewhere, and desired to waive their per diem:

Mr. Erwin, on motion of Mr. Field.

Mr. Johnson, on motion of Mr. Dunn.

Mr. Beal, on motion of Mr. Clayton A. Dills.

Mr. Sheridan, on motion of Mr. Dickey.

Mr. Denny, on motion of Mr. Burns.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Sam L. Collins, by unanimous consent.

Mr. Ralph C. Dills, by unanimous consent.

Mr. Fourt, by unanimous consent.

The following member, before noon, was excused for the balance of the legislative day, because of illness:

Mr. Watson, on motion of Mr. Maloney.

RECESS

At 11.05 a.m., by unanimous consent, the Assembly recessed until 11.06 a.m. to hear a tribute from Mr. Lee Creek, Master of the Sacramento Masonic Lodge No. 40, to the late Hon. Charles Lester Guthrie, a former Member of the Assembly, and to observe the placing of flowers on his desk, out of respect to his memory.

REASSEMBLED

At 11.06 a.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

COMMUNICATIONS

By the Chief Clerk:

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

UNITED NATIONS—NATIONS UNIES
CHURCH HOUSE, DEAN'S YARD
LONDON, S.W. 1, January 16, 1946

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

DEAR MR. OHNIMUS: The Chairman of the Interim Committee on Headquarters has asked me to thank you for your letter of January 10th and the Assembly Joint Resolution No. 1 which you have transmitted.

This resolution will be considered for submission to the appropriate committee which is dealing with the question of the site of the United Nations, and you may rest assured that your invitation is much appreciated.

Faithfully yours

R. H. SIMPSON, Acting Secretary
Interim Committee on Headquarters

By Mr. Beal:

A resolution from the Fifty-fourth District Democratic Club, relative to the State-wide Emergency Legislative Conference at Sacramento on January 5, and 6, 1946, was received, and ordered filed with the Secretary of State.

RECESS

At 11.08 a.m., by unanimous consent, the Assembly recessed until 11.09 a.m. to hear remarks from Lieut. Carroll Dudley, a former desk attache, who is returning to his military duties in Tokyo.

REASSEMBLED

At 11.09 a.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO 14, February 4, 1946

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

GENTLEMEN: The call for this special session was broadly drawn to include any legislation relating to veterans because in my opinion now is the time to review all of California's veteran programs.

California has reason to be proud of the fact that the Legislature did not wait until V-E Day, but, even during the war, acted with foresight to establish practical veteran programs that are already in use by our returning Californians.

Fortunately, therefore, we are not faced with any pioneering job at this special session.

With some experience gained after World War I, and with foundations already laid during this war, we can now center upon a careful review of what has been done for the purpose of determining whether, in the light of recent experience and better knowledge of the requirements, any additions, expansions, or improvements should be made.

Since the 1943 and 1945 Regular Sessions, and intervening special sessions, demobilization has become a reality, and the process is going on at a tremendous rate. Already nearly half a million California veterans have returned to their homes, and approximately 200,000 veterans from other States have settled here. When demobilization is complete, we will have over a million World War II veterans in California.

From the veterans themselves at California separation centers we have learned something about what they want. About 73 per cent of them expect to find jobs; about 6 per cent want to go into some kind of business for themselves; about 10 per cent definitely plan to return to school for further education; about 6 per cent have plans for part-time education, and about 5 per cent have expressed a desire to go into agriculture. These are reasonable expectations and it is up to us to see that they are realized.

Many of these veterans, however, will have little chance to follow through with any of these ambitions unless something is done, and done quickly, to alleviate the critical housing shortage.

This shortage is one of the things about which little could be done during the war because all materials were diverted to Federal control for use of the armed forces and essential war housing.

With many war workers remaining in California at war's end, and with hundreds of thousands of veterans returning, the housing shortage has become a real emergency in which, according to our surveys, over 175,000 veterans, with their young wives and children, will be the victims—suffering with varying degrees of severity, and justly protesting their inability to obtain lodging or homes near the jobs and the schools.

It was for this reason that in my message of January 7th I recommended that State funds be immediately appropriated to assist our cities, counties, and educational insti-

tutions to meet the expense of using surplus temporary housing obtained under arrangements with the Federal Government.

These arrangements with the Federal Government were developed at a housing conference which I called for December 17 and 18, 1945, at San Francisco to explore the whole subject with high-ranking Federal officials from Washington, D. C. Meanwhile the Congress has acted to provide for adapting all available temporary housing in this region for transfer to distressed cities, counties, and educational institutions.

The State funds, which you appropriate, will help these local communities defray the cost of actually using this housing where it is most needed, for the exclusive use of veterans, until more suitable permanent housing can be built.

The value of these funds will be lost in proportion to the number of weeks, or days, we delay their availability. They are needed to meet a crisis and, unless promptly forthcoming, our opportunity to be helpful will be lost.

This is by no means a complete solution of the housing problem, but it will give us the satisfaction of knowing that we have made it possible to use every bit of existing housing, and that the plight of our most distressed veteran families will be temporarily improved.

Only when the supply of building material increases, with the aid of Federal priorities on material for residential housing, will we be able to put into full swing California's Program, ready since 1943, for home and farm loans to veterans.

Under this program the State of California, through the Veterans' Welfare Board, can acquire a home, or a farm, of the veteran's choice, and, under existing law, the veteran can purchase his home through contract with the Veterans' Welfare Board, up to \$6,500, with payments spread over a period of 20 years, interest at 4 per cent, and fire, life insurance, and tax arrangements highly advantageous to the veteran.

The Veterans' Welfare Board has found that this interest rate can be safely reduced to 3 per cent and that the limit on the amount of the contract should be increased to \$7,500.

I recommend, therefore, that the Legislature at this session examine carefully into these matters, and take such action as will make this program available to veterans as cheaply and as helpfully as possible under the new conditions we are facing.

I also recommend your submission of an additional bond issue for the approval of our people to provide such further funds as are necessary to continue this program and meet the needs of all California veterans who desire to use it.

Our experience after World War I proves that these funds can, and will be, repaid by our veterans during the years to come.

In my opinion, our veterans are physically strong, mentally alert, and anxious to get going. Those who want jobs will find them if our economy maintains a sufficiently high level of production and employment opportunities to make those jobs possible.

It was particularly for this reason that, in my message of January 28th, I strongly urged that the State of California act now to establish a properly equipped Economic Council to keep abreast at all times of changing economic conditions in California, and recommend, whenever necessary, ways and means for stimulating and maintaining production and employment.

We owe this degree of vigilance to our veterans who certainly do not want to be caught unawares in any economic upset that would mean unemployment for them and distress for their families.

We have been watching this situation, and I call your attention to the fact that 62,934 World War II veterans claimed and received G-I Bill of Rights unemployment allowances, through our Department of Employment, in the week ending January 24, 1946. These claims have been increasing—the increase being 100 per cent in the last four weeks.

Most of our returning veterans, and many of our civilian war workers, have received training and experience during the last three years designed to meet the special needs of the armed forces and war production. A great deal of that training and experience is poorly adapted to peacetime work.

For this reason I have recommended that California's Program for Apprenticeship and On-the-Job Training be expanded so that all of our workers, and particularly our veterans, will have a chance to retrain themselves for new kinds of employment, not only in the trades, but in business, agriculture, and even many kinds of technical and professional endeavor.

It is particularly important that we do this because under the G-I Bill of Rights veterans have been encouraged into Apprenticeship and On-the-Job Training Programs by the provision of sustenance allowances to supplement their lower income during the training period.

The effectiveness of these G-I allowances depends upon the thoroughness with which the States stimulate and administer the actual Training Program.

Our Department of Industrial Relations, which administers apprenticeship and on-the-job training in California, has already placed the Apprenticeship Program in more than 5,000 employing shops or firms needing skilled trade workers of 70 different kinds. It has also approved the Specialty On-the-Job Program for more than 1,000 business firms or plants, each of them using from one to several thousand trainees, and in all representing over 100 different occupations.

Further progress will be possible only if additional funds and field staff are obtained for the department. I have, therefore, recommended an appropriation of \$175,000 to the Department of Industrial Relations to enable it to adequately spread this excellent program through our whole business system for the great and practical benefit of veterans.

I further recommended an additional appropriation of \$75,000 to the Department of Education for checking and approval of vocational courses related to on-the-job training.

The State of California, itself, is taking the lead, through our Personnel Board, in recruiting veterans and training them on the job for State service and I recommend an appropriation of \$25,000 to expedite this work of the Personnel Board.

Our California Veterans' Commission has been working with business, farm and labor groups for the purpose of encouraging them to organize themselves for better service to veterans who seek placement and a chance to learn and develop.

Approximately 100,000 veterans will return to school for full time education after one to three years in the service. This backlog of students will make heavy demands on the educational facilities of our State and, because most of our returning young men and women have already completed high school and are ready for more advanced education, the burden will fall largely on our University, State colleges and junior colleges.

Entry into these institutions is being stimulated by the G-I Bill of Rights which provides sustenance allowance to veterans while in school.

In 1943 California also provided a supplementary program under which similar allowances will enable California veterans to take advantage of educational opportunities when they have exhausted, or when they wish to defer, the benefits of the G-I Bill of Rights.

This State program will require additional funds commensurate with the number of our California veterans, and I have recommended an appropriation of \$750,000 to carry it through until you can review it again at the next regular session.

This great educational stimulus, coupled with the fact that our State population has increased by 2,000,000 during the last four years, will most certainly over-tax our University and College Educational System to the breaking point, with disappointment and deprival of opportunities for returning veterans, unless some action is taken now for the expansion of these facilities along the lines I have already recommended as part of the State Construction Program.

California has long maintained a Veterans' Home at Yountville for the hospitalization and domiciliary care of all California war veterans who stand in need of those services.

The facilities of this home are entirely inadequate for the present and future needs of the veterans of World War II, and, therefore, as part of the State Building Program, provision has been made for new construction to enlarge the Veterans' Home. The sum of \$2,400,000 has been recommended for this purpose.

California has also provided for the educational needs of the children of California members of the armed forces, killed in action, or whose death resulted from service, and at the 1945 Session this program was expanded to include the widows of those who made the supreme sacrifice. This program is adequately financed at the present time.

Our State Department of Education also has an excellent Program of Vocational Rehabilitation to give special education to the physically or mentally handicapped. I am happy to report that this program is now meeting the needs of more than 1,000 World War II veterans, who for one reason or another are unable to use the facilities of the United States Veterans Administration.

I have designated our State Department of Education as the agency in this State for the approval of private educational institutions which veterans may attend under the Tuition and Sustenance Allowance Program of the Federal G-I Bill of Rights. It is of the utmost importance that this approval function be carefully performed in order to protect our veterans from fly-by-night and valueless schools or courses that will be attracted to the educational field more for the purpose of exploiting the veteran than for any worthwhile educational service. I recommend an appropriation of \$25,000 to the Department of Education for this work.

All of these things in the aggregate constitute a fine program, but it seems to me that to make appropriations, to set up programs, no matter how well conceived, is not enough. Now is the time to so organize and coordinate all these services, along with Federal and local programs, that the veteran can obtain their benefit promptly, and without red tape.

The very number and variety of Federal and State programs is sometimes confusing to the veteran.

We must remember that each veteran eventually returns to his own community. He is intelligent and can generally take care of himself if authentic information and advice are available to him at some central place in each community.

It has been our policy in California to work as far as possible through the local communities and the local veterans' organizations in order to avoid the growth of any

State bureaucracy to deal with veterans, and I am happy to say that our experience thus far seems to justify this approach.

Our aim has been to assist the local communities financially with State funds for veteran service officers in the communities and in the veterans' organizations, and to help the local veterans' centers, and veterans' service officers, by giving them the state-wide information and clearance service of the California Veterans' Commission.

It was for the purpose of bringing about some degree of coordination in this work that on October 29, 1944, I appointed a California Veterans' Commission. The action taken by the Legislature at its 1945 Session to make this commission an official agency of the State has been fully justified by the results.

The first job of that commission was the formation of a "California Plan" designed to encourage and help our cities and counties prepare themselves to receive returning veterans by working out their own community organization and their own local information centers.

Our local communities have been most cooperative and at the present time every major city over 25,000 population in California has organized along these lines.

The California Veterans' Commission has established close conference and working arrangements, not only with the cities and counties, but with the Federal agencies, the Army, Navy and Marine Corps, all State departments, veterans and other state-wide organizations, and it has provided a State headquarters for the clearance of all matters affecting returning veterans.

This work has been of great value to the hundreds of veteran advisors in our cities, veteran organization service officers, and the county veterans' service officers now on the job in 42 counties.

All of these county service officers, and most of the city veteran advisors, work closely with the commission, attend its meetings and participate in its activities—to the mutual advantage of the commission and these men in the field.

A great majority of our counties have availed themselves of the program set up at the 1945 Regular Session under which the State, through the Veterans' Welfare Board, allocates funds to the counties to assist them in maintaining county veteran service officers with necessary assistants and facilities.

These county service officers, appointed by the board of supervisors of the various counties, have, under the provisions of our Military and Veterans' Code, the duty of assisting veterans in presenting and pursuing their claims for the privileges, preferences, care or compensation to which they are entitled under the laws of the United States or of this State. They meet with, and try to help, thousands of veterans every day.

This field work is supplemented and followed up through central headquarters' staffs maintained by the American Legion, Veterans of Foreign Wars, and Disabled American Veterans at Fort Miley in San Francisco and Sawtelle in Los Angeles. Under existing law the State is allocating to these veterans' organizations, under contract with the Veterans' Welfare Board, funds to help them carry on this valuable service which is becoming heavier day by day.

Although much has been done to improve administration in our Department of Military and Veterans' Affairs, and in the local communities, the task before us during the next few years is of such proportion that our department should be reorganized, strengthened, and broadened in scope to enable it to do an even more intensive job.

The Department of Military and Veterans' Affairs was established following World War I, and, although its various boards and staff have worked hard and faithfully, and with considerable success through these years, the department organization is generally considered to be outmoded, a handicap to efficient performance, and unsuited to the enormous demands that will be made upon it as a result of World War II.

At the present time there are four separate boards within the Department of Military and Veterans' Affairs: The Veterans' Welfare Board, the Yountville Home Board, the Woman's Relief Corps Home Board, and the more recently established California Veterans' Commission. All of these boards exercise both policy and administrative functions.

The director of the department at the present time has no important statutory duties except to act as Chairman of the Veterans' Welfare Board. He is not in a position, under the present statute, to really function as a Director of Veterans' Affairs, concerned with all phases of veterans' welfare within our State.

This condition has been studied in cooperation with our veterans' organizations and the consensus of opinion has been that the department should be streamlined by the establishment of a single seven-man California Veterans' Board, charged with full policy making power over all programs and working through a full-time director with adequate administrative responsibility.

The functions of our present Yountville Home Board, Woman's Relief Corps Home Board and California Veterans' Commission can be retained by providing for their continuance as advisory boards to the department.

I recommend this program for action at this special session so that we may give to our veterans the benefit of administrative reorganization during this critical period of active demobilization. It will not delay, but will step up, our service to veterans.

It is only proper that I should acknowledge the splendid cooperation given to the State of California by our veterans' organizations, the Army, Navy and Marine Corps.

the cities and counties of California, and other organizations in our State, all of whom realize that California has a duty to mobilize all of its resources, public and private, to help our veterans help themselves in their adjustment to worthwhile and satisfactory civilian life.

Sincerely,

EARL WARREN, Governor

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Field, the Journals for Monday, January 28, 1946; Tuesday, January 29, 1946; Wednesday, January 30, 1946; and Thursday, January 31, 1946, were approved as corrected by the Minute Clerk.

COMMUNICATIONS

By Speaker Lyon:

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

SAN FRANCISCO, CALIFORNIA, February 4, 1946

*Charles W. Lyon, Speaker
Assembly, California Legislature
Sacramento, California*

DEAR MR. SPEAKER: With no connection with any organization, but as a citizen with a sincere desire to assist progression of the interest of all peoples, I have proposed a change in the name of the University of California at Los Angeles. I believe, and many agree with me, that no institution as great as U.C.L.A. should be referred to or know as a branch. This not sectional thinking but has received the indorsement of many members of the alumni and a former student body president of the University of California who believe much confusion would be eliminated with the change. I am sure opposition can come only from those who may have selfish personal reasons. I will appreciate all the time and serious thought your body can give to this matter, and hope for a favorable result.

JOE E. BROWN

RESOLUTIONS

The following resolutions were offered:

By Messrs. Kilpatrick, Price, Rosenthal, Hollibaugh, and Bennett:

House Resolution No. 71

Relative to augmenting the funds of the Assembly Interim Committee on County and City Jails

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of three thousand five hundred dollars (\$3,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Interim Committee on County and City Jails (created by House Resolution No. 253, adopted at the Fifty-sixth Regular Session, June 16, 1945,) and its members and for any charges, expenses, or claims it may incur under said resolution to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasury.

Resolution read, and referred to Committee on Rules.

By Mr. Geddes:

House Resolution No. 72

Relative to the creation of the Assembly Reconstruction and Reemployment Commission Investigating Special Committee

WHEREAS, The Proclamation of the Governor convening the Legislature in this extraordinary session provides among its purposes that the Legislature shall consider and act upon legislation to provide for the creation of a State agency to make continuous economic surveys and investigations and to recommend measures necessary to provide for continuous employment of persons within the State; and

WHEREAS, Such legislation might include in its provisions an amplification of the powers and duties of an existing agency of the State or the abolition of an existing agency of the State and its recreation as an agency of the State empowered and charged with making such continuous economic surveys and investigations and recom-

mentations of measures necessary to provide for continuous employment of persons within the State; and

WHEREAS, Consideration of such proposed legislation has brought to light that a present agency of the State namely the State Reconstruction and Reemployment Commission is now charged with the performing of many of the duties which would be required of a new agency of the State to effect such surveys and investigations and recommendations of measures necessary to provide for continuous employment of persons within the State; and

WHEREAS, On the floor of the Assembly grave charges have been brought relative to the worthwhile accomplishments and the efficiency of the State Reconstruction and Reemployment Commission and its director; and

WHEREAS, The State Reconstruction and Reemployment Commission was created by act of this Legislature and charged with the performance of certain duties, including:

- (a) The collecting, assembly, study and analysis of data concerning the human, natural and economic resources of the State
- (b) The endeavor to formulate and promote plans and programs to:
 - (1) Reemploy discharged service men and women
 - (2) Rehabilitate discharged veterans through purchase of homes and farms
 - (3) Provide for and encourage the resumption of education for veterans whose education has been interrupted
 - (4) Readjust displaced war workers
 - (5) Convert industry and commerce from war to peace standards
 - (6) Encourage the development, preservation and restoration of industry
 - (7) Encourage and promote the full development of the natural resources of California
 - (8) Encourage and arrange for cooperation with the other Western States in the development of a regional economy
 - (9) Plan for and support the necessary reconstruction and expansion of State buildings, particularly State hospitals and institutions
 - (10) Plan for and promote the improvement and expansion of the highway and freeway systems of the State
 - (11) Prepare for postwar adjustments generally
- (c) Cooperate with Federal, State and other public and private agencies to effect the purposes of the act whereby the commission was created
- (d) Prepare and submit a quarterly report to the Governor
- (e) Prepare and submit an annual report and recommendations to the Governor and the Legislature
- (f) Nominate Citizens Advisory Committees of five members each to be selected by the Governor and qualified as specialists in the respective fields of activity of the members of the commission
- (g) Designate the salary of the director of the commission and exercise the power granted in the act to remove him by a vote of the majority of the commission
- (h) Give prior approval by the commission of any and all contracts involving the expenditure of more than five hundred dollars (\$500) that may be executed by the director, and

WHEREAS, A study of the act whereby the State Reconstruction and Reemployment Commission was created shows that said commission possesses and has possessed responsibility, expressed and implied, for the acts of the director and his efficient conduct of the affairs of the commission and for the continuance in office of the director and the continued membership on the Citizens Advisory Committees of members selected by the Governor; and

WHEREAS, Not only the director but the members of the commission are responsible for any alleged failure to efficiently conduct the affairs of the commission and attain the objectives with which it is charged; and

WHEREAS, It is the duty of the Legislature and this Assembly to inquire into all of the facts in this matter because the postwar days are now upon us and also because simple justice demands that the director and the members of the State Reconstruction and Reemployment Commission be given an opportunity to present any explanations to clear themselves of the implied charges of failure, dalliance and incompetency; now, therefore, be it

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

1. The Assembly State Reconstruction and Reemployment Commission Investigating Special Committee is hereby created to make immediate investigation of the conduct of the affairs of the State Reconstruction and Reemployment Commission and the director of said commission, an estimate of the value of the labors of the commission and the efficiency with which they have been conducted and the estimated worth to the Governor, the Legislature and to the people of the State of any of the studies,

reports, projects or publications of the commission, the compliance by the commission with the directives contained in the act by which it was created or any subsequent acts extending or affecting its rights, duties and powers, the expenditures made by and in behalf of the commission and the justification of the results obtained by such expenditures when measured by the results obtained or to be obtained and their estimated worth to the people of this State as continuous economic surveys or basis for plans providing continuous full employment for persons within the State

2. The committee shall consist of five Members of the Assembly appointed by the Speaker thereof. The chairman shall be selected, and vacancies occurring in the membership of the committee shall be filled by the Speaker.

3. The Speaker shall appoint the members of the committee within 24 hours elapsing after the adopting of this resolution by the Assembly.

4. The committee shall, forthwith, meet for purposes of organization and announce the time set for hearings to be held in Sacramento at the State Capitol

5. The committee shall conduct its hearings and make its report and recommendations to the Assembly within seven days, excluding Sunday, after it is created

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

7. The committee shall do any and all 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.

8. The sum of one thousand dollars (\$1,000) or so much thereof as may be necessary to provide for taking of testimony by court stenographers and typing transcripts thereof or other necessary expenses the committee may incur under this resolution is made available to the committee from the Contingent Fund of the Assembly to be paid from said Contingent Fund of the Assembly and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

9. The Legislative Auditor shall immediately prepare and furnish the committee a summary of all moneys reported to have been expended by the State Reconstruction and Reemployment Commission to date.

10. Copies of this resolution in sufficient number that each member of the State Reconstruction and Reemployment Commission may be furnished one shall be sent by the Chief Clerk of the Assembly to the chairman of the said commission who shall transmit a copy to each member of the commission and the chairman of the commission shall notify each member thereof to present himself before the committee when requested to be in attendance by the chairman of the committee.

11. All members of the State Reconstruction and Reemployment Commission and the chairman thereof shall produce all records and papers pertaining to the conduct of the affairs of the commission or have them available to the committee on order of the committee

12. Each member of the State Reconstruction and Reemployment Commission shall submit to the chairman of this committee a statement setting forth the following:

(a) The nature of any services performed by the member for or on behalf of the commission and the amount of any expenditures or expenses charged to the account of the commission in connection with such services.

(b) The names of all persons selected by the Governor upon nomination by such member to be members of the Citizens Advisory Committee of which such member shall act as chairman and the qualifications as specialists of such persons in the respective fields of activity of the commission and also the amounts in which each such person shall have been reimbursed for his actual and necessary expenses incurred in connection with their duties as members of such Citizens Advisory Committee

(c) The member's personal estimate of the value to the people of the State of the program followed thus far and the projects undertaken by the commission and the director's efficiency and capability as chief executive officer for the administration of the act whereby the commission and his office were created.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 14: By Messrs. Allen, Stream, Clarke, and Heisinger—Relative to certain bills concerning California Indians, pending in the Congress of the United States.

Request for Unanimous Consent

Mr. Allen asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 14, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 14

Assembly Joint Resolution No. 14—Relative to certain bills concerning California Indians, pending in the Congress of the United States.

Resolution read.

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

AYES—Allen, Anderson, Bennett, Berry, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMiltan, Middough, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Werdel, Wollenberg, and Mr. Speaker—59.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES**Committee on Legislative Procedure**

ASSEMBLY CHAMBER, SACRAMENTO, February 1, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 102	Assembly Bill No. 143
Assembly Bill No. 135	Assembly Bill No. 144
Assembly Bill No. 136	Assembly Bill No. 145
Assembly Bill No. 138	

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 99	Assembly Bill No. 132
Assembly Bill No. 128	Assembly Bill No. 147
Assembly Bill No. 130	

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 26

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 1, 1946

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

Assembly Joint Resolution No. 10
 Assembly Joint Resolution No. 13
 Assembly Concurrent Resolution No. 21

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

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 1, 1946

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

Assembly Bill No. 40

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

Above bill ordered enrolled.

**NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL
NO. 55 CONTINUED**

Mr. McMillan asked for, and was granted, unanimous consent that the consideration of his notice of motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage be continued until the next legislative day.

**NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL
NO. 78 CONTINUED**

Mr. Dunn asked for, and was granted, unanimous consent that the consideration of his notice of motion to reconsider the vote whereby Assembly Bill No. 78, was passed, be continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION NO. 42
FROM COMMITTEE ON EDUCATION CONTINUED**

Mr. Rosenthal asked for, and was granted, unanimous consent that his notice of motion to withdraw House Resolution No. 42 from the Committee on Education be continued until the next legislative day.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO. 12 FROM COMMITTEE ON RULES CONTINUED

Mr. Allen asked for, and was granted, unanimous consent that his notice of motion to withdraw Assembly Concurrent Resolution No. 12 from the Committee on Rules be continued until the next legislative day.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 27—An act to add Section 2206 to the Health and Safety Code, relating to mosquito abatement districts, and declaring the urgency of this act, to take effect immediately.

The question being: Shall the Assembly concur in the following amendment to Assembly Bill No. 27?

Amendment No. 1

On page 1, line 5, of the printed bill, as amended, after "1933.", insert "This section shall remain in effect until the ninety-first day after final adjournment of the Fifty-seventh Regular Session of the Legislature and thereafter shall be of no force or effect."

The roll was called, and the Assembly refused to concur in Senate amendment to Assembly Bill No. 27 by the following vote:

AYES—Beck, Call, Lowrey, and Thompson—4

NOES—Allen, Anderson, Bennett, Berry, Boyd, Brady, Burke, Burns, Butters, Carey, Collins, George D., Crichton, Crowley, Debs, Diekey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosen-

thal, Sawallisch, Sherwin, Stephenson, Stream, Thomas, Thorp, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—55.

Appointment of Committee on Conference Concerning Assembly Bill No. 27

The Speaker announced the appointment of Messrs King, Thompson, and Gannon as a Committee on Conference concerning Assembly Bill No. 27.

Assembly Bill No. 37—An act to amend Section 2496 of the Business and Professions Code providing for increase in annual tax and registration fees.

The question being: Shall the Assembly concur in the following amendment to Assembly Bill No. 37?

Amendment No. 1

In line 3 of the title of the printed bill, after "fees", insert "of osteopaths".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 37 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 37 ordered enrolled.

Assembly Bill No. 72—An act to amend Sections 395.2 and 395.8 of the Military and Veterans Code, and Section 13204.1 of the Education Code, and Section 19393 of the Government Code, relating to the reinstatement of public employees after release from military service and service in the Merchant Marine or the American Red Cross.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 72?

Amendment No. 1

In line 2 of the title of the printed bill, strike out "Section 13204.1", and insert "Sections 13204.1 and 20380".

PRINTER'S NOTE.—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets:

Amendment No. 2

On page 3 of said bill, between lines 19 and 20, insert

"**SEC. 4.** Section 20380 of the Education Code is amended to read:

20380 Every employee of a State college not serving in the State civil service who has entered or who hereafter enters the active military service of the United States of America or of the State of California, including active service in any uniformed auxiliary of, or to, any branch of such military service created or authorized as such auxiliary by the Congress of the United States of America or by the Legislature of the State of California, or in the full-time paid service of the American Red Cross, during any period of National emergency declared by the President of the United States of America or during any war in which the United States of America is engaged, shall be deemed to have been entitled or shall be entitled to absent himself from his duties as an employee of the college.

Within [90 days] *six months* after such employee honorably leaves such service or has been placed on inactive duty he shall be entitled to return to the position held by him at the time of his entrance into such military service, at the salary to which he would have been entitled had he not absented himself from his duties as an employee of the college under this section"

Amendment No. 3

On page 3, line 20, of said bill, strike out "Sec. 4", and insert "SEC. 5".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 72 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Assembly Bill No. 72 ordered enrolled.

Assembly Bill No. 82—An act to add Article 5, comprising Sections 20920 to 20922, inclusive, to Chapter 7 of Part 3 of Division 5 of Title 2 of the Government Code relating to the State Employees' Retirement System, providing for crediting service in the United States Employment Service as State service to certain members and under certain conditions specified therein, and providing for contributions by members and by the State in respect to such service.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 82?

Amendment No. 1

On page 1, lines 7 and 8, of the printed bill, strike out "means civilian", and insert "means:

(a) Civilian".

Amendment No. 2

On page 1 of said bill, strike out line 12, and insert

"(b) Military service in any branch of the armed forces of the United States performed by an individual on military leave of absence from a position in "Federal service" as defined in subdivision (a) of this section.

(c) For the purposes of this part a person shall be considered as".

Amendment No. 3

On page 2 of said bill, strike out lines 16 to 22, inclusive, and insert "he was reemployed by the State agency from which he was formerly laid off."

Amendment No. 4

On page 2, line 25, of said bill, strike out "shall", and insert "may within six months from the effective date of this article or their return to State service, whichever is the later,".

Amendment No. 5

On page 2, line 26, of said bill, strike out "shall", and insert "may".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 82 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 82 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Kilpatrick asked for, and was granted, unanimous consent that the following report of the Assembly Interim Committee on County and City Jails be ordered printed in the Journal, in 10-point type:

**PROGRESS REPORT OF THE ASSEMBLY INTERIM COMMITTEE
ON COUNTY AND CITY JAILS**

Submitted to the Fifty-sixth (First Extraordinary) Session of the Legislature
(Created by House Resolution No. 253, Fifty-sixth Session, 1945)

Mr. Speaker and Members of the Assembly

Your Interim Committee on County and City Jails submits the following progress report:

Committee Extends Appreciation

The Assembly Interim Committee on County and City Jails desires to express appreciation to the many sheriffs and police chiefs and their subordinates throughout the State for the great courtesies extended.

Special mention is made of those public officials and citizens devoting their time, talent, and expense to the work of the committee:

Major P. B. Smith, Volunteers of America, Los Angeles

Colonel J. J. France, Commanding Officer, Federal Rehabilitation Center, Turlock.

Richard A. McGee, Director, Department of Corrections, Sacramento
Karl Holton, Director, Youth Authority

Wilton L. Halverson, M.D., Director of Public Health, San Francisco

Calvin H. Meador, Chief, Federal Probation Officer, Los Angeles

Mrs. Sumner Spaulding, President, Welfare Council, Los Angeles

Hon. Fletcher Bowron, Mayor of Los Angeles

Mr. Van Griffith, Member, Police Commission, Los Angeles

James J. McGrath, President, California Sheriffs' Association, Redwood City

Jess Elliott, Past President, California Sheriffs' Association, Santa Ana

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Progress Report Showing Present Day Jail Conditions and Rehabilitation Programs in California: Forward Programs of Other States and Counties: Testimony of Leading Penal and Correctional Authorities: Request for Funds to Complete the Study

1. Local Jail Antiquated

In recent years the county and city jails of the country and the system of handling misdemeanants has been the subject of study and criticism by leading penologists and public officials. There has been a growing recognition of the evils of our jail system as well as the inhuman conditions in which these offenders are detained. The utter lack of any intelligent treatment during their confinement has been condemned time and time again. Various welfare and social organizations have made investigations and reports which reveal that the typical county jail in America today is a relic of the age of barbarism long since past, that it is utterly useless in any useful function other than detaining a mixed group under conditions that are an insult to our social instinct and that the county and city jails today are a blight upon our boasted 20th Century civilization.

2. Jails Feeders of Crime

A crusade has been waged by the National Jail Association since 1927 when it was organized. It is associated with the American Prison Association and each year since has called attention to our antiquated and senseless method of handling misdemeanors. At the meeting of the American Prison Association in 1939, Mr. Harry Elmer Barnes read before the National Jail Association, a paper on the county jails entitled, "The Kindergarten of Crime." In it he said, "The jail experience is the initial step in the crime career. The jails are feeders for the higher learning in the crime field and so long as we allow jails to go on demoralizing our youth, demoralizing all those who are subjected to their scrutiny and handed over to their control, we are going to increase and make more difficult the problems of the prison wardens and the superintendents of reformatories and reform schools that deal with these types after they pass beyond the jail period. The jail is important because it is the parent of all our other and later penal institutions. All types of institutions which deal with criminals have been derived from the county jail. While we have made marked progress in our State penal institutions, our county and city jails remain very much as they were more than a hundred years ago. One of the best descriptions of the old jail, a jail just about 100 years ago comes from Roberts Vaux, a Philadelphia Quaker and one of the leaders of prison reform in Pennsylvania, one of the founders of the Pennsylvania System. Writing about the Philadelphia jail 150 years ago he said:

"What a spectacle must this abode of guilt and wretchedness have presented, when in one common herd were kept by day and night prisoners of all ages, and sexes. No separation was made of the most flagrant offender and convict, from the prisoner who might perhaps be falsely suspected of some trifling misdemeanor; none of the old and hardened culprits from the youthful trembling novice in crime; none even of the fraudulent swindler from the unfortunate and possibly the most estimable debtor; and when intermingled with

all these in one corrupt and corrupting assemblage were to be found the disgusting object of popular contempt, besmeared with filth from the pillory the unhappy victim of the lash, streaming with blood from the whipping post—the half-naked vagrant—the loathsome drunkard—the sick, suffering from various bodily pains, and too often the unaneled malefactor whose precious hours of probation had been numbered by his earthly judge.”

The following is a description by Joseph Fishman of the jail of today, portraying the situation for over a century later than the Roberts Vaux description :

“Jail—an unbelievably filthy institution in which are confined men and women serving sentence for misdemeanors and crimes, and men and women not under sentence who are simply awaiting trial. With few exceptions, having no segregation of the unconvicted from the convicted, the well from the diseased, the youngest and most impressionable from the most degraded and hardened. Usually swarming with bedbugs, roaches, lice and other vermin; has an odor of disinfectant and filth which is appalling; supports in complete idleness countless thousands of able-bodied men and women, and generally affords ample time and opportunity to assure inmates a complete course in every kind of viciousness and crime. A melting pot in which the worst elements of the raw material in the criminal world are brought forth blended and turned out in absolute perfection.”

Aside from a change in the phraseology, that is very similar to the situation which Vaux described. It is hard to realize that we are continuing today in this enlightened age the inhuman and disgraceful conditions that began when the old Walnut Street county jail, the first in the Country, was built in Philadelphia in 1790.

3. “The Jail of Tomorrow,” McGee

At the same meeting of the National Jail Association, Richard A. McGee, the Warden of the Penitentiary of the State of New York, Rikers Island, New York, and now Director of the California State Department of Corrections, read a paper on the subject, *The Jail of Tomorrow*

“The founders of the National Jail Association were convinced that the annual reading of papers in denunciation of the jail nuisance would neither remove nor reform it. A program was necessary. This program is beginning to take definite form. It is a program of action and it begins with an indictment. The true bill charges of the typical jail that :

It is needlessly expensive.

There are too many of them.

They are dirty.

They are unhealthful.

They are corruptly operated.

They contain too many persons who do not belong in jail.

They are centers of illicit political activity.

They are breeders—not healers of crime.

They fail in their most elementary function, that of safe detention.”

The California State Board of Corrections has just issued a mimeographed brief on proposed uniform jail standards which the committee recommends for your consideration.

At the same meeting Mr. G. Howland Shaw, Chief, Division of Foreign Service Personnel, Department of State, Washington, D. C., read a paper on the subject *The Public's Stake in the Jail*. Among other things he said :

“This afternoon we are particularly concerned with the public's stake in the jail. You know the facts concerning the American county jail and I do not propose to repeat them. You know that about 1,000,000 men, women, and children are sent to our 3,000 jails every year. One million persons—three thousand jails! If figures could convince the public of its stake in the jail those figures should long ago have proved sufficient and more than sufficient, but figures have never convinced the public and they never will. What we must get across is the effect of the jail upon the individual who goes to jail, but primarily by being sufficiently interested in somebody in jail to see just what the jail does. * * * It is futile to attempt to change deep-seated and almost instinctive reactions such as these by more talk about buildings, systems and theories. Before such talk can be generally effective the public must be convinced that the offender, the criminal, deserves to be housed in such buildings, to be handled in accordance with such systems and to be the beneficiary of such theories. And the only method of accomplishing that purpose is to convince the public that this offender, this criminal, is a human being with a personal and unique history which is worth knowing, if for no other reason than that it throws light on his anti-social behavior. And the best way to be convinced of the fundamental humanity of some other person is to know that person. Those of us who are interested in the problem of the American jail when addressing the public have often used the caption “Know your Jail” and it is a perfectly sound caption, but there is one that is better; “Know some of the men, women, and children in your jail, know the background of their lives, know their past history and above all interest yourself actively and constructively in their future.”

4. Idleness in Jails Condemned

California is a progressive State and has been the leader in many movements for the welfare of its citizens and has been copied by other States. What about the county jails in California? Can we take any pride in any progress we have made in our handling this large group of people who pass through our county jails? A sheriff should know what his county jail is like. The following is a description of the San Diego County jail by the sheriff of that county :

“Throughout the years people have cried aloud against a jail system wished on this Country by the first English settlers of the Country. This system was based on nothing more of a philosophy than to cage together suspects and offenders alike in idleness for indefinite periods of time at community expense, only to release them better fitted to resume careers of crime because of their experience.

Such a method is clearly unintelligent, uneconomical and entirely devoid of any justification.

It is an undebatable fact that something should be done to achieve more adequately the purpose for which the jail as an institution exists. The jail is designed as one instrument of justice, and as such is entitled to serious consideration. A jail should not be merely a short sentence institution or a repeaters rest and refuge. No intelligent person can believe that anti-social behaviour can be mysteriously cured by merely placing those who indulge in such behaviour in close association with several hundred persons of the same type. Can any mature community afford a county jail as we inherited it during our infancy?"

5. Well-to-do Pay Fines

"Year in and year out close to one person out of every 1,000 who come to live in this community are sent to the county jail. Many of these people have been in and out of penal institutions all their lives. They may be thieves or vagrants or drug addicts, the flotsam and jetsam of humanity. But some of them are first offenders, and a great many, in fact almost half, of them are in jail because they can not pay a fine. Think of what that fact means. The well-to-do can pay a fine, but the ones not so well off, committing the same offense, go to jail. In clumsily seeking to punish the individual society merely punishes itself. The individual's family, deprived of his earnings, may have to apply for relief. There are also many who come to Southern California to get away from the winters in other parts of the Country. Most of them are fairly healthy and able bodied. A jail means nothing to them except a place to spend a comfortable winter with plenty to eat. In the spring they are ready again to pursue their nomadic existence. These are society's misfits and failures. They are sent to the county jail because this is the easiest way to dispose of them. Youths, misfits, failures, perverts, addicts, and hardened criminals are all housed together because this is the easiest way out. The practice of sending a man to the county jail for a year or less can not be justified in most cases unless some other purpose is served. The basic principle behind jail sentences must be correctional, not punishment alone. We punish a child, not to hurt him, but to teach him. If we can not improve a prisoner's health, his outlook, or help his family, we have accomplished nothing. Jails, after all, are like hospitals, specialized agencies to meet a situation where others have failed. If society feels that the unfortunates behind bars can best be forgotten about until that day of their eventual release, without planning for and aiding the inmates to a better consciousness of their rightful place among their fellows, then it does not behoove society to throw up its hands in horror if the human whom they were unwilling to aid once again slips into channels we call criminal. We must recognize certain facts if we are to set up a program worthy of the name, and worthy of recommendation to the people of the Community."

This is a description of a county jail by a man who knows and understand the conditions existing. However, these conditions are typical of the county jails of the State and our investigations reveal that Cali-

fornians should blush with shame at the public apathy and indifference and political system that has made possible such shameful treatment to a large number of citizens. The public should rise up in arms and demand that some action should be taken at once to remove from the fair name of this State this barbarism of a by-gone age.

In support of these contentions we quote from *News from the Field* by John F. Landis, from the October-December 1945 issue of *Federal Probation*, a quarterly journal of correctional philosophy and practice.

“Although Dr. Garrett Heyns, director of the Michigan Department of Corrections, is not of the opinion, as are many law-enforcement agencies and penologists, that postwar conditions will give rise to an increase in crime, he thinks that, ‘If we do have a crime wave after World War II, the answer probably will not be to put men behind prison walls in great numbers. The answer is to take outside of prison walls those who do not need walls—to put them into farm and forestry activities.’ ”

6. J. Edgar Hoover Issues Warning

In submitting it's report this committee feels impelled to quote these statements to show what the outstanding leaders in penology think of our city and county jails and to indicate to some extent at least the evils connected with our present method of dealing with misdemeanors. It is hoped that as a result of the investigations conducted by this committee that public sentiment will be aroused to the urgent need of a modern and intelligent program of the work and rehabilitation in these jails. This is important because it is in the city and county jails that the offender has his first experience with officers of the law and with confinement. The treatment he receives at this time and the conditions under which he is confined has a vital effect on his future attitude towards society and on his rehabilitation or his continued and more serious anti-social activities. Added emphasis is given to the work of this committee by a statement in a recent interview with J. Edgar Hoover of the F.B.I. He is reported to have very bluntly warned the Nation's police chiefs that the Nation is heading for a major crime wave with juveniles taking the lead in an era of “bloody” postwar lawlessness. The lawlessness has taken on such proportions as to even startle the imagination. The crimes reported by the press are not imaginary but are real and bloody. At the conclusion of the interview he makes this statement:

“The inefficiency and careless manner in which convicted criminals are guarded in our jails and penal institutions is shocking and in many cases represents criminal malfeasance upon the part of those charged with the proper safe keeping of these enemies of society.”

In commenting on the crime figures presented by Mr. Hoover, Mr. Richard McGee, Director of the State Department of Corrections, says that F.B.I. crime figures for the first six months of 1945 placed California in the lead in robbery and auto thefts and well to the top in larceny. State statistics back up the Federal estimates by showing a 30 per cent increase in all crime during the first nine months of 1945 over the same period of 1944. With these figures in mind this com-

mittee submits its report of the investigation of the city and county jails and existing conditions impartially and impersonally. Because of lack of funds the committee's investigations were confined largely to Southern California (except for work done without expense to the State during this special legislative session) but an effort has been made to cover that portion of the State and to truthfully report what its investigations have revealed. It is only fair to say that in its investigations the committee has had excellent cooperation from city and county officials and wishes to express its appreciation for the courtesy shown them.

Every jail the committee visited the jailer and undersheriffs complained of their difficulties in improving conditions. They plainly made the statement that nothing could be done to improve the jail. However, we found that at one place or other some one of the difficulties had been overcome and as a matter of fact all of them had been eliminated in different jails. It was impossible to keep their jail in order, especially where alcoholics were confined. Where unsanitary conditions existed or there were vermin or cockroaches, where the bedding was filthy, the jailer seemed convinced that it was impossible to make any changes in the situation. These conditions prevailed pretty generally but we found that in some places, even where alcoholics were confined in rather large numbers one or the other of these conditions did not exist.

7. Jailors Problems Met

The Vernon and Jackson jails are examples of the possibilities of cleanliness and sanitary conditions in small jails. Clean mattresses and bedding is given to each prisoner including the drunks and the jails generally are clean and well kept. The Jackson jail is an exception to the rule of overcrowding in that the facilities are ample with a few more bunks for 40 or 50. Its population consisted of only two prisoners on day of inspection. The jail quarters are in the newly built, strictly modern courthouse. We found in many places that cockroaches were overrunning the jails and were told that nothing could be done. However, the Bakersfield jail with bad sanitary conditions has no cockroaches nor bed bugs. An exterminator is paid \$50 per month to exterminate them.

8. Health Department Acts

The Oxnard jail is a filthy place. The walls have not been cleaned in years. The bedding is filthy, brooms and mops and other equipment are kept in one of the cells where prisoners were confined. The solitary confinement tank is almost without any ventilation, and the odor in it made it almost impossible for anyone to stay in it for any length of time. The jailer claimed it was not used but nevertheless it was ready for use. Conditions in this jail were so disgraceful that the chairman of this committee reported the matter to the State Department of Public Health. A careful investigation was made of the situation and under date of October 18th a communication was addressed to the Ventura County Health officer, Dr. Katharine Sherwood, Ventura, California, and the following report was submitted by Roscoe C. Davis, Public Health Department. The report stated that the jail is constantly overcrowded with little light and ventilation and the plumbing facilities throughout the building are inadequate resulting in a very unsanitary condition. It was recom-

mended that a new and modern jail be provided and in the meantime we asked that the following conditions be improved :

1. That overcrowding be discontinued at once and that no more than 30 prisoners be housed there at one time.
2. That the entire building be thoroughly cleaned and that all walls, cells, bunks, and other facilities be repainted.
3. That all bedding, lincn, etc., be maintained in clean condition.
4. That adequate light and ventilation as well as plumbing facilities be provided.

Due to the present unsanitary condition of the jail it will be necessary to have these improvements made at once or to vacate the building without delay. The letter is signed by Malcolm H. Merrill, M.D, in charge of the Department of Public Health.

9. Jails Compared

The Alhambra jail is in a modern building with modern equipment and generally in good shape except for bad lighting and odor in the drunk tank making it unfit for occupation.

The Ventura jail is also in a modern building although with an excess of steel for cages as is generally the case in most jails. It seems useless to waste money to build steel cages in which to house people who are not criminals, many of them could not walk out if they had the opportunity. There is a jail farm in connection with the jail, not located behind a steel fence but with three strands of barbed wire enclosing them. If this is all that is necessary at a farm, why is so much concrete and steel needed in the jail? Prisoners working on the Ventura farm are paid 25 cents per day.

At the Santa Barbara County jail we found possibly the best conditions of any visited. They had overcome the greater majority of problems of other cities. The sheriff of the county was most cooperative and anxious to give the committee opportunity to secure all information they desired. There is no farm in connection with the Santa Barbara jail but prisoners work on road projects building county roads in the hills and also fire breaks. They have built many scenic drives throughout the county. Sheriff Ross stated he found the prisoners good workers and they responded to good treatment. The alcoholics as well as others. He told the committee they never manhandled the prisoners or forced them to work. Those unwilling to work are taken back to the jail. They are given \$2 per work day at the time of their release. This jail is an example of what can be done not only in improving conditions in the jails but taking prisoners out into the open air where they can do constructive work and fit themselves for a better life after their release. We could not help notice the difference in the administration of justice in the different jails between two adjacent counties and the cities within the counties.

At Oxnard jail the prisoners have no money and live in filth while at Ventura, 13 miles away, many work in the open and on their honor. They have a school lunch program which is also an aid to the prisoner and to undernourished school children and the taxpayer.

At Modesto we found most intolerable conditions. Mattresses and bedding were filthy, blankets piled up in the daytime like hay or old rags.

Any vermin or disease existing would infect all of them, with the likelihood of spreading the disease in the community when the man was released. The jail was overcrowded, quarters for 60 being occupied by 74. Beds were made on the floor in cells and hallways. There was a pool of water in the middle of the floor large enough to cover one-third of the tank in which it was, and deep enough to cover the soles of the prisoner's shoes. The shower was in need of repairs. The sheriff promised to correct these conditions but on a second visit back it was found that nothing had been done. The kangaroo court, a system of jail control by the inmates themselves (which is condemned by all leading authorities), was condoned by the sheriff, and seemed to be in full control. The sheriff receives 25 cents per meal for prisoners and any profit he can make is retained by him. This, too, is condemned by all leading authorities.

Sacramento County jail presented, on the day of visitation, one of the worst conditions anywhere, and especially is this true of facilities for accommodation of very young men. Several were sleeping on the floor with only a dirty blanket under them. The jail was built some 40 years ago providing for about 135 persons, and its present-day population is approximately 230, presenting a heavy social problem because of this overcrowding. There are little facilities for segregation, and in many instances those awaiting trial are confined in tanks with sentenced prisoners. The women's ward has a capacity of about 16, yet more than 35 prisoners are confined there. Medical examination and treatment is insufficient. The kitchen is in the basement, and all bedding renovating is done in an adjoining room, separated mainly by a wire screen, which permits dirt from the renovating processes to contaminate the food. The floors and walls of the jail were dirty, as well as the toilet and wash bowl facilities. Conditions were so extreme that we appealed to the State Health Department. They made a thorough investigation of the jail, and recommended a thorough housecleaning.

The San Andreas jail was built in 1885 to accommodate about 10 persons without provisions for any segregation whatsoever as to sex or offense. It is now overpopulated. An outbuilding is being used for juveniles or females. This outbuilding is merely a wooden shed, and both buildings are a fire hazard. Two iron cots in bad repair are provided for use of the inmates in this shed. We found one youth in the main building in bed in a hallway at 4 o'clock in the afternoon. The main jail building is kept in fair conditions so far as cleanliness is concerned.

The San Joaquin County jail has all the bad features of the Sacramento County jail only in a more extreme condition. Bunks, mattresses, blankets, floors, and walls were filthy. Some cells had no windows and only small vents for air. Food rationing and conditions were the worst found anywhere. The kitchen was inadequate and facilities in bad repair. Cockroaches by the thousands were running everywhere. Kangaroo court was openly condoned, with rules and regulations pasted on the walls within the many tanks. The fee system for feeding prisoners is used. The sheriff receives 28 cents a day, from which he may make as much profit as he sees fit. Rations were scanty and prisoners were forced to buy rations from the jail authorities, which are cooked on one of the many gas plates within the jail. It might be believed, from the excessive

prices which the prisoners are forced to pay for their food, that the 28 cents per prisoner might be profit. The Health Department has also been requested to make a thorough investigation of this jail, and make recommendations to remedy its many extremely bad conditions.

San Diego has its problem of overcrowding in the county jail. Sixty-nine prisoners were confined to a tank built for 26. Mattresses laid on the floor side by side in a cell five by nine feet, one of which must be placed under a two-deck iron bed with lower bunk only 16 inches from the floor. This makes three persons on one side of the cell, one above the other. The other mattress occupies the remaining floor space, leaving no passageway to get to the toilet or wash bowl, which is to the rear of the cell. The tank is a two-deck affair with the ground floor and iron stairs providing only crowded standing room for its overcrowded population. Local authorities are stalemated in any endeavors to provide new enlarged custody quarters because of disagreement over a suitable location. It appears to the committee that the sheriff is showing remarkable tact in his continuous promotion of good will among the prisoners. In fact, the sheriff says that, under the extremely congested conditions, any other method would lead to sudden disaster.

The Riverside County jail is overcrowded and there is no segregation of felons and misdemeanor. This is one of the few jails where there is provided an open air space for prisoners and sheets are furnished for both men and women. The jail is scrubbed every day, and the whole jail appeared to be very clean. Jail clothing is furnished. However, at the present time, there is a shortage of clothing. There are visiting rooms so that there is no personal contact between prisoners and visitors. A laundry and more space appears to be needed. The Riverside County jail is more modern and kept in better condition than most of the jails inspected by the committee.

At the San Bernardino County jail there was inadequate space and no open air space or outdoor yard for prisoners. There appeared to be a need for a laundry, padded cell, jail clothing, visiting rooms, and further segregation of juveniles. Boys of 16 were not segregated from the older men. The San Bernardino City jail has scarcely any facilities and is very overcrowded. As many as 20 sleep in the jail, which consists of one small room. The prisoners sleep on the floor, and only have blankets in the winter. There is only one toilet for all the prisoners. The prisoners eat out at a restaurant.

At San Francisco we found that the combination of city and county jails best exemplified a modern method of segregating the convicted from those awaiting trial, and providing work for the convicted. All persons awaiting trial are kept in the city and county jails in San Francisco. Most of the sentenced prisoners are sent to the San Bruno jail in San Mateo County, away from the congested area, where there is an inspiring atmosphere, ground to be cultivated, and other work for those who wish to work. No county jail in the State has been found by the committee to be better equipped and well kept than the San Bruno jail. This jail is kept exceptionally clean and well painted by inmate labor. Although the committee believes that all that has been done here is commendable, it is believed that cheaper construction of buildings, a more intensified work program, and further segregation of prisoners is desirable and

possible. Due to the modern trends being developed here, the committee believes that this project is deserving of a more extensive exploration than has been possible with the limited time available during the special session of the Legislature.

10. Rehabilitation in Los Angeles County

The first real approach to a constructive program of rehabilitation was found by the committee at Castaic where the Sheriff of Los Angeles County, Eugene Biscailuz is operating an honor farm for prisoners from the Los Angeles County jail. At the present time there are about 300 prisoners at the honor farm but there have been as many as 700. They are raising crops of vegetables, have hogs, and some cattle, with the idea of eventually having 1,000 men on the farm making themselves self-supporting. When the committee visited the farm, there was little consciousness that the men working there were prisoners. They are living a normal natural life, working as any self-respecting individual would do who was anxious to support himself. Here were men doing constructive work, building themselves up physically, mentally, and morally instead of undergoing the deteriorating effects of confinement in idleness, and preparing themselves eventually for decent citizenship. The committee learned that most of these men were alcoholics, and the response to the treatment they were receiving and their method of living was remarkably good, and there were very few repeaters.

The food they are raising is used to feed the prisoners in the Los Angeles County jail, and reduces materially the per capita cost of feeding the prisoners. "The farm has been a tremendous success in bringing these men back to society rather than being persistent in returning them to us," said Sheriff Biscailuz in testifying before the committee. At the present time, in addition to the honor farm there are now five honor camps. Before Pearl Harbor there were nine, and it is expected that the number will be increased to nine in a very short time. In addition to the work at the honor farm, the men in the honor camps have built roads through the recreational areas that have added to the California Highway System. These roads could not have been justified from the use received from them if they would have had to be paid for in the usual way. Of course, these men are carefully screened before being sent to the honor farm and those who escape amount to not more than 1½ per cent.

This is a first class example of what can be accomplished in relieving the overcrowded conditions in the county jail, and at the same time inaugurating a program that is definitely beneficial to the prisoners and to society.

Sheriff Biscailuz testified before the committee that, previous to Pearl Harbor, the Los Angeles County jail had 3,200 prisoners in the custody of the sheriff. There were 2,200 in the Los Angeles County jail on the top floor of the Hall of Justice, and another 1,000 in the nine honor camps. The population had dropped to around 1,300 a few days before Pearl Harbor, but now the pendulum is swinging up, and on September 6, 1945, there were 1,850 in jail and another 500 in the honor camps and honor farms, making a total of 2,300 in the sheriff's custody. He further stated that it will not be long before we will have approximately the maximum number mentioned before.

Los Angeles County Jail, situated on the top floor of the Hall of Justice, was built about 20 years ago when the population of the county was about 936,000. At that time they thought the jail would be sufficient for all time to come, but the increase of population of 400 per cent in the county in the past 20 years has made the jail woefully inadequate to handle the population of this county.

This jail is fairly clean, sanitary, and kept generally in good condition. The kitchen facilities are good, but the manner in which food is served is not approved.

The big problem at the county jail is that part of its population that can not be used at the honor farms, and must be kept confined in the jail itself. It was hoped that a maximum security institution could be built at Castaic where these men could be guarded but could have the benefit of fresh air and outside work. There was testimony that plans were being made for such a building, and it was hoped that eventually it would be built. This would mean that the county jail itself would be for those awaiting trial or transportation to a State institution. It would relieve the overcrowded condition, and would result in a better segregation of those remaining in the jail.

It is important to note that each county jail prisoner working on the honor farm or in the road camps earns 50 cents a work day which is paid to him at the time of his release. The effect of earning money on the morale of the prisoner and its effect on his interest in his work accounts to some extent for the success of the honor farm. The knowledge that he will have, when released, a sum of money that will tide him over the break between his life on the farm and his entrance again into community life gives him a confidence in his ability to face the future and make a place for himself outside, and accounts for the fact testified to by the deputy sheriff in charge of the farm, that there are very few repeaters. In fact, the whole program is constructed for rehabilitating its inmates rather than further handicapping them for future social living. The honor farm is an excellent example of what can be done with the inmates of our county jails when it is possible for them to serve their sentence, not in idleness behind iron bars, but in the open doing useful work with an incentive for taking advantage of the opportunity that is given them. It is still further an example of the response of men to humane treatment that helps to restore their self respect, their initiative, and their self-confidence.

11. Obstacles to Rehabilitation Presented in Los Angeles City

There are two major city jails in Los Angeles. The Central Jail is a place of detention for felony suspects awaiting arraignment. They are the only inmates that remain in the jail for any length of time. The Central Jail building is at least 50 years old, and has been condemned by every county grand jury for many years. Both Mayor Bowron and Chief of Police Horrall admit that the building is not fit for use, but that nothing could be done about it in the last four years because of the war. However, both Mayor Bowron and Chief of Police Horrall stated positively to your committee that the No. 1 building in the building program of the city in the postwar period will be a Police Administration Building to house the police departments now occupying space in the City Hall. In this

building provision will be made to take care of the prisoners now using the Central Jail.

The other Los Angeles City jail is known as the Lincoln Heights Jail. It is where misdemeanants convicted in the municipal court serve their sentence. It is a comparatively modern structure, built in 1931 to accommodate from 900 to 1,000 inmates. During the depression years it often contained many more than the maximum capacity. At the end of 1942, the average daily count was approximately 400; from 1943 the count began to rise until, at the end of 1944, the average daily count was around 900. On January 4, 1946, the population of the jail was 1,043 including 188 women. There is every indication that, within the next year or two, the number of arrests by the police department will increase in number at a rapidly increasing pace, and the Lincoln Heights Jail will at least be crowded beyond its capacity if not unable to hold the number of those sentenced in the municipal courts. The postwar increase in crime, which has already begun, is expected to swell the population of our city and county jails as well as our penal institutions far beyond the highest number reached during the depth of the depression. Lincoln Heights Jail is fairly well managed, is in fair sanitary condition, and the officials in charge are doing what they can within their extremely limited resources to help the inmates improve themselves while serving their sentences. Sewing projects for the women have been installed which have been of considerable help in encouraging them to prepare themselves for some useful occupation. Much food raised on the jail farm has been canned in the jail, and this has furnished employment to a number of men. Other measures have been taken that are of real benefit to those inmates who participate and that have served to provide some break in the idleness and the monotony of jail life. During the war there have been a number of complicated problems arising, due to war conditions. Perhaps the principal one has been that caused by the large numbers of girls and young women arrested on moral charges. Many of these are found to have venereal diseases, and they must be held for treatment. The problem of segregation has been made more difficult by the different classifications that have to be given to these female prisoners. The greatest problem in the Lincoln Heights Jail however—the one most largely contributing to its over-crowding and that takes up a large majority of the time of the jailers—is the problem of the chronic alcoholics. It has been estimated that 75 per cent of the population of the jail is made up of alcoholics, many of whom have been arrested more than 100 times. Unless some solution is found which will take this group out of the jail, it will be impossible in another year or two to cope with the situation at the Lincoln Heights Jail with any degree of success. Unfortunately, most of the prisoners in the jail serve their sentences in idleness, since there is very little employment within the jail itself except the maintenance of the building. The only work project connected with the jail is a farm of about 60 acres in the San Fernando Valley. This land is owned by the city water department and drains into the sources of the city water supply. Nothing can be placed on the land that will contaminate the water supply; as a result no one can live on the property and no animals can be used in its cultivation, neither can the land be fertilized. The prisoners who work on the farm are transported to and from the farm

night and morning by truck, thus, while they spend the day in the open, they are still confined in the evening in the closely congested quarters of the building. While this is not satisfactory, it is far better than nothing. Some prisoners at least spend the day in the open at useful work, and the food raised is used at the jail. Much of it has been canned, and this has made possible a better diet and has also decreased the per capita cost of feeding all the inmates of the jail. Police Commissioner Van Griffith, until recently chairman of the board of police commissioners, has long been aware of the need for a work project "to relieve congestion in the city jail, to provide more healthy outdoor atmosphere, to reduce the expense of food costs, to provide more and fresher food, to improve the inmates mentally, physically, and morally.

Commissioner Van Griffith has been active in securing additional land so that a farm large enough to provide work for all the physically fit inmates of the city jail might be secured. About a year ago the city council appropriated money to acquire 60 acres adjoining the land now in use. Because of the objections of residents of the neighborhood, the purchase of this 60 acres fell through. Another site near the Hanson Dam was selected, and here again the objections of property owners and residents of the neighborhood made it impossible to buy that property. At this point your committee would like to make the observation that it is extremely difficult to purchase property for a project of this kind without meeting some opposition from several sources. Every community objects to having a farm for prisoners located in its midst, but when once it has been established and correctly managed, the community's opposition disappears and it even objects if it is proposed to move the project elsewhere. Those who have had experience in locating farms for prisoners have found that it is good policy to conduct a campaign of education in the community explaining to the residents the nature and purpose of the project and informing them of the experience of other communities in which such farms have been located. If this is done in advance of the attempt to purchase the land, it is most likely to make possible the purchase of the property with very little difficulty.

Commissioner Van Griffith, in testifying before your committee in reference to the Lincoln Heights Jail farm, said, "personally I do not agree with the methods we have followed in the past, I don't believe that a person who is a repeater should be sent to prison for another 10 days, 30 days, or whatever the time may be. I think he should be confined if he is a repeater, for a period of six months, and I think the department could maintain a counseling board who would try to find out what is wrong with the individual, what may be done to prevent further trouble, and work the thing out so we don't have this constant repeating like a broken record, in again, out again, in again, out again. I go this far to say that if the City of Los Angeles does not produce that service, certainly the State is justified in doing it."

12. Welfare Groups Make Recommendations for Radical Changes

There are several groups in Los Angeles who have been interested in improving the situation at Lincoln Heights Jail and in the adoption of some plan that would take the sentenced prisoners out of the jail—the adoption of some such plan as proposed by Police Commissioner Van Griffith—and who believe the plan proposed by Police Commissioner

Van Griffith is the best solution of the problem for the present as well as for the future increase in the population of the jail. Among these is the County Welfare Council of Metropolitan Los Angeles. Miss Helen Crockett, Director of the Division of Family and Adult Services in the Welfare Council, was asked to tell the committee about the interest of the Metropolitan Welfare Council in Lincoln Heights Jail. In the beginning of her testimony, Miss Crockett said:

“Perhaps I can tell you what the Welfare Council is. It is an association of 161 health and welfare agencies of the City of Los Angeles and nearby communities concerned with planning—community planning for the social needs of this community. In the division of family and adult services we have the committee on the social treatment of adult delinquency that has been concerned with planning for delinquencies both as to their treatment while incarcerated and their rehabilitation in the community afterwards. This committee is made up of representatives of agencies and departments particularly active in this field. Among them are the State Board of Prison Directors, the State parole officers, the State Institution for Men, the State Institution for Women at Tehachapi, the United States Probation Office, the United States Employment Service, the Los Angeles County probation department, the county jail, the city jail, Volunteers of America, Salvation Army, Jewish Committee for Personal Service, Catholic Welfare Bureau, the League of Women Voters, and a small group of lay individuals who are interested in the problem for various reasons.

“It was decided by the committee about two years ago that they would give their time to the Lincoln Heights Jail. This decision was made because of reports coming from members of the committee about the lack of segregation at this jail and the fact that many of the younger prisoners were finding themselves in contact with an undesirable element when it was their own first experience of that kind. The method of study was, first of all, to try to find out what we could about the jail from statistical reports, and we went back over files of the police department and discovered that there was almost nothing available about the jails as such. We discovered that more than seven million dollars per year of the police department was not separately accounted for in their reports as to what portion of it was actually spent on jail administration. The general impression was there was a lack of interest in this particular part of police responsibility. As we went further, however, and began interviewing some of these people who worked in the jail, calling them to our committee meetings, and having some of them regularly with the committee as it studied the problem, we became more and more impressed with the devotion of some of the individuals working in this department to the work they were doing, and the way in which they went out of their way to do whatever rehabilitative work could be done.”

Several other members of the committee on the social treatment of the adult delinquent were asked by Miss Crockett to tell your committee of certain measures that had been taken in the survey of this jail and information that had been received in regard to the jail situation in

the United States. As a result of this survey and study by the committee on the social treatment of the adult delinquent, certain resolutions were made which were submitted to the family division and adult services and finally to the executive committee of the Welfare Council. The executive committee approved these resolutions and Miss Crockett asked Mrs. Sumner Spaulding, President of the Welfare Council, to read to the committee these resolutions:

“I think for the sake of brevity I will read a portion of the page of recommendations which gives us the background and principles with which we arrive under the heading ‘Functions of the Police Department.’ It is the primary responsibility of the police department to prevent crime, give protection to life and property, to apprehend criminals, and to maintain the peace. To this end, its interests are directed to making arrests and securing convictions. The detention of those awaiting trial and the prevention of their escape may logically be included. There is no reason to believe that it is the proper function of a police department to care for sentenced prisoners. That the interest of the police department is in detecting crime, rather than the rehabilitation of those under care, is indicated by the lack of a separate census and cost accounting for the jails in recent annual reports. Since custodial care of prisoners is not their primary responsibility, it is inevitable that that phase of their work will be treated as a side issue. There is reason to believe that the police department should be left free to devote all its efforts to the apprehension of criminals.”

* * * * *

We outlined six principles of jail administration:

1. The operation of a jail is incompatible with the other functions of the police department. Its responsibility should end at the point where the defendant pleads guilty or is brought to trial.
2. Everything possible should be done to reduce the number of persons held in jail pending trial.
3. Whenever it is socially constructive to do so, fines and probations should be used, rather than imprisonment in jail.
4. A jail should be designed and administered to create socially acceptable behavior. To this end, there should be adequate classification and segregation of prisoners, and a work program for all sentenced prisoners.
5. An adequate program of rehabilitation should include provisions for community adjustment, probably through a full time parole board with professional staff and separated from law enforcement agencies.
6. All jails, work houses, and prisons should be operated and administered by the State, through the State Department of Corrections in one integrated program.

To this last point, No. 6, I think that usually the question of expenses comes up, and the feeling of the committee was that this does not imply a separate institution in each county but one institution in an area where the needs seem to be greatest, so we do ask that your committee take leadership in securing whatever legislation is necessary for accomplishing this improvement.”

In answer to a question by a committee member, Mrs. Spaulding replied:

“Q. In other words, you feel a police officer should really police and run down the criminal and once they have done their part there the criminal should be turned over to another agency?”

“A. After they have been brought to trial, as long as it is well done, we don't care where it is. The point we feel in suggesting state-wide supervision of the whole program is that it would create uniformity you wouldn't have otherwise.”

These resolutions presented by Mrs. Spaulding set us to thinking about our jail system and are worthy of serious consideration for any plan for handling misdemeanants. It would seem that Police Commissioner Van Griffith's plan for a farm is the best possible plan for dealing with the misdemeanants to be found in Lincoln Heights Jail. In addition to other advantages it would offer the opportunity for individual study of each inmate and his classification by a system similar to the Diagnostic Clinic in use at San Quentin. The more we know about an individual, the better it is to map out some form of treatment that will help to overcome his difficulties. It would offer the opportunity for release under supervision and help to the prisoner in reestablishing himself in the community. Wherever this plan has been tried, it has proved beyond a doubt that it is far superior to confinement in a jail for the length of the sentence.

13. Federal Programs Challenge to County and City Methods

This committee visited the Army Rehabilitation Center, 9th Service Command, at Turlock, California, Colonel J. J. France, Commanding Officer. We spent two days and a night at the center, where Colonel France, Commanding Officer, showed us every courtesy and explained in detail the program in effect there. Colonel France appeared at a public hearing of the committee and explained the purpose and program of the Rehabilitation Center. We found a philosophy prevailing at Turlock that emphasized human feelings rather than iron bars and steel cages.

We discovered that every effort to reestablish the self-respect of these men and restore them to usefulness and their former place in the Army or civilian life is being made.

In his statement before the committee, Colonel France said:

“To get down to our case at Turlock, the Army was faced with the problem of guardhouses overflowing with prisoners, the same as you are in many of our jails here. There was nowhere to put them. It was also admitted that men around a guardhouse often had not much to do, and they came out, if anything, a worse Soldier than when they went in. So they put into effect this rehabilitation system. They built several of these centers in the United States, of which Turlock was the first established. It is now, I believe, about third place in the Country.

“It is our purpose there to try to make good Soldiers out of those who have not been so good before. These men are sentenced anywhere from, I believe, nine months to life. After looking a man over carefully, and it takes 30 to 60 days, if we decide that there is a chance that he can be rehabilitated into a fairly satisfactory

Soldier, he is put through a training program lasting about eight months. So, if he is restored, the length of the sentence has very little to do with it.

“Now, we do not restore every one back to the Army, but our record so far is well over half of them. Of those who go back as Soldiers, by far the largest majority of them do make good Soldiers. The ones that we consider are not restorable are usually transferred to a United States disciplinary barracks. Occasionally we transfer to the Federal Penitentiary or Federal reformatories.”

We believe that the program at Turlock should be taken into consideration in mapping any plan for the rehabilitation of the men in our city and county jails.

This committee also visited Juvenile Hall in Los Angeles and found there a well-balanced program of recreation, education, and guidance. This is one of the best juvenile detention homes in the State. Juvenile delinquency has increased many times over during the years of war. In fact, so great that the existing facilities and many emergency measures that have been taken have been inadequate to deal with it. There are some juveniles left in the county jail simply because there has been no other place where they could be kept. Every effort is being made to get them out as rapidly as possible. Everybody agrees that they have no business there and that juveniles should never be confined in the county jail.

In nearly all county jails visited we found juveniles were being held many months awaiting disposition by the Youth Authority. In the Los Angeles County jail we found a score or more of young men in overcrowded cells and several sleeping on the floor.

At Oroville, two youths, 14 and 16 years of age, had been held over two weeks in an outbuilding of cement construction and without any heating facilities. At 1 o'clock in the afternoon one of these youths was in bed because of the cold.

With the opening of the new institution at Lancaster, it is possible that all of these boys can be moved to other places. The Youth Authority has opened new forestry camps as rapidly as possible and assures this committee that soon there will be no juveniles in the county jail. They are making every effort to remedy this unfortunate situation.

In this connection the committee feels that it should compliment the State of California in being the first to have the Legislature pass a law creating a Youth Authority, thus supplying modern methods and skills to the problems of juvenile delinquency. It is a great step forward and has already achieved some excellent results. The committee feels that what has been done in juvenile delinquency can also be accomplished in adult delinquency, for what will help the juvenile also will help the adult.

Mr. C. H. Meador, Chief Federal Probation Officer for the Southern District of California, testified at one of the public hearings held by your committee in Los Angeles:

“The Federal Government is only interested in the county jails in the Country because in many cases they are compelled to confine in these county jails men and women convicted of misdemeanors in the Federal courts. In order to be used by the Federal Government

the county jail must meet standards set up by the Federal Bureau of Prisons through its Department of Jail Inspections."

Mr. Meador expressed dissatisfaction with the condition of many of the county jails in California inspected by the Bureau of Prisons but that: "I had no fault to find with the Los Angeles County jail." He also said:

"To say I am disappointed with the treatment given to prisoners suspected of an offense against the law but not convicted of the offense, by the incarceration in certain types of city and county jails throughout California, is putting it very mildly."

In reference to the conditions existing in most of the jails Mr. Meador further stated:

"These conditions are due to the lack of physical facilities to keep a normal human being normal under an abnormal mental strain, the strain of arrest and suspicion of a crime. In more cases than not, a person suspected of a crime is incarcerated in the same cell block, and in many cases in the same cell, with persons who have served one or as many as 50 sentences for commission of crimes. The jailers and sheriffs are not to blame for that. They haven't a place to put these people."

In closing his testimony before the committee Mr. Meador said:

"One thing I would like to say is that it seems a shame that the greatest State of the Union, California, is treating a certain group of its citizens as it is, persons accused of crime but not convicted of crime. I live in hopes that some day California will provide a State department to build, maintain and operate all places of incarceration or temporary custody of its erring citizens."

Mr. Meador's statements are important because they disclose the attitude of the Federal Government towards the evils of the jail system.

14. Labor Unions Offer Cooperation

Mr. Phillip Connelly, Secretary-Treasurer of the Los Angeles CIO Council appeared before the committee. During the war the CIO has cooperated very closely with the California Institution for Men in placing inmates from the institution in jobs. He said:

"Since that time the union authorities have cooperated with the Chino authorities in placing parolees from the institution in various types of work. They are rather satisfied and pleased with the fact that they have been able to place a number of persons on jobs where they have been able to acquire trades and earn a livelihood and complete their rehabilitation. We in the CIO don't particularly subscribe to the old idea that to allow a man who is incarcerated to do a useful piece of work, is treading on the toes of free working people. But, certainly the unions would want to scrutinize any proposed legislation to determine the effect that any industrial programs within the institutions might have. We think that employment is an important part of rehabilitation, and it certainly should not be hampered."

Mr. B. A. Mitchell, Delegate of the Central Labor Council of the AFL, also appeared before the committee and made this statement :

“I am speaking in behalf of Mr. Bassett. I want to offer full cooperation. Although we have made no study on this situation, we would like very well to be on record as being in favor of anything to promote the rehabilitation of the criminal, the prisoner, rather, and the cleaning up of the situation in our jails. We would gladly be a part of any committee that is formed, in that regard.”

Your committee is very much pleased with these expressions of approval, by representatives of both of the powerful labor organizations, of the idea of a program of rehabilitation for the inmates of our jails. Their interest and cooperation will be a decided asset in putting such a plan into operation.

15. Facilities for Drunks Vary

We found that the facilities for handling drunks varied greatly in the various jails.

In some jails such as in the Santa Maria City jail and Butte County jail, there are no separate cells for drunks. In other jails, as in West Los Angeles, drunks are put on a cement floor until they sober up. In the Santa Monica City jail, we found that rubber covered mattresses were provided for them. In the Santa Barbara City jail, wood slat floors were placed in “drunk” tanks as an aid to cleanliness in the jail.

16. Drunks Present Unique Problem

Since the largest percentage of city jail inmates, especially in the larger communities, consists of alcoholics, any plan for reorganization of a jail system and the establishment of a program of rehabilitation must give special consideration to this group. Since it is the largest, from it must come the greatest per cent of salvage. The excessive use of alcohol has increased tremendously during the prosperous years of the war. Unfortunately, those who are in a position to form a correct opinion, state positively that this increase will continue. This means that still larger numbers of “drunks” will become jail inmates, aggravating the already serious overcrowding and other evils as well as mounting costs for their arrest, trial and confinement. Therefore it is evident that the problem of chronic alcoholism is closely connected with the city jail problem and one can not be considered apart from the other.

It is necessary to recognize this fact and face it frankly in the beginning if we are going to successfully solve the problem of the city jails and secure the results we hope for. Otherwise, we are only changing the locale of the problem.

The question then is, in substituting a modern scientific method of handling the group of misdemeanants as a whole, can anything be done to solve the problem of alcoholic addiction on the part of a large percentage of these misdemeanants? Your committee believes the answer is “Yes,” if the community is willing to provide the necessary facilities and equipment. The excessive use of alcohol has come to be recognized as one of our gravest and most serious social problems. All the resources of modern science are being used in its exploration and study with the result that we know a great deal more than ever before about why men

drink to excess, the contributing factors in excessive drinking, as well as about the possibility that men can be cured of alcoholic addiction. The findings of the section on alcoholic studies, of the Laboratory of Applied Physiology, Yale University, under the direction of Dr. Jellinek of the National Committee on Alcoholic Hygiene, Inc., and many others have given a new understanding of this human weakness. Because of this understanding, new methods of treatment are being developed, and new therapeutic measures employed in the treatment of alcoholism.

The first step in the treatment of the alcoholic misdemeanant is to take him out of the jail and put him to work outside. He needs fresh air and sunshine and hard work so that he can sleep at night. Good food, rich in vitamins and minerals, to supply the deficiency caused by reliance on alcohol for energy. In short he needs to be built up physically, but this is only preliminary. If he is to be permanently cured of his addiction, there must be an adequate diagnosis of the type of alcoholic to which he belongs. He must have a complete physical and neuro-psychiatric examination and a diagnosis made. With some, alcoholism is a disease and they must be classed and treated as definitely sick. With a great many, excessive drinking is a symptom of some disorder, often deep seated, and this disorder must be discovered before successful treatment can follow. Some drink because of social maladjustment, family conflicts, and marital discord. A trained social worker or a psychiatric social worker can help to restore human relationships to normal, and the cause for drinking is eliminated. Others drink because of a feeling of inadequacy and frustration because of an anxiety or other neuroses. A psychiatrist can bring these into the open, and, once recognized, they can be resisted and the individual no longer seeks escape from reality in alcohol. Others drink to excess because of a sense of guilt, either real or imaginary. A priest or minister can be of use in relieving this sense of guilt and, through religious influence, often be of great help to the individual in overcoming his habit. Then, again, excessive drinking may be a psychological problem. In this case a psychiatrist, by the use of certain tests—particularly the Rorschach—can discover the personality defects in the individual, and plan a course of treatment that will remedy them and, perhaps, enable him to live without the aid of alcohol. There are many other contributing factors to excessive drinking that, once discovered, can be overcome. A very important procedure in the rehabilitation of the alcoholic is to give him support in his struggle to live without alcohol—especially in the first few months after his return to society. Friendly supervision and follow up work by trained parole officers can furnish this support and make available to the individual the community resources that are available to help him in his readjustment to society. This is by no means a visionary scheme, for there are clinics in different parts of the Country, some connected with medical schools and hospitals, and others operating on a nonprofit basis where such a method of treatment is now being employed with varying degrees of success. A modern jail farm or inebriate colony should be established where the facilities for carrying out a program of this kind could be provided. It is obvious that the present method of resentencing habitual drunkards month after month and year after year to the city jails is absolutely futile, and the immense amount of money spent each year for this work is wasted. The typical city jail was never intended to be a place where these men could

be handled other than they are at the present time. It is useless to expect them to return alcoholics to self-respect or useful lives in the community. If this is to be done, some other means must be found.

Your committee believes that this question of alcoholics in connection with our city jails is of a great deal of importance to the future welfare of the State, and that it offers a still further argument for the reorganization of our jail system along modern scientific lines.

17. Better Methods at Less Cost, Studied

Your committee was anxious to learn what was being done in other parts of the Country about this problem and we find that other States are moving in this direction. The first step should be to clean up our jails and to compel them to be put in a healthy sanitary condition. This does not, necessarily, mean new buildings but a complete renovation of the old building, with ventilation, lighting, absence of vermin, clean bedding and beds, good plumbing, and toilet and bathing facilities. The following States have laws providing a State agency with authority for the inspection and supervision of jails: New York, Massachusetts, New Jersey, Virginia and Indiana. A letter signed by Mr. Carl H. Swanson, State of Minnesota, Department of Social Security, Division of Public Institutions, St. Paul, Minnesota, gives this information:

“In reply to your letter I wish to state that under Minnesota laws the inspection and approval for use of lock-ups and other jails is under the authority of this division. This division has inspectors who make periodical and regular inspections of all county and State jails. In addition the division requires an annual report covering the healthy condition of each jail, lock-up, such inspection requiring a local doctor to make this report. Any jail or lock-up which fails to meet the safety conditions deemed necessary by this division is given a notice in writing to correct conditions so as to comply with the requirements and if these conditions are not met within a reasonable time the division has the authority under State law to discontinue the use of such nonconforming party.”

The most recent law of this nature was passed in Virginia and the ground work of a better jail system has been laid in this State. Several jails and lock-ups have been closed by the State Department of Corrections. A bill has been drafted by the State of Maryland which provides that it shall be the duty of the Board of Corrections to cause regular inspections to be made of the county jails, lock-ups, etc., used for the detention of offenders against the laws of the State of Maryland and for those awaiting trial by the duly constituted laws of the State for the purpose of assuring reasonable, adequate, healthful, humane, and equitable treatment of all persons confined therein. To this end, the board shall maintain general over-sight of all such jails and other places of detention, and is authorized and directed to prescribe and promulgate reasonable rules and regulations for the operation of such institutions and establish minimum standards for the safety, housing, feeding, clothing, sanitation, care, medical attention, and segregation of all persons confined therein. To carry out these purposes the Board of Correction shall establish within the Department of Correction “A Division of Jail Inspection and Super-

vision and shall have the power to appoint under the merit system, such inspectors and other employees as may be authorized.”

Mr. James B. Bennet, Director of the Bureau of Prisons, Department of Justice, Washington, D. C., makes this recommendation in regard to jail inspection.

“It would seem that the Department of Corrections would be the proper agency in which to place this responsibility and the director of the department should be required by law to establish standards and enforce rules for the maintenance of the standards. These standards should include qualifications for the personnel and authority to transfer prisoners from one institution to another and to approve or initiate plans for new construction of appropriate facilities.”

Your committee also learned that some individual cities and counties have solved their own local jail problems, and have eliminated the evils of the present system by removing sentenced prisoners from the custody of the police department and placing them under the control either of a city department of correction or a city welfare department. This agency of the city government determines under what conditions they shall serve their sentence and prepares the program of treatment during that time.

The outstanding example of this, perhaps, is the penitentiary of the City of New York on Rikers Island, New York. Immediately after sentence, the misdemeanants from all courts in the city pass from the jurisdiction of the police to the Department of Corrections of the City of New York and serve their sentence on Rikers Island. This is a modern institution with various types of work and a program of rehabilitation in keeping with modern scientific principles.

In Kansas City, Missouri, there is no city jail in which sentenced prisoners are confined. Instead all misdemeanants convicted in municipal courts in Kansas City are sentenced to the municipal farm. There are separate farms for men and women. The city welfare department has charge of this institution and appoints the personnel and employees and determines the policy of management. There are in addition to various types of farm work, dairy work, hog and cattle raising, and some other smaller projects which furnishes employment to the inmates the year around. The products of the farm are used in other institutions in Kansas City particularly the general hospital. There is also in the city welfare department a division of probation and parole which provides adequate supervision and help to misdemeanants who may be granted either probation or parole. On the municipal farm there are all the advantages of outside work, recreation, and opportunities for consultation with social workers and various agencies in the city as well as adequate medical and dental care.

Shelby County, Tennessee, solved its jail problem by the establishment of what is known as the Shelby County penal farm. In 1928 the county sold a million dollar bond issue and purchased 2,400 acres of land and built the main prison unit. From that time to this the farm has grown until, today, they have an acreage of 5,017 which, with all improvements, has a valuation of two and a half million dollars. Crops are raised on 3,000 acres of this land and in addition it has the world's finest Jersey herd, Aberdeen Angus and Hereford beef cattle, Duroc, Hampshire and

O.I.C. hogs, Percheron brood mares, Southdown sheep and white Leg-horn chickens. The farm has grown to immense proportions and is the pride of Shelby County. The purpose back of the organization of this farm was a public awareness of the inadequacy of what was then called the "work house" and a desire to cure the evils of the old "work house" system. The record of each individual prisoner is carefully studied from the standpoint of his offense, previous work experience, physical fitness and on this basis a proper assignment is made. First offenders are housed separately from hardened criminals and medical and dental care is of the best. Aside from placing human values above monetary values, the Shelby Farms have accomplished a great deal for the entire State by the organization of a modern farm. The latest scientific methods are used in cultivating the farm and have exercised a definite influence for good in the surrounding area. The farm has evidently accomplished a great deal and ranks as one of the best in the country.

The larger counties in California such as Los Angeles County, for instance, should be able to inaugurate such a system but there are many counties in the State whose jail population is so small that they would be unable to develop any work project on a scale large enough to justify operation. In such cases a regional plan could be worked out whereby a certain number of counties could operate a farm or other project jointly. This plan has been tried and appears to work very satisfactorily and presents about the only solution whereby the local authorities can establish a farm or other means of furnishing work to the prisoners outside the jails.

Indiana solved its jail problem on a state-wide basis. The State Legislature on March 14, 1913, passed an act establishing the Indiana State Farm. This is a minimum custody, correctional institution consisting of approximately 3,000 acres of land and embracing in its industrial program seven industrial plants in addition to the farm. The purpose in mind at the time of its establishment was to relieve county and city jails of the load of misdemeanants and short term offenders for whom there was no outlet except to be held in strict confinement under conditions of poor sanitation, idleness and disease. In the beginning it was an experiment, but it has proved itself, and the institution is now highly regarded by penologists throughout the country.

"The human problem is first among the problems of a correctional institution. All other activities are secondary and supplementary to the job of human rehabilitation. A man sentenced to a penal or correctional institution comes there for help if it can be given. His needs may be of a physical nature or they may require training and mental guidance and this rehabilitation program is the primary purpose of the institution."

The above is an extract from a pamphlet prepared by Mr. Floyd J. Hemmer, Superintendent.

In this connection we call your attention to a *Review of the Prison World* by Reed Cozart, in *Federal Probation*.

"*Postwar Planning in Pennsylvania*, by Stanley P. Ashe (January-February 1945). This is a report made by the warden of the Western State Penitentiary who was the chairman of a 5-member committee appointed by the Governor to survey the correctional

system of Pennsylvania and to make recommendations for its reorganization. The committee availed itself of the services of Austin H. MacCormick of the Osborne Association.

The group recommended that a single co-ordinated and integrated correctional system be substituted for the present divided system in the State which would provide for a variety of institutions for specific types of offenders. Proposals call for two minimum-security institutions, two medium-security adult prisons with expanded farm facilities, and a small maximum-security prison. In addition, a special institution for defective male offenders and two new small reformatories for youthful offenders are suggested. A central classification center is to be set up where all offenders, except juveniles, will be committed for diagnostic study by trained personnel before they are finally committed to the proper institution. To staff these new physical plants adequately, there will be careful selection of personnel on a career basis, properly trained through in-service training programs.

The Navy's Correctional Program, by Colonel Emmett W. Skinner, USMC (January-February 1945).

* * * * *

The author explains that the basic objectives of the Navy's correctional program "is to so treat its offenders that they will be restored to duty benefited, rather than damaged, by their period of confinement." To do this a constructive program of work, classification and assignment, education and retraining, and physical training and drill, is provided. The work program included the manufacture of useful items, salvage and repair of equipment, and is correlated with an educational program to meet all existing needs and supplement shop training."

"Sweden Plans to Scrap Its Prisons"

If the Swedish diet approves all Swedish prisons will be emptied July 1, 1946. Suitable farms are to be bought to replace prisons, which it is declared, are outmoded and unworthy of a civilized state. This proposal is the result of long studies by leading criminologists, including superior court judges. It proposes to place convicts in open air colonies, employ them in agricultural work and give them the opportunity to train themselves as artisans in skilled trades. Sentences will read "for detention." The words "imprisonment" and "penal servitude" will be abolished."—*Outlook*, Walla Walla, Washington.

Chino: California Institute for Men, among the moderns; also from *Federal Probation* in its October-December, 1945, number in an article by Philip L. Seman, Ph.D., Chairman, Chicago Recreation Commission. We find high praise for our own Chino and its widely famed Superintendent, Kenyon J. Scudder. From Dr. Seman we quote:

"Chino is one of the most modern institutions in the world today."

* * * * *

"Under this type of leadership, we can begin to think of a jail or penitentiary as an institution of special means of redemption and

a sort of healing ground for both spirit and body, where the unsocial should be socialized; the weak, strengthened; the ignorant, educated; the thwarted made to grow."

* * * * *

"Many of the inmates in most institutions are unfortunates rather than vicious; weak rather than bad; they need attention rather than neglect; understanding rather than abuse; and friendship rather than isolation."

This is the program of an up-to-date modern method of handling a group of people which offers unusual opportunities for salvage and rehabilitation. Forward-looking States will recognize that such an institution is not only a good investment from an economic standpoint but pays valuable dividends in human life and happiness and good citizenship.

These outstanding examples of the solution of our present jail system are called to your attention by your committee because they illustrate different methods of approach to the reorganization of our jail system. One where the community itself has taken the initiative and the other in which the reorganization has been on a state-wide basis under State control. It occurs to your committee that, if they desire to do so, the larger cities and counties in California can themselves bring about a reorganization of our city and county jails with local control. In Los Angeles, for instance, the city could assume the authority for the confinement of misdemeanants, thus removing the police department of the responsibility of custodial care of sentenced misdemeanants. This would perhaps necessitate the creation in the city government a department of city welfare which should have among its duties the entire supervision and control of misdemeanants during the time of their sentences. At the present time there is no city welfare department nor department of corrections in the City of Los Angeles. Such a department would then be in a position to determine the type of institution in which the misdemeanant should be confined and could select the most modern program of rehabilitation possible, including complete mental, psychiatric, and psychological tests and examinations, as well as complete study and classification of each prisoner. In order to secure the maximum results, it would also be necessary to create in this city welfare department a division of probation and parole with a staff of trained probation and parole officers. The City of Los Angeles should have a city probation department adequate to work in the municipal courts, to make pre-sentence investigations, to become familiar with the social and family backgrounds of probationers, and to assist them in carrying out the plan that has been devised for them during probation.

The City of Los Angeles at the present time has only a part-time parole board whose members are law enforcement officers. Law enforcement officers are not qualified by training nor experience to function properly as a parole board and, since each member is charged with other important responsibilities, the time they can spend in considering the case of each inmate is limited. The granting of paroles is of enough importance to justify a full-time parole board whose members have the training and background that are essential to the proper consideration for applications of parole and for granting or denying release by this procedure.

Neither does the City of Los Angeles have parole officers who can supervise men released on parole and give them the advice and counsel that they need in their readjustment to normal community life.

One of the evils of our present jail system is constant over-crowding. Most jails were built without any anticipation of an increase in population and are today entirely inadequate to accommodate those whom it is necessary to detain. It is a waste of money also to continue to build new jails—piles of concrete, stone walls, and iron bars—that in the long run accomplish nothing and cost a tremendous amount to maintain. The money thus spent is wasted.

One of the indictments against our present jail system is that there are too many people in jail who might just as well not be there, and one of the objectives of any jail system should be to keep as many people as possible out of jail. Some measures have been suggested that will help to keep a considerable number of people out of jail and thus reduce the jail population. Some of them have been mentioned in the testimony of those who have appeared before your committee. One of them is the installment payment of fines. *If there is an adequate probation staff, the judge who decides that it is necessary to fine a man may place him on probation on condition he pays his fine by installments.* This would prevent a great many men from going to jail, from spending many days in idleness, from loss of time from their jobs, from disorganizing their homes and social connections, and from being supported in idleness by the city while they are "sitting out" their fines.

The State of Massachusetts has found that a large percentage of fines assessed on the installment plan are collected. Another is a larger use of the procedure of suspended sentence and probation and parole. An adequate probation and parole staff can make this supervision just as effective as weeks or months spent in confinement.

Another measure suggested is a re-examination of our bonding procedure and the release of men on their own recognizance. In the smaller communities, in particular, the latter procedure is in many cases equal to a bond which the prisoner is sometimes unable to make. *It is possible that a system of release on bond other than by professional bondsmen can be worked out which will make it possible for many offenders to be released on bond and take advantage of this procedure.* The practice of some judges in granting probation and then specifying as a condition of probation that the prisoner serve a certain length of time in the county jail also helps to increase our jail population. As a matter of fact, such a procedure is contrary to the theory and principle of probation, the intention of which is to prevent a man from going to jail until he has proved by his own conduct that such confinement is the best disciplinary action that can be taken. *It would seem that this could be avoided by having probation begin immediately and continue as long as the probationer observes the conditions under which he is granted probation and cooperates with his probation officer as required.* If at any time his attitude should indicate that he is not profiting by probation, he could then be confined in the county jail until the end of his probationary period or until such time as could be decided by the parole board that he was a good risk for release on parole. *These methods of reducing jail*

population seem to your committee to be reasonable and sane and without any risk to law-abiding citizens, and we see no reason why they should not be put into practice since they will definitely help to relieve the overcrowded condition of our jails.

In this report, your committee has submitted to you the opinions of experts in this field about our present jail system and the many evils connected with it. We have also presented factual statements of the conditions existing in the city and county jails in California which we have investigated; we have quoted, from the testimony of representative citizens and organizations, the attitude of the public towards our present jail system and their ideas for the reorganization of our city and county jails, and have also included in the report material gathered from other parts of the Country showing how they have solved this problem.

18. Committee Recommends Further Study

The report covers the work of your committee up to the present time. Because of limited funds, our investigations, so far, have been largely confined to Southern California. We feel that what we have done is only the beginning. The importance of the work here undertaken is better understood when it is known that fully a quarter of a million persons each year are confined in city and county jails for the first time; and it is here that the accused person's future is moulded. We have only barely scraped the surface and a great deal more remains to be done. We therefore recommend that this committee be continued with the addition of members from Northern California. We feel that if we are to devise a plan that will be adequate for the entire State, a more extensive State-wide survey should be made. There may be conditions existing that we have not encountered and different needs that must be met. We should have an over-all picture of the entire State if we are to plan intelligently for the future.

Your committee also recommends that sufficient funds be allotted to enable the committee to visit other parts of the country to inspect personally the various methods that have been adopted as a substitute for the old city and county jail system. California is entitled to the most practical plan there is, and any plan adopted should include the best features of those new methods now in successful operation in other States. Such methods would greatly reduce the cost to the taxpayers, and return to society, as law abiding citizens a high percentage of prisoners who would otherwise continue to be public liabilities. A personal visit to these institutions, and conferences with the officers in charge, will enable our State to profit by their experience. We believe that now is the time to remove from the good name of California the stigma that it bears. The continuation of this system of treating misdemeanants exists primarily because of the opportunity it presents for personal profit. The welfare and usefulness of a large number of our citizens is at stake!

VERNON KILPATRICK, Chairman
R. FRED PRICE, Vice Chairman
ELWYN S. BENNETT, Secretary
WM. H. ROSENTHAL
J. J. HOLLIBAUGH

MOTION TO ORDER ADDITIONAL COPIES OF REPORT PRINTED

Mr. Kilpatrick moved that 1,000 copies of the Report by the Assembly Interim Committee on City and County Jails be ordered printed.

Motion referred to Committee on Rules.

Hon. Charles W. Stream Presiding

At 11.55 a. m., Hon. Charles W. Stream, Member of the Assembly from the Eightieth District, presiding.

RESOLUTIONS

The following resolution was offered :

By Messrs. Lyon, Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Mrs. Niehouse, Messrs. O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg :

House Resolution No. 73

Relative to the birthday of Charles W. Stream

WHEREAS, We of this Assembly are well aware that our eminent colleague, Charles W. Stream, is an experienced traveler and well acquainted with many highways ; and

WHEREAS, During the years he has been traveling in company with this Assembly he has endeared himself as a friend, even sometimes affectionately referred to as the Sage of Chula Vista ; and

WHEREAS, We now learn that on this fourth day of February, 1946, Charles W. Stream passes his seventy-fifth milestone on the Road of Life ; now, therefore, be it

Resolved by the Assembly of the State of California, That we, the Members of this Assembly, hereby extend to Assemblyman Charles W. Stream felicitations upon his seventy-fifth birthday, we congratulate him upon his 14 years of successful public service to the people of the Eightieth Assembly District and of the State of California as a Member of this Assembly, and we cordially extend to him also our hearty good wishes that he may harvest a well earned reward in many more happy and active years ; and be it further

Resolved, That the Chief Clerk of this Assembly is requested to present a suitably engrossed copy of this resolution to Assemblyman Stream.

Resolution read.

Speaker Pro Tempore Presiding

At 12.02 p.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

Request for Unanimous Consent

Mrs. Niehouse and Mr. Lyon asked for, and were granted, unanimous consent to take up House Resolution No. 73, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Hon. Charles W. Stream Presiding

At 12.08 p.m., Hon. Charles W. Stream, Member of the Assembly from the Eightieth District, presiding.

**REQUEST FOR UNANIMOUS CONSENT TO PLACE BILLS
ON INACTIVE FILE**

Mr. Lyons asked for, and was granted, unanimous consent that Assembly Bill No. 58 be ordered withdrawn from the third reading file, and placed on the inactive file.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 99—An act making an appropriation to the Reclamation Board for the payment of the cost of the project for the Fresno County stream group for flood control, to take effect immediately.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Werdel, and Wollenberg—61.

NOES—None.

Motion to Amend Title

Mr. Crichton moved the adoption of the following amendment to the title of Assembly Bill No. 99:

Amendment No. 1

In line 3 of the title of the printed bill, as amended, strike out “, to take effect immediately”.

Amendment read and adopted.

Bill ordered reprinted, and transmitted to the Senate.

Explanation of Vote

I voted for Assembly Bill No. 99 because the people within my district are like those in other parts of the State who need protection from floods

This project has had funds appropriated by Congress and therefor can be started at once

When Congress makes appropriations to other projects in the State which are purely flood control projects, then the California Legislature should match those funds as we are doing in this case.

S L. HEISINGER

Assembly Bill No. 102—An act making an appropriation for additional support of the Department of Industrial Relations, to take effect immediately.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Werdel, and Wollenberg—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 130—An act to add Sections 18977 and 19176 to the Government Code, relating to veterans' civil service status.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Werdel, and Wollenberg—60

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 135—An act to add Section 18974.5 to the Government Code, relating to veterans' preference in State civil service.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Werdel, and Wollenberg—60

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 136—An act to amend Section 20303 of the Government Code, relating to membership in the State Employees' Retirement System.

Bill read third time.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Werdel, and Wollenberg—60

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 143—An act to amend Section 44 of the County Employees' Retirement Act of 1937, relating to elective officers' declarations to become members of county retirement associations, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Hollibaugh moved the adoption of the following amendment :

Amendment No. 1

On page 1, line 13, of the printed bill, strike out "1946", and insert "1945".

Amendment read and adopted.

Bill ordered reprinted and re-engrossed.

Assembly Bill No. 144—An act to amend Section 1 of an act entitled "An act relating to public officers, deputies, assistants, and employees, and their return to public service," approved May 31, 1943, relating to the return of public officers and employees from military service and reentry into their offices and positions, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 138—An act to add Article 7 to Chapter 12 of Division 3 of 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—Allen, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

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

AYES—Allen, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 147—An act to provide for increased services by the California Highway Patrol by permitting payment of salaries of

reinstated Highway Patrolmen out of the appropriation made for support of the California Highway Patrol by the Budget Act of 1945, 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—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallsch, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallsch, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thorp, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1946

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 5—An act to extend the effective period of an act entitled "An act relating to the performance by the Department of Public Works of highway and other cooperative work for the Federal Government, making an appropriation for administrative expenses, declaring the urgency thereof, and providing that this act shall take effect immediately," approved February 10, 1943, as amended;

Assembly Bill No. 14—An act to add Section 973 of the Military and Veterans Code, relating to the county service officer, to take effect immediately;

Assembly Bill No. 16—An act making an additional appropriation for support of the State Personnel Board in the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of February, 1946, at 12 m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 18—An act to repeal Section 2 of Chapter 1235, Statutes of 1945, relating to the period during which provisions of the Agricultural Code governing disposal of garbage from vessels and aircrafts shall be effective;

Assembly Bill No. 46—An act to amend Section 18105 of the Health and Safety Code, relating to auto courts and resorts, auto and trailer camps, to take effect immediately;

Assembly Bill No. 53—An act to amend Section 9552 of the Business and Professions Code, relating to owners and managers of clothes cleaning establishments, of cleaning and dyeing shops, and spotting, sponging and pressing establishments, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of February, 1946, at 12 m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 69—An act to amend Sections 980 and 985 and to amend and renumber the article heading of the second Article 3 of Chapter 6 of Division 4 of and to add Sections 831 and 842 to, the Military and Veterans Code, relating to the purchases of farms and homes by veterans of World War I and veterans of World War II, abolishing the Veterans' Farm and Home Building Fund, and facilitating the work of the Veterans' Welfare Board;

Assembly Bill No. 70—An act to repeal Sections 877, 981.6, and 985.4 of the Military and Veterans Code, relating to eligibility of veterans for educational aid and farm and home purchases;

Assembly Bill No. 74—An act to add Section 701 to the Military and Veterans Code, relating to the acceptance of guarantees by the United States of veterans' farm and home purchases;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of February, 1946, at 12 m

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 84—An act to amend Section 1039.3 to the Military and Veterans Code, relating to gifts to the Veterans' Home of California;

Assembly Bill No. 108—An act to amend Section 3 of an act entitled "An act authorizing any county in the State of California to aid any city operating under a freeholders' charter, or otherwise, in the State of California, in the acquisition of real or personal property for the purpose of constructing and completing improvements thereon necessary and convenient to the maintenance of airports, the flying and landing of aircraft and the maintenance of same, to take effect immediately," approved May 13, 1941, relating to publicly owned airports, declaring the urgency hereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of February, 1946, at 12 m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 8—Relative to commending the members of the California State Guard, and requesting The Adjutant General to procure a suitable pin for presentation to each released member as evidence of his honorable discharge;

Assembly Concurrent Resolution No. 19—Relative to commending the members of the safety meeting of representative citizens at Upland and Ontario, California, and the vicinity thereof;

Assembly Concurrent Resolution No. 22—Requesting the State Board of Harbor Commissioners for San Francisco Harbor to investigate and report to the Legislature upon a proposed world trade center.

Assembly Joint Resolution No. 12—Relative to protein feed concentrates;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fourth day of February, 1946, at 12 m.

PELLETIER, Chairman

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS

Senate Bill No. 39—An act to amend Section 5 of an act entitled "An act relating to the determination of the wartime population of cities or cities and counties for purposes of allocation of moneys from the State Highway Fund and from the Motor Vehicle License Fee Fund for expenditures therein, and declaring the urgency thereof," approved May 18, 1943, relating to the time said act remains in effect, 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—Allen, Anderson, Beck, Bennett, Berry, Brady, Burke, Burkhalter, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—Heisinger, Lowrey, Thorp, and Werdel—4

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

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Burke, Burkhalter, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Waters, Weber, Wollenberg, and Mr. Speaker—56.

NOES—Heisinger, Lowrey, Thorp, and Werdel—4

Bill ordered transmitted to the Senate.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 29: By Messrs. Middough, Fletcher, Waters, Lyon, Field, Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Weber, Werdel, and Wollenberg—Relative to adjournment in respect to the memory of Harry B. Riley.

Request for Unanimous Consent

Messrs. Middough, Fletcher, and Geddes asked for, and were granted, unanimous consent to take up Assembly Concurrent Resolution No. 29, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 29

Assembly Concurrent Resolution No. 29—Relative to adjournment in respect to the memory of Harry B. Riley.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

Resolution ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT THAT REMARKS
BE PRINTED IN JOURNAL**

Mr. Doyle asked for, and was granted, unanimous consent that the following remarks, made by Messrs. Middough, Geddes, and Fletcher, in tribute to the late Hon. Harry B. Riley, be ordered printed in the Journal:

Remarks by Mr. Middough

Mr. Speaker and Members of the Assembly

I am glad to respond to the suggestion of Speaker Lyon this morning in making some remarks concerning the resolution re the death of HARRY B. Riley. I say I am glad to respond in the real meaning of the word, and not in the usual sense that it brings pleasure

Some of us may, at times past, have felt that you had occasion to doubt the ability of Mr. Riley, but, having grown up with him, gone through school with him, I am certain none of you can claim any occasion to doubt his zeal. It was my pleasure to be associated with Mr. Riley as boys in school, singing in the same glee club and male quartet, debating with him, and running with the track team which he managed. All of these associations convince me beyond a shadow of a doubt that he was a true and trusted friend and public official.

Harry B. Riley had the human and common touch that is possessed by very few men in public life. "It is the human touch in the world that counts, the touch of your hand and mine means far more to an aching heart than shelter and bread and wine; for shelter is gone when night is o'er and bread lasts only a day, but the touch of a hand and the sound of a voice, sing on in the soul away." Harry had, as I say, that human touch. Certainly his smile and his deep, rich, sympathetic, bass voice will sing on in our memory. They that love beyond the world, can not be separated. Death can not kill what never dies. Death is but crossing the world, as friends cross the seas.

So, when I learned this morning that Harry B. Riley had been released, I thought of a few lines from another famous Riley, James Whitcomb Riley:

I can not say, and I will not say, that he is dead.
He is just away.
With a cheery smile, and wave of the hand,
He has wandered into an unknown land
And left us dreaming how very fair
It needs must be, since he lingers there.
And you—oh, you, who the wildest yearn
For an old time step, and the glad return
Think of him still faring on, as dear
In the love of there as in the love of here.
Think of him still as the same, I say,
He is not dead—he is just away.

Remarks by Mr. Fletcher

It is fitting that we pause this morning to pay tribute to a distinguished public servant, Harry B. Riley.

I believe I am better qualified than some to speak of his attainments as we lived as next door neighbors for several years.

He was first appointed many years ago as Clerk of the City of Long Beach. It was not long before the people of that city recognized his ability and integrity and elected him to the position of Director of Finance. In that office his counsel and advice was constantly sought by leaders of finance and industry.

Upon the election of former Governor Frank Merriam to the office of State Senator, Mr. Riley was elected to his seat in the Assembly. Many of you here today served with him in these Chambers. Later he was appointed State Controller—the position he held with distinction until this morning; after a lifetime of public service.

He is gone now, and in his passing the State of California loses one of its most valuable of public servants, a loss that is mourned by all its people.

FLETCHER

Remarks by Mr. Geddes

I first knew Harry Riley when I entered Long Beach High School as a youngster, just arrived from Mexico.

Harry was several classes above me and already distinguished as a leader in the student body and, doubtless, already marked by the faculty as one who would go far because of his displayed qualities of leadership.

But what endeared him to me then and, I believe, what endeared him to all who have ever known him, was that quality of human friendliness which always found him ready to lend a word of encouragement to those who were below him.

CHIEF CLERK INSTRUCTED TO SEND FLOWERS

Mr. Lyon moved that the Chief Clerk be instructed to send appropriate flowers to the funeral services of the late Hon. Harry B. Riley, at the announced time, on behalf of the Members of the Assembly.

Motion carried unanimously.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 4, 1946

The following resolutions have this day been chaptered and filed in the Office of the Secretary of State:

Assembly Concurrent Resolution No. 8, Chapter 25
Assembly Concurrent Resolution No. 19, Chapter 26
Assembly Concurrent Resolution No. 22, Chapter 27
Assembly Joint Resolution No. 12, Chapter 28.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

RE-REFERENCE OF BILLS

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

Assembly Bill No. 132 re-referred to the Committee on Military Affairs.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

At 2 p.m.—

Ways and Means.

At 8 p.m.—

Military Affairs.

Finance and Insurance.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. George Belfield and Mr. and Mrs. Bob Burton of Huntington Park.

On request of Mr. Fletcher, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Geraldine Wright, Carol Kling, and Louise Whitaker of Fair Oaks.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lee Creels of Sacramento.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Carroll Dudley of Sacramento.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Capt. Robert S. Brown of Sacramento, Sgt. Joseph Resch, of Fredericksburg, Virginia; and Sgt. Robert Hardie of Philadelphia, Pennsylvania.

On request of Mr. Clayton A. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Tony Beard of Los Angeles.

ADJOURNMENT

At 12.57 p.m., on motion of Mr. Field, the Speaker declared the Assembly adjourned, until 10 a.m., Tuesday, February 5, 1946, out of respect to the memory of the late Hon. Harry B. Riley, former Assemblyman and State Controller.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-SECOND LEGISLATIVE DAY
THIRTIETH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, February 5, 1946

The Assembly met at 10 a.m.

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

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—67.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Immortal God

We pray that we may have faith to believe in Thy presence in this world, manifest in the laws which protect us and provide for our welfare;

Faith to believe that if we pursue righteousness and establish a just world, we will have all needful things;

Faith to believe that a better world of justice and abundance for all is emerging from the chaotic happenings of this generation, and to rid our minds of anxiety and paralyzing fears of tomorrow.

We pray, too, for power to be calm and courageous in the face of unforeseen dangers that may arise as we are doing our daily duties;

For power to greet with goodwill and magnanimity those who harden their hearts against us, and for power to cheerfully bear suffering, criticism or hard knocks;

For faith to leave in Thy hands the welfare of all our dear ones;

For faith to believe in the ultimate triumph of health, goodness, and justice over disease, strife, and darkness.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day because of illness:

Mr. Stewart, on motion of Mr. Werdel.

Mr. Erwin, on motion of Mr. Watson.

Mr. Thurman, on motion of Mr. Leonard.

The following member was granted leave of absence, at his home, because of illness:

Mr. Armstrong, by unanimous consent.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Sam L. Collins, by unanimous consent.

Mr. Ralph C. Dills, by unanimous consent.

Mr. Fourt, by unanimous consent.

The following members were granted leaves of absence for the day, because of personal business elsewhere, and desired to waive their per diem:

Mr. Price, on motion of Mr. Davis.

Mr. Johnson, on motion of Mr. Field.

COMMUNICATIONS

By Speaker pro tempore Maloney:

A communication from the American Veterans of World War II, relative to housing and construction problems confronting veterans, was received, and referred to the Committee on Military Affairs.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE

SACRAMENTO 3, February 4, 1946

The Governor this day approved and chaptered the following bill:

Assembly Bill No. 10, Chapter 4.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

OFFICE OF THE SECRETARY OF STATE

SACRAMENTO 3, February 5, 1946

The following resolutions have this day been chaptered, and filed in the Office of the Secretary of State:

Assembly Joint Resolution No. 10, Chapter 30.

Assembly Concurrent Resolution No. 21, Chapter 31.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

Speaker Presiding

At 10.07 a.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

ANNOUNCEMENT RELATIVE TO FUNERAL SERVICES

Speaker Lyon announced that the funeral services for the late Hon. Harry B. Riley will be held at the East Lawn Cemetery, on Folsom Blvd., in Sacramento, at 2 p.m., on Thursday, February 7, 1946, in their chapel, and urged as many Members of the Assembly, as possible, to attend.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. Middough, Fletcher, Geddes, Butters, and Doyle as a Select Committee to represent the Assembly at the funeral services, on Thursday, February 7, 1946, for the late Hon. Harry B. Riley, State Controller.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 154: By Mr. Watson—An act making an appropriation for support of the Division of Fish and Game, Department of Natural Resources, to take effect immediately.

Referred to Committee on Ways and Means.

RESOLUTIONS

The following resolution was offered :

By Mr. Hollibaugh :

House Resolution No. 74

Relating to an investigation of all phases of dog shows and the necessity for and desirability of, regulation of such shows

WHEREAS, The breeding, exhibiting and selling of dogs is a matter of widespread public interest within the State; and

WHEREAS, It is a matter of public interest that dog exhibitions and shows be held in as many centers of population as possible in order to stimulate more interest in the breeding of pedigreed hunting and other dogs; and

WHEREAS, Vast numbers of persons residing in the smaller communities are denied the privilege of having exhibitions and shows of high-bred dogs, and the industry engaged in breeding, training and selling dogs suffers greatly thereby; and

WHEREAS, Owing to the lack of State control, there appears to be a monopoly of a New York group, which denies the right of showing or exhibiting a dog unless the exhibitor is a member, resulting in loss to dog fanciers and breeders and denial to many persons of the privilege of viewing many dogs which would otherwise be shown; now, therefore, be it

Resolved by the Assembly of the State of California, That the Interim Committee on Public Morals be hereby instructed to investigate all phases of public showing and exhibiting of dogs, either charitable or otherwise, for the purpose of determining the necessity for and desirability of authorizing a State agency to license all dog shows and dog show operators, to determine dates and places for such exhibitions and to make any other regulations necessary to assure the unhampered showing of dogs and the witnessing thereof by interested persons.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, February 4, 1946

MR. SPEAKER: Your Committee on Military Affairs, 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.

MCCOLLISTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 42—An act to repeal Division 1 and Sections 691, 692, 693, 696, 697, 992, 992.3, 992.4, 1015, 1016, 1017, 1020, 1021, 1028, 1029, 1086, and 1087 of, to add Division 1 to, and to amend Section 1084 of, the Military and Veterans Code, to amend Section 18620 of, and to add Section 18629 to, the Business and Professions Code, providing for the reorganization of the State agencies concerned with veterans and veterans' affairs and for matters incidental thereto, including the establishment of a Department of Veterans Affairs, California Veterans Board, and Director of Veterans Affairs and prescribing the powers, duties, purposes, and functions of each, abolishing the Department of Military and Veterans Affairs, creating the Office of The Adjutant General and placing The Adjutant General therein, placing the Division of Athletics in the Department of Professional and Vocational Standards, and providing for the transfer of funds, personnel, property and records.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in the Assembly on January 31, 1946, after the period, insert "Office of"

Amendment No. 2

On page 4, line 44, of said bill, after the period, insert "The premiums upon such bond shall be paid by the State out of moneys available for the use of the department"

Amendment No. 3

On page 6, line 23, of said bill, after "board", insert ", except that for the purposes of Section 102 the commission shall not be deemed to be a board created by an initiative act".

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 75

Assembly Bill No. 153

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.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 75—An act making an appropriation for a State School for the Deaf in the southern part of California.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, between lines 10 and 11, insert "Any site acquired under the provisions of this act shall be subject to the provisions of the Property Acquisition Act."

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 153—An act making an appropriation to the Department of Agriculture for the acquisition of real property, 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 Ways and Means:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "thousand one", and insert "two thousand three"; and strike out "\$30,100", and insert "\$32,300".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 45—An act making an appropriation for the support of child care centers, and 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 Ways and Means:

Amendment No. 1

On page 2, line 14, of the printed bill, as amended in the Senate on January 25, 1946, after "child", insert "; provided, however, that this Section 45 shall not apply to any child whose parent or person having custody thereof is in the armed forces of the United States".

Amendment No. 2

On page 1 of said bill, following line 8, insert "SEC 15 Of the amount appropriated by Section 1 of this act, the Department of Education is hereby authorized to expend not to exceed thirty-three thousand seven hundred dollars (\$33,700) for the administration of this act and the supervision of child care centers, which sum is in addition to any other funds appropriated for the supervision of child care centers."

Amendment No. 3

On page 1, line 9, of said bill, strike out "allocate", and insert "apportion".

Amendment No. 4

On page 1, line 14, of said bill, strike out "Allocations", and insert "Apportionments".

Amendment No. 5

On page 1, line 20, of said bill, strike out "allocate", and insert "apportion".

Amendment No. 6

On page 1, line 10, of said bill, strike out "governing boards".

Amendment No. 7

Of page 1, line 11, of said bill, strike out "of".

Amendment No. 8

On page 1, line 17, of said bill, strike out "respective child care centers requesting allocation", and insert "child care centers of the school districts and State educational institutions requesting apportionments".

Amendment No. 9

On page 1, line 20, of said bill, strike out "to", and insert "for".

Amendment No. 10

On page 1 of said bill, following line 21, insert

"SEC. 2.1. Each apportionment made by the Department of Education under this act for the child care center or centers of a school shall be certified by the department to the State Controller who shall thereupon draw his warrant on the State Treasurer in favor of the county treasurer of the county having jurisdiction over the district. The warrant shall be exempt from the provisions of Division 4 of the Government Code and shall be paid by the State Treasurer from the appropriation made by this act.

The county treasurer of each county shall pay all moneys received by him under this section into the county treasury to the credit of the Child Care Center Fund of each such district, exactly as apportioned by the department.

SEC. 2.2. Each apportionment made by the Department of Education to a State educational institution under this act shall be certified by the department to the State Controller who shall thereupon make the amount of such apportionment available for expenditure for the operation of the child care center or centers maintained by such institution."

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 4, 1946

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

Assembly Concurrent Resolution No. 29

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

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 4, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Rich, Deuel, and Hatfield as a Committee on Conference concerning:

Assembly Bill No. 27—An act to add Section 2206 to the Health and Safety Code, relating to mosquito abatement districts, and declaring the urgency of this act, to take effect immediately.

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

SENATE CHAMBER, SACRAMENTO, February 4, 1946

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

Assembly Bill No. 60

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

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

Above bill ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, February 4, 1946

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

Senate Bill No. 19—An act to add Article 5A, comprising Sections 993 to 994.3 inclusive, to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veteran Farm and Home Purchase Act of 1943; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment

of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1946.

And appointed Senators Quinn, Kuchel, and Dilworth as a Committee on Conference to meet a like committee from the Assembly.

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

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 19

The Speaker announced the appointment of Messrs. McCollister, Emlay, and Beal as a Committee on Conference concerning Senate Bill No. 19.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 4, 1946

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

Senate Bill No. 49
Senate Bill No. 60
Senate Bill No. 61

Senate Bill No. 70
Senate Bill No. 83
Senate Bill No. 88

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

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 49—An act providing for research and its adaptation to the production, processing, distribution and utilization of agricultural products grown in the State of California and making an appropriation therefor, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Agriculture.

Senate Bill No. 60—An act to make an appropriation to the Vocational Education Fund for an Apprenticeship Training Program for veterans, declaring the urgency of the act to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 61—An act to amend Section 2302 of, and to add Section 2302.1 to, the Health and Safety Code, relating to the maximum rate of tax for mosquito abatement districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 70—An act making an appropriation to the Division of Beaches and Parks for the establishment and development of riders' and hikers' trails, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 83—An act to add Chapter 136 to Division 3 of the Education Code relating to the support of school districts in distress as a result of war created conditions, and making an appropriation therefor.

Referred to Committee on Education.

Senate Bill No. 88—An act to add Sections 164.5 and 206.7 to the Welfare and Institutions Code, relating to reports concerning veterans in public institutions.

Referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1946

MR SPEAKER: Your Committee on Military Affairs, to which were referred

Assembly Bill No. 132

Assembly Bill No. 146

Assembly Bill No. 141

Senate Bill No. 71

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

MCCOLLISTER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 132—An act to amend Sections 804, 814, 815, 985.5, 986.4 and 986.5 of the Military and Veterans Code, relating to the purchase of farms and homes by veterans.

Bill read second time, and ordered engrossed.

Assembly Bill No. 141—An act to amend Section 13204 1 of the Education Code, relating to employees of school districts entering, or in, military service, United States Merchant Marine, or the American Red Cross during time of war or National emergency.

Bill read second time, and ordered engrossed.

Assembly Bill No. 146—An act to amend Section 4300c of the Political Code, and Section 6107 of the Government Code, relating to the recordation and issuance of certified copies of documents of discharge, service, release, and separation of veterans.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 71—An act to amend Section 2 of an act entitled "An act to add Article 7, consisting of Sections 997, 997.1, 997.2, 997.3, 997.4, 997 5, and 997 6 to Chapter 6 of Division 4 of the Military and Veterans Code, relating to aid to veterans of World War II through cooperation with the United States or agencies thereof and of this State in making Federal lands available and suitable for settlement by such veterans," approved June 25, 1945, relating to cooperation with the United States in settling veterans on Federal lands.

Bill read second time, and ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 4, 1946

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

Senate Bill No. 90

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

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time :

Senate Bill No. 90—An act making an appropriation for allocation to cities, counties, and cities and counties for the prevention or alleviation of unemployment through the construction of public works in which there is a State interest, and providing the procedure for making such allocations.

Referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 105

Senate Bill No. 31

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

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 105—An act making an appropriation to the Department of Agriculture for construction, maintenance and equipment to provide housing facilities at State border quarantine stations, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 31—An act making an appropriation to meet a deficiency in the appropriation contained in Chapter 1208, Statutes of 1941, for construction of a dam and pertinent works to impound the waters of Rector Creek in Napa County, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Legislative Procedure**

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 105

Assembly Bill No. 141

Assembly Bill No. 146

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

QUESTION OF PERSONAL PRIVILEGE

Mr. McCollister arose to a question of personal privilege, stating that, as Chairman of the Committee on Military Affairs, he wished to outline the veteran legislation passed by the Assembly to date, in relation to the requests for veteran legislation as outlined in the Governor's Proclamation.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dunn asked for, and was granted, unanimous consent that the following remarks by Mr. McCollister be ordered printed in the Journal:

Remarks by Mr. McCollister

MR. SPEAKER: I rise to speak on a question of personal privilege, and I do so on behalf of every Member of this Assembly. I rise in my official capacity as Chairman of the Committee on Military Affairs, and in connection with a message sent to this house yesterday morning by Governor Warren.

In that message the Assembly and the entire Legislature was admonished for not passing a program of legislation relating to veterans, and I wish to report to you: First, that the items recommended in the Governor's message are not original with his office, but were developed by our own studies of veterans' affairs as undertaken by the Interim Committee of which I am chairman; second, that each and every item discussed in his message has already received our consideration and been passed by this Assembly. Let me recite the major items:

1. The Governor recommends a \$7,500,000 appropriation for emergency housing. This exact bill was offered by Assemblyman Maloney and passed this house a week ago.

2. The Governor asks that we submit to the people a bond issue providing capital for veteran purchases of homes and farms. This has been done. In fact, we increased the amount in this house to \$100,000,000.

3. The Governor asks that we increase the borrowing limits on veteran home and farm purchase loans. You all know that we have done this, and done so after careful deliberation, wherein we increased the limits to \$7,500 on homes and \$13,500 on farms.

4. The Governor asks that we provide for a decrease in the interest rates to be charged veterans. You all know that we have done this, and you will remember Assemblyman Robertson's amendment whereby we limit the top rate to 4 per cent.

5. The Governor asks that we appropriate three-quarters of a million dollars to supplement the Educational Program on behalf of veterans. Not only has this Assembly passed such legislation, but the need was developed by our own committee and the amount carefully plotted through our studies.

6. The Governor asks for an additional appropriation to support our Veteran Apprenticeship Training, and this has been done through a bill by Assemblyman Burns.

I could go on, but it is sufficient to emphasize that we in this House had already considered and passed every single item contained in the Governor's message, and that we did so prior to the issuance of his admonition. I have, therefore, arisen this morning, Mr. Speaker, to so report on behalf of this Assembly, pointing out that if any fault exists in the minds of the public regarding this session, the fault most certainly does not lie with this Assembly.

QUESTION OF PERSONAL PRIVILEGE

Mr. Wollenberg arose to a question of personal privilege, stating that he wished to talk on the condition of the file.

QUESTION OF PERSONAL PRIVILEGE

Mr. Rosenthal arose to a question of personal privilege, stating that he wished to object to an attack made by the Governor upon the Members of the Legislature.

REQUEST FOR UNANIMOUS CONSENT

Mr. Field asked for unanimous consent that consideration of Senate amendments to Assembly Bill No. 60 be taken up, at this time.

Mr. Knight withheld unanimous consent.

Hon. John W. Evans Presiding

At 10.50 a.m., Hon. John W. Evans, Member of the Assembly from the Sixty-fifth District, presiding.

•

Motion to Temporarily Suspend the Rules

Mr. Field moved that Rule No. 11 be temporarily suspended for the purpose of considering Senate amendments to Assembly Bill No. 60, at this time.

Demand for Previous Question

Messrs. Lowrey, Doyle, Waters, Burke, and Kilpatrick demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr Field that Rule No. 11 be temporarily suspended for the purpose of considering Senate amendments to Assembly Bill No. 60, at this time.

The roll was called, and Rules temporarily suspended by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Brady, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Davis, Dekker, Dickey, Dills, Clavton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Massion, McCollister, McMillan, Middough, Niehouse, Robertson, Rosenthal, Sawallsch, Sheridan, Stream, Thomas, Thompson, Thorp, Weber, and Mr. Speaker—48

NOES—Beck, Collins, George D., Crichton, Crowley, Gaffney, Gannon, Knight, Maloney, Miller, Pelletier, Sherwin, Stephenson, Wateis, Watson, Weidel, and Woltenberg—16.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 60

Assembly Bill No. 60—An act making an appropriation for allocation to cities, counties, and cities and counties for the prevention and alleviation of unemployment through the construction of public works in which there is a State interest, and providing the procedure for making such allocations.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 60?

Amendment No. 1

In line 2 of the title of the printed bill, as amended, after "for", insert "the prevention and alleviation of unemployment through".

Amendment No. 2

In line 3 of the title of said bill, after "interest," insert "and".

Amendment No. 3

In lines 4 and 5 of the title of said bill, strike out ". and repealing the Postwar Unemployment and Construction Act".

Amendment No. 4

On page 3, line 3, of said bill, after "SEC. 5." insert "(a)".

Amendment No. 5

On page 3 of said bill, between lines 8 and 9, insert
 "(b) As used in this act, "school" shall mean a school located in any school district which includes all or any portion of the county when the project is to be paid for in part from the county allocation, and a school located in a school district which includes all or any portion of the city when the project is to be paid for in part from the city allocation."

Amendment No. 6

On page 3 of said bill, strike out lines 19 and 20, and insert "appointed by the Speaker, shall meet and advise with the board to the extent that such advisory participation is".

Amendment No. 7

On page 3, line 23, of said bill, after "board", insert "and the Members of the Legislature meeting with the board in an advisory capacity".

Amendment No. 8

On page 3, line 33, of said bill, strike out "ninety million dollars (\$90,000,000)", and insert "ninety million, four hundred thousand dollars (\$90,400,000)".

Amendment No. 9

On page 3, line 42, of said bill, strike out "three hundred thousand dollars (\$300,000)", and insert "two hundred thousand dollars (\$200,000)".

Amendment No. 10

On page 3 of said bill, strike out lines 49 and 50, and insert "hereby allocated to all counties the sum of forty-five million dollars (\$45,000,000) for expendi-".

Amendment No. 11

On page 4, line 6, of said bill, strike out "including", and insert "excluding".

Amendment No. 12

On page 4, line 8, of said bill, strike out "fifty thousand dollars (\$50,000)", and insert "one hundred thousand dollars (\$100,000)".

Amendment No. 13

On page 4, line 39, of said bill, after the first "such", insert "city and".

Amendment No. 14

On page 5, lines 8 and 9, of said bill, strike out "allocated from said Local Postwar Construction Fund", and insert "apportioned".

Amendment No. 15

On page 5, line 11, of said bill, after "for", insert a comma.

Amendment No. 16

On page 5, line 14, of said bill, after "for", insert a comma.

Amendment No. 17

On page 5, line 16, of said bill, after "such", insert "city and".

Amendment No. 18

On page 5 of said bill, strike out lines 17 to 21, inclusive.

Amendment No. 19

On page 5, line 22, of said bill, strike out "(f)", and insert "(e)".

Amendment No. 20

On page 5, line 24, of said bill, strike out "department", and insert "Department of Public Works".

Amendment No. 21

On page 5, lines 29 and 30, of said bill, strike out "department", and insert "Department of Public Works".

Amendment No. 22

On page 5, line 34, of said bill, strike out "(g)", and insert "(f)".

Amendment No. 23

On page 5, line 38, of said bill, strike out "(h)", and insert "(g)".

Amendment No. 24

On page 6 of said bill, strike out lines 10 to 12, inclusive, and insert "detention homes, schools, sewage facilities, sanitation facilities, roads, highways, tubes, bridges, road and highway facilities, flood control, and fire protection and prevention facilities."

Amendment No. 25

On page 6, lines 16 and 17, of said bill, strike out "forty-four million, seven hundred fifty thousand dollars (\$44,750,000)", and insert "forty-five million dollars (\$45,000,000)".

Amendment No. 26

On page 6 of said bill, strike out lines 38 and 39, and insert "(b) Major streets, including bridges and other street structures or facilities, schools and storm drains."

Amendment No. 27

On page 6 of said bill, strike out lines 42 and 43, and insert "struction of major streets, including bridges and other street structures or facilities, schools and storm drains."

Amendment No. 28

On page 7 of said bill, strike out lines 3 and 4, and insert "major streets, including bridges and other street structures or facilities, schools and storm drains."

Amendment No. 29

On page 7 of said bill, strike out lines 34 to 37, inclusive, and insert "however, any county may make application for aid from the State for the cost of construction of road and highway projects without the matching of such State aid by the county, and the board shall approve such application or applications in an amount not to exceed \$75,000 in the aggregate for any such county."

Amendment No. 30

On page 8, line 50, of said bill, strike "applications", and insert "claims".

Amendment No. 31

On page 9, line 1, of said bill, strike "application", and insert "claim".

Amendment No. 32

On page 10, line 19, of said bill, strike out "Title 2", and insert "Title 1".

Amendment No. 33

On page 10 of said bill, strike out lines 30 to 35, inclusive, and insert "SEC. 30 At the beginning of each regular session of the Legislature, the department shall report to each house of the Legislature as to the work done and expenditures made hereunder until all of the moneys appropriated have been expended.

SEC. 31. If any provision of this act, or the application thereof to any person or circumstance, is held invalid, the remainder of this act, or the application thereof to other persons or circumstances, shall not be affected thereby."

Amendment No. 34

In line 2 of the title of the printed bill, as amended in the Senate on January 29, 1946, after "prevention", strike out "and", and insert "or".

Amendment No. 35

In line 7 of the title of said bill, strike out the period, and insert a comma and "and for assignment of such allocations"

Amendment No. 36

On page 2 of said bill, strike out lines 46 to 49, inclusive, and insert "SEC. 4. As used in this act, "construction" includes the".

Amendment No. 37

On page 3, line 9, of said bill, strike out "shall mean", and insert "means".

Amendment No. 38

On page 3, line 15, of said bill, strike out "shall mean", and insert "means".

Amendment No. 39

On page 3, line 16, of said bill, strike out "shall mean", and insert "means".

Amendment No. 40

On page 3, line 17, of said bill, strike out "shall mean", and insert "means".

Amendment No. 41

On page 3, line 18, of said bill, strike out "shall mean", and insert "means".

Amendment No. 42

On page 5, line 24, of said bill, after "of", insert a comma

Amendment No. 43

On page 5, line 27, of said bill, after "of", insert a comma.

Amendment No. 44

On page 6, lines 23 and 24, of said bill, strike out "and fire protection and prevention facilities", and insert "fire protection and prevention facilities and harbor facilities".

Amendment No. 45

On page 9, line 25, of said bill, strike out "application", and insert "claim".

Amendment No. 46

On page 10, line 15, of said bill, after "Sections 10", strike out ", 11".

Amendment No. 47

On page 10, line 38, of said bill, strike out "Section 3714", and insert "Sections 3714-3714 26, inclusive".

Amendment No. 48

On page 3 of the printed bill, as amended in the Senate on January 29, 1946, between lines 14 and 15, insert

"(c) As used in this act, "water-works system" includes facilities necessary to the supply, pumping, storage and treatment of water but does not include water distribution mains."

Amendment No. 49

On page 7, line 2, of said bill, strike out "and storm drains", and insert " storm drains, and the improvement of existing publicly owned water-works systems".

Amendment No. 50

On page 7, line 8, of said bill, strike out "and storm drains", and insert " storm drains, and the improvement of existing publicly owned water-works systems".

Amendment No. 51

On page 7, line 22, of said bill, strike out "and storm drains", and insert " storm drains, and the improvement of publicly owned water-works systems".

Amendments read.

Point of Order

Mr. Beal arose to the following point of order: That Mr. Wollenberg is not speaking to the question.

Ruling by Speaker

Acting Speaker Evans ruled the point of order not well taken.

Speaker Presiding

At 11.30 a.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

The question being on the concurrence in Senate amendments to Assembly Bill No. 60.

Point of Order

Mr. Watson arose to the following point of order: That Mr. George D. Collins is not speaking to the question.

Ruling by Speaker

The Speaker ruled the point of order not well taken.

The question being on the concurrence in Senate amendments to Assembly Bill No. 60.

Point of Order

Mr. Dunn arose to the following point of order: That Mr. George D. Collins has exceeded his time.

Ruling by Speaker

The Speaker ruled the point of order not well taken because Mr. George D. Collins is answering a question put to him by Mr. Doyle.

The question being on the concurrence in Senate amendments to Assembly Bill No. 60.

Point of Order

Mr. Lowrey arose to the following point of order: That Mr. Pelletier is not speaking to the question.

Ruling by Speaker

The Speaker ruled the point of order well taken.

The question being on the concurrence in Senate amendments to Assembly Bill No. 60.

Demand for Previous Question

Messrs. Thomas, Lyons, Rosenthal, Gannon, and King demanded the previous question.

Demand for previous question sustained.

The question being on the concurrence in Senate amendments to Assembly Bill No. 60.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 60 by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Geddes, Haggerty, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Robertson, Rosenthal, Sawallisch, Sheridan, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Werdel, and Mr. Speaker—54.

NOES—Boyd, Collins, George D., Crichton, Crowley, Gaffney, Gannon, Maloney, Miller, Pelletier, Sherwin, Stephenson, and Wollenberg—12.

Assembly Bill No. 60 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Wollenberg asked for, and was granted, unanimous consent that the following report, prepared by the Legislative Auditor, be ordered printed in the Journal:

FINANCIAL STATUS OF THE STATE

(Prepared by the Legislative Auditor for the Budget Committee for the Information of the Legislature.)

In answer to the many inquiries as to the changing financial condition of the State resulting from the approval of appropriation bills by the Finance Committee of the Senate and Ways and Means Committee of the Assembly and subsequent action thereon, this analysis has been prepared beginning with the introduction of bills and is carried forward currently as rapidly as bills are considered by either of these committees.

Explanation of the accumulation of revenues for the Postwar Employment Reserve into the two funds and the condition as of January 7, 1946, is included.

Accumulation of Revenue for the Postwar Employment Reserve and the Postwar Unemployment and Construction Fund

<i>A. Postwar Employment Reserve—</i>	<i>Amount</i>
Revenue derived from—	
Retail sales and use tax July 1, 1943-June 30, 1945-----	\$54,054,822 97
Bank and corporation franchise and corporation income taxes, July 1, 1943-December 31, 1945-----	15,832,537 72
General Fund (Transferred by Chap. 19 :Stat. 1944-4th Ex.)---	50,000,000 00
General Fund (Transferred by Chap. 41 :Stat. 1944-4th Ex)---	25,000,000 00
General Fund (Transferred by Chap. 1446 :Stat. 1945)-----	500,000 00
Total resources -----	\$148,387,360 69
Less: Appropriations for plans and specifications—	
*State Division of Architecture (Chap. 572 :Stat. 1943)-----	\$1,250,000 00
*State Division of Architecture (Chap. 20 :Stat. 1944- 4th Ex.)-----	2,000,000 00
University of California (Chap. 21 :Stat. 1944-4th Ex.)-----	1,100,000 00
University of California (Chap. 1486 :Stat. 1945)-----	30,000 00
Total appropriations -----	\$4,380,000 00**
	\$144,007,360 69
	1,753,322 00*
Net total resources-----	\$145,760,682 00

* Unallocated.

** Of this amount only \$2,596,678 had been expended January 7, 1946.

B. Postwar Unemployment and Construction Fund—
Revenue derived from—

General Fund (Transferred by Chap. 647:Stat 1945) -----	\$90,000,000 00
Total in both postwar funds as of January 7, 1946-----	\$235,760,682 00

Of this amount \$1,753,322 has already been appropriated to the State Division of Architecture but is as yet unallocated. The net available for appropriation is \$144,700,360 69.

Financial Status of the State
(To be amended as appropriation bills pass from the Ways and Means
Committee of the Assembly.)

*Financial Condition of the State at the Convening of the Extraordinary
Session of the Legislature, January 7, 1946—*

(1) Postwar Building Reserves—		
(a) Postwar Employment Reserve Fund-----	\$145,000,000 00	
(b) Postwar Unemployment and Construc- tion Fund-----	90,000,000 00	
(2) Estimated surplus in General Fund as of January 30, 1947, with reversions-----	30,000,000 00	
Total -----		\$265,000,000 00

Non-duplicating Appropriation Bills as Introduced as of January 30, 1946—

Net appropriation bills introduced as of January 30, 1946, in the special session from the Postwar Construction Reserves and General Fund, where the amount is specified and eliminating duplica- tions -----	\$435,257,742 00	
Total above estimate in these funds-----	265,000,000 00	
Excess of appropriations over available funds-----		\$170,257,742 00

Besides these appropriation bills there are bills making appropriations of special funds in excess of \$110,000,000.

Senate appropriation bills from Construction Reserves and General Fund where amounts are shown totaled \$278,325,690. Assembly bills from the same funds totaled \$386,173,114. Duplication amounts total \$254,642,500.

*Ways and Means Committee Recommends for Appropriation from Postwar
Building Reserves and General Fund as of January 30, 1946—*

(1) Postwar Building Reserves—		
(a) Postwar Employment Reserve Fund-----	\$145,000,000 00	
Appropriated -----	127,380,000 00	
		\$17,620,000 00
(b) Postwar Unemployment and Construc- tion Fund-----	\$ 90,000,000 00	
Appropriated -----	90,000,000 00	
		\$-----
Balance in both funds-----		\$17,620,000 00
(2) Estimated surplus in General Fund as of January 30, 1947-----	\$30,000,000 00	
Appropriated by the bills approved by the Ways and Means Committee as of Janu- ary 30, 1946-----	61,274,152 00	
Deficit -----		\$31,274,152 00

Appropriation Bills Recommended "Do Pass" by the Ways and Means Committee and/or Committee on Rules as of January 21, 1946—
(Unless Otherwise Indicated, Is From General Fund)

A.B. 1—Expense of the Assembly-----	\$200,000 00
January 14—To Governor	
January 25—Approved by Governor	
A.B. 9—State Construction Program (\$120,000,000 from the Postwar Employment Reserve, \$34,000,000 General Fund)-----	154,000,000 00
January 18—In Senate	
A.B. 16—Personnel Board-----	249,152 00
January 15—In Senate	
A.B. 17—Department of Finance, added construction costs-----	260,000 00
January 17—In Senate	
A.B. 35—UCLA Medical School-----	7,000,000 00
January 18—In Senate	
A.B. 49—Motor Vehicle site-----	300,000 00
January 18—In Senate	
A.B. 50—Youth Authority sites-----	100,000 00
January 18—In Senate	
A.B. 60—To cities and counties from Postwar Unemployment and Construction Fund-----	90,000,000 00
January 18—In Senate	
A.B. 61—UC Hospital, San Francisco-----	4,000,000 00
January 18—In Senate	
A.B. 62—Veterans' service organizations-----	250,000 00
January 21—From Ways and Means Committee	
January 22—To Senate	
A.B. 63—Veterans' education-----	750,000 00
January 21—From Ways and Means Committee	
January 22—To Senate	
A.B. 64—Women's unit, Veterans' Home-----	300,000 00
January 21—From Ways and Means Committee	
January 22—To Senate	
A B. 95—Department of Employment Building-----	385,000 00
January 22—To Senate	

Appropriation bills recommended "do pass" by the Ways and Means Committee and/or Committee on Rules as of January 22, 1946—
(Unless Otherwise Indicated, Is From General Fund)

A.B. 15—Department of Industrial Relations, apprenticeship training-----	\$175,000 00
January 24—In Senate	
A B. 6—Child care centers-----	3,500,000 00
A.B. 79—Agricultural research-----	2,000,000 00
January 29—In Senate	
A B. 80—California Polytechnic School, production of plants and herbs for research purposes-----	110,000 00
January 24—In Senate	

Appropriation bills recommended "do pass" by the Ways and Means Committee and/or Committee on Rules as of January 23, 1946—
(Unless Otherwise Indicated, From General Fund)

A B. 26—Department of Natural Resources, Fish and Game Division-----	\$685,000 00
A.B. 50—Forestry youth camps-----	270,000 00
January 18—In Senate	
A.B. 55—State Economic Council-----	285,000 00

Appropriation bills recommended "do pass" by the Ways and Means Committee and/or Committee on Rules as of January 24, 1946—

(Unless Otherwise Indicated, From General Fund)

A.B. 28—Mosquitoes control, State aid to local agencies----- January 29—In Senate	\$600,000 00
A.B. 47—University of California building (Postwar Employment Reserve) ----- January 30—In Senate	7,170,000 00
A.B.104—Student housing at State colleges----- January 30—In Senate	5,830,000 00

Appropriation bills recommended "do pass" by the Ways and Means Committee and/or Committee on Rules as of January 30, 1946—

(Unless Otherwise Indicated, Is From General Fund)

A.B. 99—Flood control, Fresno (Postwar Employment Reserve Fund) -----	\$210,000 00
A.B. 102—Industrial Relations, labor disputes-----	25,000 00

Appropriations from special funds approved by Ways and Means Committee January 21, 1946—

A.B. 2—State Lands Act Funds—To Department of Justice----- January 18—From Senate to Assembly January 22—To Governor February 1—Approved by Governor	\$45,000 00
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Appropriations from special funds approved by Ways and Means Committee January 22, 1946—

A.B. 100—Department of Motor Vehicles----- January 24—In Senate	\$991,588 00
A.B. 101—Department of Motor Vehicles----- January 24—In Senate	483,467 00
A.B. 113—Department of Motor Vehicles----- January 24—In Senate	773,562 00
A.B. 41—Department of Natural Resources, State parks (Oil Royalties Fund) ----- January 24—In Senate	1,674,750 00
A.B. 42—Department of Natural Resources, State beaches (Oil Royalties Fund) ----- January 24—In Senate	574,850 00

Appropriation bills from special funds approved by Ways and Means Committee January 24, 1946—

A.B. 122—Division of Highways (Revolving Fund)-----	\$2,500,000 00
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Appropriation bills that have passed both houses as of January 30, 1946—

A.B. 1—Expenses of the Assembly----- January 14—To Governor January 25—Approved by Governor	\$200,000 00
S.B. 1—Expenses of the Senate----- January 16—To Governor January 26—Approved by Governor	100,000 00
A.B. 2—State Lands Act Funds—To Department of Justice----- January 22—To Governor February 1—Approved by Governor	100,000 00

**REQUEST FOR UNANIMOUS CONSENT TO PRINT EXCERPT
FROM SENATE JOURNAL**

Mr. Dunn asked for, and was granted, unanimous consent that the following excerpt, noting a communication from the office of the State Controller, as printed on page 378 of the Senate Daily Journal, for Monday, February 4, 1946, be ordered printed in the Journal :

Excerpt From Senate Journal

COMMUNICATIONS

The following communication was received, read, and, on motion of Senator Hatfield, ordered printed in the Journal :

STATE OF CALIFORNIA, OFFICE OF THE CONTROLLER
SACRAMENTO, February 4, 1946

*Honorable George J. Hatfield, State Senator
Twenty-fourth District, Sacramento, California*

SUBJECT: ESTIMATED UNAPPROPRIATED GENERAL FUND SURPLUS

DEAR SIR: In accordance with your request, there is set forth below our estimate of the unappropriated surplus of the General Fund as of June 30, 1947, and our estimate of the unappropriated surplus as of January 31, 1946, in the Postwar Employment Reserve and in the Postwar Unemployment and Construction Fund.

General Fund -----	\$133,142,757 00
Postwar Employment Reserve-----	144,007,361 00
Postwar Unemployment and Construction Fund---	90,241,486 00
Total -----	\$367,391,604 00

The State's General Fund commenced the present biennium on July 1, 1945, with an appropriated surplus of \$138,867,599. Revenues expected to accrue during the biennium, under the present tax structure, are estimated at \$638,975,000. These revenues are \$5,724,842 less than the expenditures and transfers to reserve funds authorized for the present two-year period.

Detailed schedules setting forth the computations employed to arrive at the above estimates are now being typed and will be furnished to you as soon as they are available.

Very truly yours,

STATE CONTROLLER
By BERT FOSTER, Deputy State Controller

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

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

Assembly Bill No. 155: By Mr. McCollister—Relative to an act to amend Section 6951 of the Business and Professions Code, relating to the regulation and licensing of collection agencies, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Judiciary.

Assembly Bill No. 156: By Messrs. Crowley, Allen, Rosenthal, Call, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Crichton, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emly, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyon, Lyons, Massion, McCollister, McMillan, Middough, Miller, Mrs. Niehouse, Messrs. Pelletier, Robertson, Sheridan, Sherwin, Stephenson, Stream, Thomas,

Thompson, Thorp, Waters, Watson, and Werdel—Relative to an act making an appropriation to carry out the State Postwar Building Program in respect to the Veterans' Home of California.

Referred to Committee on Military Affairs.

Assembly Bill No. 157: By Messrs. Crowley and Allen—An act making an appropriation to the Department of Education to carry out the State Postwar Building Program with respect to institutions within the department.

Referred to Committee on Ways and Means.

Assembly Bill No. 158: By Messrs. Crowley and Allen—An act making an appropriation to the Department of Education to carry out the State Postwar Building Program with respect to institutions within the department.

Referred to Committee on Ways and Means.

Assembly Joint Resolution No. 15: By Messrs. Heisinger, Doyle, Lowrey, Burkhalter, Butters, Call, Watson, and Werdel—Relative to migratory birds and the open season for the taking thereof.

Resolution ordered held at the desk.

Assembly Joint Resolution No. 16: By Messrs. Call, Thomas, Emlay, McCollister, and Watson—Relative to memorializing the Congress of the United States to provide for a survey of the fisheries of the Pacific Ocean.

Referred to Committee on Rules.

Assembly Joint Resolution No. 17: By Messrs. Call, Thomas, Emlay, McCollister, and Watson—Relative to the development of tuna fishing in the Pacific Ocean.

Referred to Committee on Rules.

RECESS

At 12.14 p.m., on motion of Mr. Field, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 37—An act to amend Section 2496 of the Business and Professions code providing for increase in annual tax and registration fees of osteopaths;

Assembly Bill No. 40—An act to repeal the Minors Emergency War Employment Act and to revoke all permits issued thereunder;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of February, 1946, at 12 m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 82—An act to add Article 5, comprising Sections 20920 to 20922, inclusive, to Chapter 7 of Part 3 of Division 5 of Title 2 of the Government Code relating to the State Employees' Retirement System, providing for crediting service in the United States Employment Service as State service to certain members and under certain conditions specified therein, and providing for contributions by members and by the State in respect to such service; And reports that the same has been correctly enrolled, and presented to the Governor on the fifth day of February, 1946, at 12 m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 13—Relative to the use of the Aircraft Carrier Saratoga as a National shrine or its assignment for some other useful purpose in the San Francisco Bay Area; And reports that the same has been correctly enrolled, and presented to the Secretary of State on the fifth day of February, 1946, at 12 m.

PELLETIER, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 5, 1946

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

Senate Bill No. 50

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

SENATE CHAMBER, SACRAMENTO, February 5, 1946

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

Assembly Bill No. 4
Assembly Bill No. 17
Assembly Bill No. 35

Assembly Bill No. 61
Assembly Bill No. 65
Assembly Bill No. 73

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

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 5, 1946

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

Senate Bill No. 32
Senate Bill No. 33
Senate Bill No. 40
Senate Bill No. 78

Senate Bill No. 85
Senate Bill No. 97
Senate Bill No. 100
Senate Bill No. 104

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

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 32—An act to amend Section 2302 of the Welfare and Institutions Code, relating to the inspection services licensing agencies for the care of the aged, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

Senate Bill No. 33—An act to amend Section 1622 of the Welfare and Institutions Code, relating to inspection services licensing agencies

for child care and home finding, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

Senate Bill No. 40—An act to add Section 18 and Article 10, comprising Sections 150 to 404 to, and to amend Sections 19, 20, and 40 of, the Unemployment Insurance Act, to establish a System of Unemployment Compensation Disability Benefit Payments.

Referred to Committee on Finance and Insurance.

Senate Bill No. 78—An act to amend Section 185 of the Streets and Highways Code, to make an appropriation for the Revolving Fund of the Division of Highways, to take effect immediately.

Referred to Committee on Conservation and Planning.

Senate Bill No. 85—An act to add Article 4 to Chapter 1 of Division 1 of the Education Code, relating to the empowering of the Department of Education to act in connection with the acquisition by the schools of the State of surplus property from the Federal Government and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 97—An act to amend Sections 2941 and 2957 of, and to add Sections 2941.5 and 2972.5 to, the Civil Code, relating to mortgages, to take effect immediately.

Referred to Committee on Judiciary.

Senate Bill No. 100—An act to add Sections 3211.9, 3211.91, 3211.92, 3211.93, and 3211.94 to, and Chapter 10.5, comprising Sections 4351 to 4387, inclusive, to Part 1 of Division 4 of the Labor Code, and to add Article 10.7 to Chapter 1 of Division 7 of the Military and Veterans Code, relating to the furnishing of workmen's compensation benefits to disaster service workers, including the limiting of the liability of the State of California, counties, cities, and disaster councils for injuries arising out of and occurring in the course of activities as a disaster service worker, authorizing the California State Disaster Council to certify disaster councils and to make rules and regulations for the classifying and registering of disaster service workers, providing for the State Compensation Insurance Fund to act as adjusting agent, and making an appropriation for the furnishing of workmen's compensation benefits, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 104—An act to add Section 126 to the Government Code, relating to the acquisition of land in this State by the United States and the consent of the Legislature to such acquisition upon the conditions and subject to the reservations in this act prescribed.

Referred to Committee on Governmental Efficiency and Economy.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 5, 1946

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

Senate Concurrent Resolution No. 16

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

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 16—Relative to the need for additional funds to cover cost of licensing, inspecting, regulating, and supervising public and private hospitals, requesting the Director of Finance to make money available for this purpose.

Referred to Committee on Rules.

**NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL
NO. 55 CONTINUED**

Mr. McMillan asked for, and was granted, unanimous consent that the consideration of his notice of motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage be continued until the next legislative day.

MEMBER EXCUSED BY UNANIMOUS CONSENT

Mr. Debs asked for, and was granted, unanimous consent that he be excused from legislative duties, for a few days, because of the necessity to fly to Washington, D. C., on personal business, as soon as he can obtain a plane reservation, and desired to waive his per diem.

**NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION NO. 42
FROM COMMITTEE ON EDUCATION CONTINUED**

Mr. Rosenthal asked for, and was granted, unanimous consent that his notice of motion to withdraw House Resolution No. 42 from the Committee on Education be continued until the next legislative day.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO. 12 FROM COMMITTEE ON RULES CONTINUED

Mr. Allen asked for, and was granted, unanimous consent that his notice of motion to withdraw Assembly Concurrent Resolution No. 12 from the Committee on Rules be continued until the next legislative day.

RECONSIDERATION OF ASSEMBLY BILL NO. 78

In compliance with a notice given on a previous day, Mr. Dunn moved that the vote whereby Assembly Bill No. 78 was passed be reconsidered.

The roll was called, and Assembly Bill No. 78 reconsidered by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Crichton, Crowley, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Fletcher, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollbaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough,

Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—54.

NOES—None.

Request for Unanimous Consent

Mr. Dunn asked for, and was granted, unanimous consent that Assembly Bill No. 78 be considered, out of order, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY BILL NO. 78

Assembly Bill No. 78—An act authorizing any county, city and county, or district to expend public funds and to expend, use, or permit the use of public property or personnel to meet emergencies arising out of conditions created by the reconversion from a wartime to a peacetime economy, irrespective of budget or other limitations, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Dunn moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out “, city and county, or district”, and insert “or city and county”.

Amendment No. 2

On page 1, line 3, of said bill, strike out the comma after “county”, and insert “or”.

Amendment No. 3

On page 1, line 4, of said bill, strike out “, or district”.

Amendment No. 4

On page 1, line 9, of said bill, strike out “, city or county, or district,” and insert “or city and county”.

Amendment No. 5

On page 1, lines 14 and 15, of said bill, strike out “, city and county, or district”, and insert “or city and county”.

Amendment No. 6

On page 1, line 17, of said bill, strike out “, city and county, or district”, and insert “or city and county”.

Amendments read and adopted.

Request for Unanimous Consent to Offer Further Amendments to Assembly Bill No. 78

Mr. Dunn asked for, and was granted, unanimous consent to offer further amendments to Assembly Bill No. 78, at this time, without reference to reprint or re-engrossment.

Motion to Amend

Mr. Dunn moved the adoption of the following amendments to Assembly Bill No. 78:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out “any”

Amendment No. 2

On page 1, line 13, of said bill, after “Constitution”, insert “, and except that a county or city and county shall not transfer moneys pursuant to this section from any of the following funds:

- (1) Law Library Fund.
- (2) Public Library Fund.
- (3) School Fund.

- (4) Interest and Sinking Fund.
- (5) Building Fund.
- (6) Retirement Fund.
- (7) Clarke-McNary Fund."

Amendment No. 3

On page 1 of said bill, after line 19, insert

"(d) This section shall remain in effect until the ninety-first day after final adjournment of the Fifty-seventh Regular Session of the Legislature and thereafter shall be of no force or effect."

Amendments read and adopted.

Bill ordered reprinted and re-engrossed.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 3, 1946

The following resolution has this day been chaptered and filed in the Office of the Secretary of State:

Assembly Joint Resolution No. 13, Chapter 29

FRANK M. JORDAN, Secretary of State
By CHAS J. HAGERLY, Deputy

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 26—An act making an appropriation to the Division of Fish and Game, Department of Natural Resources, for construction, improvements, repairs and equipment, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Berry, Boyd, Brady, Burke, Burns, Butters, Call, Carey, Clarke, Crichton, Crowley, Davis, Debs, Dekker, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McColister, McMillan, Middough, Niehouse, O'Day, Pelletier, Sheridan, Stephenson, Stream, Thomas, Thompson, Thorp, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—55.

NOES—None.

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

AYES—Allen, Anderson, Beal, Berry, Boyd, Brady, Burke, Burns, Butters, Call, Carey, Clarke, Crichton, Crowley, Davis, Debs, Dekker, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McColister, McMillan, Middough, Niehouse, O'Day, Pelletier, Sheridan, Stephenson, Stream, Thomas, Thompson, Thorp, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 62 PLACED ON INACTIVE FILE

Mr. O'Day moved that Senate Bill No. 62 be placed upon the inactive file.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 5, 1946

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

Assembly Joint Resolution No. 3

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

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 5, 1946

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

Assembly Bill No. 54

Assembly Bill No. 80

Assembly Concurrent Resolution No. 18

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

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

Above bills and resolution ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, February 5, 1946

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

Assembly Bill No. 15

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

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

Mr. Heisinger asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 15, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 15

Assembly Joint Resolution No. 15—Relative to migratory birds and the open season for the taking thereof.

Resolution read.

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

AYES—Allen, Anderson, Beck, Beiry, Boyd, Brady, Brown, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Evans:

House Resolution No. 75

Requesting the Assembly Interim Committee on Governmental Efficiency and Economy to investigate the allotment of football dates by the Los Angeles Memorial Coliseum Commission

WHEREAS, The Assembly Interim Committee on Governmental Efficiency and Economy, created by House Resolution No. 225 of the last regular session of the Legis-

lature, is by said resolution empowered to study the organization, functions and administration of State and local government; and

WHEREAS, The State through the Sixth District Agricultural Association, and the County of Los Angeles and the City of Los Angeles have a financial interest in the Los Angeles Memorial Coliseum; and

WHEREAS, Because of the recreational, educational, and cultural value of the Coliseum to the people of the State, the State has a responsibility to see that the Coliseum is managed and operated in the interests of and in fairness to all persons, firms, or corporations seeking the use of the Coliseum for the recreation, entertainment, and education of the people of this State; and

WHEREAS, It is reported in the public press that County Supervisor Leonard Roach and the Coliseum Commission have arbitrarily, and without hearing refused to permit the use of the Coliseum for professional football games by a Los Angeles team sponsored by Southern California Sports, Inc., and has granted such use to the Cleveland Rams; and

WHEREAS, It is further reported by said press that the Cleveland Rams represents eastern interests that are seeking to monopolize professional football, while the Los Angeles team is supported entirely by those living or having extensive interests in California; and

WHEREAS, If such reports are true, appropriate steps should be taken by both State and local governments to eliminate such conditions and legislation should be enacted to prevent their recurrence; now, therefore, be it

Resolved by the Assembly of the State of California, That County Supervisor Leonard Roach and the Coliseum Commission shall reopen the matter of allocating dates for professional football games, and give the application of the Los Angeles team fair and sympathetic hearing; and, be it further

Resolved, That the Assembly Interim Committee on Governmental Efficiency and Economy is requested to investigate the conditions that prevail in respect to the operation and management of the Coliseum and pending such a thorough investigation and to the end that this reported injustice be remedied as promptly as possible, said committee is requested to subpoena the Coliseum Commission and those responsible for the action reported and inquire into the truth of said charges, and, be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to Honorable C. Don Field, Chairman of said Assembly Interim Committee, the directors of the Sixth District Agricultural Association, the members of the board of supervisors of Los Angeles County, the mayor and members of the council of the City of Los Angeles, and Don Ameche and "Slip" Madigan, president and manager, respectively, of Southern California Sports, Inc.

Resolution read, and referred to Committee on Rules.

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

The following resolution was offered:

Assembly Joint Resolution No. 18: By Messrs. Maloney, Gaffney, Lyons, and Thomas—Relative to memorializing Congress to provide for an increase in the National minimum wage structure.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 72—An act to amend Sections 395.2 and 395.3 of the Military and Veterans Code, and Sections 13204.1 and 20380 of the Education Code, and Section 19393 of the Government Code, relating to the reinstatement of public employees after release from military service and service in the Merchant Marine or the American Red Cross;

And reports that the same has been correctly enrolled, and presented to the Governor on the fifth day of February, 1946, at 2 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 10—Relative to a proposed conference for the prevention of juvenile delinquency;

Assembly Concurrent Resolution No. 21—Relative to motor vehicle parking facilities in Los Angeles;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fifth day of February, 1946, at 2 p.m.

PELLETIER, Chairman

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon adjournment—

Rules.

Ways and Means.

Judiciary.

Upon adjournment of Committee on Ways and Means—

Subcommittee on Education

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to S1/c James W. Tilden, Michigan City, Indiana; Ship's Cook 3/c Robert Wenzler, Chicago, Illinois; Sgt. William J. Redmond, Lockport, New York; S/Sgt. B. L. Starner, Cleveland, Ohio; Sgt. John A. Quigley, Washington, D. C.; Pfc. Hollis C. Betson, Crawford, Nebraska; Pvt. Norman A. Erikson, Chicago, Illinois; Cpl. Adolph L. Patrick, Redwood City, California; and Capt. Arthur Reis, Jr., New York City, New York.

On request of Messrs. Gaffney and Berry and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sister Marie Eucharista, Principal; Sister Anna Miriam, Sister Joanne Marie, and the following pupils of the Notre Dame High School of San Francisco: Ofelia Aguilla, Janet Arnke, Marguerite Baker, Josephine Barragan, Jeanne Brandon, Mary Agnes Cannon, Mary Carney, Barbara J. Carroll, Jeanne Carroll, Virginia Chaubin, Jean Crescio, Lois Dunlevy, Joan Dunnigan, Dolores Dwyer, Helen Gaffney, Gloria Galli, Patricia Galvin, Jacqueline Golden, Consuelo Gonzales, Patricia Greenleaf, Juanita Hicks, Lenore Hyman, Margaret M. Johnson, Kay Loftus, Barbara Lyons, Mary Anne Malone, Anne Maloney, Barbara McBride, Jeanne B. Morrow, Georgia O'Brien, Kathleen O'Connell, Jeanette Ottria, Claire Pearson, Lois Queirolo, Gloria Sala, Dorothy Scott, Helen Sears, Nannette Shirach, Donna Sieben, Dorothy Skillen, Lucille Spellman, Dolores Sweeney, Georgia Swensden, Shirley Thompson, and Jeanne Wildgans.

On request of the San Francisco Delegation and the Speaker, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Albert Sullivan of San Francisco.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Pfc. Howard B. Pashman of New York.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Vernon E. Kerley of Eugene, Oregon.

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Karylton Broadwell of Modesto.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Capt. George Waldner of Ferndale.

ADJOURNMENT

At 2.30 p.m., on motion of Mr. Field, the Speaker declared the Assembly adjourned until 10 a.m., Wednesday, February 6, 1946.

CHARLES W. LYON, Speaker.

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-THIRD LEGISLATIVE DAY
 THIRTY-FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Wednesday, February 6, 1946

The Assembly met at 10 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
 Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

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

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Almighty God

Let this be a moment when we realize that we have discovered the secret of the amazing atom.

Now we know the secret that can rid us of the fear of the misuse of atomic energy, and turn the mysterious potency of the electron into a blessing for humanity.

This is the secret of the atom: We are members of One Great Human Family—there are no longer barriers of race, of mountain, or sea. Isolation has vanished. We are now dependent upon one another's goodwill for survival.

There is no possible policy now—but that of candor, cooperation and friendliness. No longer need we live in fear or insecurity if we learn that the secret of the atom is brotherly love.

If we have enough goodwill, nations will turn their electronic energies to mutual advantage and happiness for all.—Amen.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Erwin, on motion of Mr. Field.

Mr. Stephenson, on motion of Mr. Gannon.

The following member was granted leave of absence for the day, and for yesterday, because of personal business elsewhere, and desired to waive his per diem:

Mr. Denny, by unanimous consent.

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, by unanimous consent.

The following members were granted leaves of absence for the day, because of personal business elsewhere, and desired to waive their per diem:

Mr. Price, by unanimous consent.

Mr. Johnson, by unanimous consent.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Sam L. Collins, by unanimous consent.

Mr. Fourt, by unanimous consent.

Mr. Ralph C. Dills, by unanimous consent.

COMMUNICATIONS

By the Chief Clerk:

A communication from the War Department, Office of the Chief of Engineers, Washington, D. C., signed by Lieut. General R. A. Wheeler, Chief of Engineers, relative to Assembly Joint Resolution No. 2, was received, and ordered filed with the Secretary of State.

Also:

A communication from the Surplus Property Administration, Washington, D. C., signed by Mr. W. Stuart Symington, Administrator, relative to Assembly Joint Resolution No. 2, was received, and ordered filed with the Secretary of State.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 5

Senate Bill No. 27

Senate Bill No. 21

Senate Bill No. 60

Senate Bill No. 24

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

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 5—An act making an appropriation for the acquisition of land for State forests.

Bill read second time, and ordered to third reading.

Senate Bill No. 21—An act making an appropriation to the Veterans' Welfare Board for the purpose of providing educational assistance for veterans.

Bill read second time, and ordered to third reading.

Senate Bill No. 24—An act to authorize the Department of Finance to acquire surplus property from the United States for the purpose of furnishing housing facilities for veterans attending universities and colleges and making an appropriation.

Bill read second time, and ordered to third reading.

Senate Bill No. 27—An act making an appropriation for the construction of a women's dormitory at the Veterans' Home of California.

Bill read second time, and ordered to third reading.

Senate Bill No. 60—An act to make an appropriation to the Vocational Education Fund for an Apprenticeship Training Program for Veterans, declaring the urgency of the act to take effect immediately.

Bill read second time, and ordered to third reading.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1946

MR. SPEAKER: The Committee on Conference concerning:

Senate Bill No. 19—An act to add Article 5A, comprising Sections 993 to 994.3 inclusive, to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans Farm and Home Purchase Act of 1943; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1946;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill, as amended on January 29, 1946, be further amended as follows:

Amendment No. 1

On page 2, line 5, of the printed bill, as amended, strike out "created by Section 991".

McCOLLISTER
BEAL
EMLAY

Assembly Committee on Conference

QUINN
KUCHEL
DILWORTH

Senate Committee on Conference

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

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher,

Gaffney, Gannon, Geddes, Haggerty, Heisinger, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 151

Assembly Bill No. 152

Senate Bill No. 15

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

CALL, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 151—An act to add Section 10.5 to the Housing Authorities Law, relating to housing.

Bill read second time, and ordered engrossed.

Assembly Bill No. 152—An act to add Section 7.5 to the Municipal Court Act of 1925, relating to the compensation of attaches of municipal courts in cities of the first and one-half class who return from service with the armed forces of the United States.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 15—An act amending Section 634 of the Welfare and Institutions Code, relating to the appointment and tenure of office of probation officers, assistant probation officers, deputy probation officers and of superintendents, matrons and other employees of detention homes.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 75

Assembly Bill No. 153

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 78

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

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

House Resolution No. 64

House Resolution No. 67

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

DOYLE, Vice Chairman

Above reported resolutions ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent to take up House Resolution No. 64, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION No. 64**House Resolution No. 64**

Relative to augmenting the funds of the Assembly Committee on Military Affairs

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of three thousand five hundred dollars (\$3,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Committee on Military Affairs (created by House Resolution No. 47 of the Fifty-fifth Session and continued by House Resolution No. 151 of the Fifty-sixth Session, adopted June 15, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dunn, Emlay, Field, Fletcher, Gaffney, Geddes, Haggerty, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Sheridan, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Weber, Wollenberg, and Mr. Speaker—53.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT

Mr. Field asked for, and was granted, unanimous consent to take up House Resolution No. 67, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION No. 67**House Resolution No. 67**

Relative to a proposed highway tunnel through Tehachapi Mountains

WHEREAS, The Los Angeles Times on January 21, 1946, publicized both in writing and by picture diagram a tunnel plan suggested by C. W. Jones, Senior Bridge Engineer of the State Division of Highways, District No. 7, which would if feasible provide an all-weather route through the Tehachapi Mountains in lieu of the tortuous surface road known as Route 99; and

WHEREAS, The suggested tunnel plan would provide a six-lane divided highway for passenger vehicles on the upper deck and for a double track railroad and two-lane track highway together with ample space for pipe lines, utility conduits, etc., on the lower deck; and

WHEREAS, C. W. Jones estimates that 500,000 train hours, 5,000,000 passenger hours, and 1,000,000 truck hours per year or, in money, more than \$10,000,000 of transportation costs would be saved through the construction and use of such tunnel and that increased safety and betterment to the Nation's defense highway system would also be provided; and

WHEREAS, If found feasible and economic, such a tunnel would provide untold benefits in transportation, safety, and unity of the people; now, therefore, be it

Resolved, That the California State Department of Public Works, through its Division of Highways, be directed to investigate the technical and economic feasibility of the said proposed Tehachapi Tunnel plan and report their findings as soon as possible to the Fact-finding Committee on Highways, Streets and Bridges, and to the Assembly at its regular session in January, 1947; and be it further

Resolved, If the plan proves both technically and economically feasible, that the department also report as to methods of financing.

Resolution read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

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

Assembly Concurrent Resolution No. 26

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

DOYLE, Vice Chairman

Above reported resolution ordered on file.

REQUEST FOR UNANIMOUS CONSENT

Mr. Debs asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 26, at this time, for purpose of amendment.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 26

Assembly Concurrent Resolution No. 26—Relative to the creation of a Joint Interim Committee on Aviation.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 2, line 40, of the printed measure, after "The sum of", insert "Twenty Thousand", and after "\$", insert "20,000".

Amendment read and adopted.

Resolution ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 26

And reports the same correctly engrossed.

PELLETIER, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Debs asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 26, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 26

Assembly Concurrent Resolution No. 26—Relative to the creation of a Joint Interim Committee on Aviation.

Resolution read.

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

AYES—Allen, Anderson, Beal, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Crichton, Crowley, Debs, Dekker, Dickey, Doyle, Emlay, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hollibaugh, Kilpatrick, King, Kraft, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Robertson, Sheridan, Stewart, Thomas, Thorp, Thurman, Weber, Werdel, Wollenberg, and Mr. Speaker—48.

NOES—Beck, Dills, Clayton A., Dunn, Evans, Heisinger, and Pelletier—6.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT OPINION

Mr. Debs asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal:

Opinion of Legislative Counsel

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, January 29, 1946

*Honorable Ernest E. Debs, Assembly Chamber
State Capitol, Sacramento, California*

CREATION OF INTERIM COMMITTEE ON AVIATION—No. 7204

You have asked us to advise you whether the Legislature has power to create an Interim Committee at this special session for the purpose of studying and reporting upon needed legislation affecting aviation.

We believe the Legislature has authority to create such a committee at this session, with power to act after final adjournment.

We interpret Item 41 of the Proclamation issued by the Governor convening this special session as authorizing the Legislature to consider and act upon any legislation designed for the promotion, encouragement, and regulation of aviation in California. The reference therein to creation of an agency for such purposes is advisory only and does not limit the scope of the subject. (See *Martin v. Riley*, 20 Cal. (2d) 28.)

While the Legislature can not create a committee to study a subject not included in the Proclamation, we believe the creation of a committee to study the subject of aviation and legislation relating thereto is clearly within the scope of Item 41.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

MEMBER EXCUSED BY UNANIMOUS CONSENT

Pursuant to a previous request, which was granted, Mr. Debs asked for, and was granted, unanimous consent that, beginning tomorrow, Thursday, February 7, 1946, he be excused for one week from legislative duties because of the necessity to fly to Washington, D. C., on personal business, and desired to waive his per diem.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 148

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

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 148—An act making an appropriation for construction, improvement, repairs and equipment of Camp Taylor State Park, 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 Ways and Means:

Amendment No. 1

On page 1, line 4, of the printed bill, after the comma following "Resources", insert "to be expended during the Ninety-seventh and Ninety-eighth Fiscal Years".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

**NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL
NO. 55 CONTINUED**

Mr. McMillan asked for, and was granted, unanimous consent that the consideration of his notice of motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage be continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION NO. 42 FROM
COMMITTEE ON EDUCATION CONTINUED**

Mr. Rosenthal asked for, and was granted, unanimous consent that his notice of motion to withdraw House Resolution No. 42 from the Committee on Education be continued until the next legislative day.

**MOTION TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION
NO. 12 FROM COMMITTEE**

In compliance with a notice given on a previous day, Mr. Allen moved that Assembly Concurrent Resolution No. 12 be withdrawn from the Committee on Rules, and be placed upon the file.

Demand for Previous Question

Messrs. Lowrey, Thurman, Beck, Heisinger, and Werdel demanded the previous question.

Demand for previous question sustained.

The question being on the motion that Assembly Concurrent Resolution No. 12 be withdrawn from the Committee on Rules, and be placed upon the file.

The roll was called, and the motion lost by the following vote:

AYES—Allen, Beal, Brown, Burkhalter, Emlay, Geddes, Middough, and Pelletier—8.

NOES—Anderson, Beck, Bennett, Berry, Brady, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Davis, Debs, Dekker, Diekey, Dills, Clayton A., Doyle, Dunn, Evans, Field, Gaffney, Gannon, Haggerty, Hawkins, Heisinger, Hollihaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Mission, McCollister, Miller, Niehouse, O'Day, Robertson, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—56.

REQUEST FOR UNANIMOUS CONSENT TO PRINT COMMUNICATION

Mr. Kilpatrick asked for, and was granted, unanimous consent that the following communication be ordered printed in the Journal:

A M V E T S, AMERICAN VETERANS OF WORLD WAR II
DEPARTMENT OF CALIFORNIA, LOS ANGELES 14, CALIFORNIA, February 1, 1946

*To His Excellency Earl Warren
Governor of the State of California*
and to
*The Members of the Senate and Assembly of the California Legislature
Sacramento, California*

GENTLEMEN: It is everywhere conceded that California requires the construction within two years of at least 250,000 new permanent low cost homes to provide adequate housing for her returning veterans. Private construction industry as now organized can not provide such a number of homes for 10 years or more. Obviously only Government action can solve this problem. There being no proposals now pending in the California Legislature designed to provide permanent housing for veterans, the California Department of American Veterans of World War II (AMVETS) therefore, proposes:

1. Formation of a California Housing Authority with power of eminent domain, with authority to acquire building materials by purchase, with authority to exert priorities within this State, with authority to develop and utilize new construction methods, and with authority to contract for the construction of homes and to construct them itself.
2. Sale by the California Housing Authority to veterans of homes constructed under its direction at prices the veterans can pay.
3. Financing of this program through a Revolving Fund raised by a State bond issue.
4. Financing of the purchase of the homes through the present FHA System or by similar methods under a State agency.

The AMVETS solution of the housing shortage is simple but it is quite different from anything so far proposed. The AMVETS solution merely requires that the housing shortage be recognized and treated for what it is—a wartime problem to be solved by application of the same wartime techniques of planning and construction that contributed so largely to winning the war.

Permanent Housing Needed NOW

AMVETS believe that the problem of adequate housing should be approached by considering, first, the size of the problem; that is, the number of permanent homes which must be constructed to decently house our presently unhoused families; and, second, by what means industry can be organized so as to produce that number of houses within a reasonable time.

AMVETS conception of a "reasonable time" for the provision of decent permanent housing is a period of two years, and not 15 to 20 years as has been assumed by some others in discussing the construction problem. The unhoused veteran wants, expects and rightfully insists that there be made available to him decent permanent housing into which he can move and raise a family under healthy, wholesome home conditions. He can not postpone the raising of his family for 10 or 15 years. He must have his housing now. Yet at present the only prospect for the veteran and his family is 10 years in a Quonset hut. Time is of the essence in the construction of permanent housing on an adequate scale.

According to present estimates, both official and unofficial, it would take a minimum of 250,000 new homes to provide adequate housing for our present unprovided for population. Consequently, any solution of the housing shortage must involve the construction of a minimum of 250,000 new homes in California within the next two years. The real question is: How can that number of homes be constructed within that space of time?

Manifestly a construction program of such gigantic size is far beyond the capabilities of California's ordinary peacetime construction industry. Our present construction industry, if employed full-time and without interruption from strikes, shortages, or other conditions (something which is hardly to be expected), is estimated to be capable of producing a maximum of 25,000 houses a year. In other words, it would take our present construction industry 10 years to build the homes which we must have within two years. Obviously, we must resort to extraordinary measures if this problem is to be solved.

State Housing Authority

AMVETS is convinced that there is only one possible way to get 250,000 habitable houses built within a reasonable length of time, and that is by resorting to Governmental construction, organized and carried on in substantially the same manner as

was used in other wartime construction projects. The AMVETS proposals involve the establishment of a State Housing Authority with broad powers to accomplish such a Construction Program.

The Housing Authority must have power to secure the materials for home construction. This means that the power to purchase the materials must be coupled with price ceilings and priorities. Such ceilings already exist and priorities for home construction are in process of being provided by the Federal Government. A State agency for home construction would be as clearly entitled to exercise such priorities as anyone else, and, indeed, would constitute a more effective agency than any other for carrying out federal policy in this regard. The Housing Authority could and should utilize the thousands of small California plants now idle from the cessation of war work to manufacture standardized fixtures and parts for home construction.

Regional Planning

The Housing Authority must have powers of eminent domain sufficiently broad to enable the authority to acquire properly located land for new construction. It is not sufficient that new houses be built. The houses must be built in the right places. Without the power of eminent domain the authority would have no sites available except those which it might be able to purchase in the open market.

These of necessity would be in unoccupied areas on the distant outskirts of urban centers. New construction in these locations can only increase the transportation, traffic and other problems which have already become so critical in our urban areas.

If new housing is to be constructed on such a large scale it should be so located as to contribute toward the solution of our urban problems and not towards making matters worse. Favorable results in this respect can be accomplished if the housing authority is given powers of eminent domain so that the new construction can be related to and tied in with present plans for urban and regional development. The new construction should be closely related to the clearance of depressed areas under the Community Redevelopment Act. This can be done if the housing authority is given proper powers of condemnation.

Efficiency and Economy in the Construction of Homes

AMVETS advocate a State Housing Authority with power to undertake the actual construction of new homes. The authority should, of course, utilize to the maximum the capacities of our present peacetime construction industry. However, with a present industry capable of producing no more than one-tenth of the essential construction it is obviously necessary to resort to sources of material and labor not now engaged in home construction.

AMVETS urge the necessity for a Housing Authority with the power and the courage to utilize and, if necessary, to develop and pioneer new methods and techniques of construction and of organization for construction, in order to meet this emergency. Our home construction industry has been notorious for years as one of the most backward and inefficient industries in our modern economy. The solution of the housing emergency must not be obstructed by such things as black-listing new and cheaper building materials, by artificial combinations to uphold prices and restrain trade, or by feather-bedding and make-work rules and regulations. Under AMVETS proposals efficiency in construction is at a premium, for every dollar of waste and unnecessary cost must in the end come out of the pocket book of some veteran and his family.

Efficiency in home construction can be and should be achieved. The Housing Authority should not hesitate to explore the possibilities of new methods and new techniques for this purpose. During the war an old-fashioned inefficient ship-building industry was revolutionized and made efficient by standardization, prefabrication and other mass production methods. Similar methods can undoubtedly be applied to the construction of houses and the Housing Authority should encourage and use them whenever and wherever they promise more efficient construction and a lowering in the cost of housing to the veteran. By the use of such methods, and by an efficient and modern organization of the construction process, the State Housing Authority could cut the cost of construction to four or five thousand dollars per house and thus bring the price of a home down to a figure which the veteran can afford to pay.

It is useless to consider \$8,000 and \$10,000 houses for veterans, and AMVETS does not favor the increase of Government loans to veterans to any such sums. Only a few veterans can pay such a price for a home and those few need no help from public agencies. The extension of loans to such limits will result in many veterans incurring indebtedness too heavy for them to meet. Unless homes are priced within a range veterans can afford no Housing Program can succeed.

Finance

The Construction Program and the activities of the Housing Authority should be financed by means of a Revolving Fund raised through a State bond issue. The size of the fund should be fixed by estimates of the cost of housing units continuously under construction. It is anticipated that each unit will be sold on completion and the

receipts returned to the Revolving Fund so that the same money may be used over and over again for reconstruction.

The purchase of homes by veterans from the State Housing Authority should be financed by a System of Veterans' Home Loans and through the system of the Federal Housing Administration or by methods under a State agency similar to those of the FHA. Such a program will implement the present Veterans' Welfare Board and will make that board once again an active useful agency.

No Handouts Desired

AMVETS are not asking for any rewards, special benefits or handouts for veterans. Our proposal for home construction would be self-supporting and contemplates that veterans would and should pay for their homes in full. What we suggest should not involve an increase in the burden upon taxpayers. What is required of the Government of California is the energetic leadership of a State agency in organizing home construction on a large scale, and on the basis of maximum efficiency and economy in order that homes may be produced at a price which a veteran can afford.

The State of California should not wait for Federal action to meet this emergency. There are no proposals now under consideration by the Congress leading to a solution of this problem. California should demonstrate that we can meet this crisis and are not dependent for our very homes upon the Government in Washington. However, if and when an adequate program for the construction of permanent low cost homes is undertaken by the Federal Government AMVETS recommends that provision be made for prompt suspension of the proposed State system in order to prevent waste and duplication of effort.

AMVETS strongly urge that all houses constructed by the State Housing Authority must be sold and not leased. We are opposed to the Government, State or Federal, as a permanent landlord. Moreover, the houses should be sold in order that the program shall eventually terminate. It is an emergency program and should be ended as soon as the emergency has been met by building the necessary permanent housing.

The construction project advocated by AMVETS is admittedly of an enormous scale and would require the utmost skill in administration. The size and difficulties of the program, however, are not due to any special complexities of the scheme, they are necessary consequences of the enormous size and difficulty of the problem to be solved. Large and complex though the problem may be it is no larger and far less difficult and complex than the construction problem faced by the aircraft industry on December 7, 1941, when it became necessary to produce overwhelming air strength within two or three years. With the broad powers which have been outlined, and with enterprise, energy and courage, the State Housing Authority could solve the housing problem of the veteran and of the entire community by securing the construction of 250,000 homes in California within two years.

AMVETS are advancing these proposals as a practical suggestion for getting the necessary number of homes constructed within a reasonable time. We are not committed to any particular detail of our program. It is the result with which we are concerned. Any program which will result in the construction within two years of decent habitable homes in adequate number at a price veterans can afford will receive our support. The proposals advanced by AMVETS are, however, so far the only suggestion of a plan which could possibly attain such a goal.

We earnestly request the California Legislature and the State Administration to consider these proposals and to take some action at least during the present emergency session of the Legislature directed to the end of securing an adequate number of permanent homes at a reasonable price for our returning veterans.

Respectfully submitted.

AMERICAN VETERANS OF WORLD WAR II (AMVETS)
By EDWARD S. SHATTUCK, State Commander
WARREN OLNEY III, Vice State Commander,
Chairman, Legislative Committee

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 60—An act making an appropriation for allocation to cities, counties, and cities and counties for the prevention or alleviation of unemployment through the construction of public works in which there is a State interest, and providing the procedure for making such allocations, and for assignment of such allocations;

And reports that the same has been correctly enrolled, and presented to the Governor on the sixth day of February, 1946, at 10.30 a.m.

PELLETIER, Chairman

MOTION TO APPROVE JOURNAL

On motion of Mr. Field, the Journal for Friday, February 1, 1946, was approved as corrected by the Minute Clerk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 19—An act to add Article 5A, comprising Sections 993 to 994.3 inclusive, to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veteran Farm and Home Purchase Act of 1943; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1946.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 27

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DOYLE, Vice-Chairman

Above reported resolution ordered on file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 27 BY UNANIMOUS CONSENT

Assembly Concurrent Resolution No. 27—Relative to the creation of the Joint Bay Crossing Public Works Committee.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 2, lines 8 and 9, of the printed measure, strike out "or other type of crossing", and insert "or tube, or combination bridge and tube".

Amendment read and adopted.

Resolution ordered reprinted and engrossed.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time:

Assembly Bill No. 159: By Mr. Geddes—An act to add Section 18 and Article 10, comprising Sections 150 to 404 to, and to amend Sections 19, 20, and 40 of, the Unemployment Insurance Act, to establish a System of Unemployment Compensation Disability Benefit Payments.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 160: By Messrs. Davis, Geddes, Thompson, Boyd, Crichton, Debs, Kraft, Lowrey, Robertson, and Wollenberg—An act making an appropriation for the establishing of a radio broadcasting network for educational purposes, and creating a Radio Network Board to carry out the provisions of this act.

Referred to the Committee on Governmental Efficiency and Economy.

Assembly Bill No. 161: By Messrs. Rosenthal, Sawallisch, Allen, McMillan, Anderson, Beck, Bennett, Burkhalter, Crowley, Debs, Dekker, Dills, Clayton A., Doyle, Fletcher, Hawkins, Hollibaugh, Kilpatrick, Lyons, Massion, Middough, Mrs. Niehouse, Messrs. Pelletier, Robertson, Thomas, and Waters—An act to provide for the rehabilitation of veterans by establishing a Veterans Rehabilitation Fund, consisting of moneys wagered upon horse races, and by amending Section 19597 of the Business and Professions Code, and making an appropriation.

Referred to the Committee on Public Morals.

Assembly Concurrent Resolution No. 30: By Messrs. Weber, Call, Gaffney, Crichton, Brady, Clarke, Haggerty, Heisinger, Sherwin, and Thorp—Relative to the procurement and disposal of surplus agricultural machinery.

Referred to Committee on Agriculture.

Assembly Concurrent Resolution No. 31: By Messrs. Maloney, Wollenberg, Gaffney, Berry, Brady, Collins, George D., Haggerty, Lyon, and O'Day—Relative to respectful tribute to Victor J. Canepa.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 31, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 31

Assembly Concurrent Resolution No. 31—Relative to respectful tribute to Victor J. Canepa.

Resolution read, and adopted unanimously by a rising vote of the Assembly.

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 62 PLACED ON ACTIVE FILE

Mr. O'Day moved that Senate Bill No. 62 be placed upon the active file. Motion carried.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, February 5, 1946

Mr. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 27—An act to add Section 2206 to the Health and Safety Code, relating to mosquito abatement districts, and declaring the urgency of this act, 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 January 30, 1946, be further amended as follows:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended, strike out "infested", and insert "infected".

RICH
DEUEL
HATFIELD

Senate Committee on Conference

KING
THOMPSON

Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burnas, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, O'Day, Pelletier, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 54—An act to add Section 19402 to the Government Code, relating to leaves of absence of veterans in the State civil service.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 54?

Amendment No. 1

On page 1 of the printed bill, strike out line 3, and insert "19402. Any permanent State civil service employee or a probationer who immediately preceding his appointment to his present position held permanent civil service status in some other class and who served in the".

Amendment No. 2

On page 1, line 8, of said bill, strike out "six", and insert "three".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 54 by the following vote:

AYES—Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burnas, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Haggerty, Hawkins, Hollibaugh, Kilpatrick, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—53.

NOES—None.

Assembly Bill No. 54 ordered enrolled.

Assembly Concurrent Resolution No. 18—Relative to the condition of State funds and estimation of surplus at the end of this biennium, requesting the State Controller and the Director of Finance for information in respect thereto.

The question being: Shall the Assembly concur in the following amendments to Assembly Concurrent Resolution No. 18?

Amendment No. 1

On page 1, line 11, of the printed resolution, strike out "several", and insert "certain".

Amendment No. 2

On page 1, line 19, of the printed resolution, strike out "several funds", and insert "General Fund and the reserves therein".

Amendment No. 3

On page 1, line 20, of the printed resolution, after "fund", insert "and reserve".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Concurrent Resolution No. 18 by the following vote:

AYES—Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Concurrent Resolution No. 18 ordered enrolled.

Mrs. Kathryn T. Niehouse Presiding

At 11.35 a.m., Mrs. Kathryn T. Niehouse, Member of the Assembly from the Seventy-ninth District, presiding.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 128—An act authorizing the Department of Corrections to acquire real property for a new women's prison.

Bill read third time.

Question of Personal Privilege

Mr. Thomas arose to a question of personal privilege, stating that he wished to clarify a point previously made, relative to Assembly Bill No. 128.

The question being on the passage of Assembly Bill No. 128.

Question of Personal Privilege

Mr. Doyle arose to a question of personal privilege, stating that he wished to object to the statement made, relative to Assembly Bill No. 128, that he had stated that prisoners at Tehachapi were being coddled, and to state that he believed in everything being done, that is possible, to rehabilitate prisoners.

The question being on the passage of Assembly Bill No. 128.

Demand for Previous Question

Messrs. Kraft, Burkhalter, Allen, Waters, and Boyd demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 128.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Holhbaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, McMullan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—60.

NOES—Beck, Brady, Doyle, Gannon, Lowrey, Massion, McCollister, and Werdel—8.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 12.15 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was introduced, and read the first time:

Assembly Bill No. 162: By Messrs. Weber, Call, Gaffney, Brady, Clarke, Collins, George D., Crichton, Crowley, Gannon, Haggerty, Heisinger, Lowrey, Sherwin, and Thorp—An act to add Section 702 to the Military and Veterans Code, relating to the powers of the Veterans Welfare Board.

Referred to Committee on Military Affairs.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 27—An act to add Section 2206 to the Health and Safety Code, relating to mosquito abatement districts, and declaring the urgency of this act, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 11

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 125
Assembly Bill No. 139

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 85

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate

By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 109

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WATERS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 109—An act to amend Sections 4452, 4453 and 4458 of the Labor Code, and to repeal Section 4460 of the Labor Code, relating to workmen's compensation.

Bill read second time, and ordered engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 4

J. A. BEEK, Secretary of the Senate

By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Joint Resolution No. 4—Relative to Federal legislation granting terminal furloughs and leaves to enlisted personnel of the armed forces of the United States.

Referred to Committee on Military Affairs.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 92

J. A. BEEK, Secretary of the Senate

By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Bill No. 92—An act making an appropriation to the Department of Education to be expended for the performance of the powers and duties of the department relating to veterans, to take effect immediately.

Referred to Committee on Ways and Means.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon adjournment—

Ways and Means.

At 2 p.m.—

Education.

Governmental Efficiency and Economy.

At 2.45 p.m.—

Conservation and Planning.

ADVANCE ANNOUNCEMENT OF COMMITTEE MEETING

Mrs. Niehouse announced, in advance, that the Committee on Social Welfare will hold a meeting at 3 p.m., on Thursday, February 7, 1946.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Carey, Sheridan, Dunn, Sherwin, Dickey, and Johnson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Ethel Rose Taylor, instructor, and the following members of the class on Government from the Golden Gate School, Oakland: Dr. Oscar Meyer, Mrs. Estelle Losson, Mrs. L. F. Osborne, Mrs. Alma Lehman, Mrs. Angelina Ferdinand, Mrs. Sara Lozano, Mrs. Mary Skefich, Mrs. Ermelinda Avila, Mrs. G. Salomone, Mrs. Petra Nilssen, Miss Dorothy Silva, Mrs. Victoria Avelar, Mrs. Edvige Nani, Mrs. Mary N. Ferreira, Mrs. Angela Viale, Mrs. Caroline Accomosso, Miss Anna Accomosso, Mrs. Mary Bertolino, Mrs. Hyacinth Agness, Mrs. Mary Meneghetti, Mrs. Lucille Hester, Mrs. J. G. Green, Mrs. Spiritina Lanza, Mrs. Cora Lovisone, Miss Edna Laumann, Mrs. Helen Celestial, Mrs. Gladys Ibsen, Mrs. Maria C. Rogers, Mrs. Angelina Mapelli, Mrs. D. Zulaica, Mrs. Fermine Borgognone, Mrs. Eliza Convsoe, Mrs. Julia Lopez, Mr. A. M. Giacomelli, Mrs. Adelaide Freitas, Mr. Julius Seligstein, Mrs. Rose Perez, and Mrs. Elizabeth Thomas.

On request of Messrs. Miller and Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to W. H. Davis and Bob Decius, instructor, and the following members of Alpha Delta fraternity of the Palo Alto High School: Boyd Bentrott, Bob Abler, Richard Redeker, James McPherson, Don Martin, Tom Johnson, Don Patch, Hub Stokely, Jack Dodds, Don Roberts, Al Masters, Buddy Best, Bruce Taft, John Sherwood, Franklin Johnson, and John Cromwell.

On request of Mr. Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Pete Sterkel and James Sterkel of Huntington Park, Harr Sterkel, Cleveland, Ohio, and S. B. Cairns of San Fernando.

On request of Mr. Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. H. Y. Thompson of Morgan Hill.

On request of Messrs. Middough and Fletcher, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Henry J. Ahrens of Long Beach.

On request of Mr. Stewart, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harry Gaume of Pasadena.

ADJOURNMENT

At 12.23 p.m., on motion of Mr. Field, the Speaker declared the Assembly adjourned until 9.30 a.m., Thursday, February 7, 1946, out of respect to the memory of the late Hon. Victor J. Canepa of San Francisco.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-FOURTH LEGISLATIVE DAY

THIRTY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Thursday, February 7, 1946

The Assembly met at 9.30 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

Quorum present.

PRAYER

Upon invitation of the Speaker, prayer was offered by the Hon. John B. Pelletier, Member of the Assembly from the Forty-fourth District.

REQUEST FOR UNANIMOUS CONSENT TO PRINT PRAYER

Mr. Maloney asked for, and was granted, unanimous consent that the following prayer, offered this morning by Mr. Pelletier, be ordered printed in the Journal:

Prayer Offered by Mr. Pelletier

O God of Justice

We are gathered here in this Chamber this day to do Thy will in Truth and Justice.

We thank Thee for the privilege of living in a country whose government functions on a democratic principle, where its citizens enjoy the freedom of expression and liberty of conscience.

O Lord of Peace

We beseech Thee to bless the President of the United States that he may have the wisdom to know and the courage to do that which is acceptable unto Thy sight; that he may use his good office to help establish peace and liberty in every country of the world.

O God of Love

Bless the Governor and the Members of the Legislature that they may function harmoniously for the best interest of all the people and the welfare of our State.

We ask of Thee all of these favors and blessings in the name of Jesus Christ our Lord and Savior—Amen.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Brown, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Erwin, on motion of Mr. Field.

The following members were granted leaves of absence for the day, because of personal business elsewhere, and desired to waive their per diems:

Mr. Call, by unanimous consent.

Mr. Johnson, by unanimous consent.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Sam L. Collins, by unanimous consent.

Mr. Ralph C. Dills, by unanimous consent.

Mr. Fourt, by unanimous consent.

Mr. Miller, by unanimous consent.

Mr. Stephenson, by unanimous consent.

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, by unanimous consent.

COMMUNICATIONS

By Speaker Lyon:

The following communication was received, read, and ordered printed in the Journal:

Opinion of Legislative Counsel

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, February 6, 1946

*Honorable Charles W. Lyon, Speaker of the Assembly
Assembly Chamber, State Capitol, Sacramento, California*

DEAR MR. LYON: Pursuant to your request we have examined Assembly Bill No. 161.

In our opinion this bill is technically within the scope of Item 1 of the Proclamation convening this extraordinary session. We believe, however, that some further discussion of the matter is appropriate.

Item 1 of the Proclamation reads:

To consider and act upon legislation relating to veterans of wars in which the United States of America is or has been engaged.

The bill takes the "breakage" (the odd cents by which the amounts payable on each dollar wagered on a horse race exceeds a multiple of five cents) from the race track licensees who now are entitled to retain it, except that this does not apply to racing meetings conducted at the State fair or at county or agricultural district fairs.

The money is to be paid into a special fund and is appropriated to the Veterans' Welfare Board to carry out certain provisions of the Military and Veterans Code relating to the rehabilitation of veterans.

The effect of the bill is to increase the amount of the license fees paid by the operators of privately operated race tracks.

There is nothing in Item 1 of the Proclamation or elsewhere to put any interested person on actual notice that such a subject is to be considered at this extraordinary session.

There is, however, implicit in any Proclamation item which contemplates the expenditure of public money that the money might be required to be raised to permit the expenditure. For example, it has been held that under an item to provide for relief of unemployed residents it was proper to enact an emergency income tax (*Appeal of Van Dyke* (Wis. 1935) 259 N. W. 700). Also, under an item to provide facilities for tubercular patients and funds therefor a liquor tax may be enacted (*McCarron vs. Clyde Collins Co.* (Ark. 1939) 132 S. W. (2d) 19).

In Section 1 of the bill it is attempted to bring the bill within such cases by the following declaration of facts constituting an emergency:

Large numbers of California veterans have been discharged from the armed forces and are now seeking to readjust themselves to civilian life. The Legislature has heretofore enacted numerous laws providing assistance for the rehabilitation of such veterans. The surplus and cash excess in the State Treasury is such that there may be insufficient current revenues to enable the State to carry on the Veterans' Rehabilitation Program heretofore authorized by the Legislature and at the same time, to finance the normal functions of the State Government and the vitally needed Program for the Construction of Public Buildings and Other Public Works. It is the declared policy of the State that the needs of its returning veterans be first met and it is, therefore, declared that additional and adequate funds must be made available to enable the Veterans Welfare Board or its successor, to carry out the duties imposed upon it.

If the Legislature finds and declares these facts and the courts accept such determination as final, the bill, if enacted, would not be unconstitutional as being outside of the scope of the Proclamation.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By JOSEPH W. PAULUCCI, Chief Deputy

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 109
Assembly Bill No. 151
Assembly Bill No. 152

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

Committee on Conservation and Planning

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which was referred:

Senate Bill No. 78

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means

STREAM, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 148

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

Committee on Conservation and Planning

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which was referred:

Assembly Concurrent Resolution No. 28

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

STREAM, Chairman

Above reported resolution ordered engrossed.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 20

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DOYLE, Vice Chairman

Above reported resolution ordered engrossed.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 90

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 90—An act to authorize the Veterans' Welfare Board to acquire or erect buildings at colleges and universities for the purpose of furnishing housing accommodations for veterans attending the colleges and universities, providing for the operation and maintenance of such buildings, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "collect", and insert "college".

Amendment No. 2

On page 2 of said bill, between lines 2 and 3, insert

"Sec. 4. Any college or university desiring to obtain housing accommodations for veterans under the provisions of this act shall make application to the Veterans' Welfare Board within 90 days after the effective date of this act. The Veterans' Welfare Board, after setting aside sufficient money to administer this act, shall apportion to such colleges and universities which have filed applications to participate under the provisions of this act the remaining balance of the appropriation on the basis of the number of veterans to be housed at each respective college or university as such number of veterans bears to the total number of veterans to be housed at all colleges and universities which have made application so to participate. If any college or university, after making application to the Veterans' Welfare Board, determines that it does not desire to obtain housing accommodations for veterans under the provisions of this act, the funds apportioned to such college or university may be used by the Veterans' Welfare Board to augment the apportionment made to any other college or university which filed an application to participate under the provisions of the act."

Amendment No. 3

On page 2, line 15, of said bill, strike out "_____dollars (\$_____)", and insert "two million five hundred thousand dollars (\$2,500,000)".

Amendment No. 4

On page 2, line 18, of said bill, after "act", insert ", provided that not more than 1 per cent of the appropriation in this act may be used for administrative expenses in carrying out the provisions hereof".

Amendment No. 5

On page 2 of said bill, after line 18, insert

"Sec. 7. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of

Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Many veterans are unable to obtain education refitting them for civilian life because of inadequate housing at educational institutions in this State. In order that these veterans may be re-equipped for the civilian tasks that lay ahead of them, it is necessary that this bill, contributing vitally to the public peace, health and safety, take effect immediately."

Amendment No. 6

On page 2, line 3, of said bill, strike out "4", and insert "5".

Amendment No. 7

On page 2, line 7, of said bill, strike out "5", and insert "6".

Amendment No. 8

On page 2, line 15, of said bill, strike out "6", and insert "7".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Senate Bill No. 70

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 70—An act making an appropriation to the Division of Beaches and Parks for the establishment and development of riders' and hikers' trails, declaring the urgency hereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL
NO. 55 CONTINUED**

Mr. McMillan asked for, and was granted, unanimous consent that the consideration of his notice of motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage be continued until the next legislative day.

**NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION NO. 42
FROM COMMITTEE STRICKEN FROM FILE**

The Speaker ordered the notice of motion to withdraw House Resolution No. 42 from committee be stricken from the file, because the resolution has been reported out of the Committee on Education.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 85—An act to add Sections 2620, 2705.1, 2922.5, 4103.5, 4149.3, and 4189 to the Revenue and Taxation Code, relating to

penalties for delinquent taxes of persons in the armed forces of the United States, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 85?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended, strike out "Sections 2620, 2705.1, 2922.5, 4103.5, 4149.3 and 4189", and insert "Section 159".

Amendment No. 2

In line 3 of the title of said bill, strike out "penalties for delinquent", and insert "property".

Amendment No. 3

On page 1, line 1, of said bill, strike out "2620", and insert "159".

Amendment No. 4

On page 1 of said bill, between lines 2 and 3, insert "159. As used in this section "period of service" means the period beginning with the date of entrance of the individual involved into the service of the armed forces of the United States or September 16, 1940, whichever is the later, and ending six months after his separation from such service under conditions other than dishonorable or six months after the cessation of hostilities in existing wars in which the United States is engaged as declared by the President or Congress of the United States, whichever is the earlier.

Property owned by, or in which an individual interest of not less than 50 per cent is owned by, any individual is not during his period of service subject to any penalties, interest, or costs, and no penalties, interests, or costs accruing on such property during such period need be paid for any purpose.

The amounts of any penalties, interests, and costs so accruing which have been and are hereafter collected shall, on order of the board of supervisors, be refunded as erroneously collected in the manner provided in Article I of Chapter 5 of Part 9 of this division, except that subdivision (b) of Section 5097 and Sections 5104 and 5106 shall not be applicable and a claim for refund based on this section may be filed within three years after the period of service or within three years after the date on which this section becomes effective, whichever is the longer.

This section is applicable to property upon which the payment of taxes or assessments is delinquent, to tax sold property, and to tax deeded property and to the payment of taxes thereon and to the redemption thereof, including all of the procedures in Part 7 of this division."

Amendment No. 5

On page 1 of said bill, strike out lines 3 to 22, inclusive; strike out all of page 2; and on page 3, strike out lines 1 to 30, inclusive.

Amendment No. 6

On page 3, line 31, of said bill, strike out "6", and insert "2".

Amendment No. 7

On page 1, line 2, of the printed bill, as amended, strike out "Taxaton", and insert "Taxation".

Amendment No. 8

On page 2 of said bill, between lines 10 and 11, insert "As a condition to the receipt of the benefits of this section the board of supervisors may require an individual to file an affidavit setting forth the facts bringing him within the terms of this section "

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 85 by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Crichton, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Field, Fletcher, Gaffney, Haggerty, Hawkins, Heisinger, Holibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Nichouse, Pelletier, Price, Robertson, Sheridan, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

Assembly Bill No. 85 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 143—An act to amend Section 44 of the County Employees Retirement Act of 1937, relating to elective officers' declarations to become members of county retirement associations, 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—Allen, Anderson, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Crichton, Crowley, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Field, Fletcher, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Crichton, Crowley, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Field, Fletcher, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 26

House Resolution No. 26

Relating to requesting the Governor to permit the Legislature to consider legislation on aid to the aged and aid to the blind

The Legislature has been convened in extraordinary session commencing the seventh day of January, 1946, to consider and act upon numerous subjects of great and immediate importance; but the subjects specified by the Governor in his Proclamation do not include aid to the aged and aid to the blind.

Liberalization of the existing laws governing aid to the aged and aid to the blind is urgently required, in view of the increasing cost of living and the decreasing opportunities for employment, which render the present amounts of aid provided daily less adequate for the needs of the recipients, and the conditions of eligibility daily more unsuited to present conditions.

The policy of the State of California has long been and continues to be provision of aid to the aged and blind of the State on as generous a basis as the finances of the State permit, and the Members of the Assembly desire to effectuate this policy at this time; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly does hereby request and urge the Governor to permit the Legislature to give immediate consideration to the subject of public assistance, including aid to the aged and aid to the blind, and to enact legislation liberalizing the present provisions for such assistance; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit to the Governor immediately a copy of this resolution

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Carey, Collins, George D., Crichton, Crowley, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Robertson, Rosenthal, Thomas, Thompson, Waters, and Werdel—43.

NOES—Butters, Clarke, Denny, Leonard, Stream, Thurman, and Watson—7.

Speaker Pro Tempore Presiding

At 10.05 a.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 132—An act to amend Sections 804, 814, 815, 985.5, 986.4 and 986.5 of the Military and Veterans Code, relating to the purchase of farms and homes by veterans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Geddes, Haggerty, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 141 PLACED ON INACTIVE FILE

Mr. Burkhalter, upon request of Mr. Debs, moved that Assembly Bill No. 141 be placed upon the inactive file.

Motion carried.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 105—An act making an appropriation to the Department of Agriculture for construction, maintenance and equipment to provide housing facilities at State border quarantine stations, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Dunn, Emlay, Evans, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, and Wollenberg—58.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Dunn, Emlay, Evans, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, and Wollenberg—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 153—An act making an appropriation to the Department of Agriculture for the acquisition of real property, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Maloney, Massion, McCollister, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Maloney, Massion, McCollister, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 146—An act to amend Section 4300c of the Political Code, and Section 6107 of the Government Code, relating to the recordation and issuance of certified copies of documents of discharge, service, release, and separation of veterans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 75—An act making an appropriation for a State School for the Deaf in the southern part of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Explanation of Vote

While on legislative business in the Office of the Legislative Counsel, Assembly Bill No. 75, creating a School for the Deaf in Los Angeles, was presented for passage, which accounts for my not voting. My regrets are here expressed as I was anxious to vote for this measure.

VERNON KILPATRICK

Assembly Bill No. 78—An act authorizing any county, city and county, or district to expend public funds and to expend, use, or permit the use of public property or personnel to meet emergencies arising out of conditions created by the reconversion from a wartime to a peacetime economy, irrespective of budget or other limitations, 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 148—An act making an appropriation for construction, improvement, repairs and equipment of Camp Taylor State Park, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Hon. Albert C. Wollenberg Presiding

At 10.24 a.m., Hon. Albert C. Wollenberg, Member of the Assembly from the Twenty-first District, presiding.

Assembly Bill No. 151—An act to add Section 10.5 to the Housing Authorities Law, relating to housing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burns, Butters, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Werdel, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 152—An act to add Section 7.5 to the Municipal Court Act of 1925, relating to the compensation of attaches of municipal courts in cities of the first and one-half class who return from service with the armed forces of the United States.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burns, Butters, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, and Wollenberg—55.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 109—An act to amend Sections 4452, 4453 and 4458 of the Labor Code, and to repeal Section 4460 of the Labor Code, relating to workmen's compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Explanation of Vote

I was called to the telephone exchange to answer a long distance call when the vote was taken on Assembly Bill No. 109. I have lent my full support to Assembly Bill No. 109, and if I had been in the Assembly Chamber when the vote was taken I would have voted "aye" on the measure.

HAROLD F. SAWALLISCH

THIRD READING OF SENATE BILLS

Senate Bill No. 71—An act to amend Section 2 of an act entitled “An act to add Article 7, consisting of Sections 997, 997.1, 997.2, 997.3, 997.4, 997.5, and 997.6 to Chapter 6 of Division 4 of the Military and Veterans Code, relating to aid to veterans of World War II through cooperation with the United States or agencies thereof and of this State in making Federal lands available and suitable for settlement by such veterans,” approved June 25, 1945, relating to cooperation with the United States in settling veterans on Federal lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Robertson, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, and Wollenberg—57.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 31—An act making an appropriation to meet a deficiency in the appropriation contained in Chapter 1208, Statutes of 1941, for construction of a dam and pertinent works to impound the waters of Rector Creek in Napa County, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 5—An act making an appropriation for the acquisition of land for State forests.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beck, Bennett, Berry, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crowley, Davis, Dekker, Denny, Dickey, Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Hawkins, Heisinger, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—56.

NOES—Beal and Robertson—2.

Bill ordered transmitted to the Senate.

Senate Bill No. 21—An act making an appropriation to the Veterans' Welfare Board for the purpose of providing educational assistance for veterans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 24—An act to authorize the Department of Finance to acquire surplus property from the United States for the purpose of furnishing housing facilities for veterans attending universities and colleges and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 62—An act to amend Section 9102 of the Government Code, relating to the salaries of employees in the Legislative Offices in Alameda, Los Angeles, and San Francisco.

Bill read third time.

Motion to Amend

Mr. Hawkins moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, after "Section 18004.", insert "The employment of said person shall be subject to approval of a majority of the Assemblymen in such Senatorial District."

Amendment read.

Question of Personal Privilege

Mr. Robertson arose to a question of personal privilege stating that he wished to state that he lives in Santa Barbara County, and not Los Angeles County, as asserted by a preceding speaker.

The question being on the adoption of the amendment offered by Mr. Hawkins to Senate Bill No. 62.

Roll Call Demanded

Messrs. Beck, Doyle, and Dills, Clayton A., demanded a roll call.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Collins, George D., Dekker, Dills, Clayton A., Doyle, Evans, Fletcher, Geddes, Hawkins, Heisinger, Kilpatrick, Lowrey, Massion, McMillan, Niehouse, Pelletier, Robertson, Rosenthal, and Thomas—23.

NOES—Berry, Brady, Burke, Burns, Butters, Carey, Clarke, Crichton, Davis, Denny, Dickey, Emlay, Field, Gaffney, Gannon, Knight, Kraft, Leonard, Lyons,

Maloney, McCollister, Middough, O'Day, Price, Sheridan, Sherwin, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Weber, Werdel, and Wollenberg—35.

The question being on the passage of Senate Bill No. 62.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, strike out "there should be no other employees", and after "Section 1004" in line 9, insert "The Assembly Delegation in the county of 1½ class shall be entitled to employ two secretaries for the exclusive use of Members of the Assembly, to be selected by a majority of such delegation, such secretaries to hold a confidential position to said delegation".

Amendment read.

Point of Order

Mr. Dunn arose to the following point of order: That Mr. O'Day is out of order because he has previously spoken to the question.

Ruling by Chair

Acting Speaker Wollenberg ruled the point of order not well taken.

Motion to Continue Consideration of Amendment

Mr. O'Day moved that consideration of the amendment offered by Mr. Rosenthal to Senate Bill No. 62 be continued until the next legislative day.

Motion carried.

Senate Bill No. 27—An act making an appropriation for the construction of a women's dormitory at the Veterans' Home of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, and Werdel—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 60—An act to make an appropriation to the Vocational Education Fund for an apprenticeship training program for veterans, declaring the urgency of the act to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, and Wollenberg—68.

NOES—None.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, and Wollenberg—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 15—An act amending Section 634 of the Welfare and Institutions Code, relating to the appointment and tenure of office of probation officers, assistant probation officers, deputy probation officers, and of superintendents, matrons and other employees of detention homes.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Weber, Werdel, and Wollenberg—60.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined :

Assembly Bill No. 4—An act to add Section 15 to Chapter 873 of the Statutes of 1929, being an act, approved June 19, 1929 and entitled "An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the General Government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor; and the manner of payment thereof, and to repeal an act entitled 'An act to authorize, empower, and direct the Governor of the State of California to employ counsel, agents, and attorneys for the purpose of prosecuting, collecting and recovering the claims of the State of California against the United States of America, to prescribe the terms and conditions of the employment, the rate of compensation therefor, and the manner of payment thereof,' approved March 23, 1907, and also repealing an act entitled 'Concerning the war debt of this State, and providing for the redemption thereof,' approved April 19, 1856," relating to the authority of the Governor to contract for the recovery of claims of the State against the United States arising out of the Civil, Spanish, Indian and other wars, declaring the urgency thereof, to take effect immediately ;

Assembly Bill No. 15—An act making an appropriation to the Department of Industrial Relations for apprenticeship training, to take effect immediately ;

Assembly Bill No. 17—An act making an appropriation to the Department of Finance to cover additional cost of construction, improvements, and equipment, declaring the urgency thereof, to take effect immediately ;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of February, 1946, at 11 30 a m

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined :

Assembly Concurrent Resolution No. 29—Relative to adjournment in respect to the memory of Harry B. Riley ;

Assembly Joint Resolution No. 3—Relative to memorializing Congress to enact S. 1592, to establish a National housing policy and to provide for its execution; And reports that the same have been correctly enrolled, and presented to the Secretary of State on the seventh day of February, 1946, at 11 30 a m

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 73—An act to amend Section 20894.5 of the Government Code, relating to the State Employees' Retirement System, and providing for contributions for persons in the military service;

And reports that the same has been correctly enrolled, and presented to the Governor on the seventh day of February, 1946, at 11.30 a.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 35—An act to provide for a medical school and center at the University of California at Los Angeles, and to make an appropriation therefor;

Assembly Bill No. 61—An act making an appropriation for the Medical Center of the University of California in San Francisco;

Assembly Bill No. 65—An act to add Sections 20602.2 and 20602.7 to the Government Code, relating to veterans, and providing for their rights and privileges as members of the State Employees' Retirement System, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of February, 1946, at 11.30 a m.

PELLETIER, Chairman

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 7, 1946

The following resolutions have this day been chaptered, and filed in the Office of the Secretary of State:

Assembly Joint Resolution No. 3, Chapter 33

Assembly Concurrent Resolution No. 29, Chapter 34.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

APPOINTMENTS TO SPECIAL COMMITTEE

Speaker Lyon announced the appointment of Mr. Stream as a member of the Special Committee attending the funeral services for the late Hon. Harry B. Riley, this afternoon, vice Mr. Butters, resigned, because of illness.

Speaker Lyon announced the appointment of Messrs. Crowley and Maloney, also, to this Special Committee.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 145—An act to add Section 517 to the Vehicle Code, relating to the maximum speed of vehicles on public highways, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Gannon moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "50", and insert "45".

Amendment No. 2

On page 1, line 10, of said bill, strike out "50", and insert "45".

Amendment No. 3

On page 2, line 10, of said bill, strike out "50", and insert "45".

Amendments read.

Point of Order

Mr. Waters arose to the following point of order: That Mr. Gannon has exceeded his time speaking to the question.

Ruling by Speaker

Acting Speaker Wollenberg ruled the point of order well taken.

Motion to Grant Additional Time

Mr. Evans moved that an additional five minutes be allowed Mr. Gannon.

Mr. Leonard seconded the motion.

Motion carried.

The question being on the adoption of the amendments offered by Mr. Gannon to Assembly Bill No. 145.

Speaker Presiding

At 12.15 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

The question being on the adoption of the amendments offered by Mr. Gannon to Assembly Bill No. 145.

Demand for Previous Question

Messrs. Allen, Davis, Kraft, Waters, and Robertson demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. Gannon to Assembly Bill No. 145.

Roll Call Demanded

Messrs. Gannon, Kraft, and Pelletier demanded a roll call.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Boyd, Davis, Gaffney, Gannon, Geddes, Knight, Kraft, Nichouse, Sherwin, Stewart, and Werdel—11.

NOES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collins, George D., Crichton, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Field, Haggerty, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Stream, Thomas, Thorp, Waters, Watson, Wollenberg, and Mr. Speaker—48.

The question being on the passage of Assembly Bill No. 145.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "highways", insert "and private roads".

Amendment No. 2

On page 1, line 3, of said bill, after "highways", insert "and private roads".

Amendment No. 3

On page 1, line 4, of said bill, after "highway", insert "or a private road".

Amendments read.

Roll Call Demanded

Messrs. Heisinger, Robertson, and Dills, Clayton A., demanded a roll call.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Anderson, Brady, Collins, George D. Crowley, Dekker, Doyle, Dunn, Gaffney, Haggerty, Heisinger, Maloney, Massion, McMillan, O'Day, Sherwin, and Wollenberg—16.

NOES—Allen, Beal, Berry, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Crichton, Davis, Denny, Dickey, Dills, Clayton A., Emlay, Evans, Field, Geddes, Knight, Leonard, McCollister, Middough, Niehouse, Robertson, Sawallisch, Sheridan, Stewart, Stream, Thomas, Thorp, Weber, and Mr. Speaker—33.

The question being on the passage of Assembly Bill No. 145.

Urgency Clause

Urgency clause read, and refused adoption by the following vote:

AYES—Allen, Beck, Bennett, Berry, Boyd, Burke, Burns, Butters, Call, Clarke, Crichton, Crowley, Doyle, Emlay, Fletcher, Gaffney, Gannon, Geddes, Hawkins, Heisinger, King, Knight, Leonard, Lyons, Maloney, Massion, McCollister, Niehouse, Rosenthal, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Werdel, Wollenberg, and Mr. Speaker—39.

NOES—Anderson, Beal, Brady, Brown, Carey, Collins, George D., Davis, Dekker, Denny, Dickey, Dills, Clayton A., Dunn, Evans, Field, Haggerty, Hollibaugh, Kilpatrick, McMillan, Middough, O'Day, Pelletier, Robertson, Sawallisch, Sheridan, and Weber—25.

Notice of Motion to Reconsider Urgency Clause to Assembly Bill No. 145

Messrs. Allen, Burns, Emlay, Leonard, and Thomas gave notice that on the next legislative day they would move to reconsider the vote whereby the urgency clause to Assembly Bill No. 145 was this day refused adoption.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 160 FROM COMMITTEE

Mr. Davis asked for, and was granted, unanimous consent that Assembly Bill No. 160 be withdrawn from the Committee on Governmental Efficiency and Economy and re-referred to the Committee on Education.

MOTION TO SET SPECIAL ORDER

Mr. Davis moved that Senate Bill No. 45 be made a special order of business for Friday, February 8, 1946, at 11 a.m.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Watson, Weber, Wollenberg, and Mr. Speaker—59.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time:

Assembly Bill No. 163: By Messrs. Maloney and Wollenberg—An act to add Section 1477.5 to the Labor Code, relating to the Commission

of Housing, making an appropriation, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 164: By Mr. Kilpatrick—An act to authorize the Director of Finance to apply for and operate and administer temporary housing units in localities to which such units are allocated by Federal agencies, but in which local authorities have failed to make application therefor.

Referred to Committee on Governmental Efficiency and Economy.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 56

Assembly Bill No. 129

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 83

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

LOWREY, Vice Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 83—An act to add Chapter 13.6 to Division 3 of the Education Code, relating to the support of school districts in distress as a result of war created conditions, 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 2, line 18, of the printed bill, as amended in the Senate on February 1, 1946, strike out the period, and insert ", except that in any elementary school district in which the assessed valuation is less than one dollar (\$1) per unit of average daily attendance for the school year 1946-1947 and which district is eligible to receive an apportionment under this chapter, the current expenses shall not exceed one hundred forty-one dollars (\$141) per unit of average daily attendance in the elementary schools of the district."

Amendment No. 2

On page 3, lines 28 and 29, of said bill, strike out "dollars (\$2,000,000)", and insert "twenty thousand dollars (\$2,020,000)".

Amendment No. 3

On page 1, line 21, of said bill, after "less", insert "not more than".

Amendment No. 4

On page 2, line 9, of said bill, after "plus", insert "not more than".

Amendment No. 5

On page 2, line 11, of said bill, after "services", insert "plus an amount for transfers for tuition as required by law".

Amendment No. 6

On page 2, line 11, of said bill, after "income", insert "exclusive of the net beginning balance on July 1, 1946".

Amendment No. 7

On page 2, line 12, of said bill, after "sources", insert "applicable to these budgetary purposes".

Amendment No. 8

On page 2, line 15, of said bill, strike out "regular".

Amendment No. 9

On page 2, line 18, of said bill, strike out "regular".

Amendment No. 10

On page 2 of said bill, after line 18, insert "In computing an apportionment under this act, an allowance shall be made for the 1946-1947 accumulation in a Special Accumulative Building Fund established before January 1, 1946; no allowance shall be made for such funds established on or after that date. Nothing in this act shall interfere with the expenditure of a Special Accumulative Building Fund."

Amendment No. 11

On page 2, line 24, of said bill, strike out "regular".

Amendment No. 12

On page 2, line 27, of said bill, strike out "regular".

Amendment No. 13

On page 2, line 34, of said bill, strike out "regular".

Amendment No. 14

On page 2, line 36, of said bill, strike out "regular".

Amendment No. 15

On page 2, line 37, of said bill, strike out "period July 1, 1946 to December 1, 1946, inclusive", and insert "first three school months of the school year 1946-1947, multiplied by the ratio between the actual average daily attendance of the schools of the district for the first three school months of the school year 1945-1946 and the actual average daily attendance of the schools of the district for the entire school year 1945-1946".

Amendment No. 16

On page 2, line 29, of said bill, strike out "December 20, 1946", and insert "January 10, 1947".

Amendment No. 17

On page 2, line 43, of said bill, immediately preceding "Not", insert "7007.1".

Amendment No. 18

On page 2 of said bill, after line 48, insert "7007.2. If the amount computed as the total apportionment to any district pursuant to Section 7006 is less than the amount apportioned to such district under the second preceding paragraph of this section, the Superintendent of Public Instruction shall demand, and the governing board of the district shall make, a refund of the excess apportionment. The amount refunded shall be paid by the Superintendent of Public Instruction into the State Treasury for credit to the General Fund.

7007.3. If any district receives funds from the Federal Government for the general maintenance and operation of the schools of the district after the making of the apportionment to the district under Section 7007.1; and such funds were not taken into account in computing the apportionment to the district under Section 7006, the Superintendent of Public Instruction shall demand, and the governing board of the district shall make, a refund of the amount which would not have been apportioned to the district had such Federal funds been so taken into account. The amount refunded shall be paid by the Superintendent of Public Instruction into the State Treasury for credit to the General Fund."

Amendment No. 19

On page 3, line 19, of said bill, strike out "special school", and insert "general".

Amendment No. 20

On page 3, line 19, of said bill, strike out "and of".

Amendment No. 21

On page 3, line 20, of said bill, strike out "the county".

Amendments read and adopted.

Bill ordered reprinted, and re-referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES**Committee on Education**

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 85

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

LOWREY, Vice Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 83

Senate Bill No. 3

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bills re-referred to Committee on Ways and Means.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, February 6, 1946

MR. SPEAKER: Your Committee on Education, to which was referred:

House Resolution No. 42

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

LOWREY, Vice Chairman

Above reported resolution ordered on file.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 27

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolution ordered on file for adoption.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS (RESUMED)**

The following resolution was introduced, and read the first time:

Assembly Joint Resolution No. 19: By Messrs. Lyon, Werdel, Geddes, Dickey, Denny, Field, Leonard, and Sherwin—Relative to contemplated change in Office of Price Administration regulations covering Douglas fir lumber.

Request for Unanimous Consent

Mr. Lyon asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 19, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 19

Assembly Joint Resolution No. 19—Relative to contemplated change in Office of Price Administration regulations covering Douglas fir lumber. Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Dekker, Denny, Dickey, Dills, Clayton A. Doyle, Dunn, Emlay, Evans, Field, Fletcher, Haggerty, Hawkins, Heisinger, King, Knight, Leonard, Lyons, Maionev, Massion, McCollister, McMullan, Middough, O'Day, Pelletier, Rosenthal, Sheridan, Sherwin, Stewart, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—54.

NOES—None.

Resolution ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Lyon:

The following communication was received, read, and ordered printed in the Journal:

Your kind expression of sympathy is deeply appreciated and gratefully acknowledged.

THE LESS GUTHRIE FAMILY

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 34

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FIELD, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 34—An act to amend Section 4157 of the Political Code, relating to the duties of sheriff.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency and Economy:

Amendment No. 1

On page 2, lines 11 and 12, of the printed bill, as amended in the Assembly on January 21, 1946, strike out "whose mental condition", and insert "whenever the sheriff has probable cause to believe that the mental condition of such veteran".

Amendment No. 2

On page 2, line 14, of said bill, after "officer," insert "or by a".

Amendment No. 3

On page 2, line 15, of said bill, strike out "or any interested citizen,".

Amendment No. 4

On page 2, line 18, of said bill, strike out "As soon as practi-"; and strike out lines 19 to 21, inclusive, and insert "Any such veteran shall be released from the county hospital by the sheriff unless, within 48 hours, a complaint is filed for his commitment as provided by law. The sheriff is further authorized to transport to, or otherwise

place any such veteran in the care, custody, and control of, the United States Veterans' Administration."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 56

Senate Bill No. 100

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 56—An act to amend Section 16 of an act entitled "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," approved June 20, 1944, relating to allocations by the State for the cost of acquisition of rights of way and sites for public works projects.

Bill read second time, and ordered to third reading.

Senate Bill No. 100—An act to add Sections 3211.9, 3211.91, 3211.92, 3211.93, and 3211.94 to, and Chapter 10 5, comprising Sections 4351 to 4387, inclusive, to Part 1 of Division 4 of the Labor Code, and to add Article 10.7 to Chapter 1 of Division 7 of the Military and Veterans Code, relating to the furnishing of workmen's compensation benefits to disaster service workers, including the limiting of the liability of the State of California, counties, cities, and disaster councils for injuries arising out of and occurring in the course of activities as a disaster service worker, authorizing the California State Disaster Council to certify disaster councils and to make rules and regulations for the classifying and registering of disaster service workers, providing for the State Compensation Insurance Fund to act as adjusting agent, and making an appropriation for the furnishing of workmen's compensation benefits, to take effect immediately.

Bill read second time.

Motion to Amend by Unanimous Consent

By unanimous consent, Mr. Lyon moved the adoption of the following amendment:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Senate on February 4, 1946, strike out "3211.94", and insert "3352.94"

Amendment read and adopted.

Bill ordered reprinted, and to third reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold committee meetings today:

At 2 p.m.—

Municipal and County Government.

At 3 p.m.—

Social Welfare.

At 3.30 p.m.—

Agriculture.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Crowley and Evans, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Theodore Miller of Napa.

On request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to T/Sgt. Bernard Burns of Eureka.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Paul Griffis of San Francisco.

On request of Mr. Stream, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Prof. and Mrs. Jessie F. Mack of Oberlin, Ohio, and Mrs. Cromwell D. Eddy of San Diego.

On request of Mr. Berry, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Doris De Lahaie of Orinda and E. L. Spencer of Sacramento.

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Pfc Chester S. Kalata, Newark, New Jersey, and Pfc Lawrence Feller, Pittsburgh, Pennsylvania.

On request of Mr. McMillan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Walter Van Dyke of Los Angeles.

On request of Mr. Kraft, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Laura Allen and Mr. Crooks of Los Angeles, and Harold Bowey of Bakersfield.

ADJOURNMENT

At 1.05 p.m., on motion of Mr. Field, the Speaker declared the Assembly adjourned until 9.30 a.m., Friday, February 8, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-FIFTH LEGISLATIVE DAY
 THIRTY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Friday, February 8, 1946

The Assembly met at 9.30 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D, Chrichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Almighty God

May we be proud of America today, of her unparalleled history of freedom and demonstration of democracy, which spring from the belief in the importance of the individual and of his rights.

Let us glory in the faith that we, as Americans, do not measure a man's worth by his wealth, nor grade our deference according to the accident of his heredity or pedigree.

May we exalt the ideal to treat all men, rich or poor, with equal courtesy, because every man is possessed of a spark of celestial fire.

Let us remember that the decline of ancient nations began with the worship of rank and titles, and with the decay of the spirit of respect for the common man.

Let us survey the past and behold the men who made America great, who defied kings, bowed to no man, and regarded every man as an immortal.

May America continue to show that our Democracy can be a land of equality, where the child of the log cabin and the prairie can attain unto the White House, and where the test of worth is public service.—Amen.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. King, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of legislative business elsewhere :

Mr. Sam L. Collins, by unanimous consent.
 Mr. Fourt, by unanimous consent.
 Mr. Ralph C. Dills, by unanimous consent.
 Mr. Burkhalter, on motion of Mr. Allen.

The following member was granted leave of absence for the day, at his home, because of illness :

Mr. Armstrong, by unanimous consent.

The following member was granted leave of absence for the day, because of illness :

Mr. Erwin, by unanimous consent.

The following member was granted leave of absence for the day, because of personal business elsewhere, and desired to waive his per diem :

Mr. Debs, on motion of Mr. Evans.

COMMUNICATIONS

By the Chief Clerk :

The following communication was received, read, and ordered printed in the Journal :

NAVY DEPARTMENT, EXECUTIVE OFFICE OF THE SECRETARY
 ADMINISTRATIVE OFFICE, WASHINGTON, February 5, 1946

*Mr. Arthur A. Ohnimus, Assembly Chamber
 The Capitol, Sacramento 14, California*

DEAR ARTHUR: I was exceedingly sorry to learn of Assemblyman Guthrie's death a few days ago. I liked him and am sorry that he has passed away.

It looks as though I will not be out in Sacramento until after you have adjourned. In that event, please give my regards to Members of the Assembly, your staff, and the ladies and gentlemen of the Press, all of whom I should like to see again. Also, I hope the session will be a very beneficial one to all concerned and accomplish a great deal of good for the State.

Cordially,

WILLIS SARGENT

Also :

The following communication was received, and ordered printed in the Journal :

NAVY DEPARTMENT
 WASHINGTON 25, D. C., February 4, 1946

ADDRESS REPLY TO MATERIAL DIVISION OFFICE OF THE ASSISTANT SECRETARY
 AND REFER TO M250 RZS :EMB

*Mr. Arthur A. Ohnimus, Chief Clerk, California Legislature
 Sacramento 14, California*

DEAR MR. OHNIMUS: The Secretary of the Navy has referred to me for reply your letter of January 18, 1946, in which you invited attention to an enclosed copy of Assembly Joint Resolution No. 2, which was adopted by the California Legislature on January 17, 1946.

The Navy Department is in complete sympathy with the urgent needs of the civilian economy for essential building materials, particularly those required to alleviate the critical housing shortage throughout the Nation. We wish to assure you that it is the Navy's policy to reduce its stocks of the types of materials involved to an absolute minimum. In pursuance of this policy the Navy periodically redetermines its required inventory position in order that it may release to the civilian economy all excess stocks that may result therefrom. To that end the Navy will probably declare surplus, in the near future, approximately \$46,000,000 of equipment and material which is presently located at Port Hueneme, California. Of this amount approximately one-half is comprised of building material and equipment and the remainder comprises miscel-

laneous commercial and industrial type items. In addition there is on board in ships at Port Hueneue, awaiting unloading, approximately \$15,000,000 worth of material and equipment.

As you know, the Navy has no control over the methods of disposal or sale of such surplus stocks. This is governed by acts of Congress.

You may be assured that the Navy will continue to do all that it can to release additional quantities of essential building materials to the civilian economy. It is hoped that through this means stocks will be made available to at least partially alleviate the present critical situation.

Sincerely yours,

B. MOREELL, Vice Admiral, USN

Also:

The following communication was received, and ordered printed in the Journal:

STATE OF CALIFORNIA
THE ADJUTANT GENERAL, SACRAMENTO, February 7, 1946

Mr. Arthur A. Ohnmus, Chief Clerk, California Legislature
State Capitol Building, Sacramento, California

DEAR SIR: Acknowledgment is made of receipt of your letter of February 6, 1946, in which was inclosed Assembly Concurrent Resolution No. 8, relative to commending members of the California State Guard and requesting the Adjutant General to procure a suitable pin for presentation to each released member as evidence of his honorable discharge.

For your information, the designs have already been prepared for the pin referred to in said resolution, and plans are under way for the dissemination of the same.

I am deeply appreciative of the interest of the Legislature in the State Guard and in recognizing the patriotic volunteer services rendered by members of the Guard during a critical period in the State.

Sincerely,

VICTOR R. HANSEN, Brigadier General
The Adjutant General

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO 14, February 8, 1946

To the Honorable Members of the Assembly
State of California, Sacramento, California

GREETINGS: I am returning herewith Assembly Bill No. 60 without my signature. This bill diverts the \$90,000,000 Postwar Unemployment and Construction Fund of the State to the use of cities and counties.

The bill divides this \$90,000,000 in half, precisely as one would cut a melon. It then gives a \$45,000,000 slice to the cities of the State, and a \$45,000,000 slice to the counties of the State—not on any basis of the need of any particular city or county, but entirely according to an arbitrary formula based on population and road mileage.

In view of the known needs of our State, and particularly in view of the fact that our State is still growing, I find it difficult to understand the logic of the action which caused this bill, after five weeks of the special session, to be the first major bill to reach my desk. It arrives in solitary conspicuousness ahead of a long list of bills providing for State needs.

It is my sincere hope that you will further consider the importance to our State of the items which have been sidetracked by this bill, the magnitude of the financial problem it presents, and the danger of the precedent it creates.

I can not in good conscience sign Assembly Bill No. 60, and my reasons are as follows:

The bill inaugurates an entirely new spending policy in State Government. It appropriates for purposes which have not heretofore been accepted as the responsibility of the State. State financial history proves that such a precedent, once established, invariably opens the door to further demands and continuous expenditures.

The bill is obviously predicated on the assumption that because there is a war-created reserve now in the State Treasury, a division of the spoils is in order. It was enacted before any State needs were determined.

The bill disregards the fact that even within the restricted limits of the call of this special session, there have been introduced appropriation bills totalling \$314,599,000, exclusive of the \$90,000,000 gift to cities and counties. This tremendous total shows that the Members of the Legislature, themselves, recognize the need for additional State services. How many of these bills will be enacted, we do not know, because this is the first of any importance to come to final passage, but if those bills providing for State needs, added to this \$90,000,000, would strain our current finances, I would be compelled, if I had first signed this bill, to veto or cut the appropriations for real

State needs. This demonstrates the fallacy of any claim that there is in any true sense a surplus of State funds.

The bill inaugurates a policy under which State needs will forever have to compete with local government, on a log-rolling basis, for the State tax dollar.

The bill ignores the fact that since 1943, by Constitutional Amendment and legislative action, recurring State expenditures have been approved which add \$138,220,000 to the State Biennial Budget. Of this amount, \$114,500,000 will be for recurring subventions to local government.

The bill fails to recognize the difference between communities which have encountered financial difficulty and those which have not. By basing the distribution of funds on the 1940 Census, it fails to distinguish between communities whose population has been swollen by the war and those which have experienced a lesser growth during the past six years.

It is important to note that, although schools are listed in the bill as being within the range of permissible local projects, no school district is entitled to any of this money, and can not get any of it, unless the county government waives its claim and assigns some of the county share to the school district—a situation that will rarely occur.

The bill involves a departure from accepted local government responsibility for financing local projects through local taxation. Such a departure can safely be made only after a thorough study of our whole tax structure and a considered assumption of additional responsibilities by the State.

In returning this bill unsigned, I ask that you review recent financial history and consider the interrelationship of the following facts.

Under our present tax structure and at higher rates than those now in force, our State operated at a deficit for 10 years prior to the war. We have delayed improvements in our State institutions for 15 years. Our population has increased 57 per cent, or three and one-half million people, since 1930, and is continuing to increase. We have increased the amount of old-age pensions and aid to the needy blind. We have accepted increased responsibility for financing the public schools. We have assumed additional obligations in connection with teachers' retirement and State employees' retirement. We have raised the pay of our employees, and if the cost of living and outside salaries continue to go up, we will have to increase salaries further. We have assumed additional obligations in connection with tuberculosis control and other public health programs. We have declared a State policy of financial responsibility in connection with flood control. Veterans' programs are in the making which will involve large expenditures through the years.

I ask that you consider these commitments in their relation to the appropriations that you may make at this session of the Legislature, and future appropriations. I ask that you likewise consider them as items which will increase in total claims upon the State Treasury as our State grows. Recognizing the justification, the fairness and the priority of the ever mounting State claims upon the State tax dollar, I can not concede that the State is in a position to give away money, and I must decline to be a party to any such action.

Lastly, I am thoroughly convinced that the enactment of this bill into law would necessitate the increase of taxes at the next Session of the Legislature, or submission of a bond issue to the people of the State to provide funds for State needs.

Upon my insistence, State taxes have been reduced since 1943 to the extent of \$225,000,000. We have also been able to provide for the retirement of all of the State's general indebtedness, and our State is now debt free for the first time in history. If the revenues that we now have are wisely spent, I am hopeful that we can continue this tax reduction. The enactment of this bill would make it impossible to do so.

Respectfully yours,

EARL WARREN, Governor

Assembly Bill No. 60 ordered to unfinished business file.

RESOLUTIONS

The following resolution was offered:

By Messrs. Allen and Anderson:

House Resolution No. 76

Relative to adjournment in tribute to the memory of Walter H. Kesterson

WHEREAS, The members of this Assembly have learned with great shock and regret of the untimely death, on February 5, 1946, of Walter H. Kesterson, outstanding police officer of the City of Los Angeles; and

WHEREAS, While on duty in police uniform and in performance of his duties Walter H. Kesterson received the broadcast of a theater hold-up, and being ever on the alert

his attention was attracted to a car containing three men which he had good reason to believe answered the description of the theater bandits, he approached the car of the three suspects. When he sought to question them, without warning he was greeted with a fusillade of pistol shots. He returned their fire, fatally wounding two of them, but not before he had himself received a bullet wound over the heart from which he died within a few minutes; and

WHEREAS, It has been proven by ballistics tests that the gun used by one of the bandits had been used in the murder of another brave brother peace officer in the neighboring City of Vernon, in an unprecedented series of wanton murder of police officers by lawless elements, this wave of crime and killings should bring to the attention of the general public with grim realization the daily hazards of members of our constituted peace officers; and

WHEREAS, Walter H. Kesterson was symbolic of the many brave men who risk their lives daily for the protection of all citizenry, a veteran of World War I and a member of Police Post, American Legion, a member of the Los Angeles Police Department continuously since 1928, and will always be remembered by members of this Assembly as a "square copper." Industrious, gentle and kindly by his own nature, always ready to respond to the appeals of those in distress, his outstanding personal courage will live long in the hearts of his personal friends. His loss to the citizens of Los Angeles whom he loved and served so well can never be measured; now, therefore, be it

Resolved, That the Chief Clerk of this Assembly transmit an engrossed copy of this resolution to Mrs. Louise Kesterson, widow of Walter H. Kesterson, as a means of conveying to her their deep sympathy in the loss of her husband, and that she may know of their warm regard for him as a man and their admiration for the courageous devotion to duty which cost him his life; and be it further

Resolved, That when this Assembly adjourns this eighth day of February, 1946, it do so out of respect to the memory of Walter H. Kesterson, in final tribute to a brave and gallant officer and friend.

Request for Unanimous Consent

Mr. Allen asked for, and was granted, unanimous consent to take up House Resolution No. 76, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 8, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 90

And reports the same correctly engrossed

PELLETIER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, February 8, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 34

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 27—An act to add Section 2206 to the Health and Safety Code, relating to mosquito abatement districts, and declaring the urgency of this act, to take effect immediately;

Assembly Bill No. 54—An act to add Section 19402 to the Government Code, relating to leaves of absence of veterans in the State civil service;

Assembly Bill No. 125—An act to amend Section 19398 of the Government Code, relating to veterans' rights in promotional examinations;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of February, 1946, at 5 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 18—Relative to the condition of State funds and estimation of surplus at the end of this biennium, requesting the State Controller and the Director of Finance for information in respect thereto;

Assembly Joint Resolution No. 11—Relative to the establishment of foreign trade zones in California;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the seventh day of February, 1946, at 5 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 139—An act to add Section 66d to the Code of Civil Procedure, relating to the number of judges of the Superior Court in the County of Ventura;

And reports that the same has been correctly enrolled, and presented to the Governor on the seventh day of February, 1946, at 5 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 8, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 20

Assembly Concurrent Resolution No. 28

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolutions ordered on file for adoption.

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Social Welfare, to which were referred:

Senate Bill No. 32

Senate Bill No. 33

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

NIEHOUSE, Chairman

Above reported bills re-referred to Committee on Ways and Means.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Senate Bill No. 49

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

CLARKE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 49—An act providing for research and its adaptation to the production, processing, distribution and utilization of agricultural products grown in the State of California and making an appropriation therefor, declaring the urgency of this act, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, as amended in the Senate on January 24, 1946, strike out "two million three hundred thousand dollars (\$2,300,000)", and insert "two million four hundred thousand dollars (\$2,400,000)".

Amendment No. 2

On page 1, line 14, of said bill, strike out "87", and insert "83½".

Amendment No. 3

On page 1, line 16, of said bill, strike out "13", and insert "4 per cent, if and when expended, is available for expenditure without regard to fiscal years and for no other purpose than for research in the production of agricultural crops in Antelope Valley, Los Angeles County, including the possibilities of producing crops if the underground water table in that area continues to fall, and 12½".

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Social Welfare, to which was referred:

Senate Bill No. 88

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

NIEHOUSE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 88—An act to add Sections 164.5 and 206.7 to the Welfare and Institutions Code, relating to reports concerning veterans in public institutions.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 104

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

KNIGHT, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 104—An act to add Section 126 to the Government Code, relating to the acquisition of land in this State by the United States and the consent of the Legislature to such acquisition upon the conditions and subject to the reservations in this act prescribed.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 2 of the printed bill, between lines 16 and 17, insert

"The finding and declaration of the State Board of Equalization provided for in subdivision (d) of this section shall be made only after a public hearing. Notice of such hearing shall be published once in a newspaper of general circulation in each county in which the land or any part thereof is situated and a copy of such notice shall be personally served upon the clerk of the board of supervisors of each such county. The State Board of Equalization shall make rules and regulations governing the con-

ditions and procedure of such hearings, which shall provide that the cost of publication and service of notice shall be borne by the owner or transferee of the property."

Amendment read and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, February 8, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 156

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

McCOLLISTER, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 48

Senate Bill No. 61

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

KNIGHT, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 48—An act to amend Section 24626 of the Education Code, relating to the use of county funds for the support and maintenance of extension work in agriculture and home economics.

Bill read second time, and ordered to third reading.

Senate Bill No. 61—An act to amend Section 2302 of, and to add Section 2302.1 to, the Health and Safety Code, relating to the maximum rate of tax for mosquito abatement districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 7, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 7

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Joint Resolution No. 7—Relative to veterans hospital facilities in California.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 7, at this time, without reference to committee or file.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 7

Senate Joint Resolution No. 7—Relative to veterans hospital facilities in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Call, Carey, Clarke, Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Field, Fletcher, Gaffney, Geddes, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

Resolution ordered transmitted to the Senate.

**NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL
NO. 55 CONTINUED**

Mr. McMillan asked for, and was granted, unanimous consent that the consideration of his notice of motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage be continued until the next legislative day.

**NOTICE OF MOTION TO RECONSIDER URGENCY CLAUSE
TO ASSEMBLY BILL NO. 145 CONTINUED**

Messrs. Allen, Burns, Emlay, Leonard, and Thomas asked for, and were granted, unanimous consent that their notice of motion to reconsider the vote whereby the urgency clause to Assembly Bill No. 145 was refused adoption be continued until the next legislative day.

RESOLUTIONS

The following resolution was offered:

By Messrs. Middough, Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyon, Lyons, Maloney, Massion, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg:

House Resolution No. 77

Relative to Commemorating Boy Scout Movement

WHEREAS, The week from February 8 to 14 is Boy Scout Week, and marks the Thirty-sixth Anniversary of the founding of this great youth and character building organization; and

WHEREAS, Our youth is by far the greatest asset that we have. All the wealth in our treasuries, all the millions in our vaults, all the gold in our hills, is not worth 1 cent if we fail in the building of our boys—the men of tomorrow; and

WHEREAS, The training of our boys into fine manhood and good citizenship is the greatest responsibility before us; Therefore, be it

Resolved, That when we do this day adjourn, that we do so in commemoration of the founding of this great organization—The Boy Scouts of America, in recognition of

the good work, both of the paid personnel and of the large number of volunteer personnel who gave freely and unselfishly of their talents, time, money and interest for the good of our future manhood, and with a firm resolve to bend every effort ourselves toward the solution of our youth problems that are of such vital interest to all of us.

Request for Unanimous Consent

Mr. Middough asked for, and was granted, unanimous consent to take up House Resolution No. 77, at this time, without reference to committee or file.

Resolution read and adopted.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. Middough and Doyle as a Select Committee, to escort to the rostrum, Messrs. Carlton Owens, Field Executive of the Boy Scouts of America, and Marvin Shulman, Explorer, Scout Post 2010, of Sacramento.

RECESS

At 10.10 a.m., on motion of Mr. Middough, the Assembly recessed until 10.15 a.m. to meet Carlton Owens, and to hear Marvin Shulman read a Proclamation from President Truman on behalf of the Boy Scouts of America.

REASSEMBLED

At 10.15 a.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT TO PRINT PROCLAMATION BY PRESIDENT TRUMAN IN JOURNAL

By unanimous consent, and on request of the Speaker, the following Proclamation of the President of these United States, the Hon. Harry S. Truman, as read during recess by Marvin Shulman, was ordered printed in the Journal:

Proclamation Presented by Marvin Shulman, Boy Scout Explorer

Mr. Speaker—Members of the Assembly

I am proud to be selected to read this message from the President of these United States. President Truman writes:

“THE WHITE HOUSE
WASHINGTON, D. C.

To the Boy Scouts of America

In a world that has suffered so grievously from the most awful war in history, your theme for the year, Scouts of the World, Building Together, is timely, refreshing, and appropriate.

Evidence of your determination to help your fellow Scouts in other lands less fortunate than ours is worthy indeed of the Boy Scouts of America. Your record for wartime services accomplished is enviable. Analyze it and you will find that planning, enthusiasm, and, above all, cooperation, helped you win through in your various campaigns.

Now that hostilities have ceased, you Scouts and your brother Scouts overseas can help the world maintain a secure peace by fostering goodwill, understanding, and respect through continued cooperation.

Good Scouts, good Scoutmasters, and good scouting! *There* is a real contribution to the new world now in the making.

Keep on “Building Together” in this, the thirty-seventh year of the Scout movement in America, and *all* the years to *come*!

(Signed) HARRY S. TRUMAN”

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 80—An act to make an appropriation to the California Polytechnic School for the production of herbs and plants for applied research in the production of resins, gums, and oils for medicinal and other purposes, declaring the urgency of this act, to take effect immediately.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 80?

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "in the State Treasury not".

Amendment No. 2

On page 1, line 2, of said bill, strike out "otherwise appropriated", and insert "in the Fair and Exposition Fund available to the California Polytechnic School under the provisions of Section 19626 of the Business and Professions Code".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 80 by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dills, Clayton A., Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr Speaker—62.

NOES—None.

Assembly Bill No. 80 ordered enrolled.

Assembly Bill No. 129—An act to add Section 11781.5 to the Insurance Code, relating to a branch office for the State Compensation Insurance Fund.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 129?

Amendment No. 1

In line 2 of the title of the printed bill, strike out "branch offices of", and insert "a branch office for".

Amendment No. 2

On page 1, line 4, of said bill, strike out "branch offices", and insert "a branch office".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 129 by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dills, Clayton A., Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowery, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—59.

NOES—None.

Assembly Bill No. 129 ordered enrolled.

RULES TEMPORARILY SUSPENDED BY UNANIMOUS CONSENT

By unanimous consent, and upon request of the Speaker, the Rules were temporarily suspended to consider Senate Bill No. 100, at this time, out of order.

CONSIDERATION OF SENATE BILL NO. 100

Senate Bill No. 100—An act to add Sections 3211.9, 3211.91, 3211.92, 3211.93, and 3211.94 to, and Chapter 10.5, comprising Sections 4351 to 4387, inclusive, to Part 1 of Division 4 of the Labor Code, and to add Article 10.7 to Chapter 1 of Division 7 of the Military and Veterans Code, relating to the furnishing of workmen's compensation benefits to disaster service workers, including the limiting of the liability of the State of California, counties, cities, and disaster councils for injuries arising out of and occurring in the course of activities as a disaster service worker, authorizing the California State Disaster Council to certify disaster councils and to make rules and regulations for the classifying and registering of disaster service workers, providing for the State Compensation Insurance Fund to act as adjusting agent, and making an appropriation for the furnishing of workmen's compensation benefits, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Lyon moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 19, of the printed bill as amended in the Senate on February 7, 1946, strike out the period, and insert a comma and "including training necessary or proper to engage in such activities."

Amendment read and adopted.

Bill ordered reprinted, and to third reading.

Hon. Thomas J. Doyle Presiding

At 10.30 a.m., Hon. Thomas J. Doyle, Member of the Assembly from the Forty-fifth District, presiding.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 20

Assembly Concurrent Resolution No. 20—Relative to the creation of a Joint Committee on the Housing Emergency.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Butters, Call, Carey, Crichton, Davis, Dekker, Dickey, Dills, Clayton A., Doyle, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Hollibaugh, Johnson, Knight, Leonard, Lyons, Maloney, McCollister, Middough, Niehouse, O'Day, Price, Robertson, Sheridan, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—48.

NOES—Burns, Clarke, Collins, George D., Evans, Fletcher, Heisinger, King, Lowrey, Masson, McMillan, Pelletier, Rosenthal, and Thorp—13.

Resolution ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 90—An act to authorize the Veterans' Welfare Board to acquire or erect buildings at colleges and universities for the purpose of furnishing housing accommodations for veterans attending the colleges and universities, providing for the operation and maintenance of such buildings, and making an appropriation.

Bill read third time.

Motion to Amend

Mr. Call moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 49, of the printed bill, as amended in the Assembly on February 7, 1946, strike out "lay", and insert "lie".

Amendment read and adopted.

Bill ordered reprinted and re-engrossed.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 56—An act to amend Section 13204.1 of the Education Code, relating to certificated employees of school districts, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 56?

Amendment No. 1

On page 2 of the printed bill, as amended, following line 14, insert "Notwithstanding anything in Section 14495 to the contrary if any member of the Retirement System serving in the full time paid service of the American Red Cross does not pay during such service the contributions to the Permanent Fund and to the Retirement Annuity Fund provided for in Section 14495 the contributions shall be paid by him directly to the Retirement System or deducted from his salary payments at the rate of fifty dollars (\$50) or at the rate of 20 per cent of such contributions, whichever is the greater, during each successive period of 12 months following his return to duty in a position requisite to membership in the Retirement System; provided that all contributions required to be made to the Retirement Annuity Fund and all contributions required to be made to the Permanent Fund on account of service rendered on or after July 1, 1944 shall be paid before retirement."

Amendment No. 2

On page 2 of said bill, strike out lines 28 to 31, inclusive, and insert "that error and, further, extends to such employees the same privileges with respect to the payment of contributions to the State Teachers Retirement System as are contemplated by other measures with respect to veterans of active military service. In order that the persons coming within the scope of this measure may secure at the earliest possible time the rights and privileges granted thus by this act, it is necessary that it take effect immediately."

Amendment No. 3

On page 1 of the printed bill, as amended, after line 23, insert "The dismissal of any probationary employee because of reduced attendance due to war conditions, after his entry into the active military service or service in the American Red Cross, shall not deprive him of any of the benefits of this section."

Amendment No. 4

On page 2, line 1, of said bill, strike out "90 days", and insert "six months".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 56 by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny,

Dickey, Dills, Clayton A., Doyle, Dunn, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Hollibaugh, Johnson, Kilpatrick, King, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Bill No. 56 ordered enrolled.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO, February 7, 1946

The following resolutions have this day been chaptered, and filed in the Office of the Secretary of State:

Assembly Joint Resolution No. 11, Chapter 35
Assembly Concurrent Resolution No. 18, Chapter 36.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF SPECIAL ORDER

The hour of 11 a.m. having arrived, Senate Bill No. 45 was taken up.

Senate Bill No. 45—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Speaker Presiding

At 11.05 a.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Hollibaugh, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

The question being on the passage of Senate Bill No. 45.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on February 5, 1946, strike out lines 38 to 48, inclusive.

Amendment read.

Point of Order

Mr. Hawkins arose to the following point of order: That Mr. Johnson is not speaking to the question.

Ruling by Speaker

The Speaker ruled the point of order well taken.

The question being on the adoption of the amendment offered by Mr. George D. Collins to Senate Bill No. 45.

Speaker Pro Tempore Presiding

At 11.45 a.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

The question being on the adoption of the amendment offered by Mr. George D. Collins to Senate Bill No. 45.

Demand for Previous Question

Messrs. Beal, Waters, Dills, Clayton A., King, and Rosenthal demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. George D. Collins to Senate Bill No. 45.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Hawkins moved a call of the Assembly.

Roll Call Demanded

Messrs. Hawkins, Bennett, and Rosenthal demanded a roll call.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brown, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dekker, Dills, Clayton A., Doyle, Dunn, Evans, Fletcher, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Thomas, Werdel, and Wollenberg—42

NOES—Burke, Emlay, Gannon, Geddes, Knight, Kraft, Leonard, Middough, Price, Stephenson, Stewart, Stream, Thompson, Thorp, and Waters—15.

Time, 12.05 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Field asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

**MOTION TO CONTINUE CONSIDERATION OF ADDITIONAL
AMENDMENTS TO SENATE BILL NO. 45**

Mr. Johnson moved that consideration of further amendments to Senate Bill No. 45 be continued pending announcement of the vote on the amendment offered by Mr. George D. Collins.

Motion carried.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT ARTICLE
IN JOURNAL**

Mr. Lowrey asked for, and was granted, unanimous consent that the following article from the Sacramento Union of February 8, 1946, be ordered printed in the Journal:

SACRAMENTO UNION, February 8, 1946

**Fish and Game
Sportsmen, Up in Arms, Say Game Commission Acted
Dictatorily on Trout Limit**

Associated Sportsmen of California yesterday charged the California Fish and Game Commission with having acted in a dictatorial manner when it reduced the daily trout limit from 25 to 15 fish. The association said the meeting January 28th, 29th and 30th at Los Angeles, when the fishing code was changed in six instances by the commission, was a waste of time and money for sportsmen since the actions of the commission were based on the theories of one man, Alan Taft, Chief of the Bureau of Fish Conservation.

Proof of the contention, the association pointed out, was the fact that the commission, January 22d, announced its approval of seven recommendations submitted at the early January sessions at San Francisco. It changed its decision in only one instance when it decided not to limit any streams to fly-fishermen only.

President Explains Stand

President Gus Gustafson, who represented Northern California sportsmen's organizations at the Los Angeles meeting, said that every organization present concurred in recommending a 15-trout limit for Southern California, a 15-trout limit for the Sierras as far as Truckee, and the rest of the State—mostly coastal streams—to retain the 25-trout limit now existing.

Gustafson advanced the following argument against the 15-trout limit:

"The only argument for a 15-trout limit presented by Alan Taft was that it was a conservation measure. The Board of Directors of the Associated Sportsmen is fully conservation-minded. But it would not like to see all hunting and fishing curtailed in this State because that, too, would be a conservation measure.

Charge Waste of Time

"Game management calls for more than merely restricting fishermen and huntsmen from participating in their pastimes. If the Division of Fish and Game had reasons sufficient to warrant its recommendation, they should have been presented to sportsmen who possibly would have been in agreement.

"Authoritarian decisions will never serve to satisfy sportsmen, the association believes. If the commission is to base its regulations on the theories of one man, then it is not necessary for sportsmen to spend their own time and money traveling long distances to attend such hearings."

Gustafson said the Associated Sportsmen of California yesterday began a poll of its membership to determine whether it should present a formal protest to the State Fish and Game Commission against the lowering of the daily trout bag limit from 25 to 15 fish.

Should the clubs decide upon a formal protest of the commission's actions, it was felt by the association's directors, the commissioners would realize more fully the responsibilities with which they have been empowered under the Regulatory Powers Bill granted them at the 1944 Legislative Session.

The association feels the united strength of sportsmen's organizations throughout the State should be displayed at this time as a warning that dictatorial action by the commission will not be tolerated in the future.

"Turning the spotlight of publicity on the commission will enforce democratic procedures, we feel certain," the association directors stated. "If that is not sufficient, then the only recourse will be to have Assembly Bill No. 397 removed from the books by the Legislature next year," they concluded.

Redding Club Votes to Quit Sportsmen

REDDING—Board of Directors of the Northern California Sportsmen's Association has voted to withdraw from the Associated Sportsmen of California.

Earl Herzinger of Redding said northern sportsmen were given "the brush off" at the Los Angeles meeting of the Fish and Game Commission January 28th in a controversy over a protest to reduction of the trout limit.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS**

The following bills were introduced, and read the first time :

Assembly Bill No. 165: By Messrs. Sawallisch, Crichton, and Rosenthal—An act to add Section 703 to the Military and Veterans Code, to amend Sections 19485, 19597, 19620, and 19627 of, and to add Section 19485.5 to, the Business and Professions Code, to provide money for the rehabilitation of veterans and assistance to their dependents from the proceeds of horse racing meetings.

Referred to Committee on Public Morals.

Assembly Joint Resolution No. 20: By Messrs. Call, Thorp, Weber, Clarke, Lowrey, and Werdel—Relative to the surplus potato crops in California.

Request for Unanimous Consent

Mr. Call asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 20, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 20

Assembly Joint Resolution No. 20—Relative to the surplus potato crops in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Call, Carey, Clarke, Crichton, Crowley, Davis, Dekker, Dickey, Dills, Clayton A, Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—None.

Resolution ordered transmitted to the Senate.

RE-REFERENCE OF ASSEMBLY CONCURRENT RESOLUTION NO. 27

Mr. O'Day moved that Assembly Concurrent Resolution No. 27 be withdrawn from the file, and re-referred to the Committee on Rules.

Motion carried.

RECESS

At 12.18 p.m., on motion of Mr. Robertson, the Assembly recessed until 12.22 p.m. to hear remarks from the distinguished Polish visitor, Madame Xenia Zytomirska.

REASSEMBLED

At 12.22 p.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT TO PRINT FACTS IN JOURNAL

Mr. Robertson asked for, and was granted, unanimous consent that the following facts relative to the famous Polish woman, Xenia Zytomirska, be ordered printed in the Journal:

Facts Relative to Madame Xenia Zytomirska

Xenia Zytomirska, M. A., Councillor of the Polish Consulate in San Francisco, in charge of cultural relations between Poland and America on the West Coast. Poet, novelist, member of the P. E. N. Club and the Polish Writers' Association. Published two volumes of verse, essays on English literature, recently a novel. Underground worker. Before the war and in the underground teaching system, teacher of English in State public schools, assistant of the University of Warsaw. Editor of the "English Reader" textbooks in Warsaw. Journalist, correspondent of Polish newspapers and magazines in Warsaw and in Cracow.

REPORTS OF STANDING COMMITTEES**Committee on Legislative Procedure**

ASSEMBLY CHAMBER, SACRAMENTO, February 8, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 85—An act to add Section 159 to the Revenue and Taxation Code, relating to property taxes of persons in the armed forces of the United States, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the eighth day of February, 1946, at 11 a.m.

PELLETIER, Chairman

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, February 8, 1946

MR. SPEAKER: Your Committee on Military Affairs, 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.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 42—An act to repeal Division 1 and Sections 691, 692, 693, 696, 697, 992, 992.3, 992.4, 1015, 1016, 1017, 1020, 1021, 1028, 1029, 1086, and 1087 of, to add Division 1 to, and to amend Section 1034 of, the Military and Veterans Code, to amend Section 18620 of, and to add Section 18629 to, the Business and Professions Code, providing for the reorganization of the State agencies concerned with veterans and veterans' affairs and for matters incidental thereto, including the establishment of a Department of Veterans Affairs, California Veterans Board, and Director of Veterans Affairs and prescribing the powers, duties, purposes, and functions of each, abolishing the Department of Military and Veterans Affairs, creating the Office of The Adjutant General and placing The Adjutant General therein, placing the Division of Athletics in the Department of Professional and Vocational Standards, and providing for the transfer of funds, personnel, property and records.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

On page 2, line 42, of the printed bill, as amended in the Assembly on February 5, 1946, after "board", insert "shall receive for each day's attendance at each meeting of the board a per diem of twenty dollars (\$20) and shall also receive the same per diem for each day spent under the direction of the board in the performance of its official duties. In addition, each member".

Amendment No. 2

On page 3 of said bill, strike out lines 27 and 28, and insert "mine the policies for the department."

Amendment No. 3

On page 4, line 5, of said bill, after "department", insert "and subject to the direction of the board".

Amendment No. 4

On page 4, line 31, of said bill, after "by", insert "The Commandant, Veterans' Home of California, who shall also be known as".

Amendment No. 5

On page 6, line 5, of said bill, after the period, insert "In pursuance hereof the person holding the position of Secretary to the Veterans' Welfare Board on the day prior to the effective date of this act is hereby transferred to the Department of Veterans Affairs on the effective date of this act as the Secretary to the California Veterans Board and his status, position, and rights shall not be affected by such transfer and shall continue to be retained by him pursuant to the State Civil Service Act."

Amendments read and adopted.

Bill ordered reprinted, and re-referred to Committee on Military Affairs.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON GEORGE D. COLLINS' AMENDMENT TO
SENATE BILL NO. 45**

At 12.24 p.m., on motion of Mr. Hawkins, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called.

Call of the Assembly

Pending the announcement of the vote, Mr. Hawkins moved a call of the Assembly.

Motion carried. Time, 12.25 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Field asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 8, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 14

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 8, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 126
Assembly Bill No. 130

Assembly Bill No. 135
Assembly Bill No. 136

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 8, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 59

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Dekker, Beck, and Rosenthal:

House Resolution No. 78

Relating to permanent license plates for motor vehicles

WHEREAS, The Motor Vehicle Department of the State of California for many years, pursuant to its regulations and in accordance with the authority granted to it by the Vehicle Code, has issued new license plates for motor vehicles annually, upon renewal of registration thereof; and

WHEREAS, During World War II in order to cooperate with the Federal Government in the conservation of scarce metals the Department of Motor Vehicles, under the provisions of Section 156.5 of the Vehicle Code, issued windshield stickers or issued small metal tabs to be placed on existing license plates, pursuant to Section 164 of said Code, in lieu of new license plates; and

WHEREAS, The annual issuance of new license plates for all motor vehicles entails a needless cost to the department and to the State, and the alternative method in use during the war proved very satisfactory; and

WHEREAS, It would be in the interest of efficiency and economy and would provide better means of identification of vehicles if permanent license plates were issued by said department for all motor vehicles, with provision for the issuance each year of tabs or symbols to be placed thereon as the evidence of payment of annual registration fees; now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Motor Vehicles is hereby requested to formulate rules and regulations providing for the issuance by its Division of Registration of permanent license plates to all motor vehicles the annual registration of which is required by the Vehicle Code; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to the Governor, the Director of Motor Vehicles, and the Registrar of Vehicles.

Resolution read, and referred to Committee on Transportation and Commerce.

By Messrs. McMillan, Watson, Miller, Sheridan, Wollenberg, Lyon, Johnson, Haggerty, O'Day, Carey, Call, Clarke, Gaffney, Maloney, Mrs. Niehouse, Messrs. Waters, Stream, Allen, Robertson, Doyle, Field, Sherwin, Price, Weber, Hollibaugh, Knight, Crichton, Thompson, Lyons, Berry, Kraft, Stephenson, Middough, Sawallisch, Fletcher, Leonard, Thomas, Evans, Thorp, Thurman, Burke, Werdel, Geddes, Stewart, and Boyd :

House Resolution No. 79

Relative to the appointment of Thomas H. Kuchel to the office of State Controller

WHEREAS, The Governor of the State of California has announced the appointment of the Honorable Thomas H. Kuchel to fill the vacancy in the office of State Controller; and

WHEREAS, "Tommy" Kuchel is well and favorably known to the Members of this Assembly, having served two terms as a member of this body and having served subsequently since 1940 as State Senator from Orange County, except for that period during which he served in the United States Navy where he attained the rank of Lieutenant; and

WHEREAS, Thomas H. Kuchel is well qualified by temperament and experience for the office of State Controller; now, therefore, be it

Resolved by the Assembly of the State of California, That the Honorable Earl Warren, Governor of California, is to be complimented for appointing the Honorable Thomas H. Kuchel to the office of State Controller; and be it further

Resolved, That the members of this Assembly extend their sincere congratulations to the Honorable Thomas H. Kuchel upon the occasion of his appointment; and be it further

Resolved, That the Chief Clerk is instructed to send copies of this resolution to the Honorable Earl Warren and the Honorable Thomas H. Kuchel.

Request for Unanimous Consent

Mr. McMillan asked for, and was granted, unanimous consent to take up House Resolution No. 79, at this time, without reference to committee or file.

Resolution read and adopted.

By Mr. Stream :

House Resolution No. 80

Relating to the Assembly Interim Committee on Public Morals

WHEREAS, The existing laws permit the State Board of Equalization to issue on-sale licenses for the sale of intoxicating liquors at race tracks, which race tracks are operated under licenses issued by the California Horse Racing Board; and

WHEREAS, It has been reported that the sale of intoxicating liquors at race tracks has resulted in the stimulation of gambling and caused the patrons of race tracks to spend more money in wagers than they can well afford, with the result that they and their families suffer thereby; and

WHEREAS, The sale of intoxicating liquors is not permitted in this State at other outdoor sport gatherings such as football games, baseball games and other forms of amusement; and

WHEREAS, These reports, if true, present a situation that is inimical to the public interest and as well to the true best interests of those interested in horse racing and in the sale of intoxicating liquors; and

WHEREAS, The Assembly Interim Committee on Public Morals, created by House Resolution No. 48, is empowered to investigate all matters connected with the sale and consumption of alcoholic beverages and the conduct of horse racing meetings; now, therefore, be it

Resolved by the Assembly of the State of California, That said committee be and is hereby requested to make a full and thorough investigation into the desirability of permitting the sale of intoxicating liquors, other than beer, at and during the conduct of horse racing meetings, and to report thereon to the Assembly at the next regular session of the Legislature.

Resolution read, and referred to Committee on Rules.

By Mr. Doyle:

House Resolution No. 81

Resolved, That the Controller be and he is hereby authorized to draw his warrants on the Contingent Fund of the Assembly in favor of the persons or firms listed below and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same:

Bureau of Purchases (supplies) -----	\$139 90
Department of Finance (pro rate telephone service) -----	6 64
Department of Finance (typewriter service) -----	7 15
Walsh & Day (install volume control in Press Room) -----	9 75
Cascade Towel Supply (towel supply) -----	29 40
Shasta Water Company (water supply) -----	1 24
Western Union (tolls) -----	8 68
A. Navlet the Florist (floral spray for desk—Assemblyman Guthrie) -----	3 59
A. Navlet the Florist (wreath—Assemblyman Guthrie) -----	26 13
Senator Florists (bouquet—Eleanor Donoghue) -----	10 25
Senator Florists (bouquet—Mrs Edward Gaffney) -----	11 00
Senator Florists (floral spray—Harry B. Riley) -----	25 63
Pacific Telephone & Telegraph Co. (tolls) -----	118 95

Request for Unanimous Consent

Mr. Doyle asked for, and was granted, unanimous consent to take up House Resolution No. 81, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Berry, Boyd, Brown, Burke, Burns, Call, Carey, Clarke, Collins, George D., Crichton, Crowlev, Davis, Dekker, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Helsing, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Lvons, Maloney, Massion, McCollister, McMillan, Middough, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON GEORGE D. COLLINS' AMENDMENT TO SENATE BILL NO. 45

At 12.39 p.m., on motion of Mr. Hawkius, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called.

Call of the Assembly

Pending the announcement of the vote, Mr. Johnson moved a call of the Assembly.

Motion carried. Time, 12.43 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Field asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 97
FROM COMMITTEE**

Mr. Miller gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 97 from the Committee on Governmental Efficiency and Economy, and have it placed upon the file.

COMMUNICATIONS

By Mr. Massion :

The following communication was received, and ordered printed in the Journal :

SOUTHERN CALIFORNIA RETAIL LUMBER ASSOCIATION
LOS ANGELES 14, CALIFORNIA, February 7, 1946

*Honorable Jack Massion, Assembly Chamber
State Capitol, Sacramento, California*

DEAR SIR: The Office of Price Administration is presently planning on issuing an amendment to RMPR-26, to become effective February 15, 1946, which will, if issued, permit lumber producers on the West Coast to charge and collect a \$2.50 premium, per 1,000 feet, on lumber they ship to the Atlantic Coast by vessel.

If that amendment is issued, and it will be unless something is not done to stop it, California will get far less lumber for home construction than it otherwise would. The reasons briefly being :

1. The amendment as presently written would preclude California buyers from paying the \$2.50 premium
2. The premium is said by O.P.A. to apply only on inter-coastal shipments for the supposed services of segregating for lengths, packaging and marking.
3. It is obvious to informed people that the services, shown in 2 above, would not cost the mills anything like \$2.50 more than the cost of shipping by water or by rail to California.
4. Lumber production is far short of current demand. This creates a sellers' market. It therefore follows that the lumber producers on this coast will continue their past practice of selling at the highest prices allowable under O.P.A. regulations. A clear demonstration of that is shown by export sales. Those producers are selling lumber off-shore that is urgently needed in America. The reason being price differentials favoring export trade over domestic trade.
5. Those producers, who will be permitted to charge the premium on water shipments of lumber to the East Coast, normally ship enormous quantities of lumber to California. A greater part of their production will be lost to California if the pending amendment to RMPR-26 is issued by O.P.A. The inevitable consequence would be that California would get far less lumber which is desperately needed here for house construction and our returning veterans, we hear so much about helping, would suffer an unjustified injury.

We feel, and rightfully so, that all buyers of lumber throughout the Nation should be allowed an equal privilege of calling for, and paying for the services shown in 2 above, which the O.P.A. says the premium is intended to cover. This they should be permitted to pay regardless where the lumber is to be shipped, (i.e. East Coast, West Coast or inland) and regardless of whether or not the shipment is made by water, rail, truck, or other conveyance.

You would do your State a great service by protesting pending action of O.P.A. above described. This could forcibly be done by a joint resolution of the State Senate and Assembly. Time is the essence. Such protests should be wired to the O.P.A. in Washington, D. C., early next week. We urgently request that such action be immediately taken because lumber inventories in California are at an all time low. They are estimated to average from 90 to 95 per cent short of normal and many lumber yards in area report their present stocks are not suitable for home construction. Moreover, many of them are now faced with the possibility of having to close their plants unless they are able to secure lumber.

That situation is daily growing worse. This is not a problem of the lumber dealers alone, it affects every industry, builder, and prospective builder in this State and throughout the Nation excepting those on the East Coast. A large number of civic groups, and trade and labor organizations in this State have already protested the pending action to O.P.A. and also to their Congressmen in Washington, D. C., who sought to have the pending amendment dropped by O.P.A. However, as late as yesterday, we learn from reliable sources that O.P.A. intends to issue the discriminatory order.

May we count on your able assistance in this matter ?

Respectfully yours,

SOUTHERN CALIFORNIA RETAIL LUMBER ASSN.
ORRIE W. HAMILTON, Secretary-Manager

ANNOUNCEMENT

All members of the Assembly, attaches, and press who have the good fortune to be in San Francisco on Sunday, between 3 and 6 p.m., are cordially invited to the Gaffney christening party at 295 Sanchez Street.

MARY AND ED GAFFNEY

RESOLUTIONS

The following resolution was offered :

By Messrs. Lyon, Knight, McMillan, Dills, Clayton A., Beal, Rosenthal, Waters, Anderson, Fletcher, Middough, Evans, Field, Hawkins, Pelletier, Thomas, Hollibaugh, Massion, Davis, Lyons, Stewart, Bennett, Geddes, Kilpatrick, Beck, Doyle, Burke, and Allen :

House Resolution No. 82

Relative to paying tribute to the memory of Mrs. Susan M. Dorsey

On a day in 1937 the City of Los Angeles, in joyous celebration, dedicated its newest and finest high school, and, in loving pride and gratitude, named it the Susan M. Dorsey School.

Never was an honor more deserved ; never more richly won.

Today, under the bright exterior which a great glamour city must wear, the heart of Los Angeles murmurs a last sad requiem. On February 5, 1946, in the city she loved and served, the great heart of Susan M. Dorsey was forever stilled, her fine understanding mind forever closed.

Famous in educational circles as Dr. Susan M. Dorsey, this great teacher and administrator, was born Susan Miller in Penn Yan, New York on February 16, 1857. A graduate of Vassar College, she taught for a time in a small college in Pennsylvania, then returned to Vassar as a member of the faculty. She withdrew from teaching, married Paul W. Dorsey, and bore a son. For 15 years she devoted herself to the role of homemaker and mother.

In 1896 she came to Los Angeles as a teacher in the city's high schools. So successful was her work that in 1913 she was selected as the first woman assistant superintendent in the history of the Los Angeles school system. With this precedent shattering event, it might be said that her career had just begun. In 1920 she was elected Superintendent of the City Schools of Los Angeles, an office never before held by a woman.

From then until her retirement she worked tirelessly, achieving most notable success in solving vocational problems among the boys and girls in her schools. For her advanced methods in this field she won National recognition. Honored with special degrees by many universities, she was recognized for scholarship by Phi Beta Kappa, and in 1933 was made honorary President of the National Education Association.

Nor were her efforts confined to the classroom and the superintendent's office. Among other activities, she was a member of the California School Code Commission which directed the revision and drafting of the School Code adopted by this Legislature in 1929.

The work of Mrs. Susan M. Dorsey in the Los Angeles City schools covered a span of nearly 50 years. The final rites arranged for her will include the youthful voices of two choral units trained in the school system she helped to build. Listening, many a former pupil will bow a now silvered head, remembering the small but active woman with the keenly alert mind, beloved teacher of his long ago high school days ; now, therefore, be it

Resolved by the Assembly of the State of California, That when this Assembly adjourns this eighth day of February, 1946, it do so out of respect to the memory of Mrs. Susan M. Dorsey, and as a further and final tribute to this great educator and gracious woman ; and be it further

Resolved, That the Chief Clerk of this Assembly transmit suitably prepared copies of this resolution to Mrs. Dorsey's son, Paul Dorsey of Oklahoma City, and to her niece, Susan Miller of Los Angeles, as a token of the respect and esteem in which Mrs. Susan M. Dorsey is held by the Members of this Assembly.

Request for Unanimous Consent

Mr. Lyon asked for, and was granted, unanimous consent to take up House Resolution No. 82, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 8, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 6

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 6—Relative to a bill pending in the Congress providing for the relief of owners of gold mines affected by Federal regulation.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 8, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 94
Senate Bill No. 99
Senate Bill No. 109

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 94—An act to amend the title and Section 2 of, and to add Section 1.5 to, an act entitled "An act to provide for refunding or crediting to veterans of World War I certain payments and interest thereon made pursuant to contracts for the purchase of farms and homes under the Veterans Farm and Home Purchase Act and Chapter 3 of Division 4 of the Military and Veterans Code;" approved July 18, 1945, relating to refunding or crediting certain payments and interest made pursuant to contracts for the purchase of farms and homes by veterans.

Referred to Committee on Military Affairs.

Senate Bill No. 99—An act amending Section 6101 of the Penal Code relating to the acquisition of a site for the Medical Facility of the Department of Corrections.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 109—An act to add Section 541.5 to the Agricultural Code, relating to new milk products developed through research in the uses of milk and the products and by-products thereof, providing for effectuating and insuring such research by authorizing the production and marketing of products newly discovered or developed, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Live Stock and Dairies.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON GEORGE D. COLLINS' AMENDMENT TO
SENATE BILL NO. 45**

At 12.52 p.m., on motion of Mr. Johnson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the amendment offered by Mr. George D. Collins to Senate Bill No. 45 adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burns, Carey, Collins, George D., Crowley, Dekker, Dills, Clayton A., Doyle, Dunn, Evans, Fletcher, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Lyons, Maloney, Massion, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, Thomas, and Wollenberg—36.

NOES—Boyd, Burke, Butters, Call, Clarke, Crichton, Davis, Dickey, Emlay, Field, Gannon, Geddes, Johnson, Knight, Kraft, Leonard, Lowrey, McCollister, Miller, Price, Sawallsch, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—33.

**Notice of Motion to Reconsider Amendment Offered by Mr. George D. Collins
to Senate Bill No. 45**

Mr. Johnson gave notice that on the next legislative day he would move to reconsider the vote whereby the amendment offered by Mr. George D. Collins to Senate Bill No. 45 was this day adopted.

Explanation of Vote on Senate Bill No. 45

Having an appointment pertaining to veterans' housing legislation which requires that I leave the Assembly Chamber at 11.30 a. m. today, I regret that debate upon the amendments for removing the pauper clauses has continued at such length I am prevented from giving a favorable vote to the amendment. Also I regret that I am prevented for the same reason from voting for the bill on its final passage.

VERNON KILPATRICK

Explanation of Absence

February 8, 1946

Due to legislative business at the State Contractors License Board, I was unable to attend the regular session this day.

BERNARD R. BRADY

**REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW
SENATE BILL NO. 40 FROM COMMITTEE**

Mr. Waters asked for, and was granted, unanimous consent that Senate Bill No. 40 be withdrawn from the Committee on Finance and Insurance, for purpose of amendment, at this time.

CONSIDERATION OF SENATE BILL NO. 40

Senate Bill No. 40—An act to add Section 18 and Article 10, comprising Sections 150 to 404 to, and to amend Sections 19, 20, and 40 of, the Unemployment Insurance Act, to establish a System of Unemployment Compensation Disability Benefit Payments.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 2, line 13, of the printed bill as amended in the Senate on January 29, 1946, after "injury", strike out the period, and insert "and the commission finds that there is good cause for paying such benefits."

Amendment No. 2

On page 3 of said bill, strike out lines 13 to 17, inclusive, and insert

"SEC. 204. An individual if eligible shall be entitled to both unemployment compensation disability benefits and unemployment compensation benefits in the same benefit year, provided, however, that the total amount of unemployment compensation benefits plus the total amount of unemployment compensation disability benefits shall not exceed in any benefit year one and one-half times the total amount of benefits to which such individual would be entitled under Section 53 of this act."

Amendment No. 3

On page 3 of said bill, between lines 22 and 23, insert

"Each eligible individual who is unemployed in any week and is disabled for one or more full days but for less than a full week, and who is eligible for unemployment compensation benefits but not suffering from any disability shall be paid unemployment compensation benefits or unemployment compensation disability benefits as follows: Unemployment compensation benefits to be paid out of the benefit account in the unemployment fund for the whole week if the disability exists for less than a major fraction of such week, and no employer's reserve account shall be charged for such payment, and unemployment compensation disability benefits to be paid out of the unemployment compensation disability fund for the whole week if the disability exists for a major fraction of such week."

Amendment No. 4

On page 3 of said bill, strike out lines 29 to 31, inclusive, and insert

"(b) He has been continuously unemployed and disabled for a waiting period of seven consecutive days during each uninterrupted period of disability; and"

Amendment No. 5

On page 3 of said bill, strike out lines 37 to 39, inclusive, and insert

"(d) Except as provided in Section 252, he has submitted to a reasonable examination or examinations, if so required by the commission, for the purpose of the commission determining his mental or physical disability.

(e) He has filed a certificate as required by the provisions of Section 252 of this act."

Amendment No. 6

On page 4 of said bill, strike out lines 6 to 12, inclusive.

Amendment No. 7

On page 4, line 35, of said bill, after "that", strike out "a", and insert "the first".

Amendment No. 8

On page 4 of said bill, strike out line 37, and insert "a physician as defined in Section 3209.3 of the Labor Code as to the disability of the claimant and the estimated duration of such disability, provided that in the case of any individual who in good faith adheres to the teachings of any bona fide church, sect, denomination or organization and in accordance with its principles depends for healing entirely upon prayer or spiritual means, no medical examination shall be required, but in lieu thereof the commission may accept the certificate of a duly authorized and accredited practitioner of such bona fide church, sect, denomination or organization as to the disability of the claimant and the estimated duration of such disability, and no authorized regulation prescribing the manner of proof of illness or injury shall discriminate against such individual."

Amendment No. 9

On page 2, line 44, of said bill, strike out "unemployed and".

Amendment No. 10

On page 7, line 25, of said bill, after "individuals", insert "with respect to compensable weeks of disability occurring subsequent thereto".

Amendment No. 11

On page 8, line 14, of said bill, after "employees", insert "employed in this State".

Amendment No. 12

On page 8, line 17, of said bill, strike out "of the employer", and insert "so electing".

Amendment No. 13

On page 8, line 20, of said bill, strike out "benefits", and insert "rights".

Amendment No. 14

On page 8 of said bill, strike out lines 22 and 23, and insert

"(b) The plan has been made available to all of the employees of the employer employed in this State except that if the employer maintains more than one distinct separate establishment in this State the plan has been made available to all employees of any such establishment."

Amendment No. 15

On page 8 of said bill, between lines 23 and 24, insert

"(c) A majority of the employees of the employer employed in this State have consented to the plan, except that if the employer maintains more than one distinct, separate establishment in this State a majority of the employees employed at any such establishment have consented to the plan."

Amendment No. 16

On page 8 of said bill, strike out line 24, and insert

"(d) If the plan provides for insurance the form of the insurance policies".

Amendment No. 17

On page 8, line 27, of said bill, strike out "(d)", and insert "(e)".

Amendment No. 18

On page 8, line 29, of said bill, strike out the period, and insert ", if any."

Amendment No. 19

On page 8, line 30, of said bill, strike out "(e)", and insert "(f)".

Amendment No. 20

On page 8 of said bill, strike out lines 31 and 32, and insert

"(g) The plan is to be in effect for a period of not less than two years and thereafter continuously unless the commission finds that the employer or a majority of his employees employed in this State covered by such plan have given notice of the termination of such plan. Such notice shall be filed in writing with the commission and, upon such filing, shall be effective at the date indicated therein, but in any event not less than 60 days from the time of the filing of such notice.

(h) The approval of the plan or plans will not result in a substantial selection of risks adverse to the Disability Fund."

Amendment No. 21

On page 8 of said bill, strike out lines 47 to 51, inclusive; and on page 9, strike out lines 1 to 4, inclusive, and insert

"Sec. 453. Employers whose employees are participating in an approved voluntary plan and any insurer of an approved plan shall furnish such reports and information and make available to the commission such records as the commission may by authorized regulations require for the proper administration of this part.

Sec. 454. The commission shall, in accordance with authorized regulations, promptly furnish to employers, employees, or insurers, such information as may be required for the proper administration of an approved voluntary plan."

Amendment No. 22

On page 9 of said bill, strike out lines 5 to 10, inclusive, and insert

"Sec. 455. From and after the effective date on which disability benefits become payable under Section 405 of this act, neither an employee covered by a voluntary plan nor his employer is liable for the contributions required by Sections 44, 44 2 or 400 of this act with respect to wages paid by the employer for employment, and such an employee is not entitled to benefits from the Disability Fund while he is covered by the voluntary plan."

Amendment No. 23

On page 9, line 25, of said bill, strike out "plans", and insert "plan".

Amendment No. 24

On page 9 of said bill, strike out lines 29 to 31, inclusive, and insert

"Sec. 459. If any employer or insurer denies liability in whole or in part upon the claim of an employee for disability benefits under an approved plan, the employee may appeal the".

Amendment No. 25

On page 9 of said bill, strike out line 34, and insert "provided by law and authorized regulations of the commission for an appeal from an initial".

Amendment No. 26

On page 9, line 36, of said bill, after "Fund", insert "In the event it is determined that the employee is entitled to receive disability benefits and the employer or insurer fails to pay the same within 15 days after a decision by a referee or within 10 days after a decision by the Appeals Board, the commission shall pay such benefits and assess the amount thereof against the employer or the insurer, and the provisions of Article 4 of this act with respect to the assessment and collection of contributions shall apply to the recovery of such benefit payments. Amounts so collected shall be deposited in the Disability Fund."

Amendment No. 27

On page 9 of said bill, between lines 36 and 37, insert

"Sec. 460. The commission shall, in accordance with authorized regulations, determine each fiscal year the total amount expended for added administrative work arising out of voluntary plans. The total amount so determined shall be pro-rated among the approved voluntary plans in effect during that year on the basis of the amount of wages paid in employment by employers to individuals participating in such plans. The commission shall make assessments of amounts so pro-rated against the employers responsible for benefits under such approved plans. The provisions of Article 4 of this act with respect to the assessment and collection of contributions shall apply to the assessments provided by this section. The amounts collected by the commission under this section shall be added to amounts otherwise made available for administration of this article.

Sec. 461. No plan shall become effective prior to the date upon which benefits first become payable under Section 403 of this act."

Amendment No. 28

On page 9 of said bill, strike out line 37, and insert

"Sec. 462. The powers to adopt authorized regulations vested".

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

ASSEMBLY BILL NO. 58 PLACED ON ACTIVE FILE

Mr. Lyons moved that Assembly Bill No. 58 be placed upon the active file.

Motion carried.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to M. W. Schneider, instructor, and the following pupils of the Arden School of Sacramento: Dick Watkins, John Stetson, Harold Waraas, Angelo Pellegrini, Delmar Simmerman, Lloyd Hoffman, Bill Petty, Marlynn Roxburgh, Georgetta Kayser, Mildred Shaw, Ferris Childs, Lila Raviotta, Robin Hartman, Janice Walker, Jerry Chesson, Janet McBroom, Marnette Smith, Diane Arbuckle, Barbara Bonnallie, Louisa Marty, Sabra Seabury, Donna Cole, and Carol Sackett.

On request of Mr. Robertson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Madame Xenia Zytomirska of the Polish Consulate in San Francisco.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sgt. Buehler of Santa Monica and Cpl. Hurley of Fresno.

On request of Mr. Waters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. Ballantine Henley of Los Angeles.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Paul R. Ash of Sacramento.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Capt. Neil H. Thompson, U. S. Army, of San Francisco.

On request of the Speaker, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Carlton Owens, Field Executive, and Mervin Shulmen, Explorer Scout, of Sacramento.

On request of Mr. Boyd, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Capt. Timothy Hurley and Mrs. Deloris Hurley of Riverside.

On request of Messrs. Lyon, Call, Sawallisch, and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mathew A. Flynn of San Francisco.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John J. Leonard of Los Angeles.

ADJOURNMENT

At 12.54 p.m., on motion of Mr. Field, the Speaker declared the Assembly adjourned until 11 a.m., Monday, February 11, 1946, out of respect to the memory of the late Mrs. Susan M. Dorsey, and Walter H. Kesterson of Los Angeles, and in commemoration of Boy Scout Week.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-SIXTH LEGISLATIVE DAY
 THIRTY-SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Monday, February 11, 1946

The Assembly met at 11 a.m.

Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A. Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Helsing, Holhbaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—74.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Light of the World

Upon this day, when Thomas Alva Edison was born (1847), let us celebrate his enormous services to mankind, and his world transforming inventions that changed the life of this planet.

May the beginning of his career as a newsboy on a railroad, and his experiments in a self-made laboratory, inspire the ambition and hope of every American youth.

Let the home celebrate him for the electric light, the telephone, and talking machine; let industry celebrate him for the telegraph, the dynamo, and storage battery; and we, who are here, for the voting machine.

May the general public celebrate him for the machine for showing motion pictures, and for opening this vast new world of entertainment and education.

May we all find hope, when afflictions come, in his power to continue an active life.

Now let us have the vision to encourage the inventive spirit of youth and scientific research to discover new ways to add to the comfort of the world, abolish want, and insure perpetual peace.—Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Watson, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of illness:

Mr. Erwin, on motion of Mr. Field.

Mr. Fournier, on motion of Mr. Waters.

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, by unanimous consent.

The following member was granted leave of absence for the day, because of personal business elsewhere, and desired to waive his per diem:

Mr. Johnson, on motion of Mr. Field.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

THE NATIONAL FOUNDATION FOR INFANTILE PARALYSIS
NEW YORK 5, NEW YORK, February 5, 1946

*Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature Assembly, Sacramento 14, California*

DEAR MR. OHNIMUS: We are indeed grateful for your letter of January 28th attaching copy of Assembly Concurrent Resolution No. 13 adopted by the California Legislature on January 21st.

We are deeply grateful for your interest and cooperation and wish that you would convey our sincere thanks not only for the National Foundation for Infantile Paralysis but for the children of America, to the Members of the Assembly.

Sincerely yours,

GEORGE LA PORTE
Director of Public Relations

Also:

The following communication and resolution were received, and ordered printed in the Journal:

BOARD OF STATE HARBOR COMMISSIONERS
FERRY BUILDING, SAN FRANCISCO, CALIFORNIA, February 8, 1946

*Mr. Arthur A. Ohnimus, Chief Clerk, Assembly, California Legislature
Capitol Building, Sacramento 14, California*

DEAR SIR: On behalf of the Board of State Harbor Commissioners for San Francisco Harbor, I acknowledge receipt of, and thank you for a copy of Assembly Concurrent Resolution No. 22 adopted by the Legislature on January 31, 1946.

We are enclosing a copy of the resolution in respect thereto which was adopted unanimously by the Board of State Harbor Commissioners for San Francisco Harbor at its meeting held on February 6, 1946.

Very truly yours,

M. H. GATES, Secretary

(Enclosures)

Resolution

Adopted by the Board of State Harbor Commissioners for San Francisco Harbor at its meeting held February 6, 1946

Resolved, That this commission is pleased to undertake the study called for in Assembly Concurrent Resolution No. 22, and hereby refers the matter to the Port Manager, with instructions to employ the staff and the facilities of the Harbor to the fullest extent in completing the study at the earliest possible moment;

and with further instructions that the commission be kept advised regularly of the progress, and that the commissioners be called upon for consultations and assistance whenever they can be helpful.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 11, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 90

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, February 11, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 56—An act to amend Section 13204.1 of the Education Code, relating to certificated employees of school districts, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 80—An act to make an appropriation to the California Polytechnic School for the production of herbs and plants for applied research in the production of resins, gums, and oils for medicinal and other purposes, declaring the urgency of this act, to take effect immediately;

Assembly Bill No. 126—An act to amend Sections 67.2 and 80.2 of the Bank Act, relating to loans guaranteed in whole or in part pursuant to the Servicemen's Readjustment Act of 1944;

And reports that the same have been correctly enrolled, and presented to the Governor on the eleventh day of February, 1946, at 11 a.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 11, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 129—An act to add Section 11781.5 to the Insurance Code, relating to a branch office for the State Compensation Insurance Fund;

Assembly Bill No. 130—An act to add Sections 18977 and 19176 to the Government Code, relating to veterans' civil service status;

Assembly Bill No. 135—An act to add Section 18974.5 to the Government Code, relating to veterans' preference in State civil service;

And reports that the same have been correctly enrolled, and presented to the Governor on the eleventh day of February, 1946, at 11 a.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 11, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 136—An act to amend Section 20303 of the Government Code, relating to membership in the State Employees' Retirement System;

And reports that the same has been correctly enrolled, and presented to the Governor on the eleventh day of February, 1946, at 11 a.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 11, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 14—Relative to certain bills concerning California Indians, pending in the Congress of the United States;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the eleventh day of February, 1946, at 11 a.m.

PELLETIER, Chairman

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 11, 1946

The following resolution has this day been chaptered, and filed in the Office of the Secretary of State:

Assembly Joint Resolution No. 14, Chapter 37.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 11, 1946

The Governor this day approved, chaptered, and filed in the Office of the Secretary of State the following bills:

Assembly Bill No. 8, Chapter 8	Assembly Bill No. 40, Chapter 10
Assembly Bill No. 16, Chapter 9	Assembly Bill No. 53, Chapter 11.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

**NOTICE OF MOTION TO RECONSIDER URGENCY CLAUSE
TO ASSEMBLY BILL NO. 145 CONTINUED**

Messrs. Allen, Burns, Emlay, Leonard, and Thomas asked for, and were granted, unanimous consent that their notice of motion to reconsider the vote whereby the urgency clause to Assembly Bill No. 145 was refused adoption be continued until the next legislative day.

**REQUEST FOR UNANIMOUS CONSENT THAT CONSIDERATION OF
GOVERNOR'S VETO TO ASSEMBLY BILL NO. 60 BE CONTINUED**

Mr. Field asked for, and was granted, unanimous consent that consideration of the Governor's veto to Assembly Bill No. 60 be continued until the next legislative day, and that it hold its place upon the unfinished business file.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 97
FROM COMMITTEE CONTINUED**

Mr. Miller asked for, and was granted, unanimous consent that his notice of motion to withdraw Assembly Bill No. 97 from the Committee on Governmental Efficiency and Economy be continued until the next legislative day.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

MOTION TO RECONSIDER ASSEMBLY BILL NO. 55

Assembly Bill No. 55—An act to add Part 9 to Division 3 of Title 2 of the Government Code, providing for a continuous survey of economic conditions and for periodic reports, establishing a State Economic Council, a Legislative Committee and prescribing the powers and duties of said council, committee, and the Governor in relation to such surveys and reports and making an appropriation.

In compliance with a notice given on a previous day, Mr. McMillan moved that the vote whereby Assembly Bill No. 55 was refused passage be reconsidered.

Point of Order

Mr. Heisinger arose to the following point of order: That the gentlemen are not speaking to the question.

Ruling by Speaker

Speaker pro tempore Maloney ruled the point of order not well taken. The question being on the motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage.

Demand for Previous Question

Messrs. Price, Lyons, Kraft, Stream, and Butters demanded the previous question.

Demand for previous question sustained.

The question being on the motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage.

Question of Personal Privilege

Mr. Stewart arose to a question of personal privilege, stating that he wished to deny that he is being pressured relative to Assembly Bill No. 55, as has been inferred by a previous speaker, and did not so state on the floor.

The question being on the motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage.

Question of Personal Privilege

Mr. Call arose to a question of personal privilege stating that he wished to correct a remark made by a previous speaker and to again quote the following statement: "I did not state the bill was conceived by starry-eyed economists, but that such people might be appointed as experts on the commission."

The question being on the motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Wollenberg moved a call of the Assembly.

Motion carried. Time, 12.38 p m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT****TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33**

Mr. Sam L. Collins asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

Speaker Presiding

At 12.40 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS**

The following bill was introduced, and read the first time:

Assembly Bill No. 166: By Messrs. Sherwin, McCollister, Brown, Leonard, and Miller—An act to amend Section 3 of an act entitled "An act to amend Sections 306 and 312 of the Agricultural Code, making an appropriation for carrying out the provisions of said code and declaring the effective date of this act, relating to meat inspection," approved

July 10, 1945, relating to meat inspection and providing for an extension of the period within which veterans who own or establish slaughtering or meat food manufacturing establishments may elect to assume State inspection.

Referred to Committee on Ways and Means.

Motion to Rush Printing of Assembly Bill No. 166

Mr. Sherwin moved that a rush order be placed upon the printing of Assembly Bill No. 166.

Motion carried.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS (RESUMED)

Consideration of Senate Amendments

Assembly Bill No. 59—An act to amend Section 4711 of the Health and Safety Code, relating to county sanitation districts, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 59?

Amendment No. 1

In line 2 of the title of the printed bill, after "districts", insert ", declaring the urgency hereof, to take effect immediately".

Amendment No. 2

On page 1, lines 7 and 8, of said bill, strike out "the vote of a majority", and insert "a two-thirds vote".

Amendment No. 3

On page 1 of said bill, after line 8, insert

"The district shall not include the whole or any part of any other district formed for similar purposes.

SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution of the State of California and as such shall take effect immediately. The facts constituting such necessity are as follows:

During the war the shortage of manpower and materials has prevented sewer construction and maintenance. The influx of new residents has overburdened existing sewer facilities, and is a serious threat to the public health and created a necessity for new facilities.

This act will facilitate the formation of sanitary districts and thus permit the earlier removal of these risks to public health."

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 59 by the following vote:

AYES—Beck, Brown, Dunn, Field, and Kraft—5

NOES—Anderson, Beal, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Evans, Fletcher, Gaffney, Haggerty, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Mason, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.

Appointment of Committee on Conference Concerning Assembly Bill No. 59

The Speaker announced the appointment of Messrs. Beck, Rosenthal, and Evans as a Committee on Conference concerning Assembly Bill No. 59.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 28

Assembly Concurrent Resolution No. 28—Relative to designating Highway 99 as Jefferson Davis Highway.

Resolution read.

Motion to Amend

Mr. Werdel moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed measure, strike out line 18, and insert "*ute thereof concurring*, That the highway route from Yuma, Arizona to San Diego via El Centro, thence north from El Centro via Highway 99 to the northern boundary".

Amendment read and adopted.

Request for Unanimous Consent

Mr. Beal asked for, and was granted, unanimous consent that he be permitted to offer further amendments to Assembly Concurrent Resolution No. 28, without reference to print or re-engrossment.

Motion to Amend

Mr. Beal moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed measure, strike out "Jefferson Davis", and insert "Edward Fitzgerald Beale".

Amendment No. 2

On page 1 of the printed measure, strike out lines 1 to 16, inclusive, and insert "WHEREAS, In the year 1857, under orders from John B. Floyd, then Secretary of War, an expedition under the command of Edward Fitzgerald Beale made its way from Fort Defiance, New Mexico to the Colorado River, the expedition being for the purpose of opening new road and highway routes to the West; and

WHEREAS, Edward Fitzgerald Beale, who was truly a pioneer in the path of empire, had served in California during the Mexican War as a Lieutenant in the United States Navy, and later became Superintendent of Indian Affairs for California and Nevada, and a Brigadier General by appointment of the Governor of California; and

WHEREAS, Edward Fitzgerald Beale became the commander of the last Camel Corps in the United States, and his exploring expeditions assisted in establishing the routes of many highways in California and the West; and

WHEREAS, One of the old Camel Corps routes followed closely the present route of Highway No. 99 in California; now, therefore, be it".

Amendment No. 3

On page 1, line 19, of the printed measure, strike out "Jefferson Davis", and insert "Edward Fitzgerald Beale".

Amendments read and refused adoption.

Request for Unanimous Consent

Mr. Werdel asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 28, as amended, at this time, without reference to print, and that the same be considered re-engrossed.

Consideration of Assembly Concurrent Resolution No. 28, as Amended

Assembly Concurrent Resolution No. 28—Relative to designating Highway 99 as Jefferson Davis Highway.

Resolution read, as amended.

Re-reference of Assembly Concurrent Resolution No. 28

Mr. Sam L. Collins moved that Assembly Concurrent Resolution No. 28 be re-referred to the Committee on Conservation and Planning.

Mr. Wollenberg seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beal, Beck, Bennett, Berry, Brady, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Debs, Dills, Ralph C., Emlay, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Stephenson, Stewart, Stream, Thomas, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—54.

NOES—Allen, Brown, Carey, Davis, Dills, Clayton A., Doyle, Dunn, Evans, Field, O'Day, Pelletier, Sherwin, and Werdel—13.

Assembly Concurrent Resolution No. 28 ordered reprinted, re-engrossed, and referred to Committee on Conservation and Planning.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 90—An act to authorize the Veterans' Welfare Board to acquire or erect buildings at colleges and universities for the purpose of furnishing housing accommodations for veterans attending the colleges and universities, providing for the operation and maintenance of such buildings, and making an appropriation.

Bill read third time.

Motion to Amend

Mr. Call moved the adoption of the following amendment:

Amendment No. 1

In line 6 of the title of the printed bill, as amended in the Assembly on February 8, 1946, strike out the period, and insert ", declaring the urgency thereof, to take effect immediately."

Amendment read and adopted.

Bill ordered reprinted, and re-engrossed.

THIRD READING OF SENATE BILLS

Senate Bill No. 70—An act making an appropriation to the Division of Beaches and Parks for the establishment and development of riders' and hikers' trails, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallsch, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 56—An act to amend Section 16 of an act entitled “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,” approved June 20, 1944, relating to allocations by the State for the cost of acquisition of rights of way and sites for public works projects, 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—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 100—An act to add Sections 3211.9, 3211.91, 3211.92, 3211.93, and 3211.94 to, and Chapter 10.5, comprising Sections 4351 to 4387, inclusive, to Part 1 of Division 4 of the Labor Code, and to add Article 10.7 to Chapter 1 of Division 7 of the Military and Veterans Code, relating to the furnishing of workmen's compensation benefits to disaster service workers, including the limiting of the liability of the State of California, counties, cities, and disaster councils for injuries arising out of and occurring in the course of activities as a disaster service worker, authorizing the California State Disaster Council to certify disaster councils and to make rules and regulations for the classifying and

registering of disaster service workers, providing for the State Compensation Insurance Fund to act as adjusting agent, and making an appropriation for the furnishing of workmen's compensation benefits, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A. Dills, Ralph C. Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—Miller—1.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A. Dills, Ralph C. Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—Miller—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 88—An act to add Sections 164.5 and 206.7 to the Welfare and Institutions Code, relating to reports concerning veterans in public institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A. Dills, Ralph C. Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Lyon:

The following communication was received, and ordered printed in the Journal:

OFFICE OF THE CONTROLLER
SACRAMENTO, February 11, 1946

*To the Honorable Members of the Assembly
State of California, Sacramento, California*

GENTLEMEN: In accordance with your request, expressed in Assembly Concurrent Resolution No. 18, there are presented herewith schedules stating the estimated unappropriated surplus of the General Fund as of June 30, 1947, and the estimated unappropriated surplus as of January 31, 1946, of the Postwar Employment Reserve, the Postwar Unemployment and Construction Fund, and the Bond Sinking Fund of 1943.

These unappropriated surpluses are summarized as follows:

General Fund -----	\$133,142,757 00
Postwar Employment Reserve-----	144,007,361 00
Postwar Employment and Construction Fund-----	90,241,486 00
Bond Sinking Fund of 1943-----	279,970 00
 Total -----	 \$367,671,574 00

The State's General Fund commenced the present biennium on July 1, 1945, with a surplus of \$138,867,599. Revenues expected to accrue during the biennium, under the present tax structure, are estimated at \$638,975,000. These revenues are \$5,724,842 less than the expenditures and transfers to reserve funds authorized for the present two-year period

It should be emphasized that the unappropriated surpluses referred to above do not consider any appropriations made, or that yet may be made, during the present special legislative session.

Respectfully yours,

STATE CONTROLLER
By BERT FOSTER, Deputy Controller

Attached report ordered referred to the Committee on Ways and Means, and then filed with the Secretary of State.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL
NO. 33 FROM COMMITTEE**

Mr. Hawkins gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 33 from the Committee on Ways and Means, and have it placed upon the file.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON MOTION TO RECONSIDER ASSEMBLY BILL NO. 55**

At 2.08 p.m., on motion of Mr. Wollenberg, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called on the motion to reconsider the vote whereby Assembly Bill No. 55 was refused passage.

Call of the Assembly

Pending the announcement of the vote, Mr. Thomas moved a call of the Assembly.

Mr. Evans seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beck, Berry, Brady, Brown, Burke, Burns, Carey, Collins, George D., Crichton, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Evans, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Lowrey, Lyons, Maloney, Massion, McMillan, Miller, Niehouse, Robertson, Sheridan, Sherwin, Thomas, Wollenberg, and Mr. Speaker—38.

NOES—Beal, Boyd, Butters, Call, Clarke, Collins, Sam L., Diekey, Dunn, Field, Fletcher, Gannon, Geddes, Knight, Kraft, Leonard, McCollister, Price, Rosenthal, Stewart, Stream, Thompson, Thorp, Waters, Watson, Weber, and Werdel—26.

Time 2.13 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

Speaker Pro Tempore Presiding

At 2.15 p.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON MOTION TO RECONSIDER ASSEMBLY BILL NO. 55**

At 2.24 p.m., Mr. Rosenthal moved that further proceedings under the call of the Assembly be dispensed with.

Mr. Hawkins seconded the motion.

The roll was called, and the motion carried by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Boyd, Brown, Burke, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Davis, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Field, Fletcher, Gannon, Geddes, Hawkins, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Massion, McCollister, McMillan, Middough, Pelletier, Price, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Watson, Weber, and Werdel—47.

NOES—Berry, Burns, Crichton, Crowley, Debs, Dills, Clayton A., Emlay, Evans, Gaffney, Heisinger, Hollibaugh, Lyons, Maloney, Niehouse, Sheridan, Thurman, Wollenberg, and Mr. Speaker—18.

The names of the absentees were called.

Point of Order

Mr. Wollenberg arose to the following point of order: That members were continuing discussion while a roll call was being taken.

Ruling by Speaker

Speaker pro tempore Maloney ruled the point of order well taken.

Motion for Call of the Assembly

Pending the announcement of the vote, Mr. Wollenberg moved a call of the Assembly.

The roll was called, and the motion lost by the following vote:

AYES—Burns, Crichton, Crowley, Debs, Dills, Clayton A., Emlay, Evans, Heisinger, Hollibaugh, King, Lyons, Maloney, Miller, Niehouse, Thomas, Thurman, Wollenberg, and Mr. Speaker—18.

NOES—Allen, Anderson, Beal, Beck, Boyd, Burke, Butters, Call, Collins, George D., Collins, Sam L., Davis, Denny, Dickey, Doble, Dunn, Field, Fletcher, Gaffney, Gannon, Geddes, Knight, Kraft, Leonard, Lowrey, Massion, McCollister, McMillan, Middough, Pelletier, Price, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Watson, Weber, and Werdel—40.

Request for Unanimous Consent That Members Be Permitted to Go to Lunch

Mr. Doyle asked for unanimous consent that the members be permitted to leave the Assembly Chamber during a call of the House for the purpose of securing luncheon.

Mr. Field withheld unanimous consent

Speaker Presiding

At 2.34 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

The names of the absentees were called, and Assembly Bill No. 55 refused reconsideration by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burkhalter, Burns, Carey, Collins, George D., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Hagerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Thomas, Thompson, Thurman, Waters, and Wollenberg—51.

NOES—Boyd, Burke, Butters, Call, Clarke, Collins, Sam L., Davis, Field, Gannon, Geddes, Knight, Leonard, Middough, Price, Sherwin, Stephenson, Stewart, Stream, Thorp, Watson, Weber, Werdel, and Mr. Speaker—23.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. McCollister, Collins, Sam L., and Field as a Select Committee to escort to the rostrum Mrs. Buron Fitts and Col. Buron Fitts, who has recently returned from extensive overseas duties.

RECESS

At 2.29 p.m., on motion of Mr. Sam L. Collins, the Assembly recessed to hear remarks from Col. Buron Fitts, former Lieutenant Governor of the State of California and former District Attorney of Los Angeles County, and to greet Mrs. Buron Fitts.

REASSEMBLED

At 2.34 p.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REMARKS

Mr. Doyle asked for, and was granted, unanimous consent that the following remarks relative to Colonel Buron Fitts, made by Speaker Lyon in introduction of him, and the remarks of Col. Fitts, made during recess, be ordered printed in the Journal:

Remarks by Speaker Lyon**Colonel Buron Fitts**

Colonel Fitts enlisted in World War I as a private and served overseas with the 364th Infantry, 91st Division. He was wounded in action.

In World War II he was appointed Worldwide Security Officer for the Air Transport Command. He served in South America, Greenland, Alaska, Africa, Italy, Arabia, Persia, China, Burma, India, and other points. He was wounded by fragments of high explosives in the Battle of Africa, May, 1943. In July, 1943, he was appointed by General Jacob Devers to bring General Charles De Gaulle to the first presidential conference in Washington, D. C. He returned overseas thereafter. Colonel Fitts wears the Purple Heart with two Oak Leaves Clusters and the Presidential Citation. Officially, Colonel Fitts saw action in four major battles of this war.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 34 re-referred to Committee on Governmental Efficiency and Economy.

Senate Bills Nos. 83 and 49 re-referred to Committee on Ways and Means.

Senate Bill No. 42 re-referred to Committee on Military Affairs.

Senate Bill No. 40 re-referred to Committee on Finance and Insurance.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon adjournment—

Live Stock and Dairies.

At 8 p.m.—

Military Affairs.

Finance and Insurance.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Lyon and Collins, Sam. L., the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Col. and Mrs. Buron Pitts of Los Angeles.

On request of Mr. Werdel, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Clayton Hall of Bakersfield.

On request of Mr. Maloney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Barbara Lee of San Francisco.

On request of Mr. Beck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William Moore of Lancaster.

On request of Mrs. Niehouse, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Clinton McKinnon and sons Daniel and Michael, of San Diego.

On request of Mr. Haggerty, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Raymond De Sausure, S/1c, of San Francisco.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Pfc. Don J. Smithson of Sacramento, and A. A. Bathurst, S/1c, U. S. Navy, of Placerville.

On request of Mrs. Niehouse, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. L. W. Gordy of San Diego.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Capt. Murray I. Rosenthal.

On request of Messrs. Kraft and Evans, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Fernando Valentino of San Juan, Puerto Rico.

On request of the Speaker, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Tom Enright, U. S. Navy.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William Quinlin and Halley Foster of Redding.

On request of the Speaker, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Matthew A. Flynn of San Francisco.

On request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Jim Moore of Eureka.

ADJOURNMENT

At 2.35 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10 a.m., Tuesday, February 12, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-SEVENTH LEGISLATIVE DAY
THIRTY-SEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, February 12, 1946

The Assembly met at 10 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

God of Our Fathers

Upon this birthday of Abraham Lincoln, let us celebrate his immortal services to mankind.

Let us be inspired by his faith in the Omniscient Mind, of which every star was a shining evidence and the architecture of the universe a revelation, and let us emulate his earnest desire to learn and do the Divine Will.

Let us cleave to his faith in the capacity of the ordinary man for self-government, and his belief that the "Government is best which governs least" and that "Government should do for people only what they can not do for themselves."

May we emulate his scrupulous honesty and infinite patience with irritating people, his tender mercy and fairness, his magnanimity, and efforts ever to touch the mystic chords of affection.

Let us glorify his self-sacrificing devotion to America and remember his words that he "would rather be assassinated on the spot than threaten the welfare of the Nation."

Above all, let us cherish his faith in righteousness and justice as the safeguard of America, and "that those nations only are blessed whose God is the Lord."—Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, in tribute to the birthday of Abraham Lincoln, the Assembly gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Carey, further reading of the Journal of the previous legislative day, was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day because of illness:

Mr. Fourt, on motion of Mr. Field.

Mr. Erwin, on motion of Mr. Field.

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, on motion of Mr. Field.

The following member was granted leave of absence for the day, because of personal business elsewhere, and desired to waive his per diem:

Mr. Dekker, on motion of Mr. Beck.

COMMUNICATIONS

By Speaker Lyon:

The following resolution was received, and ordered printed in the Journal:

RESOLUTION ADOPTED BY FOUR HUNDRED LAWYER-VETERANS OF LOS ANGELES COUNTY, JANUARY 30, 1946

WHEREAS, At the outbreak of World War II 1400 members of the legal profession in Los Angeles County volunteered their services as members of the armed forces of our Nation, and

WHEREAS, At the present time approximately 400 of that number have been released from military duty and approximately 1,000 anticipate release within the next six months, and

WHEREAS, About 100 of those now released have been unable to locate suitable or any office space upon their return to the active practice of law, and

WHEREAS, The 1000 who have not yet returned will be without any office facilities, and

WHEREAS, In the downtown business district of Los Angeles alone approximately 1,000,000 square feet of suitable office space is occupied by Federal, State, county and local governmental agencies, mainly used by "temporary" agencies in the prosecution of the war effort, such space constituting the equivalent of 25 average-size office buildings, and

WHEREAS, Many of said Governmental agencies could successfully carry on their functions in space outside the downtown business districts of the various cities in Los Angeles County, and thereby vacate office space in such downtown office buildings; now, therefore,

The four hundred returned lawyer vetrans do hereby resolve:

That this shortage of office space due to occupancy by Governmental agencies be brought to the attention of the proper officials toward the end that they immediately take such appropriate action as will result in vacating of space in downtown office buildings.

Also:

A communication from Mrs. Mamie L. Roberts of Venice, relative to suggestions to the Legislature for obtaining action in legislation on problems confronting veterans and the public at large, was received, and ordered filed with the Secretary of State.

REQUEST FOR UNANIMOUS CONSENT TO READ COMMUNICATION

Mr. Heisinger asked for, and was granted, unanimous consent that he be permitted to read a communication relative to farm loans for veterans, and that it be ordered referred to the Committee on Military Affairs for consideration.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. McMillan, Evans, Debs, Burkhalter, and Beck as a Select Committee to escort to the rostrum Congressman Ellis E. Patterson, representing the Sixteenth Congressional District, former Lieutenant Governor of the State of California, and former Member of the Assembly.

RECESS

At 10.14 a.m., on motion of Mr. Evans, the Assembly recessed until 10.20 a.m. to hear remarks from the Hon. Ellis E. Patterson, Member of Congress from the Sixteenth District, former Lieutenant Governor of the State of California and former Member of the Assembly.

REASSEMBLED

At 10.20 a.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS**

The following resolution was offered :

Assembly Joint Resolution No. 21: By Messrs. Heisinger and Lowrey—Relative to memorializing Congress in relation to flood control and similar projects.

Request for Unanimous Consent

Mr. Heisinger asked for unanimous consent to take up Assembly Joint Resolution No. 21, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

Mr. Sam L. Collins withheld unanimous consent.

Assembly Joint Resolution No. 21 ordered referred to Committee on Conservation and Planning.

RESOLUTIONS

The following resolution was offered:

By Messrs. Gaffney and Thomas :

House Resolution No. 83

Relative to commemorating the birthday of Abraham Lincoln

WHEREAS, On this twelfth day of February, 1946, we again commemorate the anniversary of the birth of Abraham Lincoln; and

WHEREAS, In the life and leadership of Abraham Lincoln we have the greatest example of all that America means: a land where a man of humble birth may rise to the first place of leadership of the entire Nation, without relinquishing one vestige of the kindly, human, tolerant qualities he possessed as he walked his every day way among the people, and

WHEREAS, His great love of humanity was the source of that strength which enabled him to go forward resolutely through bitter strife that the Nation might live

whole and undivided, and finally to sign the Proclamation abolishing slavery within the Nation; and

WHEREAS, His deep understanding of the fundamental dignity of man's being, and the inherent right of men to enjoy the fruits of their labor caused him to assert that in the affairs of the Nation men must be considered first and capital second; and

WHEREAS, The wisdom, tolerance, and nobility of Abraham Lincoln were so fundamentally and completely American that they still serve as an inspiration and guide for us in these our own momentous days; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly commemorate the birthday of Abraham Lincoln, the great Emancipator; and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to the memory of Abraham Lincoln, the man whom we all honor and revere as a great leader and humanitarian, and in whom we take universal pride as a great American.

Request for Unanimous Consent

Mr. Gaffney asked for, and was granted, unanimous consent to take up House Resolution No. 83, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Military Affairs, 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.

MCCOLLISTER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Live Stock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred:

Senate Bill No. 109

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THORP, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 109—An act to add Section 541 5 to the Agricultural Code, relating to new milk products developed through research in the uses of milk and the products and by-products thereof, providing for effectuating and insuring such research by authorizing the production and marketing of products newly discovered or developed, 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 Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Senate Bill No. 42

Senate Bill No. 94

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MCCOLLISTER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 42—An act to repeal Division 1 and Sections 691, 692, 693, 696, 697, 992, 992.3, 992.4, 1015, 1016, 1017, 1020, 1021, 1028, 1029, 1086, and 1087 of, to add Division 1 to, and to amend Section 1084 of, the Military and Veterans Code, to amend Section 18620 of, and to add Section 18629 to, the Business and Professions Code, providing for the reorganization of the State agencies concerned with veterans and veterans' affairs and for matters incidental thereto, including the establishment of a Department of Veterans Affairs, California Veterans Board, and Director of Veterans Affairs and prescribing the powers, duties, purposes, and functions of each, abolishing the Department of Military and Veterans Affairs, creating the Office of The Adjutant General and placing The Adjutant General therein, placing the Division of Athletics in the Department of Professional and Vocational Standards, and providing for the transfer of funds, personnel, property and records.

Bill read second time, and ordered to third reading.

Senate Bill No. 94—An act to amend the title and Section 2 of, and to add Section 1.5 to, an act entitled "An act to provide for refunding or crediting to veterans of World War I certain payments and interest thereon made pursuant to contracts for the purchase of farms and homes under the Veterans Farm and Home Purchase Act and Chapter 3 of Division 4 of the Military and Veterans Code;" approved July 18, 1945, relating to refunding or crediting certain payments and interest made pursuant to contracts for the purchase of farms and homes by veterans.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 32

Senate Bill No. 33

Senate Bill No. 92

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 32—An act to amend Section 2302 of the Welfare and Institutions Code, relating to the inspection services licensing agencies for the care of the aged, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 33—An act to amend Section 1622 of the Welfare and Institutions Code, relating to inspection services licensing agencies for child care and home finding, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 92—An act making an appropriation to the Department of Education to be expended for the performance of the powers and duties of the department relating to veterans, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 76

Assembly Bill No. 83

Senate Bill No. 3

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 3—An act to provide for the acquisition, establishment, and operation of additional temporary hospital facilities for mental patients in State institutions, making an appropriation therefor, and declaring the urgency of the act, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 15, 16, 17 and 18, of the printed bill, as amended in the Senate on January 30, 1946, strike out "Consideration shall first be given to the acquisition of the DeWitt General Hospital in Placer County and the Hammond General Hospital near Modesto, declared by the Federal Government to be surplus property."

Amendment read and adopted.

Bill ordered reprinted, and to third reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 76—An act making an appropriation for a State office building in the City of San Jose, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, between lines 7 and 8, of the printed bill, insert "Any site acquired under the provisions of this act shall be subject to the provisions of the Property Acquisition Act."

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 83—An act making an appropriation for a State building at Santa Barbara.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, between lines 5 and 6, insert "Any site acquired under the provisions of this act shall be subject to the provisions of the Property Acquisition Act."

Amendment read and adopted.
Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 137

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 137—An act to amend Sections 3 and 5 of, and to add Sections 1.5, 38, 38.1, 38.2, 38.3, 38.4, and 38.5 to, The California Food and Fiber Production Act, relating to the providing of housing facilities for agricultural labor, authorizing the granting of assistance to housing authorities for the purpose of providing such housing, authorizing such housing authorities to provide such housing facilities, and defining their powers and duties in respect thereto, making an appropriation, and 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 Ways and Means:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in the Assembly on January 30, 1946, strike out "housing authorities", and insert "local agencies".

Amendment No. 2

In line 6 of the title of said bill, strike out "housing authorities", and insert "local agencies".

Amendment No. 3

On page 1, line 6, of said bill, strike out "housing authorities", and insert "local agencies".

Amendment No. 4

On page 2 of said bill, strike out lines 25 and 26, and insert "(h) 'Local agency' means any county, city and county, city, local housing authority, or district of the State"

Amendment No. 5

On page 2, lines 28 and 29, of said bill, strike out "housing authorities", and insert "local agencies".

Amendment No. 6

On page 2 of said bill, strike out lines 33 and 34, and insert "Any local agency qualified for assistance under this act, may :".

Amendment No. 7

On page 2 of said bill, strike out lines 46, 47, and 48, and insert "for the temporary housing of farm labor, and may erect, remodel, repair or remove temporary buildings for housing such labor, including the installation of necessary appurtenances and

utilities. Any local agency may enter into the necessary contracts and agreements to carry out the purposes of this act, and in that behalf may expend or use its own funds and employ its own personnel."

Amendment No. 8

On page 2 of said bill, strike out line 51, and insert "property adaptable to the temporary housing of farm labor, and enter into agree-".

Amendment No. 9

On page 3, line 1, of said bill, after "for", insert "temporary".

Amendment No. 10

On page 3, lines 5 and 6, of said bill, strike out "housing authority", and insert "local agency".

Amendment No. 11

On page 3, line 11, of said bill, strike out "housing authority", and insert "local agency".

Amendment No. 12

On page 3, line 12, of said bill, strike out "authority", and insert "local agency".

Amendment No. 13

On page 3 of said bill, strike out lines 13 to 15, inclusive, and insert "Housing facilities owned, operated, or maintained by a local agency with assistance under this act".

Amendment No. 14

On page 3, line 18, of said bill, strike out "within the boundaries of a housing authority".

Amendment No. 15

On page 3, line 22, of said bill, strike out "housing authority", and insert "local agency".

Amendment No. 16

On page 3, line 23, of said bill, strike out "acquired", and insert "for housing farm labor acquired with assistance under this act".

Amendment No. 17

On page 3 of said bill, strike out line 27, and insert ", and subject to the provisions hereof, upon such terms and".

Amendment No. 18

On page 3, line 29, of said bill, strike out "housing authority", and insert "local agency".

Amendment No. 19

On page 3, line 35, of said bill, strike out "authority", and insert "local agency".

Amendment No. 20

On page 3 of said bill, strike out line 38, and insert "the director and the local agency. The costs of each facility including repayment to the State, or moneys advanced, shall in so far as possible be liquidated from rentals received within a period of five years, subject to the sooner termination of the operation and maintenance of any housing facility as herein provided. Upon the termination of the operation and maintenance of any housing facility, as herein provided, the State shall be repaid in full by the local agency for all moneys advanced therefor.

The operation and maintenance of any housing facility acquired pursuant to this act may be terminated at any time, if consistent with the terms of the Federal act under which it was acquired, and if the council or the Legislature determines that the necessity therefor no longer exists, but in no event shall such housing facility be operated and maintained after the ninetieth day following the convening of the Regular Session of the Sixtieth Legislature."

Amendment No. 21

On page 3, line 39, of said bill, strike out "Sec. 38.1a."

Amendment No. 22

On page 3 of said bill, between lines 45 and 46, insert "In providing housing pursuant to this act, a local agency shall not be subject to any statute, ordinance or regulation prescribing the use or occupancy of land, or standards of construction, repair, maintenance, or use of buildings."

Amendment No. 23

On page 3, line 47, of said bill, strike out "housing authority", and insert "local agency".

Amendment No. 24

On page 3, line 51, of said bill, after "of", insert "not more than".

Amendment No. 25

On page 4 of said bill, strike out lines 7 to 14, inclusive, and insert

"The Board of Control shall by rule prescribe the information to be shown on applications for payment of the State's share of the cost of construction of facilities under this act and the nature of the requirements in connection with such payment. When the council approves such application and finds the amount to be advanced to a local agency the director shall transmit a claim for such amount, together with all supporting evidence, to the Controller. The Controller shall make such audit as he deems necessary and shall thereupon draw his warrant for the amount of payment he finds due.

SEC. 6. Section 38.3 is added to said act, to read:

Sec. 38.3"

Amendment No. 26

On page 4, line 16, of said bill, after "thereof", insert "and with any other agency or persons".

Amendment No. 27

On page 4, line 20, of said bill, strike out "housing authorities", and insert "local agencies".

Amendment No. 28

On page 4, of said bill, strike out line 22, and in line 23, strike out "Sec. 38.3.", and insert

"SEC. 7. Section 38.4 is added to said act, to read:

Sec. 38.4."

Amendment No. 29

On page 4, line 27, of said bill, strike out "authority", and insert "local agency".

Amendment No. 30

On page 4, line 28, of said bill, strike out "housing authority", and insert "local agency".

Amendment No. 31

On page 4 of said bill, strike out lines 30, 31, and 32, and insert

"The council shall promptly consider the applications submitted to it and shall approve or reject each application. No application shall be granted unless it be approved".

Amendment No. 32

On page 4, line 34, of said bill, strike out "authority", and insert "local agency".

Amendment No. 33

On page 4, line 36, of said bill, strike out "housing authority", and insert "local agency".

Amendment No. 34

On page 4 of said bill, strike out line 38, and insert "housing facility, and has authorized an agreement to be entered into with the council on the".

Amendment No. 35

On page 4 of said bill, strike out line 40; and in line 41, strike out "Sec. 38.4", and insert

"SEC. 8. Section 38.5 is added to said act, to read:

Sec. 38.5".

Amendment No. 36

On page 4, line 49, of said bill, strike out "housing authority", and insert "local agency".

Amendment No. 37

On page 4, line 50, of said bill, strike out "housing authority", and insert "local agency".

Amendment No. 38

On page 5, line 3, of said bill, strike out "housing authorities", and insert "local agencies".

Amendment No. 39

On page 5, line 5, of said bill, strike out "housing authority", and insert "local agency".

Amendment No. 40

On page 5 of said bill, strike out lines 12 and 13, and insert

"SEC. 9. Section 38.6 is added to said act, to read:

Sec 38.6. When a local agency acquires any housing".

Amendment No. 41

On page 5 of said bill, strike out line 23, and insert

"SEC. 5. The sections of this act other than the sections added or amended at the First Extraordinary Session of the Fifty-seventh Legislature shall remain in effect only".

Amendment No. 42

On page 5, line 39, of said bill, after "act", insert "provided, however, that the Director of Finance shall continue to administer the provisions of this act added or amended at the First Extraordinary Session of the Fifty-seventh Legislature until the ninetieth day after the convening of the Sixtieth Regular Session of the Legislature."

Amendment No. 43

On page 6, line 8, of said bill, after "Law", insert "or of other local agencies".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Military Affairs**

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Assembly Bill No. 142

Senate Bill No. 66

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McCOLLISTER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 142—An act to add Section 18976.3 to the Government Code, relating to veterans' preference in State civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military Affairs:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add", and insert "amend".

Amendment No. 2

In line 1 of the title of the printed bill, strike out "18976.3", and insert "19397".

Amendment No. 3

In line 2 of the title of the printed bill, strike out "' preference".

PRINTER'S NOTE.—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets:

Amendment No. 4

On page 1 of the printed bill, strike out lines 1 to 8, inclusive, and insert "SECTION 1. Section 19397 of the Government Code is hereby amended to read: 19397. The board may provide by rule that time spent [in the military service,] on military leave, including rehabilitation afforded by the United States Government following [such] military service, except for purely educational purposes, during the emergency period specified in Section 19390 by any person who has an absolute right to be restored to his former position in the State civil service may be considered as time spent in State service for the purpose of computing seniority rights for layoff purposes and rights to automatic salary adjustments at the time of return to State service."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 66—An act relating to the rights of veterans to return to public office or employment upon release from the armed services

of the United States, and 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 Military Affairs:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on January 29, 1946, after "act", insert "to add Section 395.1 to the Military and Veterans Code and to repeal an act entitled "An act relating to public officers, deputies, assistants, and employees, and their return to public service," approved May 31, 1943,".

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert "SECTION 1. Section 395.1 is hereby added to the Military and Veterans Code to read:
395.1 (a) Notwithstanding any other provision of law to".

Amendment No. 3

On page 1, line 16, of said bill, after the period, insert "He shall also have a right to return to and reenter upon the office or position during terminal leave from the armed forces and prior to discharge or release therefrom."

Amendment No. 4

On page 1, line 17, of said bill, strike out "Sec. 2", and insert "(b)".

Amendment No. 5

On page 1, line 21, of said bill, strike out the period, and insert a semicolon and "provided, however, such officer or employee shall not be entitled to sick leave, vacation or salary for the period during which he was on leave from such Governmental service and in the service of the armed forces of the United States."

Amendment No. 6

On page 2 of said bill, strike out lines 1 and 2, and insert "(c) Any officer or employee other than a probationer who is restored to his office or employment pursuant".

Amendment No. 7

On page 2, line 14, of said bill, strike out "Sec. 4", and insert "SEC. 2."

Amendment No. 8

On page 2 of said bill, after line 29, insert "SEC. 3. The act cited in the title hereof is hereby repealed."

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 90

Assembly Concurrent Resolution No. 28

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

Above reported resolution ordered on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 11, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 19

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 11, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 5

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Joint Resolution No. 5—Relative to memorializing the Congress of the United States, the National Labor Relations Board, and the United States Conciliation Service relative to the settlement of a jurisdictional labor dispute between the CIO Food, Tobacco, Agricultural, and Allied Workers' Union of America, and the American Federation of Labor Cannery Workers' Union, affiliated with the International Teamsters' Union.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 11, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 14
Senate Bill No. 76
Senate Bill No. 77
Senate Bill No. 84

Senate Bill No. 98
Senate Bill No. 102
Senate Bill No. 103
Senate Bill No. 106

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 14—An act making an appropriation to the State Fire Marshal to carry out the provisions of Chapters 727 and 728, Statutes of 1945, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 76—An act making an additional appropriation for legislative printing, binding, etc., to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 77—An act augmenting the appropriation to the Veterans' Commission for support, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 84—An act making an appropriation for investigation, survey and report concerning construction and operation of public works for the control and utilization of the flood waters of Caliente Creek, Kern County, and its tributaries, an urgency measure to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 98—An act making an appropriation for the support of the Department of Veterans Affairs.

Referred to Committee on Ways and Means.

Senate Bill No. 102—An act to provide for participation by the State of California in the celebration to be held at Monterey commemorating the raising of the American Flag by Commodore Sloat, creating a commission therefor, and making appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 103—An act to provide for participation by the State of California in a celebration to be held at Sonoma commemorating the raising of the Bear Flag of the California Republic, creating a commission therefor, and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 106—An act making an appropriation for the contingent expenses of the Senate, including expenses of committees, to take effect immediately.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up Senate Bill No. 106, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NO. 106

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Sam L. Collins:

Resolved, That Senate Bill No. 106 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Werdel, Wollenberg, and Mr. Speaker—67.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 106—An act making an appropriation for the contingent expenses of the Senate, including expenses of committees, to take effect immediately.

Bill read second time.

Senate Bill No. 106—An act making an appropriation for the contingent expenses of the Senate, including expenses of committees, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Werdel, Wollenberg, and Mr. Speaker—67

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Werdel, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****MOTION TO RECONSIDER URGENCY CLAUSE TO
ASSEMBLY BILL NO. 145**

Assembly Bill No. 145—An act to add Section 517 to the Vehicle Code, relating to the maximum speed of vehicles on public highways, declaring the urgency of this act, to take effect immediately.

In compliance with a notice given on a previous day, Mr. Allen moved that the vote whereby the urgency clause to Assembly Bill No. 145 was refused adoption be reconsidered.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Burns moved a call of the Assembly.

Motion carried. Time, 10.56 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT****TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33**

Mr. Sam L. Collins asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

**REQUEST FOR UNANIMOUS CONSENT THAT CONSIDERATION OF
GOVERNOR'S VETO TO ASSEMBLY BILL NO. 60 BE CONTINUED**

Mr. Field asked for, and was granted, unanimous consent, that consideration of the Governor's veto to Assembly Bill No. 60 be continued until the next legislative day, and that it hold its place upon the unfinished business file.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS (RESUMED)****MOTION TO WITHDRAW ASSEMBLY BILL NO. 97 FROM COMMITTEE**

In compliance with a notice given on a previous day, Mr. Miller moved that Assembly Bill No. 97 be withdrawn from the Committee on Governmental Efficiency and Economy, and be placed upon the file.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burkhalter, Burns, Carey, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Evans, Gaffney, Haggerty, Hawkins, Heisinger, Kilpatrick, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sheridan, Thomas, Wollenberg, and Mr. Speaker—42.

NOES—Boyd, Burke, Butters, Call, Clarke, Davis, Denny, Emlay, Field, Gannon, Geddes, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Middough, Price, Sherwin, Stephenson, Stewart, Stream, Thorp, Watson, Weber, and Werdel—27.

Re-reference of Assembly Bill No. 97

Mr. Miller moved that Assembly Bill No. 97 be withdrawn from the file, and re-referred to the Committee on Ways and Means.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Carter, Parkman, and Salsman as a Committee on Conference concerning .

Assembly Bill No. 59—An act to amend Section 4711 of the Health and Safety Code, relating to county sanitation districts, declaring the urgency hereof, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

MEMBERS EXCUSED TO ATTEND CONFERENCE COMMITTEE MEETING

At 11 17 a.m., by unanimous consent, and upon request of the Speaker, Messrs. Beck, Rosenthal, and Evans, were excused, at this time, to attend a meeting of a Committee on Conference in the Senate.

ASSEMBLY BILL NO. 58 PLACED ON INACTIVE FILE

Mr. Lyons moved that Assembly Bill No. 58 be placed upon the inactive file.

Motion carried.

CONSIDERATION OF DAILY FILE**THIRD READING OF SENATE BILLS**

Senate Bill No. 48—An act to amend Section 24626 of the Education Code, relating to the use of county funds for the support and maintenance of extension work in agriculture and home economics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Mid-

dough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to Senate.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON MOTION TO RECONSIDER URGENCY CLAUSE
TO ASSEMBLY BILL NO. 145**

At 11.27 a.m., on motion of Mr. Burns, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Assembly Bill No. 145 reconsidered by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Doyle, Emlay, Evans, Gaffney, Gannon, Geddes, Hawkins, Heisinger, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—56

NOES—Bennett, Brady, Call, Carey, Denny, Dills, Clayton A., Dills, Ralph C., Dunn, Field, Haggerty, Hollibaugh, Johnson, O'Day, Pelletier, Robertson, Sawallisch, and Waters—17.

Assembly Bill No. 145 ordered placed on file for third reading.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 61—An act to amend Section 2302 of, and to add Section 2302.1 to, the Health and Safety Code, relating to the maximum rate of tax for mosquito abatement 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—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Field, Gaffney, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, King, Kraft, Leonard, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61

NOES—McCollister—1.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Field, Gaffney, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, King, Kraft, Leonard, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—McCollister—1.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 11.40 a.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

UNFINISHED BUSINESS (RESUMED)

RECONSIDERATION OF AMENDMENT OFFERED BY MR. GEORGE D. COLLINS TO SENATE BILL NO. 45

Senate Bill No. 45—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

In compliance with a notice given on a previous day, Mr. Johnson moved that the vote whereby the amendment offered by Mr. George D. Collins to Senate Bill No. 45 was adopted be reconsidered.

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Point of Order

Mr. Stewart arose to the following point of order: That the gentlemen are not speaking to the question.

Ruling by Speaker

Speaker pro tempore Maloney ruled the point of order not well taken.

Point of Order

Mr. Sherwin arose to the following point of order: That Messrs. Davis and Dills, Ralph C., are not speaking to the question.

Ruling by Speaker

Speaker pro tempore Maloney ruled the point of order not well taken.

Demand for Previous Question

Messrs. Heisinger, King, Dills, Clayton A., Waters, and Leonard demanded the previous question.

Demand for previous question sustained.

The question being on the motion to reconsider the vote whereby the amendment offered by Mr. George D. Collins to Senate Bill No. 45 was adopted.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Johnson moved a call of the Assembly.

Mr. Field seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Collins, George D., Collins, Sam L., Crichton, Davis, Debs, Dickey, Dills, Clayton A., Doyle, Emlay, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hollibaugh, Johnson, King, Kraft, Leonard, Lyons, Maloney, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—59.

NOES—Anderson, Beal, Dills, Ralph C., Dunn, Kilpatrick, Massion, and McMillan—7.

Time, 1.10 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Sam L. Collins asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 62—An act to amend Section 9102 of the Government Code, relating to the salaries of employees in the Legislative Offices in Alameda, Los Angeles and San Francisco.

Bill read third time.

Motion to Amend

Mr. Rosenthal moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out the period, and insert "except in the Legislative Offices in Los Angeles.

Two Members of the Assembly shall each have authority to employ (in the Los Angeles Office) a person holding a confidential position to such member of the Assembly and to fix the compensation of such person at a grade not less than that of secretary-tenographer in civil service, subject to the provisions of Section 18004

One of the members having such authority shall be designated by a party caucus of the Members of the Assembly from Los Angeles County who are members of the political party having the larger number of members elected from that county. One of the members having such authority shall be designated by a party caucus of the Members of the Assembly from Los Angeles County who are members of the political party having the next highest number of members elected from that county. The Members of the Assembly so designated shall continue to exercise such authority until their successors are designated. The Members of the Assembly from Los Angeles County shall inform the Chief Clerk of the Assembly, the State Controller and the Director of Finance in writing of any action taken by them pursuant to this section."

Amendment read.

Demand for Previous Question

Messrs. Heisinger, Thurman, Sherwin, McCollister, and Leonard demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. Rosenthal to Senate Bill No. 62.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Anderson, Beck, Brady, Carey, Collins, George D., Crowley, Dills, Clayton A., Doyle, Hawkins, Kilpatrick, Massion, McMillan, Robertson, Roseenthal, Sheridan, and Thomas—16.

NOES—Allen, Beal, Berry, Boyd, Burke, Burkhalter, Burns, Butters, Call, Clarke, Diekey, Dunn, Emlay, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Lyons, Maloney, McCollister, Middough, Miller, O'Day, Price, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—44

The question being on the passage of Senate Bill No. 62.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Diekey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Johnson, Kilpatrick, King, Knight, Leonard, Lyons, Maloney, McCollister, McMillan, Middough, Miller, O'Day, Pelletier, Price, Robertson, Rosen-

thal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.
 NOES—Anderson, Beck, Hawkins, and Massion—4.

Bill ordered transmitted to the Senate.

• **ASSEMBLY BILL NO. 165 WITHDRAWN FROM COMMITTEE**

Mr. Crichton moved that Assembly Bill No. 165 be withdrawn from the Committee on Public Morals, for purpose of amendment, and be re-referred to the Committee on Public Morals.

Motion carried.

CONSIDERATION OF ASSEMBLY BILL NO. 165

Assembly Bill No. 165—An act to add Section 703 to the Military and Veterans Code, to amend Sections 19485, 19597, 19620, and 19627 of, and to add Section 19485.5 to, the Business and Professions Code, to provide money for the rehabilitation of veterans and assistance to their dependents from the proceeds of horse racing meetings.

Bill read second time.

Motion to Amend

Mr. Sawallisch moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 33, of the printed bill, strike out "distributed as"; strike out all of line 34; and in line 35, strike out "the remainder shall be".

Amendment No. 2

On page 2, line 36, of said bill, after "by", insert "such".

Amendments read and adopted.

Bill ordered reprinted, engrossed, and re-referred to Committee on Public Morals.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Sam L. Collins, the Journals for Monday, February 4, 1946; Tuesday, February 5, 1946; Wednesday, February 6, 1946; Thursday, February 7, 1946; and Friday, February 8, 1946, were approved as corrected by the Minute Clerk.

**INTRODUCTION, FIRST READING, AND REFERENCE
 OF ASSEMBLY BILLS (RESUMED)**

The following bill was introduced, and read the first time:

Assembly Bill No. 167: By Messrs. Kilpatrick, Burkhalter, Massion, Bennett, and Dills, Clayton A.—An act to create a Veterans Housing Supply Board for the purpose of procuring and making building supplies and materials available to veterans.

Referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred: Senate Bill No. 40

Has had the same under consideration, and reports the same back with amendments with the recommendation. Amend, and do pass, as amended.

WATERS, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 40—An act to add Section 18 and Article 10, comprising Sections 150 to 404 to, and to amend Sections 19, 20, and 40 of, the Unemployment Insurance Act, to establish a System of Unemployment Compensation Disability Benefit Payments.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance and Insurance:

Amendment No. 1

On page 1, line 1, of the printed bill, as amended in the Assembly on February 8, 1946, strike out "404", and insert "462".

Amendment No. 2

On page 4, line 23, of said bill, after "or", insert "benefits".

Amendment No. 3

On page 10, line 40, of said bill, strike out "a", and insert "an approved".

Amendment No. 4

On page 2, line 32, of said bill, insert
"SEC. 154: The commission shall within 30 days after the effective date of this act submit the Unemployment Insurance Act as amended to the Social Security Board for a certification as provided in Section 1602 (b) (3) of the Federal Unemployment Tax Act.

If at any time the Federal Social Security Board rules or determines that any section or sections of Article 10 of the Unemployment Insurance Act of this State is not in conformity with the provisions of Title III of the Social Security Act and/or Section 1601 and Section 1602 of the Federal Unemployment Tax Act by reason of any provision contained in said Article 10, such section or sections shall be immediately inoperative."

Amendment No. 5

On page 5, line 30, of said bill, strike out the period, and insert "; provided, however, that the last employer and each base period employer of the claimant shall be entitled to participate in such hearing."

Amendment No. 6

On page 9, line 11, of said bill, strike out the period, and insert "; the benefits payable as indemnification for loss of wages under any voluntary plan shall be separately stated and designated in the plan "unemployment compensation disability benefits" separate and distinct from other benefits, if any."

Amendment No. 7

On page 10, line 49, of said bill, after "2", insert "and the costs as set forth in Section 460".

Amendment No. 8

On page 11, line 43, of said bill, after the period, insert "The amount assessed shall not exceed .0002 per cent of the amount of wages paid in employment by employers to individuals participating in such plans."

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON MOTION TO RECONSIDER GEORGE D. COLLINS'
AMENDMENT TO SENATE BILL NO. 45**

At 1.32 p.m., on motion of Mr. Johnson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the amendment offered by Mr. George D. Collins to Senate Bill No. 45 reconsidered by the following vote:

AYES—Allen, Boyd, Brady, Burke, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Davis, Denny, Dickey, Field, Gannon, Geddes, Johnson, King, Knight, Kraft, Leonard, Lowrey, McCollister, Middough, Miller, Niehouse, Price,

Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—42.

NOES—Anderson, Beal, Beck, Bennett, Berry, Brown, Burkhalter, Collins, George D., Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Lyons, Maloney, Massion, McMillan, O'Day, Pelletier, Robertson, Rosenthal, Thomas, and Wollenberg—32.

Speaker Presiding

At 1.35 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Motion to Recess

At 1.38 p.m., Mr. Sam L. Collins moved that the Assembly do now recess until 3 p.m.

Substitute Motion

Mr. Wollenberg moved, as a substitute motion, that the Assembly do now recess until 4 p.m.

Mr. Robertson seconded the motion.

The roll was called, and the substitute motion lost by the following vote:

AYES—Anderson, Beck, Butters, Collins, George D., Crichton, Crowley, Debs, Gaffney, Gannon, Johnson, Leonard, Massion, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Thurman, Wollenberg, and Mr. Speaker—21.

NOES—Allen, Beal, Berry, Brady, Brown, Burke, Burkhalter, Call, Carey, Davis, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Lowrey, McCollister, McMillan, Mid-dough, Price, Stephenson, Stewart, Stream, Thomas, Waters, Watson, and Werdel—35.

The question being on the motion by Mr. Sam L. Collins that the Assembly do now recess until 3 p. m.

Motion carried.

RECESS

At 1.40 p.m., the Assembly recessed until 3 p.m.

REASSEMBLED

At 3 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 36

Assembly Bill No. 88

Assembly Bill No. 47

Assembly Bill No. 104

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate

By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 41

Senate Bill No. 91

Senate Bill No. 87

Senate Bill No. 110

Senate Bill No. 89

J. A. BEEK, Secretary of the Senate

By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 41—An act making an appropriation for projects for flood control in this State, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 87—An act providing for school district public works and making an appropriation therefor.

Referred to Committee on Education.

Senate Bill No. 89—An act relating to airports, creating a Division of Airports in the Department of Public Works, with a Chief of the Division of Airports therein, prescribing his powers and duties with respect to all airports in this State, amending Section 14005 of the Government Code, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 91—An act to add Section 28 to the Civil Code, relating to contract and property rights of persons under the age of 21 years.

Referred to Committee on Judiciary.

Senate Bill No. 110—An act to add Section 61 to the Alcoholic Beverage Control Act, relating to veterans' organizations and providing for the issuance of on-sale distilled spirits licenses to such organizations.

Referred to Committee on Public Morals.

Speaker Presiding

At 3.03 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

RESOLUTIONS

The following resolutions were offered:

By Mr. Pelletier:

House Resolution No. 84

Relative to the proposed atomic bomb experiment against ships in the Pacific Ocean

WHEREAS, It has been announced by the Navy Department at Washington, D. C., that an experiment will be conducted by the department on some day in May, 1946, at or near the Marshall Islands in the Pacific Ocean, to determine the destructive effect of the atomic bomb on Naval vessels, both large and small; and

WHEREAS, This experiment will consist in the explosion of such a bomb above the surface of the water and in the proximity of 96 vessels, many of which will be ships of the United States Navy but which are considered obsolete or overage; and

WHEREAS, The vessels of the United States Fleet to be used for this purpose were built at very great cost, and the total destruction or sinking of these ships would result in a tremendous monetary loss to the United States and the people thereof; and

WHEREAS, There is great need, both in this Country and throughout the world, for purposes of civilian construction, of much of the steel, electric cable, fittings and materials built into such vessels, and the destruction thereof will constitute an unwarranted waste of usable equipment and materials; and

WHEREAS, The explosion of another atomic bomb is entirely unnecessary for proof of its destructive character, since three previous explosions have been effected, and there has been ample opportunity to investigate the destructive effects on steel, concrete and other material; and

WHEREAS, The experiment may tend to have an adverse effect on international good will and our relations with other countries, since it appears to be a demonstration of our military might, and to be predicated upon the theoretical existence of an enemy fleet. It may thus tend to breed mistrust on the part of other peoples concerning our

peaceful intentions. The matter of outlawing this type of weapon as an instrument of war is a question which is to be considered by the United Nations Organization, to which the United States belongs; now, therefore, be it

Resolved by the Assembly of the State of California, That the said Assembly does hereby respectfully memorialize the President of the United States, the Congress and the Navy Department to abandon the proposed project of exploding an atomic bomb upon United States Naval vessels in the Pacific or elsewhere; and, be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to the President of the United States, to the Secretary of the Navy, and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and referred to Committee on Rules.

By Mr. Leonard :

House Resolution No. 85
Relative to the Airline Highway

WHEREAS, The highway between Maricopa Junction and Coalinga, (State Route 33), and the highway between Coalinga and Gilroy, (State Route 25), known as the Airline Highway, are at the present time a part of the State Highway System; and

WHEREAS, The Airline Highway, when developed, would provide a much needed, third north and south highway facility between Los Angeles and the San Francisco Bay regions, the two largest metropolitan areas in the State of California; and

WHEREAS, The Airline Highway is the most direct route between the Los Angeles and San Francisco Bay regions both in mileage and travel time; and

WHEREAS, The Airline Highway traverses a section of the State that will permit the construction of a practical highway on modern grade and alignment at a reasonable and justifiable cost; and

WHEREAS, The construction of the Airline Highway would affect and be of direct benefit to approximately four-sevenths of the population of the State by making possible savings in operating costs of transporting persons and property between Los Angeles and the San Francisco Bay region; now, therefore, be it

Resolved by the Assembly of the State of California, That the California State Department of Public Works, through its Division of Highways, is requested to investigate the minimum cost of reconstructing State Route 25, between Coalinga and Gilroy, and State Route 33, between Maricopa Junction and Coalinga, to bring the entire route up to the standard of a modern two lane highway and to report its findings thereon not later than June 30, 1946, to the Joint Fact Finding Committee on Highways, Streets, and Bridges.

Resolution read, and referred to Committee on Conservation and Planning.

MOTION TO SET SPECIAL ORDER

Mr. Johnson moved that consideration of the amendment offered by Mr. George D. Collins to Senate Bill No. 45 be made a special order of business for Tuesday, February 12, 1946, at 3.07 p.m.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Johnson moved a call of the Assembly.

Motion carried. Time, 3.06 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Sam L. Collins asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received and read :

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER : The Committee on Conference concerning :

Assembly Bill No. 59—An act to amend Section 4711 of the Health and Safety Code, relating to county sanitation districts, declaring the urgency hereof, to take effect immediately ;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following :

That the bill, as amended on February 6, 1946, be further amended as follows :

Amendment No. 1

On page 1, lines 7 and 8, of the printed bill, as amended in the Senate on February 6, 1946, strike out "a two thirds vote", and insert "the vote of a majority".

CARTER
SALSMAN
PARKMAN

Senate Committee on Conference

EVANS
BECK
ROSENTHAL

Assembly Committee on Conference

The roll was called, and the report adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burns, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dills, Clayton A., Doyle, Dunn, Evans, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, Johnson, King, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—54.

NOES—Knight and Stream—2.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO SET CONSIDERATION OF AMENDMENT OFFERED BY MR. GEORGE D. COLLINS TO SENATE BILL NO. 45 AS SPECIAL ORDER OF BUSINESS

At 3.13 p.m., on motion of Mr. Johnson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to set consideration of the amendment offered by Mr. George D. Collins to Senate Bill No. 45 as a special order of business carried by the following vote :

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, King, Knight, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

LEAVE OF ABSENCE

At 3.15 p.m., the following member was granted leave of absence, for the balance of the legislative day, because of illness :

Mr. Fletcher, on motion of Mr. Lyons.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, consideration of the amendment offered by Mr. George D. Collins to Senate Bill No. 45 was taken up.

Senate Bill No. 45—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read.

**Consideration of Amendment Offered by Mr. George D. Collins
to Senate Bill No. 45**

The question being on the adoption of the following amendment offered by Mr. George D. Collins to Senate Bill No. 45 :

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on February 5, 1946, strike out lines 38 to 48, inclusive.

Amendment read.

Demand for Previous Question

Messrs. Johnson, Burkhalter, Geddes, Davis, and Allen demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. George D. Collins to Senate Bill No. 45.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. George D. Collins moved a call of the Assembly.

Roll Call Demanded

Messrs. Brady, Collins, George D., and Lowrey demanded a roll call. The roll was called, and the motion carried by the following vote :

AYES—Anderson, Beal, Beck, Bennett, Boyd, Brady, Brown, Burkhalter, Burns, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Hawkins, Heisinger, Hollibaugh, Johnson, King, Lowrey, Lvons, Maloney, Massion, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stream, Thompson, Thorp, Weber, Werdel, and Wollenberg—12.

NOES—Allen, Burke, Call, Field, Geddes, Knight, Kraft, McCollister, Middough, Stewart, Waters, and Watson—12.

Time, 3.33 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Sam L. Collins asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

PROCLAMATION OF THE GOVERNOR

The Speaker directed the Chief Clerk to read the following Proclamation of the Governor :

Whereupon the Chief Clerk read the following Proclamation :

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA

Proclamation

WHEREAS, The Legislature of the State of California convened on January 7, 1946, in extraordinary session pursuant to my Proclamation dated January 2, 1946, and is now in session; and

WHEREAS, On account of extraordinary occasions which have arisen and now exist, it is deemed desirable and necessary to submit additional subjects to the Legislature for consideration; now, therefore,

I, EARL WARREN, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated January 2, 1946, 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 and in the amendatory and supplemental Proclamation dated January 23, 1946:

68. To consider and act upon legislation to make the provisions of law applicable to commercial fishing in Fish and Game District 12B also applicable to such fishing in portions of Fish and Game District 12 in San Pablo Bay and Carquinez Straits.

69. To consider and act upon legislation relative to the options to make contributions to the State Employees' Retirement System granted to patrol members and warden members of the system by Sections 20602, 20602 1, 20602 5, and 20602 6 of the Government Code, and to extend the period for the exercise of those options

70. To consider and act upon legislation relative to retirement allowances payable by the State Employees' Retirement System in cases of retirement for disability.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twelfth day of February, 1946.

(Signed)

EARL WARREN
Governor of the State of California

[SEAL]

ATTEST: FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy Secretary of State

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 37

J. A. BEEK, Secretary of the Senate

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 37—An act to provide a Unified Program of Construction, Improvement, and Equipment for State Agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act.

Referred to Committee on Ways and Means.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 12, 1946

The Governor this day approved, and chaptered the following bills:

Assembly Bill No. 14, Chapter 13
Assembly Bill No. 15, Chapter 14

Assembly Bill No. 18, Chapter 15
Assembly Bill No. 69, Chapter 16.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 28
Assembly Bill No. 41

Assembly Bill No. 42
Assembly Bill No. 95

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO EXCUSE MEMBERS OF COMMITTEE ON WAYS AND MEANS

At 3.35 p.m., Mr. Wollenberg asked for unanimous consent that the members of the Committee on Ways and Means be permitted to hold a meeting, in the Assembly Post Office, at this time.

Mr. Knight withheld unanimous consent.

Motion to Excuse Members of Committee on Ways and Means

At 3.40 p.m., Mr. Wollenberg moved that the members of the Committee on Ways and Means be permitted to meet, in their committee room, at this time.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beck, Call, Clarke, Crichton, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Evans, Field, Hollibaugh, Johnson, Lyons, Maloney, Massion, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Thompson, Thutman, Waters, Werdel, Wollenberg, and Mr. Speaker—32

NOES—Bennett, Berry, Brady, Burke, Burkhalter, Carey, Emlay, Gaffney, Geddes, Hawkins, Heisinger, King, Knight, Kraft, McCollister, McMillan, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thorp, Watson, and Weber—24.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS OF COMMITTEE ON RULES BE EXCUSED

At 3.41 p.m., Mr. Sam L. Collins asked for unanimous consent that the members of the Committee on Rules be permitted to hold a meeting, in their committee room, at this time.

Mr. Field withheld unanimous consent.

Motion to Excuse Members of Committee on Rules

At 3.42 p.m., Mr. Sam L. Collins moved that the members of the Committee on Rules be excused, at this time, for the purpose of holding a committee meeting.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT TELEGRAM BE PRINTED IN JOURNAL

Mr. Stream, asked for, and was granted, unanimous consent that the following telegram be ordered printed in the Journal:

CORONADO, CALIFORNIA, February 12, 1946

*Charles W. Stream, Assemblyman
Sacramento, California*

Urge you to over-ride Governor's veto of Assembly Bill No. 60.

KATHERINE STYER HURST
Council Woman, City of Coronado

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS (RESUMED)**

The following bill was introduced, and read the first time :

Assembly Bill No. 168: By Mr. Maloney—An act to amend Section 303 of the Unemployment Insurance Act to make an appropriation to carry out the provisions of Article 10 of said act, relating to unemployment compensation disability payments.

Referred to Committee on Ways and Means.

Hon. James E. Thorp Presiding

At 3.55 p.m., Hon. James E. Thorp, Member of the Assembly from the Twelfth District, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended :

Assembly Bill No. 106

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed :

Assembly Bill No. 101

Assembly Bill No. 102

Assembly Bill No. 100

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day adopted :

Senate Concurrent Resolution No. 18

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read :

Senate Concurrent Resolution No. 18—Relative to adjournment sine die of the Fifty-Sixth (First Extraordinary) Session of the Legislature of the State of California.

Referred to Committee on Rules.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS (RESUMED)**

The following resolution was offered :

Assembly Joint Resolution No. 22: By Messrs. Thompson, Clarke, Miller, Lowrey, Beck, Boyd, Brown, Butters, Crichton, Dunn, Emlay, Geddes, Heisinger, King, Leonard, Price, Stephenson, Stream, Thorp, Watson, Weber, and Werdel—Relative to memorializing Congress to make farm machinery, implements and housing available.

Referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 14

Senate Bill No. 102

Senate Bill No. 37

Senate Bill No. 103

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

Speaker Presiding

At 4.25 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

Mr. Wollenberg asked for, and was granted, unanimous consent that Senate Bill No. 37 be taken up, at this time, without reference to file.

CONSIDERATION OF SENATE BILL NO. 37

Senate Bill No. 37—An act to provide a Unified Program of Construction, Improvement, and Equipment for State Agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Senate Bill No. 37 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

NOES—None.

Article IV, Section 15, of the Constitution, was declared suspended.

Senate Bill No. 37—An act to provide a Unified Program of Construction, Improvement, and Equipment for State Agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act.

Bill read second time.

Senate Bill No. 37—An act to provide a Unified Program of Construction, Improvement, and Equipment for State Agencies, creating a

State Public Works Board, and making an appropriation to carry out the provisions of this act.

Bill read third time, and ordered on file.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means -

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 166

Senate Bill No. 85

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 166—An act to amend Section 3 of an act entitled “An act to amend Sections 306 and 312 of the Agricultural Code, making an appropriation for carrying out the provisions of said code and declaring the effective date of this act, relating to meat inspection,” approved July 10, 1945, relating to meat inspection and providing for an extension of the period within which veterans who own or establish slaughtering or meat food manufacturing establishments may elect to assume State inspection.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 85—An act to add Article 4 to Chapter 1 of Division 1 of the Education Code, relating to the empowering of the Department of Education to act in connection with the acquisition by the schools of the State of surplus property from the Federal Government and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 60—An act making an appropriation for allocation to cities, counties, and cities and counties for the prevention and alleviation of unemployment through the construction of public works in which there is a State interest, and providing the procedure for making such allocations.

Governor's message, stating his objections read previously.

The question being: Shall Assembly Bill No. 60 become a law notwithstanding the objections of the Governor?

Demand for Previous Question

Messrs. Heisinger, Doyle, Waters, Beal, and Lowrey demanded the previous question.

Demand for previous question sustained.

The question being: Shall Assembly Bill No. 60 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly refused to sustain the objections of the Governor by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—64.

NOES—Boyd, Collins, George D., Crichton, Gannon, Miller, Sherwin, Stephenson, and Wollenberg—8.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 37—An act to provide a Unified Program of Construction, Improvement, and Equipment for State Agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

NOES—Thorp—1.

Bill ordered transmitted to the Senate.

Explanation of Vote

Even though I believe that some extravagances are in this bill, I voted "Aye" because the needs of the State are so great as to merit its enactment

S. L. HEISINGER

REQUEST FOR UNANIMOUS CONSENT TO PRINT RESOLUTION IN JOURNAL

Mr. Kilpatrick asked for unanimous consent that a resolution by the American Veterans of World War II be ordered printed in the Journal.

Mr. Sam L. Collins withheld unanimous consent.

Resolution referred to Committee on Military Affairs.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Joint Resolution No. 16

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

SAM L. COLLINS, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Sam L. Collins asked for, and was granted, unanimous consent, that Assembly Joint Resolution No. 16 be taken up, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 16

Assembly Joint Resolution No. 16—Relative to memorializing the Congress of the United States to provide for a survey of the fisheries of the Pacific Ocean.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 1 of the printed measure, strike out lines 17 to 21, inclusive.

Amendment No. 2

On page 2, line 11, of said measure, after "Ocean", insert "as provided in H. R. 3230".

Amendments read and adopted.

Resolution ordered reprinted and engrossed.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON AMENDMENT OFFERED BY MR. GEORGE D. COLLINS
TO SENATE BILL NO. 45**

At 5.08 p.m., on motion of Mr. George D. Collins, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the amendment offered by Mr. George D. Collins to Senate Bill No. 45 refused adoption by the following vote:

AYES—Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burkhalter, Carey, Collins, George D., Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Lyons, Maloney, Massion, McMillan, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, Thomas, and Wollenberg—36.

NOES—Allen, Boyd, Burke, Burns, Butters, Call, Clarke, Collins, Sam L., Crichton, Davis, Dickey, Field, Gannon, Geddes, Johnson, King, Knight, Kraft, Leonard, Lowrey, McCollister, Middough, Miller, Price, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—36.

FURTHER CONSIDERATION OF SENATE BILL NO. 45

Senate Bill No. 45—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Request for Unanimous Consent to Consider a Further Amendment
to Senate Bill No. 45**

Mr. Hawkins asked for, and was granted, unanimous consent that he be permitted to offer a further amendment to Senate Bill No. 45, on behalf of Mr. Dekker, at this time.

Motion to Amend

Mr. Hawkins moved the adoption of the following amendment offered by Mr. Dekker:

Amendment No. 1

On page 2 of the printed bill, as amended in the Senate on February 5, 1946, strike out lines 38 to 45, inclusive, and insert

"SEC. 4.5. No child shall be admitted to a child care center unless the parent or other person having custody of the child files with the authorities maintaining such center an affidavit that the admission of the child is necessary for the welfare of the child; provided, however, that this".

Amendment read.

Motion to Lay Amendment on the Table

Mr. Davis moved that the amendment offered by Mr. Hawkins, on behalf of Mr. Dekker, to Senate Bill No. 45 be laid on the table.

Mr. Knight seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Boyd, Brady, Burke, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Davis, Dickey, Emlay, Evans, Field, Gaffney, Gannon, Geddes, Johnson, King, Knight, Leonard, Lyons, Maloney, McCollister, Middough, Miller, Niehouse, Price, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—43.

NOES—Anderson, Beal, Beck, Bennett, Berry, Brown, Burkhalter, Collins, George D., Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Lowrey, Massion, McMillan, O'Day, Pelletier, Rosenthal, and Sheridan—25.

The question being on the passage of Senate Bill No. 45.

Request for Unanimous Consent to Consider a Further Amendment to Senate Bill No. 45

Mr. Beck asked for, and was granted, unanimous consent that he be permitted to offer a further amendment to Senate Bill No. 45, at this time.

Motion to Amend

Mr. Beck moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on February 5, 1946, between lines 48 and 49, insert

"Notwithstanding any other provision of this section, whenever there is room in a child care center for children whose parents are employed and who do not come otherwise within the classes mentioned in the preceding paragraph of this section, such children shall be admitted to the child care center upon payment of the full cost per unit of operation, exclusive of capital investment. However, any child so admitted shall be subject to exclusion from the center if his exclusion is necessary to provide accommodations for a child within the classes mentioned in the preceding paragraph for whose admission to the center application is made subsequent to the admission of the child not within the classes specified in the first paragraph of this section."

Amendment read.

Motion to Lay Amendment on the Table

Mr. Davis moved that the amendment offered by Mr. Beck to Senate Bill No. 45 be laid on the table.

Mr. Waters seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Boyd, Brady, Burke, Burns, Call, Carey, Clarke, Collins, Sam L., Davis, Dickey, Doyle, Field, Gannon, Johnson, Knight, Leonard, Maloney, McCollister, Mid-

dough, Miller, Pelletier, Price, Sherwin, Stephenson, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—34

NOES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burkhalter, Butters, Collins, George D., Crichton, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Evans, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Lowrey, Lyons, Massion, McMillan, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Stewart, and Thomas—36

The question being on the adoption of the amendment offered by Mr. Beck to Senate Bill No. 45.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Anderson, Beal, Beck, Berry, Brown, Burkhalter, Collins, George D., Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Evans, Gaffney, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Lowrey, Lyons, Massion, McMillan, O'Day, Robertson, Rosenthal, Sheridan, and Thomas—29.

NOES—Boyd, Brady, Burke, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Davis, Dickey, Doyle, Field, Gannon, Geddes, Johnson, Knight, Leonard, Maloney, McCollister, Middough, Miller, Niehouse, Pelletier, Price, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—38.

The question being on the passage of Senate Bill No. 45.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate.

Explanation of Vote

I voted to reconsider my vote on amendments to Senate Bill No. 45 and to other amendments which would hinder the passage of any measure to provide funds for this urgent matter for the following reasons:

If the Child Care Centers are thrown open to all, then the children of the working mothers and the veterans, who are entitled to first consideration, may be excluded if the facilities and funds prove to be insufficient for all applicants. My first desire is to care for the workers and veterans of California.

DON A. ALLEN

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Joint Resolution No. 6

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 23

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 16

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1945

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Joint Resolution No. 17

Assembly Joint Resolution No. 18

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolutions ordered engrossed.

ADVANCE ANNOUNCEMENT OF COMMITTEE MEETING

Mr. Sawallisch requested that an advance announcement be made of a meeting to be held by the Committee on Public Morals, tomorrow, Wednesday, February 13, 1946, upon adjournment.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting today:

Upon adjournment—

Judiciary.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Maloney, Collins, Sam L., and Watson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Tom Craig of Brea and Commander Craig Hosmer of Long Beach.

On request of Mr. Evans, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. James Evans of San Francisco.

On request of Mr. Kraft, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to J. H. Hoyt, U. S. Navy.

On request of Mr. Allen, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Grace Howard of San Francisco.

On request of Mr. Beck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Col. and Mrs. Melvin G. Kidder of San Fernando.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Capt. D. Gordon Roglien, U. S. Army, and Cpl. Carl N. Marsteller, U. S. Army.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Pfc. Angelo J. Pinto, U. S. Marine Corps, Brooklyn, N. Y.

On request of Mr. Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. (jg) and Mrs. Charles V. Alesso of San Pedro.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Gordon Bishop of Los Angeles.

On request of Messrs. Evans and McMillan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Congressman Ellis E. Patterson of Los Angeles.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Fred Hedwall, leader, and the following members of Sacramento Girl Scout Troop No. 22: Marjorie Adams, Jane Carls, Nancy Chorley, Mary Lou Deener, Carol Diggles, Theodora Diste, Marellyn Green, Joan Jnderisuin, Carylon Kahl, Barbara Ketchum, Mildred Keyes, Ebrle Jane Knight, Kathryn McDuffee, Carolyn Nix, Sheila Joy Pepper, Sally Ann Reid, Louette Swift, Mary Mugford, Mary Broderick, Myna Broderick, Pat Thill, and Gene Lorigan.

ADJOURNMENT

At 5.33 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10 a.m., Wednesday, February 13, 1946, out of respect to the memory of Abraham Lincoln.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-EIGHTH LEGISLATIVE DAY
 THIRTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Wednesday, February 13, 1946

The Assembly met at 10 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
 Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

O God of All

Before our minds this day, let the vision rise of people of all lands and centuries lifting up their thoughts to Thee

We look back to the dawn of history, and behold the temples of the Nile and the Acropolis, and the multitudes who kindled their altar fires.

When we survey the first inhabitants of the forest primeval of our own continent we behold them acknowledging with reverence the Great Spirit of the Universe.

We look over to the teeming millions of Asia, and behold the kindred aspirations and devotion to the Higher Power that the common heart of man reveres.

Wherever civilization rises and culture flowers, we see the cities starred with spires and hear the bells calling the human heart to the Father of all.

So now let this vision of the unity of mankind, of our oneness in faith in the Highest, inspire us to dwell and work together in Goodwill.—Amen.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Anderson, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day, because of personal business elsewhere, and desired to waive their per diems:

Mr. Johnson, on motion of Mr. Davis.
Mr. Dekker, on motion of Mr. Beck.

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, by unanimous consent.

The following members were granted leaves of absence for the day, because of illness:

Mr. Fourt, on motion of Mr. Sam L. Collins.
Mr. Fletcher, on motion of Mr. McMillan.
Mr. Denny, by unanimous consent.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, read, and ordered printed in the Journal:

STATE OF CALIFORNIA, OFFICE OF THE CONTROLLER
SACRAMENTO, February 12, 1946

Arthur A. Ohnimus
Chief Clerk of the State Assembly,
Sacramento 14, California

MY DEAR MR. OHNIMUS: I have just read the text of House Resolution No. 79 introduced by Assemblyman McMillan and others relative to my appointment to the office of State Controller.

The fact is that I had not known previously of its introduction, and I am writing you this letter so that the very grateful thanks that are mine may to some extent be made official.

Will you express to Assemblyman McMillan and the co-authors of the resolution, indeed, to every Member of the Assembly, my heartfelt appreciation for this generous token of esteem. In the decade in which I have been interested in the public service, nothing has touched me so deeply as the sentiments the resolution expresses.

Again with my sincere thanks, I am

Very sincerely yours,

THOMAS H. KUCHEL, Controller

By Speaker Lyon:

The following communications were received, and ordered printed in the Journal:

ASSEMBLY CHAMBER, SACRAMENTO, February 12, 1946

Honorable Charles W. Lyon
Speaker of the Assembly,
Sacramento, California

DEAR MR. LYON: The two letters which are attached have been received by me from two separate parts of the San Lorenzo, Alameda County School District.

The letter from the Ashland P.T.A. reflects the opinions of parents whose children attend the original school established about 1900.

The letter from San Lorenzo Village P.T.A. presents the views of a community of some 1,450 homes which were constructed almost as an entity during 1944, with stores, a post office, a school building and similar facilities.

There is little or no taxable wealth in the district from commercial, industrial or agricultural enterprises other than what has been outlined above.

In my opinion these letters exemplify conditions which may be found in many parts of the State and which pending legislation seeks to correct. Therefore, I believe that the information contained therein will be of value to the Members of the Legislature,

as well as to the public, and I request that this explanation together with the letters be printed in the Assembly Journal.

Very truly yours,

FRANCIS DUNN, Jr.

ASHLAND PARENT TEACHER ASSOCIATION
SAN LEANDRO, CALIFORNIA, February 5, 1946

Mr. Francis Dunn, Jr.
Assemblyman, 13th District,
State Capitol,
Sacramento, Calif.

DEAR MR. DUNN: We are very concerned about the inadequate facilities at our Ashland School. At present there is an enrollment of 706 pupils with only 15 classrooms. This makes it necessary for six of the classes to operate under a double-session program. We are very dissatisfied with this arrangement and feel that our children are not receiving adequate educational opportunities. Also the classes are much too large, many having over 40 pupils. This makes it impossible for our children to receive effective instruction from their teachers.

Last year an additional unit of seven classrooms was constructed with an emergency Federal appropriation. Previous to that our entire school was operating under double-session classes, and two classes in the auditorium. Even with this additional seven classrooms the overcrowded conditions are far from being eliminated. Our district is taxed to the limit and recently a bond issue was passed with a twenty to one majority. Even with this additional money it will not be possible to bring our school up to standard. Two new schools are to be built in other parts of the San Lorenzo District and there will not be sufficient funds left to make the necessary additions, repairs, and improvements to our school.

Therefore, since our district has made every effort possible to finance needed school improvements and considering the fact that for three years our children have had far from satisfactory educational opportunities, we feel that it is now the responsibility of the State of California to extend financial assistance so that our children may have an equal opportunity to obtain an adequate education.

We know you will consider our problem and exert your influence to bring about necessary legislation which will alleviate this serious condition.

Sincerely,

MRS. C. W. GEBS, President
MRS. WALTER MONROE, Secretary

SAN LORENZO VILLAGE, CALIFORNIA, February 5, 1946

Mr. Francis Dunn, Assemblyman, 13th District
State Capitol, Sacramento, California

HONORABLE SIR: The San Lorenzo Village Parent-Teachers Association, with 324 members, wishes me to address you to urge that you give vigorous support to legislation to furnish funds for building purposes to needy school districts such as ours.

San Lorenzo Village School District has just voted a \$350,000 bond issue, the limit of its tax authority. The building possible for this amount will provide only enough classrooms (NO auditoriums, cafeterias, shops, domestic science rooms, gyms, etc.) to house the present school population and do away with double shift in the schools. There will not be any rooms for kindergartens.

The joker is that at least 400 more homes will go up this year, with many more contemplated. Double shift will commence again almost as soon as the new buildings open their doors, unless we have State aid. This situation is due primarily to war emergency housing. 1,450 homes strong erected by the Greenwood Corporation, and we will appreciate your doing what you can to provide funds for help to needy districts such as ours.

Respectfully yours,

MARY HARRINGTON, LEGISLATIVE CHAIRMAN
San Lorenzo Village P.-T. A.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 166

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 76

Assembly Bill No. 142

Assembly Bill No. 83

Assembly Joint Resolution No. 16

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

Above reported resolution ordered on file for adoption.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 103—An act to provide for participation by the State of California in a celebration to be held at Sonoma commemorating the raising of the Bear Flag of the California Republic, creating a commission therefor, and making an appropriation.

Bill read second time, and ordered to third reading.

Senate Bill No. 14—An act making an appropriation to the State Fire Marshal to carry out the provisions of Chapters 727 and 728, Statutes of 1945, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 102—An act to provide for participation by the State of California in the celebration to be held at Monterey commemorating the raising of the American Flag by Commodore Sloat, creating a commission therefor, and making appropriation.

Bill read second time, and ordered to third reading.

Senate Bill No. 76—An act making an additional appropriation for legislative printing, binding, etc., to take effect immediately.

Bill read second time, and ordered to third reading.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 88—An act to provide for the making of a survey of the hospital and health center facilities and needs of the State and the development of a program for the construction of hospitals, and health centers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 88?

Amendment No. 1

On page 1, line 3, of the printed bill, as amended, after "hospitals and" and before "health centers", insert "public".

Amendment No. 2

On page 1, line 4, of the printed bill, as amended, after "hospitals and" and before "health centers", insert "public".

Amendment No. 3

On page 1, line 17, of the printed bill, as amended, after the comma and before "to consult with", insert "and including adequate representation from the medical profession (such representatives to be chosen from amongst physicians and surgeons engaged

in the full-time private practice of medicine and surgery), such State Advisory Council on Hospital Facilities”.

Amendment No. 4

On page 2, line 31, of the printed bill, as amended, after “hospital” and before “does not”, insert “includes all institutions in this State that are subject to the provisions of Chapter 2, entitled ‘Hospitals’, of Division 2 of the Health and Safety Code, but”.

Amendment No. 5

On page 2, line 36, of the printed bill, as amended, strike out the period, and insert “, in addition, the term ‘hospital’ shall not include any institution excluded from that term by the provisions of any Federal hospital survey and construction act now in existence or hereafter enacted.

Sec. 5.6. As used in this act ‘public health center’ shall have the same meaning as given to the same term by the provisions of any Federal hospital survey and construction act now existing or hereafter enacted.”

Amendment No. 6

On page 1, line 11, of the printed bill, as amended, strike out “25” and insert “15”.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 88 by the following vote:

AYES—Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 88 ordered enrolled.

Assembly Bill No. 47—An act making an appropriation to The Regents of the University of California to meet the urgent building needs of the University of California, and in furtherance of the building program thereof.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 47?

Amendment No. 1

On page 1, lines 6 and 7, of the printed bill, as amended in the Assembly on January 25, 1946, strike out “the Postwar Employment Reserve in the General Fund”, and insert “any money”.

Amendment No. 2

On page 1, line 7, of said bill, following “treasury”, insert “not otherwise appropriated”.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 47 by the following vote:

AYES—Anderson, Beal, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Robertson, Rosenthal, Stephenson, Stream, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—55.

NOES—Beck—1.

Assembly Bill No. 47 ordered enrolled.

Assembly Bill No. 104—An act making an appropriation for student housing at the State Colleges.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 104?

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on January 25, 1946, after "for", insert "the acquisition of sites for, and".

Amendment No. 2

On page 1, line 6, of the said bill, after "housing", strike out "at", and insert "on the campuses of".

Amendment No. 3

On page 1 of said bill, following line 7, insert

"The acquisition of any sites under the provisions of this act shall be subject to the Property Acquisition Act."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 104 by the following vote:

AYES—Anderson, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Ralph C., Doyle, Dunn, Enlay, Erwin, Evans, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 104 ordered enrolled.

Assembly Bill No. 106—An act to amend Section 988.3 of the Military and Veterans Code, relating to funds of the Veterans Welfare Board, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 106?

Amendment No. 1

In line 2 of the title of the printed bill, strike out the period, and insert ", declaring the urgency thereof, to take effect immediately."

Amendment No. 2

On page 1 of said bill, after line 16, insert

"SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

With the termination of actual hostilities and the return of hundreds of thousands of veterans to civil life, the demand for farm and home purchases is rapidly increasing. If serious delays in the handling of these purchases are to be avoided, it is necessary that sufficient funds be immediately available and that this act take immediate effect."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 106 by the following vote:

AYES—Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Ralph C., Doyle, Dunn, Enlay, Erwin, Evans, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Watson, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 106 ordered enrolled.

ASSEMBLY BILL NO. 81 PLACED ON INACTIVE FILE

Mr. Erwin moved that Assembly Bill No. 81 be placed upon the inactive file.

Motion carried.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 90—An act to authorize the Veterans' Welfare Board to acquire or erect buildings at colleges and universities for the purpose of furnishing housing accommodations for veterans attending the colleges and universities, providing for the operation and maintenance of such buildings, and making an appropriation.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.
NOES—Davis—1.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.
NOES—Davis—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 76—An act making an appropriation for a State office building in the City of San Jose, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.
NOES—None.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 83—An act making an appropriation for a State building at Santa Barbara.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 142—An act to add Section 18976.3 to the Government Code, relating to veterans' preference in State civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Motion to Amend Title

Mr. McCollister moved the adoption of the following amendment to the title of Assembly Bill No 142:

Amendment No. 1

In line 2 of the title of the printed bill, as amended, in the Assembly on February 12, 1946, strike out "veterans", and insert "veterans".

Amendment read and adopted.

Bill ordered reprinted, and transmitted to the Senate.

Speaker Pro Tempore Presiding

At 11 a.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

Assembly Bill No. 145—An act to add Section 517 to the Vehicle Code, relating to the maximum speed of vehicles on public highways, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Burns moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out the comma after "highways", and insert a period; and strike out the balance of said title.

Amendment No. 2

On page 1 of the printed bill, strike out lines 14 to 24, inclusive; and strike out all of page 2.

Amendments read.

Roll Call Demanded

Messrs. Field, Dills, Clayton A., and Dills, Ralph C., demanded a roll call.

The roll was called, and the amendments offered by Mr. Burns to Assembly Bill No. 145 refused adoption by the following vote:

AYES—Allen, Berry, Boyd, Burke, Burns, Clarke, Crichton, Crowley, Gaffney, Gannon, Geddes, Heisinger, Leonard, Lowrey, Maloney, McCollister, Niehouse, Rosenthal, Sherwin, Stephenson, Thomas, Thorp, Thurman, Watson, Wollenberg, and Mr. Speaker—26.

NOES—Anderson, Beal, Bennett, Brady, Brown, Burkhalter, Butters, Carey, Collins, George D., Collins, Sam L., Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Field, Haggerty, Hollibaugh, Kilpatrick, King, Lyons, Massion, McMillan, Pelletier, Price, Sawallisch, Sheridan, Stewart, Stream, Thompson, Waters, Weber, and Werdel—35.

The question being on the passage of Assembly Bill No. 145.

Motion to Amend

Mr. Beal moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "maximum".

Amendment No. 2

On page 1, line 5, of said bill, strike out "50", and insert "65".

Amendment No. 3

On page 1 of said bill, strike out lines 6 to 11, inclusive, and insert

"(b) The prima facie limit for speed of vehicles on highways under all conditions other than those enumerated in the opening clauses and subdivisions (a) and (b) of Section 511, is 50 miles per hour; and all references in this chapter to a prima facie limit of 55 miles per hour shall be deemed to refer to the prima facie limit of 50 miles per hour herein established."

Amendments read.

Point of Order

Mr. Sam L. Collins arose to the following point of order: That Mr. Beal has exceeded his time.

Ruling by Speaker

Speaker pro tempore Maloney ruled the point of order well taken.

Demand for Previous Question

Messrs. Lowrey, Geddes, Price, Waters, and Robertson demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. Beal to Assembly Bill No. 145.

Roll Call Demanded

Messrs. Emlay, Lowrey, and Beal demanded a roll call.

The roll was called, and the amendments offered by Mr. Beal to Assembly Bill No. 145 refused adoption by the following vote:

AYES—Beal, Kilpatrick, Pelletier, and Robertson—4.

NOES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L., Crichton, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Price, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

Assembly Bill No. 145 ordered passed on file upon request of Mr. Burns.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS**

The following bills were introduced, and read the first time :

Assembly Bill No. 169: By Mr. Beck—An act to add Section 14126.1 to the Education Code, relating to the placement of veterans on eligibility lists for positions in the classified service of a school district, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Motion to Rush Printing of Assembly Bill No. 169

Mr. Beck moved that a rush order be placed upon the printing of Assembly Bill No. 169.

Motion carried.

Assembly Bill No. 170: By Messrs. Thomas, Burns, and Leonard—An act to add Sections 20602.3 and 20602.9 to the Government Code, relating to the State Employees' Retirement System, and providing for the rights and privileges of patrol members and warden members thereof, to take effect immediately.

Referred to Committee on Civil Service and State Personnel.

Assembly Bill No. 171: By Mr. Sawallisch—An act to add Section 866 to the Fish and Game Code, relating to commercial fishing in portions of Fish and Game District 12.

Referred to Committee on Fish and Game.

APPOINTMENT OF SELECT COMMITTEE

Speaker pro tempore Maloney announced the appointment of Mrs. Niehouse and Messrs. McCollister and Gannon, as a Select Committee to escort to the rostrum Capt. Ellis M. Zacharias, U. S. Navy.

RECESS

At 11.22 a.m., on motion of Mr. McCollister, the Assembly recessed until 11.53 a.m. to hear remarks by Capt. Ellis M. Zacharias, U. S. Navy, who has spent 37 years in Navy Intelligence.

REASSEMBLED

At 11.53 a.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REMARKS

Mr. Allen asked for unanimous consent that the remarks made, during recess, by Capt. Ellis M. Zacharias, be ordered printed in the Journal.

Mr. Sam L. Collins withheld unanimous consent pending an estimate on the cost of printing, said estimate to be obtained by Mr. Allen.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REMARKS

Mr. Allen asked for, and was granted, unanimous consent that the following remarks, made by Mr. McCollister, in introduction of Capt. Zacharias, during recess, be ordered printed in the Journal :

Remarks Relative to Captain Ellis M. Zacharias, U. S. Navy

He has completed over 37 years in the United States Naval service. He has served in or operated with all types of ships. He has commanded destroyers, a heavy cruiser, and a battleship.

The majority of his duty has been devoted to intelligence work, which covered an experience of about 25 years in that field. His last assignment was Deputy Director of Naval Intelligence from 1942 to 1943.

He has spent four years in Japan learning the Japanese language and studying the Japanese people. This made possible his recent activities of psychological warfare against the Japanese high command.

During the war he commanded the heavy cruiser Salt Lake City and the battleship New Mexico. Both of these ships engaged in many successful operations in the Pacific, and both are still afloat.

REPORTS OF STANDING COMMITTEES**Committee on Legislative Procedure**

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 137

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were withdrawn from the file, and re-referred as follows:

Assembly Bill No. 137 re-referred to the Committee on Ways and Means.

Assembly Bill No. 165 re-referred to the Committee on Public Morals.

CONSIDERATION OF DAILY FILE**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 166—An act to amend Section 3 of an act entitled "An act to amend Sections 306 and 312 of the Agricultural Code, making an appropriation for carrying out the provisions of said code and declaring the effective date of this act, relating to meat inspection," approved July 10, 1945, relating to meat inspection and providing for an extension of the period within which veterans who own or establish slaughtering or meat food manufacturing establishments may elect to assume State inspection, 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—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Doyle, Dunn, Enlay, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Holibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L.,

Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McColister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.
NOES—None.

Motion to Amend Title

Mr. Sherwin moved the adoption of the following amendment to the title of Assembly Bill No. 166:

Amendment No. 1

In line 9 of the title of the printed bill, after "inspection", insert ", declaring the urgency of this act, to take effect immediately".

Amendment read and adopted.

Bill ordered reprinted, and transmitted to the Senate.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS

Senate Bill No. 104—An act to add Section 126 to the Government Code, relating to the acquisition of land in this State by the United States and the consent of the Legislature to such acquisition upon the conditions and subject to the reservations in this act prescribed.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brad, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—66.
NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 12.10 p.m., on motion of Mr. Sam L. Collins, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day refused to sustain the Governor's veto to:

Assembly Bill No. 60

J. A. BEEK, Secretary of Senate

ASSEMBLY BILL NO. 60 ORDERED DELIVERED TO GOVERNOR

Pursuant to Section 9513 of the Government Code, Assembly Bill No. 60 was ordered delivered to the Governor.

Assembly Bill No. 60—An act making an appropriation for allocation to cities, counties, and cities and counties for the construction of public works in which there is a State interest, providing the procedure for making such allocations, and repealing the Postwar Unemployment and Construction Act.

**DELIVERY OF STATEMENT, AND ASSEMBLY BILL
NO. 60 TO GOVERNOR**

The following statement, with Assembly Bill No. 60, was delivered to the Governor this thirteenth day of February, 1946:

This bill having been returned by the Governor with his objections thereto, and after reconsideration, having passed both houses by the constitutional majority, has become a law this thirteenth day of February, 1946.

FREDERICK F. HOUSER
President of the Senate
J. A. BEEK
Secretary of the Senate

CHARLES W. LYON
Speaker of the Assembly
ARTHUR A. OHNIMUS
Chief Clerk of the Assembly

**ACKNOWLEDGEMENT OF RECEIPT OF STATEMENT
AND ASSEMBLY BILL NO. 60**

Received from Arthur A. Ohnimus, Chief Clerk of the Assembly, Assembly Bill No. 60, this bill having been returned by the Governor with his objections thereto, and after reconsideration, having passed both houses by the constitutional majority.

Also, receipt is acknowledged of the statement showing this bill having been passed by both houses over the Governor's veto by the constitutional majority, said statement being signed by Frederick F. Houser, President of the Senate; Charles W. Lyon, Speaker of the Assembly; Joseph A. Beek, Secretary of the Senate, and Arthur A. Ohnimus, Chief Clerk of the Assembly.

Received this thirteenth day of February, 1946, at 2.50 p.m.

BEACH VASEY, Legislative Secretary

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 13, 1946

The Governor has this day chaptered, and filed in the Office of the Secretary of State the following bill which was passed by both houses of the Legislature over his veto: Assembly Bill No. 60, Chapter 20.

FRANK M. JORDAN, SECRETARY OF STATE
By **CHAS. J. HAGERTY**, Deputy

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 19—Relating to contemplated change in Office of Price Administration regulations covering Douglas fir lumber.

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the thirteenth day of February, 1946, at 11 a.m.

PELLETIER, Chairman

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 155

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CALL, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 155—Relative to an act to amend Section 6951 of the Business and Professions Code, relating to the regulation and licensing

of collection agencies, declaring the urgency of this act, to take effect immediately.

Bill read second time, and ordered engrossed.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 13, 1946

The following resolution has this day been chaptered, and filed in the Office of the Secretary of State:

Assembly Joint Resolution No. 19, Chapter 39.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

REPORTS OF STANDING COMMITTEES

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Assembly Bill No. 165

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

SAWALLISCH, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 165—An act to add Section 703 to the Military and Veterans Code, to amend Sections 19485, 19597, 19620, and 19627 of, and to add Section 19485.5 to, the Business and Professions Code, to provide money for the rehabilitation of veterans and assistance to their dependents from the proceeds of horse racing meetings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

In line 5 of the title of the printed bill, after "to", insert "veterans and".

Amendment No. 2

On page 2 of said bill, strike out lines 3, 4 and 5, and insert "expended as follows:
(a) The first five hundred thousand dollars (\$500,000) received into the fund each year shall be available for expenditure by the board in carrying out the purposes specified in Section 699.5.

(b) The second five hundred thousand dollars (\$500,000) received into the fund each year shall be available for expenditure by the board in accordance with Article 4, Chapter 5, Division 6.

(c) The remainder of the money received into the fund each year shall be available for expenditure by the board in the rehabilitation of veterans under any existing or hereafter enacted law providing for rehabilitation."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 165

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

RESOLUTIONS

The following resolution was offered :

By Messrs. Berry, Brady, Haggerty, Gaffney, McCollister, O'Day, Collins, George D., and Maloney :

House Resolution No. 86

Relating to development of Alaska and amendment of Servicemen's Readjustment Act of 1944, extending benefits to veterans for Alaska homesteads

WHEREAS, Alaska is the approximate air-way center of this continent to capitals of Europe and Asia; and

WHEREAS, The rapid development of world-wide air travel is accentuating its strategic position for National defense and commercial transportation; and

WHEREAS, It has vast natural resources to replace some of those depleted in the United States during the war; and

WHEREAS, Only a few thousand acres are actually under cultivation contrasted with more than 1,000,000 acres suitable for farming and livestock raising; and

WHEREAS, It is the conviction of this Assembly that Alaska should be developed at the earliest possible date; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the Legislature of the State of California respectfully memorializes the President and the Congress of the United States to appropriate moneys necessary to build highways, harbors, railroads and other facilities to develop the Territory of Alaska; and be it further

Resolved, That, to provide employment for war veterans and encourage the migration to and development of Alaska, the Congress is urged to amend the Servicemen's Readjustment Act of 1944, as amended, to allow veterans of World War II, in lieu of receiving educational benefits under said act, to receive benefits in the same amounts for use in development of lands homesteaded by such veterans in the Territory of Alaska; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to the President of the United States, the President pro tempore of the Senate, the Speaker of the House of Representatives and the Senators and Representatives from California in the Congress of the United States.

Request for Unanimous Consent

Mr. Berry asked for, and was granted, unanimous consent to take up House Resolution No. 86, at this time, without reference to committee or file.

Resolution read and adopted.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS (RESUMED)**

The following resolution was offered :

Assembly Joint Resolution No. 23: By Mr. Allen—Relative to housing for veterans.

Request for Unanimous Consent

Mr. Allen asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 23, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 23

Assembly Joint Resolution No. 23—Relative to housing for veterans.
Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Field, Gaffney, Geddes, Hawkins, Hollibaugh, Kilpatrick, King, Knight, Kraft, Lowrey,

Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—59.
 NOES—None.

Resolution ordered transmitted to the Senate.

Hon. Don A. Allen Presiding

At 2.30 p.m., Hon. Don A. Allen, Member of the Assembly from the Sixty-third District, presiding.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 40—An act to add Section 18 and Article 10, comprising Sections 150 to 404 to, and to amend Sections 19, 20, and 40 of, the Unemployment Insurance Act, to establish a System of Unemployment Compensation Disability Benefit Payments.

Bill read third time.

Motion to Amend

Mr. Middough moved the adoption of the following amendment:

Amendment No. 1

On page 8 of the printed bill, as amended in the Assembly on February 12, 1946, after line 50, insert

"Sec. 405. On and after the effective date of this article, any individual performing services for an employer in employment shall be exempted from the provisions of this article upon filing with his employer a request, in writing and in duplicate, to be so exempted. One copy of the request shall be kept by the employer and the other copy shall be forwarded by the employer to the commission. On and after the date of such request, and until such employee requests reinstatement under the provisions of this article in a like manner, no contributions shall be required to be paid or collected from such employee; nor shall any benefits specified in this article be paid to such employee during the period such employee is so exempt."

Amendment read.

Motion to Lay Amendment on Table

Mr. Waters moved that the amendment offered by Mr. Middough to Senate Bill No. 40 be laid on the table.

Mr. Beal seconded the motion.

Roll Call Demanded

Messrs. Waters, Evans, and McMillan demanded a roll call.

The roll was called, and the motion to lay the amendment offered by Mr. Middough to Senate Bill No. 40 on the table carried by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Brady, Brown, Burkhalter, Burns, Carey, Collins, George D., Crichton, Crowley, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Kraft, Lowrey, Lyons, Maloney, Massion, McMillan, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Thomas, Waters, Werdel, and Wollenberg—43.

NOES—Boyd, Burke, Butters, Call, Clarke, Collins, Sam L., Davis, Erwin, Field, Geddes, Knight, McCollister, Middough, Stewart, Stream, Thompson, Thorp, Watson, and Weber—19.

The question being on the passage of Senate Bill No. 40.

Motion to Amend

Mr. Anderson moved the adoption of the following amendment:

Amendment No. 1

Strike out pages 9 and 10 of the printed bill, as amended in the Assembly on February 12, 1946; and on page 11, strike out lines 1 to 31, inclusive.

Amendment read.

Motion to Lay Amendment on Table

Mr. Waters moved that the amendment offered by Mr. Anderson to Senate Bill No. 40 be laid on the table.

Mr. McCollister seconded the motion.

Roll Call Demanded

Messrs. Anderson, Beck, and McMillan demanded a roll call.

The roll was called, and the motion to lay the amendment offered by Mr. Anderson to Senate Bill No. 40 on the table carried by the following vote:

AYES—Allen, Beal, Berry, Brady, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Debs, Dickey, Doyle, Emlay, Erwin, Evans, Field, Gaffney, Geddes, Haggerty, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, Middough, Niehouse, O'Day, Pelletier, Sawalisch, Sherwin, Stephenson, Stream, Thompson, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—46.

NOES—Anderson, Beck, Boyd, Brown, Burke, Collins, George D., Davis, Dills, Ralph C., Hawkins, Heisinger, Massion, McMillan, Rosenthal, Sheridan, Stewart, Thomas, Thorp, and Werdel—18.

The question being on the passage of Senate Bill No. 40.

Motion to Amend

Mr. Anderson moved the adoption of the following amendment:

Amendment No. 1

On page 3 of the printed bill, as amended in the Assembly on February 12, 1946, strike out lines 24 to 31, inclusive, and insert

"SEC. 204. An individual, if eligible, shall be paid both total unemployment compensation disability benefits and total unemployment compensation benefits in the same benefit year."

Amendment read.

Point of Order

Mr. Thomas arose to the following point of order: That there is nothing before the House but the consideration of the amendment, and that Mr. Evans is not speaking to the question.

Ruling by Speaker

Acting Speaker Allen ruled the point of order well taken.

The question being on the adoption of the amendment offered by Mr. Anderson to Senate Bill No. 40.

Roll Call Demanded

Messrs. Anderson, Waters, and Massion demanded a roll call.

The roll was called, and the amendment offered by Mr. Anderson to Senate Bill No. 40 refused adoption by the following vote:

AYES—Anderson, Collins, George D., Dills, Ralph C., Hawkins, Heisinger, Massion, McMillan, Rosenthal, and Sheridan—9.

NOES—Allen, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey,

Doyle, Dunn, Emlay, Erwin, Evans, Field, Gaffney, Geddes, Haggerty, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, Middough, Niehouse, Pelletier, Price, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Werdel, and Wollenberg—53.

The question being on the passage of Senate Bill No. 40.

Motion to Amend

Mr. Anderson moved the adoption of the following amendment:

Amendment No. 1

On page 4 of the printed bill, as amended in the Assembly on February 12, 1946, strike out lines 5 to 7, inclusive, and insert

“(b) He has been continuously employed and disabled for a waiting period of one (1) week during any one benefit year; and”.

Amendment read, and refused adoption.

The question being on the passage of Senate Bill No. 40.

Motion to Amend

Mr. Sam L. Collins moved the adoption of the following amendment:

Amendment No. 1

On page 5, line 21, of said bill, after the period, insert
 “The physician’s certificate herein required shall consist of the physician’s diagnosis of the physical or mental condition of the claimant with respect to the particular illness or injury claimed by him, and shall set forth the physician’s prognosis with respect to such illness or injury. The commission shall not require the physician to determine whether the claimant’s physical or mental condition constitutes a disability, as defined in Section 201. Such determination shall be made by the commission, as provided in Section 206.”

Amendment read.

Motion to Lay Amendment on the Table

Mr. Thomas moved that the amendment offered by Mr. Sam L. Collins to Senate Bill No. 40 be laid on the table.

Mr. Clayton A. Dills seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beal, Bennett, Berry, Brady, Brown, Burkhalter, Burns, Carey, Collins, George D., Crichton, Crowley, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Evans, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Lyons, Maloney, Massion, McMullan, Niehouse, Pelletier, Rosenthal, Sawallisch, Sheridan, Stephenson, Thomas, Thurman, and Wollenberg—36.

NOES—Allen, Beck, Boyd, Burke, Butters, Call, Clarke, Collins, Sam L., Davis, Debs, Emlay, Erwin, Field, King, Knight, Leonard, McCollister, Middough, Price, Sherwin, Stewart, Stream, Thompson, Thorp, Waters, Watson, Weber, Werdel, and Mr. Speaker—29.

The question being on the passage of Senate Bill No. 40.

Motion to Amend

Mr. Leonard moved the adoption of the following amendment:

Amendment No. 1

On page 4 of the printed bill, as amended in the Assembly on February 12, 1946, between lines 18 and 19, insert

“(e) If he is suffering from an illness or injury, he establishes to the satisfaction of the commission that he is using his best efforts to obtain and receive medical care and treatment for such illness or injury, to the end that his disability shall be cured or removed at the earliest possible date, and to the end that he may be rehabilitated and restored to his normal ability to perform his regular or customary work. Wilful failure of any individual claiming disability to comply with the foregoing rehabilitation requirement shall terminate the individual’s right to any further disability benefits.”

Amendment read.

Roll Call Demanded

Messrs. Collins, Sam L., Leonard, and Waters demanded a roll call.

The roll was called, and the amendment offered by Mr. Leonard to Senate Bill No. 40 refused adoption by the following vote:

AYES—Boyd, Butters, Clarke, Collins, Sam L., Erwin, Field, Leonard, Middough, Sherwin, Thompson, Thorp, Waters, and Watson—13

NOES—Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Carey, Collins, George D., Crichton, Crowley, Davis, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Evans, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Kraft, Lowrey, Lyons, Maloney, Massion, McMillan, Niehouse, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Stephenson, Stream, Thomas, Thurman, Weber, Werdel, and Wollenberg—47.

The question being on the passage of Senate Bill No. 40.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thurman, Weber, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—Collins, Sam L., Stewart, Thorp, Waters, and Watson—5.

Motion to Amend Title

Mr. Lyons moved the adoption of the following amendment to the title of Senate Bill No. 40:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly on February 12, 1946, strike out "404", and insert "462".

Amendment read and adopted.

Bill ordered reprinted, and transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 94

Assembly Bill No. 113

Assembly Bill No. 122

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 147

Assembly Bill No. 52

Assembly Bill No. 62

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Senate Bill No. 97

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

CALL, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 97—An act to amend Sections 2941 and 2957 of, and to add Sections 2941.5 and 2972.5 to, the Civil Code, relating to mortgages, 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

In lines 1 and 2 of the title of the printed bill, strike out "Sections 2941.5, and 2972.5", and insert "Section 2941.5".

Amendment No. 2

On page 3 of said bill, strike out lines 43 to 49, inclusive; and in line 50 strike out "SEC. 5", and insert "SEC. 4".

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

RESOLUTIONS

The following resolution was offered:

By Mr. Sam L. Collins:

House Resolution No. 87

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant upon the Contingent Fund of the Assembly in favor of The Recorder in a sum not to exceed one thousand one hundred dollars (\$1,100), in payment for eighty-one (81) sets of the 1945 edition of the Larmac Index.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 87, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Erwin, Evans, Field, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Speaker Presiding

At 3.48 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 8

Assembly Joint Resolution No. 15

Assembly Concurrent Resolution No. 31

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

RESOLUTIONS

The following resolution was offered:

By Messrs. Call, McCollister, Thomas, Lyons, Wollenberg, Haggerty, Brady, and Maloney:

House Resolution No. 88

Relative to the use of California made products on public works projects

WHEREAS, The sudden ending of World War II and the cancellation of war contracts by the Federal Government brought about an inevitable dislocation of workers and greatly intensified problems of unemployment; and

WHEREAS, Large sums of money have been appropriated for necessary public works in the State in order that unemployment may be kept at a minimum and the orderly conversion from war to peace may be facilitated; and

WHEREAS, The various manufacturing industries of the State demonstrated their ability to achieve maximum production and aided the Nation greatly in producing vast quantities of war goods for the armed forces; and

WHEREAS, These industries should be encouraged to achieve full production of peacetime commodities in order to insure a healthy and prosperous economy, and use of materials of California manufacture on public works projects will greatly encourage such industries; now, therefore, be it

Resolved by the Assembly of the State of California, That the State of California and all State agencies thereof, including the Department of Public Works, and each county, city and county, city, district, or other political subdivision of the State are hereby urged to give preference to products and materials manufactured in California in all public works and construction projects and, in preparing specifications for such works, to provide therein for the use of California products; and be it further

Resolved, That all private contractors in the State engaged in construction of public works are hereby urged to use products and materials manufactured or produced in California in all such projects wherever it is possible to do so

Request for Unanimous Consent

Mr. Call asked for, and was granted, unanimous consent to take up House Resolution No. 88, at this time, without reference to committee or file.

Resolution read, and adopted.

CONSIDERATION OF DAILY FILE**THIRD READING OF SENATE BILLS BY UNANIMOUS CONSENT**

Senate Bill No. 66—An act relating to the rights of veterans to return to public office or employment upon release from the armed services of the United States, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Allen moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on February 12, 1946, strike out lines 30 to 33, inclusive, and insert "States."

Amendment read and adopted.

Bill ordered reprinted, and to third reading.

UNFINISHED BUSINESS (RESUMED)**CONSIDERATION OF SENATE AMENDMENTS**

Assembly Bill No. 36—An act to amend Section 17704 of, and to add Section 17704.1 to, the Health and Safety Code, relating to apartment houses and hotel buildings.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 36?

Amendment No. 1

On page 1, line 3, of the printed bill, after "17704.", insert "No portion of any apartment house or hotel shall be used as a paint shop, a gasoline or oil service station or store, or a vulcanizing shop."

Amendment No. 2

On page 1 of said bill, strike out lines 6 to 8, inclusive, and insert "Any portion of any apartment house or hotel that is used as a place where liquid paints or other volatile liquid".

Amendment No. 3

On page 1, lines 9 and 10, of said bill, strike out "manufactured", and insert "mixed".

Amendment No. 4

On page 1, line 16, of said bill, strike out the semicolon.

Amendment No. 5

On page 2, line 4, of said bill, strike out "manufactured", and insert "mixed".

Amendment No. 6

On page 2, line 40, of said bill, strike out "manufactured."

Amendment No. 7

On page 1, line 10, of the printed bill, strike out "sprayed."

Amendment No. 8

On page 2, line 5, of said bill, strike out "sprayed."

Amendment No. 9

On page 2, line 40, of said bill, strike out "sprayed."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 36 by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Brady, Burke, Burkhalter, Burns, Butts, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Davis, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Enlay, Erwin, Evans, Field, Gaffney, Geddes, Haggerty, Hawkins, Helsing, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—63

NOES—None.

Assembly Bill No. 36 ordered enrolled

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 28—An act to provide State assistance of local agencies for the control of mosquitoes, and making an appropriation therefor, to take effect immediately;

Assembly Bill No. 41—An act making an appropriation for construction, improvements, repairs and equipment of State parks, Division of Beaches and Parks, Department of Natural Resources, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 42—An act making an appropriation for construction, improvements, repairs and equipment of State beaches, Division of Beaches and Parks, Department of Natural Resources, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of February, 1946, at 2.30 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 95—An act making an appropriation to the Department of Finance for construction, improvements, and equipment, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 100—An act making an additional appropriation for support of the Department of Motor Vehicles for the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately ;

Assembly Bill No. 101—An act reappropriating the appropriation made by Item 187 2 of the "Budget Act of 1945," and making an additional appropriation for support of the Department of Motor Vehicles in the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately ;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of February, 1946, at 2 30 p.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER Your Committee on Legislative Procedure has examined :

Assembly Bill No. 102—An act making an appropriation for additional support of the Department of Industrial Relations, to take effect immediately ;

And reports that the same has been correctly enrolled, and presented to the Governor on the thirteenth day of February, 1946, at 2 30 p.m.

PELLETIER, Chairman

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today :

Upon recess at noon—

Public Morals.

At luncheon at noon—

Sub-Committee on Ways and Means

Upon adjournment—

Conservation and Planning.
Governmental Efficiency and Economy.
Agriculture.
Rules.
Civil Service and State Personnel.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Maloney and San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Pearl Baker of San Francisco.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Joseph McCann of San Francisco.

On request of Mr. Sawallisch, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Otto Ault and Mrs. Richard Keeney of Sacramento.

On request of Mr. Middough, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Manuel S. Fisher, U. S. N.

On request of Messrs. Burkhalter and Allen, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Bob Snyder of Los Angeles.

On request of Mr. Burkhalter, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. and Mrs. E. M. Hayes of Mather Field.

On request of Mr. McCollister and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Capt. Ellis M. Zacharias, U. S. N.

On request of the Alameda Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. T. W. Long of Oakland and Lt. George D'Lugos of Bridgeport, Conn.

On request of Mr. Berry, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Howland of Sacramento.

On request of Mr. Kraft, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Chick Young of Long Beach.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Capt. Max Mendenhall, U. S. A., of San Francisco; Capt. C. D. Kerr, U. S. A., of Golden, Colorado; Sgt. Robert Dawson, U. S. A., of Fargo, North Dakota, and Capt. L. J. Andolsek, U. S. A., of Chisholm, Minnesota

On request of Mr. Allen, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Wm. A. Arnold of Los Angeles.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Delmer B. Marshall, Superintendent of Schools, Elsie Hartwell and the following pupils of the Davis School: George Allen Baker, Charlotte Banniger, Eloise Barlow, June Bauer, Janet Bunge, Helen Crafts, Donn Davis, Richard Donnell, Lois Edsall, Bob Edsall, Raymond Fimby, Hope Garcia, Katherine Guthrie, Douglas Leach, Glenn Lucas, Lillian Machado, Richard Mead, Jerry Mello, Charles Muller, Alvin Nichols, Margaret Pedroia, Bobe Rattenbury, Bruce Roessler, Jimmy Shierloh, Gilbert Villanueva, Germaine Walgenbach, Gordon Walker, Eugenia Wilson, Violet Young, Peter Zuniga, Peggy Hanna, Barbara Hickerson, and David Hinshaw.

On request of Mr. Sheridan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Wm. C. Mason of Oakland.

On request of Mr. Massion, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Bon A. Davies of Los Angeles.

ADJOURNMENT

At 4 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10 a.m., Thursday, February 14, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-NINTH LEGISLATIVE DAY

THIRTY-NINTH CALENDAR DAY

—
IN ASSEMBLY
 —

ASSEMBLY CHAMBER, SACRAMENTO
 Thursday, February 14, 1946

The Assembly met at 10 a.m.

Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beal, Beck, Beunett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Gafney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Almighty God

We stand in awe before the august mystery, the infinite greatness and majesty of Thy Divine Being.

We are finite and earthbound, and Thou art great beyond our power to comprehend; infinite in Thy intelligence, eternal in Thy duration, and boundless in Thy solicitude for humanity.

Flood and fire, war and famine have wrought their havoc, and yet generations of men and women, in sunlight or shadow, still turn to Thee.

In perplexity, Thou art our hope; in the stress and strain of life, Thou art our everlasting comfort.

Undergirding the laws and workings of nature, and the stars of the sky, and the vastness beyond, is Thy everlasting power.

When sorrow or disaster befalls us, and the heart longs for inner peace, may we feel that the eternal is our refuge and underneath are the Everlasting Arms.—Amen

Hon. Harrison W. Call Presiding

At 10.05 a.m., Hon. Harrison W. Call, Member of the Assembly from the Twenty-seventh District, presiding.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Clayton A Dills, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Denny, by unanimous consent.

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, by unanimous consent.

The following members were granted leaves of absence for the day, because of legislative business elsewhere, and desired to waive their per diems:

Mr. Thorp, on motion of Mr. Clarke.

Mr. Massion, on motion of Mr. Clarke.

The following member was granted leave of absence for the day, at his home, because of illness, and desired to waive his per diem:

Mr. Miller, on motion of Mr. Sherwin.

The following member was granted leave of absence for part of the legislative day:

Mr. Johnson, on motion of Mr. Maloney.

REPORTS OF STANDING COMMITTEES**Committee on Civil Service and State Personnel**

ASSEMBLY CHAMBER, SACRAMENTO, February 14, 1946

MR SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 19
Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

STEPHENSON, Vice Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 19—An act to amend Section 18973 of the Government Code, relating to veterans' preference in State civil service.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Civil Service and State Personnel:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "five", and insert "3".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Legislative Procedure**

ASSEMBLY CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 165

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 155

And reports the same correctly engrossed

PELLETIER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 17

Assembly Joint Resolution No. 18

Assembly Concurrent Resolution No. 23

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolutions ordered on file for adoption.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Joint Resolution No. 5

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 27

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolution ordered on file for adoption.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Joint Resolution No. 22

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

CLARKE, Chairman

Above reported resolution ordered engrossed.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 147—An act to provide for increased services by the California Highway Patrol by permitting payment of salaries of reinstated Highway Patrolmen out of the appropriation made for support of the California Highway Patrol by the Budget Act of 1945 and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendment to Assembly Bill No. 147?

Amendment No. 1

On page 1, line 7, of the printed bill, as amended, after "Code," insert "Each such employee shall be required to pass the same physical tests as are required by law or rule of the board as a prerequisite to original appointment to the position to which the employee is reinstated."

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Sam L. Collins moved a call of the Assembly.

Motion carried. Time, 10.12 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Sam L. Collins asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 62—An act to amend Section 699.5 of the Military and Veterans Code, relating to assistance to veterans, prescribing the powers and duties of the Veterans' Welfare Board in aiding veterans in connection with veterans' rights, privileges, and preferences, and making an appropriation.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 62?

Amendment No. 1

On page 2, line 18, of the printed bill, as amended in the Senate on February 12, 1946, strike out "Ninety-fifth and Ninety-sixth", and insert "Ninety-seventh and Ninety-eighth".

Amendment No. 2

Strike out lines 1 to 5, inclusive, of the title of the printed bill, as amended, and insert "An act to make an appropriation to the Veterans' Welfare Board to carry out the provisions of Section 699.5 of the Military and Veterans Code "

Amendment No. 3

On page 1 of said bill, strike out lines 1 to 18, inclusive; and on page 2, strike out lines 1 to 6, inclusive.

Amendment No. 4

On page 2, line 7, of said bill, strike out "SEC. 2", and insert "SECTION 1".

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 62 by the following vote:

AYES—Burkhalter, Call, Dunn, and McMillan—4.

NOES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Burke, Burns, Butters, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Gaffney, Geddes, Haggerty, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Maloney, McCollister, Middough, Niehouse, Pelletier, Price, Sherwin, Stream, Thomas, Thompson, Thurman, Waters, Werdel, and Wollenberg—45.

**Appointment of Committee on Conference
Concerning Assembly Bill No. 62**

The Speaker announced the appointment of Messrs. McCollister, Geddes, and Burkhalter as a Committee on Conference concerning Assembly Bill No. 62.

REPORTS OF STANDING COMMITTEES**Committee on Conservation and Planning**

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which was referred:

House Resolution No. 85

HAS had the same under consideration, and reports the same back with the recommendation: Be adopted.

STREAM, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Leonard asked for, and was granted, unanimous consent to take up House Resolution No. 85, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 85**House Resolution No. 85**

Relative to the Airline Highway

WHEREAS, The highway between Maricopa Junction and Coaluga, (State Route 33), and the highway between Coalinga and Gilroy, (State Route 25), known as the Airline Highway, are at the present time a part of the State Highway System; and

WHEREAS, The Airline Highway, when developed, would provide a much needed, third north and south highway facility between Los Angeles and the San Francisco Bay regions, the two largest metropolitan areas in the State of California; and

WHEREAS, The Airline Highway is the most direct route between the Los Angeles and San Francisco Bay regions both in mileage and travel time; and

WHEREAS, The Airline Highway traverses a section of the State that will permit the construction of a practical highway on modern grade and alignment at a reasonable and justifiable cost; and

WHEREAS, The construction of the Airline Highway would affect and be of direct benefit to approximately four-sevenths of the population of the State by making possible savings in operating costs of transporting persons and property between Los Angeles and the San Francisco Bay region; now, therefore, be it

Resolved by the Assembly of the State of California, That the California State Department of Public Works, through its Division of Highways, is requested to investigate the minimum cost of reconstructing State Route 25, between Coalinga and Gilroy, and State Route 33, between Maricopa Junction and Coalinga, to bring the entire route up to the standard of a modern two-lane highway and to report its findings thereon not later than June 30, 1946, to the Joint Fact Finding Committee on Highways, Streets, and Bridges.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, McColister, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Thomas, Thompson, Thurman, Waters, Watson, Weber, and Werdel—56.

NOES—Emlay—1.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 147

At 10.25 a.m., on motion of Mr. Sam L. Collins, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the Assembly concurred in Senate amendments to Assembly Bill No. 147 by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McColister, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—64.

NOES—None.

Assembly Bill No. 147 ordered enrolled.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS (RESUMED)**

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 52—An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 52?

Amendment No. 1

On page 2 of the printed bill, as amended in the Senate on February 4, 1946, after line 52, insert

“The authority granted to local agencies by this act may be exercised either inside or outside the boundaries thereof; provided, however, such authority may not be exercised outside the boundary of such local agencies without the consent, by resolution, of the governing body of such outside territory.”

Amendment No. 2

On page 6, line 19, of said bill, strike out “Section 3714”, and insert “Sections 3714-3714 26, inclusive.”

Amendment No. 3

On page 2 of the printed bill, as amended in the Senate on February 8, 1946, between lines 37 and 38, insert

“The Legislature hereby declares, that in making the appropriation provided by this act, it is its intention to provide temporary and emergency housing facilities for veterans and families of servicemen in rural communities where the need exists as well as in urban communities.”

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 52 by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—64.

NOES—None.

Assembly Bill No. 52 ordered enrolled.

HOUSE RESOLUTION NO. 42 PLACED ON INACTIVE FILE

Mr. Rosenthal moved that House Resolution No. 42 be placed upon the inactive file.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT TO PRINT TELEGRAM

Mr. Rosenthal asked for, and was granted, unanimous consent, that the following telegram be ordered printed in the Journal:

SANTA BARBARA, CALIF., February 13, 1946

Honorable William Rosenthal
State Assembly, Sacramento, California

In connection with House Resolution No. 42, I am glad to give you assurance that proposed change of UCLA name will be presented to Regents of University, given thorough consideration, and a report rendered to you of the result.

ROBERT G. SPROUL

CONSIDERATION OF DAILY FILE

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 23

Assembly Concurrent Resolution No. 23—Relative to commending General Douglas MacArthur.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Gaffney, Geddes, Haggerty, Heisinger, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, Middough, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Stephenson, Stewart, Stream, Thompson, Thurman, Watson, Weber, Werdel, and Wollenberg—57.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 18

Assembly Joint Resolution No. 18—Relative to memorializing Congress to provide for an increase in the National minimum wage structure.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, King, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, Pelletier, Price,

Rosenthal, Sheridan, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—58.

NOES—None.

Resolution ordered transmitted to the Senate.

MOTION TO WITHDRAW AND RE-REFER ASSEMBLY BILL NO. 45

Mr. Hawkins moved that Assembly Bill No. 45 be withdrawn from the Committee on Governmental Efficiency and Economy, and re-referred to the Committee on Ways and Means.

Point of Order

Mr. Gannon arose to the following point of order: That Mr. Hawkins is not speaking to the question.

Ruling by Speaker

Acting Speaker Call ruled the point of order well taken.

The question being on the motion by Mr. Hawkins that Assembly Bill No. 45 be withdrawn from the Committee on Governmental Efficiency and Economy, and re-referred to the Committee on Ways and Means.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Hawkins moved a call of the Assembly.

Roll Call Demanded

Messrs. Hawkins, Dills, Clayton A., and McMillan demanded a roll call.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Burns, Call, Carey, Clarke, Collins, Sam L., Crichton, Debs, Dekker, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Gaffney, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Lowry, Lyons, Maloney, McMillan, Niehouse, Pelletier, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Waters, Watson, Werdel, and Wollenberg—44.

NOES—Burke, Butters, Erwin, Kraft, McCollister, Middough, and Stewart—7.

Time, 11.25 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Maloney asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT
LETTER AND REPORT IN JOURNAL**

Mr. Maloney asked for unanimous consent that a letter of transmittal from the Department of Finance, and an accompanying financial report be ordered printed in the Journal.

Mr. Hollibaugh withheld unanimous consent.

Mr. Hollibaugh withdrew his objections.

Motion to Print Letter and Report in Journal

Mr. Maloney moved that the following letter of transmittal from the State Department of Finance, and the accompanying financial report, be ordered printed in the Journal:

Mr. Emlay seconded the motion.

Motion carried.

Point of Order

Mr. Sam L. Collins arose to the following point of order: That, as Mr. Hollibaugh had withdrawn his objections to Mr. Maloney's request for unanimous consent, hence the motion by Mr. Maloney is out of order.

Ruling by Speaker

Acting Speaker Call ruled the point of order well taken.

Letter of Transmittal from Department of Finance

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE
SACRAMENTO 14, February 14, 1946

*To the Honorable Members of the Assembly
State Capitol, Sacramento, California*

GENTLEMEN: In compliance with Assembly Concurrent Resolution No. 18, I am submitting the following financial statements concerning the present condition of, and the estimated surplus on June 30, 1947 in, the General Fund, the Postwar Employment Reserve, the Postwar Employment and Construction Fund, and the Bond Sinking Fund of 1943:

- Statement I—Comparative Statement of Estimated and Actual Receipts, Disbursements and Current Condition of the General Fund, July 1 to December 31, 1945.
- Statement II—Revised Summary of General Fund Budget for 1945-1947 Biennium and Forecast of Surplus as of June 30, 1947.
 - Schedule 1—General Fund Balance Sheet June 30, 1945
 - Schedule 2—Actual and Estimated General Fund Revenue for 1943-1945 and 1945-1947 Bienniums
 - Schedule 3—Revised Estimates of General Fund Expenditures for 1945-1947 Biennium.
- Statement III—Statement of Condition of General Reserve Funds as of January 31, 1946.
- Statement IV—Statement of Actual and Estimated Revenues and Expenditures of General Reserve Funds to June 30, 1947, and Forecast of Surpluses as of June 30, 1947.

It should be clearly understood that any attempt to forecast State financial operations during periods of unsettled economic conditions is extremely hazardous. Under the California Tax System, revenues for the General Fund are related closely to economic conditions within the State and Nation. Any change in the level of business is reflected almost immediately in the volume of collections under the retail sales tax, liquor taxes, and other levies.

Appraisals of the State's financial outlook must be made with this fact in mind. Moreover, it should be noted that any deterioration in economic conditions inevitably means not only a smaller volume of State revenue, but larger expenditures for such Social Welfare activities as aid to the needy aged, blind, and children, and in extremities for unemployment relief as well. Thus, economic conditions are a two-edged sword in their effect upon the fiscal affairs of State Government. This factor is particularly important in view of the recent increase in industrial disputes, with the accompanying possibilities of prolonged unemployment and reductions in the income of individuals and business enterprises.

During the first six months of the present biennium, receipts for the State General Fund amounted to \$160,614,000, exceeding the budget forecasts by approximately \$29,834,000. Of this excess, \$21,960,000, or 84 per cent, came from the retail sales and use taxes (See Statement I). Roughly, \$4,061,000 of the increased revenue was derived from the excise taxes on alcoholic beverages and liquor license fees. Inheritance and gift tax receipts exceeded the forecast by \$1,526,000, while miscellan-

ous receipts, chiefly horseracing license fees, accounted for \$3,949,000 of the excess income. Receipts from the Bank and Corporation Franchise Tax were \$2,292,000 below the expected amount during this period, and personal income tax collections fell \$4,213,000 below the \$13,500,000 estimated from this source.

General Fund expenditures between July 1 and December 31, 1945, amounted to \$118,979,000, or \$6,271,000 less than had been anticipated for this period. Nearly all items of expenditure revealed budget savings, with approximately \$2,175,000, or one-third of the total appearing in expenditures for school support; \$2,059,000, or another third, in payments for aid to needy aged, blind, and children; and \$2,141,000, or one-third, in miscellaneous fixed charges and appropriations. It should be emphasized, however, that these are merely cash flow figures, and with the exception of payments for school support, the apparent savings to date may disappear during the remaining 18 months of the biennium.

While General Fund revenues during the first six months of this biennium have averaged approximately 18 per cent more than was estimated in the budget, it is not expected this situation will continue throughout the remainder of the biennium. The Nation today is confronted with a serious industrial dispute in one of its most basic industries—steel production. It is threatened with unrest in another field of activity—transportation. Automobile production, which many believed would lead the way to postwar prosperity has been virtually at a standstill, and building construction activity is curtailed by shortages of materials, hardware, and plumbing supplies. In the light of this situation, it is essential to take a conservative view of the economic outlook for 1946.

The revised estimates of revenue herewith submitted are predicated upon the assumption that economic activity in California during 1946 will not gain the levels which would be possible if the demand for goods and services could be met. In the field of retail trade, for example, it has been assumed that taxable sales during the current year will total approximately \$5,600,000,000, or 12.4 per cent below the record total achieved in 1945. Such a total for the current year, however, would be 36.3 per cent above the volume of 1941, the last prewar year. Revenue from the Bank and Corporation Franchise Tax will actually be lower than was estimated a year ago, due to accelerated amortization of defense facilities under the presidential order of last September and an unexpected decline in corporate earnings during 1945. These are but two examples of the adjustments which have been taken into consideration in revising the budget forecasts of General Fund revenue for the current biennium.

General Fund receipts during the 1945-1947 biennium are now estimated at \$589,010,205, or \$70,418,148 more than the total shown in the original budget forecasts (Schedule 2). Although actual receipts may differ somewhat from this total, depending upon economic conditions during the coming months, it is believed that this volume of income may be counted upon with a fair degree of certainty. Expenditures from the General Fund now authorized amount to \$567,423,739 (Schedule 3). It should be noted that this total does not include any of the appropriations under consideration during the current special session of the Legislature. Savings in the current expenditure program have been mentioned above. With the exception of school costs which are now determined for the first year of the biennium, it is unwise to count upon any substantial reduction in the authorized expenditure program at this time. However, school apportionments will be approximately \$3,475,932 below the budget figure according to present estimates, and this reduction has been taken into account in the above total.

With revenues of \$589,010,205 and expenditures of \$567,423,739, the current General Fund Budget will show an operating surplus of \$21,586,466, during the 1945-1947 Biennium. This addition from current operations, together with the \$61,716,109 unarmarked remainder of the surplus at the beginning of the biennium, will result in a surplus of \$83,302,575 in prospect for June 30, 1947, according to present estimates.

In complying with Assembly Concurrent Resolution 18, I am impelled to urge the need for a conservative stand upon matters affecting the State's surplus. Fiscal officers of the State are virtually unanimous in their opinion that the present financial situation is abnormal. It is abnormal in the huge volume of revenue received during the war years and in the lower expenditures for such fixed costs as school support and Social Welfare Programs. As revenues return to more normal proportions and expenditures regain the trends evidenced before the war, revenue excesses will disappear. The State will require its entire financial reserves to meet this situation, and it should make every effort to conserve any resources over and above immediate and essential current demands.

Very truly yours,

JAMES S. DEAN, Director of Finance

Statement I

Comparative Statement of Estimated and Actual Receipts, Disbursements and Current Condition of the General Fund, July 1 to December 31, 1945

Revenue receipts	Estimated *	Actual †	Difference
Retail sales and use taxes	\$57,725,000 00	\$82,684,829 34	+ \$24,959,829 34
Bank and corporation franchise tax	28,000,000 00	25,707,501 40	- 2,292,498 60
Personal income tax	13,500,000 00	9,287,403 60	- 4,212,596 40
Liquor taxes and licenses	8,320,000 00	12,480,742 90	+ 4,060,742 90
Inheritance and gift taxes	5,060,000 00	6,586,211 22	+ 1,526,211 22
Insurance gross premiums tax	12,900,000 00	13,461,603 24	+ 561,603 24
Motor vehicle transportation tax	3,000,000 00	3,603,869 53	+ 603,869 53
Motor vehicle "in lieu" tax	150,000 00	717,897 24	+ 567,897 24
Miscellaneous sources	4,825,000 00	8,774,024 72	+ 3,949,024 72
Total	\$133,580,000 00	\$163,304,083 19	+ \$29,724,083 19
Less: Transfers to Postwar Employment Reserve	2,800,000 00	2,689,601 51	- 110,398 49
Net revenue receipts	\$130,780,000 00	\$160,614,481 68	+ \$29,834,481 68
Nonrevenue receipts:			
Returned from Bond Sinking Fund of 1943 for interest and redemption of certain State bonds	\$3,365,000 00	\$3,365,616 25	+ \$616 25
Transfer from War Catastrophe Reserve	25,000,000 00	25,000,000 00	-
Miscellaneous receipts	130,000 00	325,778 23	+ 195,778 23
Total receipts	\$159,275,000 00	\$189,305,876 16	+ \$30,030,876 16
Governmental cost expenditures			
Bond interest and redemption	\$4,215,000 00	\$4,284,021 25	+ \$69,021 25
Elementary schools	26,705,000 00	25,713,119 10	- 991,880 90
High schools	12,385,000 00	11,724,107 56	- 660,892 44
Junior colleges	685,000 00	162,758 91	- 522,241 09
University of California	6,425,000 00	6,480,343 15	+ 55,343 15
Aid to needy aged	23,500,000 00	22,082,777 45	- 1,417,222 55
Aid to needy children	2,000,000 00	1,504,590 87	- 495,409 13
Aid to needy blind	725,000 00	578,384 28	- 146,615 72
Transfer to Highway Fund	12,000,000 00	12,000,000 00	-
Miscellaneous fixed charges and appropriations	36,610,000 00	34,463,879 65	- 2,146,120 35
Total	\$125,250,000 00	\$118,978,982 22	- \$6,271,017 78
Nongovernmental cost expenditures:			
Transfer to Postwar Employment Reserve Fund	\$500,000 00	\$500,000 00	-
Transfer to Postwar Unemployment and Construction Fund	90,000,000 00	90,000,000 00	-
Transfer to Bond Sinking Fund of 1943	11,650,000 00	11,651,489 75	+ \$1,489 75
Miscellaneous	-	482 40	+ 482 40
Total disbursements	\$227,400,000 00	\$231,130,954 37	- \$6,269,045 63
Excess disbursements over receipts	\$68,125,000 00	\$31,825,078 21	- \$36,299,921 79

General Fund Current Condition, December 31, 1945

Current assets	
General Fund	
Cash	\$22,710,926 58
Bond investments at par	70,367,000 00
Cash available for transfer to General Fund from revenue "feeder" funds	17,378,783 34
Total current assets	\$110,456,709 92
Current debt	
Net current surplus, December 31, 1945	\$110,456,709 92

* Budget estimate adjusted for changes made by Legislature in Regular Session, 1945

† Actual amounts taken from monthly report of State Controller

Statement II

State of California

Revised Summary of General Fund Budget for the 1945-1947 Biennium

I	Accumulated surplus at beginning of 1945-1947 Biennium, per General Fund balance sheet as of June 30, 1945 (Schedule 1)		\$138,867,599
II	Transfers from surplus to reserve funds pursuant to 1945 legislation effective September 16, 1945		
	To Bond Sinking Fund of 1943	\$11,651,490	
	To Postwar Employment Reserve	500,000	
	To Postwar Unemployment and Construction Fund	90,000,000	
	Total, transfers to reserves	\$102,151,490	
	Deduct Reversion of War Catastrophe Reserve to General Fund (Chapter 1407, Statutes 1945)	25,000,000	
	Net additions to reserve funds		77,151,490
III	Remainder of June 30, 1945, surplus after earmarking		\$61,716,109
IV	Estimated revenues, 1945-1947 Biennium (Schedule 2)		
	Governor's Budget	\$518,592,057	
	Add Increase in revenue, February, 1946, revision of estimates	70,418,148	
	Revised estimate of revenue		\$589,010,205
V	Authorized expenditures, 1945-1947 Biennium (Schedule 3)		
	Governor's Budget	\$482,746,116	
	Add Increases by Budget Bill amendments and special appropriations enacted at the 1945 Regular Legislative Session	73,241,478	
	Total authorized expenditures	\$555,987,594	
	Add Increases in expenditures from 1943-1945 appropriations carried forward to 1945-1947	14,886,077	
	Deduct Reduction in Budget estimate of fixed charges for public schools and judges' retirement	3,449,932	
	Revised estimate of expenditures		567,423,739
VI	Revised estimate of current budget surplus, 1945-1947 Biennium		21,586,466
VII	Revised estimate of General Fund surplus, June 30, 1947		\$83,302,575

Statement II
SCHEDULE 1

General Fund Balance Sheet as of June 30, 1945

RESOURCES			
Cash in State treasury			
Unapplied cash in the General Fund	-----	\$15,478,764 03	
Cash in other funds available to the General Fund	-----	46,024 10	
			\$15,524,788 13
Due from other funds			
From sundry funds—temporary advances	-----		453,584 73
Investments			
Bonds at par value	-----	\$126,757,000 00	
Accrued interest purchased	-----	17,080 80	
			126,774,080 80
Total resources	-----		\$142,752,453 66
OBLIGATIONS			
Accrued fixed charges	-----		\$91,324 64
Appropriations			
Appropriations in force June 30, 1945	-----	\$46,220,732 58	
Less amounts available to meet expenditures of subsequent fiscal years	-----	24,606,352 42	
			\$21,614,380 16
Less estimated unencumbered balances in appropriations in revert to surplus, after providing for expenditures for 1943-1945 *	-----	17,820,850 00	
			3,793,530 16
Total obligations	-----		\$3,884,854 80
SURPLUS			
Estimated Accumulated Surplus, June 30, 1945	-----		\$138,867,598 86

* Preliminary estimate, subject to revision

**Actual and Estimated General Fund Revenue 1943-1945 and 1945-1947 Biennial
Periods Classified by Sources and Fiscal Years**

**Statement 11
SCHEDULE 2**

690

	1943-1945 Biennium*		Budget Estimates 1945-1947		Revised Estimates 1945-1947	
	Fiscal year ending June 30, 1944	Fiscal year ending June 30, 1945	Fiscal year ending June 30, 1946	Fiscal year ending June 30, 1947	Fiscal year ending June 30, 1946	Fiscal year ending June 30, 1947
Taxes and license fees						
Alcoholic beverage taxes and fees						
Distilled spirits excise tax	\$12,191,467 39	\$15,940,622 33	\$13,000,000	\$11,300,000	\$14,500,000	\$15,000,000
Beer and wine excise tax	3,215,402 97	3,361,342 11	2,725,000	2,525,000	3,170,000	2,710,000
Liquor license fees	2,963,142 62	3,241,781 26	3,137,500	3,237,500	3,725,000	3,675,000
Bank and corporation franchise tax†	67,670,970 15	58,017,090 48	53,300,000	43,200,000	48,000,000	33,350,000
Gift tax	548,157 09	507,592 21	600,000	600,000	600,000	600,000
Inheritance tax	9,761,538 31	9,833,489 72	10,000,000	10,000,000	11,000,000	11,000,000
Insurance gross premium tax	9,404,566 11	11,414,217 28	12,900,000	12,800,000	13,500,000	13,400,000
Motor vehicle license fees (in lieu tax)	5,506,106 38	5,643,767 85	5,544,015	5,869,213	4,159,380	5,712,224
Motor vehicle transportation license tax	5,743,545 06	6,389,498 46	5,130,000	3,930,000	5,660,000	5,330,000
Personal income tax	48,323,281 73	47,133,088 05	35,000,000	27,000,000	35,000,000	32,600,000
Private car tax	450,300 45	469,145 69	475,000	425,000	525,000	500,000
Retail sales and use taxes	135,086,342 10	150,314,238 28	117,560,000	119,565,000	150,000,000	150,000,000
Total, taxes and fees	\$300,864,820 36	\$312,265,903 72	\$259,371,515	\$240,951,713	\$289,839,380	\$273,877,224
Other revenue sources						
Investment income	\$724,869 76	\$1,192,908 90	\$1,921,000	\$2,592,000	\$2,282,550	\$2,372,820
Interest on treasury deposits	160,690 72	138,496 73	175,000	180,000	175,000	180,000
Oil and mineral royalties, State lands	517,500 00	1,260,000 00	1,197,000	1,174,500	1,167,000	1,144,500
Pari-mutuel fees and horseracing licenses	387,862 72	1,776,033 02	-	1,382,800	4,611,000	3,114,000
Pay-patients and board charges, hospitals and schools	2,825,820 14	3,276,306 14	3,393,240	3,557,210	3,351,415	3,515,415
Departmental revenue	2,112,476 32	2,168,757 11	2,402,074	2,585,975	2,554,563	2,993,466
Miscellaneous revenue	340,473 80	273,271 97	269,000	239,000	282,372	244,000
Total, other sources	\$7,069,693 46	\$10,090,773 92	\$9,357,314	\$11,711,515	\$14,424,400	\$13,569,201
Grand total revenue	\$307,934,513 82	\$322,356,677 64	\$268,728,829	\$252,663,228	\$304,263,780	\$287,446,425
Less. Transfers to Postwar Employment Reserve						
20 per cent of Sales and Use Tax receipts	\$27,006,559 41	\$30,048,263 56	-	-	-	-
10 per cent of bank and corporation franchise tax and corporation income tax receipts	6,810,738 51	6,832,197 70	\$2,800,000	-	\$2,700,000	-
Total transfers	\$33,817,297 92	\$36,880,461 26	\$2,800,000		\$2,700,000	
Net revenue for the General Fund	\$274,117,215 90	\$285,976,216 38	\$265,928,829	\$252,663,228	\$301,563,780	\$287,446,425
		271,117,215 90		265,928,829		301,563,780
Total for biennium		\$560,093,432 28		\$518,592,057		\$589,010,205

* As reported by the State Controller, except that the entire amount of revenue from the retail sales and use tax, the bank and corporation franchise tax, the motor vehicle transportation license tax, the personal income tax, and one-half of all receipts from liquor license fees have been treated as revenue for the General Fund in accordance with budget practice since 1941. As a result of these adjustments, the net, unarmarked total for the General Fund of \$560,093,432 28 shown above for the 1943-1945 biennium exceeds by \$383,750 07 the General Fund total reported by the Controller for the same period.

† Includes the Corporation Income Tax.

ASSEMBLY JOURNAL

[Feb. 14, 1946]

Statement II
SCHEDULE 3

Revised Estimate of General Fund Expenditures for 1945-1947 Biennium Giving Effect to 1945 Legislative Changes in Budget Bill, Special Appropriations, Revised Estimates of Fixed Charges and Adjusted Balances in Appropriations Carried Forward from 1943-1945

Authorized by	Governor's budget	1945 legislation	Other adjustments	Revised budget
Budget Bill -----	\$142,158,671	\$24,339,122	-----	\$166,497,793
Fixed charges and recurring appropriations -----	333,295,908	8,134,137	-\$3,449,932*	337,980,113
Special appropriations (excluding reappropriations and fixed charges) -----	-----	39,668,943	-----	39,668,943
Carry-over balances in 1943-1945 appropriations † -----	8,620,909	1,099,276	14,886,077	24,606,352
Totals -----	\$484,075,578	\$73,241,478	\$11,436,145	\$568,753,201
Less. Credits to General Fund for overhead services to special fund agencies -----	1,329,462	-----	-----	1,329,462
Net totals, General Fund expenditures -----	\$482,746,116	\$73,241,478	\$11,436,145	\$567,423,739
* Reduction in 1945-46 apportionment for public schools -----	-----	-----	-----	\$3,475,932
Increase in contributions to Judges' Retirement System -----	-----	-----	-----	26,000
Net reduction -----	-----	-----	-----	\$3,449,932

† Appropriations which by their terms are available for expenditure subsequent to June 30, 1945, if not expended in the 1943-1945 biennium. Adjustment represents increased balances available for expenditure in 1945-1947 as a result of lower 1943-1945 expenditures than were forecast in Governor's Budget.

Statement III

Statement of Condition of General Reserve Funds as of January 31, 1946

	Postwar Employment Reserve	Postwar Unemployment and Construction Fund	Bond Sinking Fund of 1943
Current assets			
Cash in State treasury -----	\$245,164 65	\$21 14	\$92 49
Bond investments at par -----	143,545,000 00	89,802,000 00	18,154,000 00
Premium and accrued interest on bonds purchased -----	518 04	197,978 86	-----
Interest accrued and uncollected -----	-----	241,486 11	-----
Total current assets -----	\$145,790,682 69	\$90,241,486 11	\$18,154,092 49
Current debt -----	-----	-----	-----
Current surplus, January 31, 1946 -----	\$145,790,682 69	\$90,241,486 11	\$18,154,092 49

Statement IV

Statement of Actual and Estimated Revenues and Expenditures of General Reserve Funds to June 30, 1947 and Forecast of Surpluses as of June 30, 1947

Revenues	Postwar Employment Reserve	Postwar Unemployment and Construction Fund	Bond Sinking Fund of 1943
20 per cent of retail sales and use tax receipts, July 1, 1943-June 30, 1945-----	\$57,054,822 97	-----	-----
10 per cent of bank and corporation franchise and corporation income tax receipts, July 1, 1943-December 31, 1945-----	15,832,537 72	-----	-----
Interest on investments—Net after amortization of premium and interest on bonds purchased (actual and estimated) -----	¹ -----	² \$1,572,000 00	³ \$279,969 99
Transfers from General Fund:			
Chapter 19, Statutes 1944 (4th Extraordinary)-----	50,000,000 00	-----	-----
Chapter 41, Statutes 1944 (4th Extraordinary)-----	25,000,000 00	-----	-----
Chapter 1446, Statutes 1945-----	500,000 00	-----	-----
Chapter 647, Statutes 1945-----	-----	90,000,000 00	-----
Chapter 611, Statutes 1943-----	-----	-----	14,588,249 00
Chapter 1492, Statutes 1945-----	-----	-----	11,651,439 75
Total revenues -----	\$148,387,360 69	\$91,572,000 00	\$26,519,708 74
Authorized Expenditures			
Appropriations for plans and specifications			
Division of Architecture (Chapter 572, Statutes 1943)	\$1,250,000 00	-----	-----
Division of Architecture (Chapter 20, Statutes 1944, 4th Extraordinary)-----	2,000,000 00	-----	-----
University of California (Chapter 21, Statutes 1944, 4th Extraordinary)-----	1,100,000 00	-----	-----
University of California (Chap 1486, Statutes 1945)	30,000 00	-----	-----
Interest and redemption of State bonds, 1945-1947--	-----	-----	⁴ \$7,508,815 00
Total authorized expenditures -----	\$4,380,000 00	-----	\$7,508,815 00
Estimated surplus, June 30, 1947 -----	\$144,007,360 69	\$91,572,000 00	⁵ \$19,010,893 74

Notes

¹ Interest on investments of this reserve accrue to the General Fund

² Inasmuch as no appropriations had been made from this fund prior to the Special Session of 1946, this estimate assumes no disbursements from the fund prior to June 30, 1947, as directed by Assembly Concurrent Resolution No. 18. Any disbursements pursuant to appropriations enacted at the Special Session will proportionately reduce interest revenues

³ Actual to July 18, 1945, after which interest accrues to the General Fund

⁴ Represents interest and redemption on all General Fund bonds, not otherwise provided for, maturing in 1945-1947. Chapter 1492, Statutes 1945, also authorizes expenditures from the fund for interest and redemption of all such General Fund bonds until 1965, when final redemption is due. The total additional expenditures for this purpose in subsequent biennial periods will amount to \$18,730,923 75

⁵ \$5,000,000 of this surplus is contingent upon repayment to the State of the amount advanced to the Golden Gate Bridge and Highway District, pursuant to Chapter 1503, Statutes of 1945, for construction of a new Marin approach to the Golden Gate Bridge. Under the contract with the district repayment is to be made within seven years after final redemption of the district's outstanding bonds, scheduled for 1971.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT EXCERPT
FROM SENATE JOURNAL**

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that the following excerpt from the Senate Journal, printed on February 13, 1946, on page 511, be ordered printed in the Journal:

Excerpt From Senate Journal

The Postwar Unemployment Problem in California, 1945-1947

BUREAU OF PUBLIC ADMINISTRATION—UNIVERSITY OF CALIFORNIA, BERKELEY
August 1945

Estimate of Probable Postwar Unemployment in California, 1945-1947

	<i>Prewar employ- ment 1939-40</i>	<i>War employ- ment at peak</i>	<i>Estimate of war work- ers who will be dis- placed plus returning servicemen in labor market 1945-47</i>	
Airplanes and ship construction-----	50,000	800,000	700,000	
Armed forces-----	Very few	230,000	600,000	
		880,000		
Federal civilian employees-----	50,000	300,000	200,000	
Transportation, communications and utilities -----	175,000	275,000	50,000	
Total workers displaced-----			1,550,000	1,550,000
At least the above total number of workers will either:				
(1) withdraw from the labor market-----			200,000	
(2) leave the State-----			100,000	
				300,000
(3) find employment or (4) be unemployed } -----				1,250,000
To this can be added marginal employment existing even during the war peak-----				50,000
				1,300,000
If trades and services employment increased 250,000-----				250,000
This would still leave total unemployed-----				1,050,000
(To be absorbed by <i>new</i> industries, public works, and construction.)				

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON MOTION TO WITHDRAW AND RE-REFER
ASSEMBLY BILL NO. 45**

At 11.35 a.m., on motion of Mr. Hawkins, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion by Mr. Hawkins that Assembly Bill No. 45 be withdrawn from the Committee on Governmental Efficiency and Economy, and re-referred to the Committee on Ways and Means lost by the following vote:

AYES—Anderson, Beal, Beck, Bennett, Berry, Brady, Burkhalter, Collins, George D., Crichton, Crowley, Debs, Dekker, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Gaffney, Haggerty, Hawkins, Heisinger, Kilpatrick, Lowrey, Lyons, Maloney, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, and Thomas—34.

NOES—Allen, Boyd, Burke, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Davis, Dickey, Erwin, Evans, Field, Gannon, Geddes, Hollibaugh, King, Knight, Kraft, Leonard, McCollister, Price, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thompson, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—35.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Watson asked for, and was granted, unanimous consent that the following report, relative to horse racing in California, as given by Mr. Sawallisch, Chairman of the Committee on Public Morals, be ordered printed in the Journal :

Los Angeles Turf Club, Inc., Report on Horse Racing

LOS ANGELES TURF CLUB, INC., Owner and Operator, SANTA ANITA PARK
ARCADIA, CALIFORNIA, September 13, 1945

*The Honorable Harold F. Sawallisch
Chairman, Committee on Public Morals
Assembly, California Legislature*

DEAR SIR: Reference is made to your letter of August 13, 1945, receipt of which we acknowledged in our letter of August 24, 1945.

In answer to your questions, the following information is submitted with regard to the eighth meeting conducted at Santa Anita Park during the period from May 15, 1945, to July 7, 1945, inclusive.

1. Forty days of horse racing were conducted during the period from May 15, 1945, to July 7, 1945, inclusive.

2. The last five racing days during the period from July 3, 1945, to July 7, 1945, inclusive, were turned over to charity.

3. (a) The total amount which charitable organizations will have received as a result of the conduct of the eighth meeting at Santa Anita Park is approximately \$1,259,250.

(b) The last five days of the eighth meeting were conducted by Los Angeles Turf Club, Inc. as agent for Los Angeles Community Welfare Federation and the profit from operations on these five days will be distributed by that organization. In the computation of the profit from operations on these special charity days, no charge is made by Los Angeles Turf Club, Inc. for any overhead expenses whatsoever, such as maintenance and repairs, depreciation, property taxes and administrative salaries, and the only charges made are for expenses incurred because of the conduct of racing on these days. As a result, the profits received by charity are very large. The final accounting figures necessary for the computation of the exact amount of the profit from operations on these five charity days are not yet available and it probably will not be possible to complete this computation until some time in October, 1945. However, it has been estimated that the total profit from operations on these five days to be distributed by Los Angeles Community Welfare Federation will be approximately \$1,050,000.00. In addition to this, a donation of \$10,000.00 has been made by our concessionaire, Harry Curland Catering, through Los Angeles Turf Club, Inc. to Los Angeles Community Welfare Federation, making an estimated total of \$1,060,000.00 resulting from the operations of the five charity days during the closing week of the meeting.

In addition to this, Los Angeles Turf Club, Inc. made charitable contributions of its own funds in June, 1945, totaling \$199,250.00 to the following organizations:

Naval Aid Auxiliary	\$25,965 00
Children's Hospital of San Francisco	15,000 00
Grayson Foundation	2,000 00
Los Angeles Chapter, American Red Cross	150,000 00
Childrens Hospital Society of Los Angeles	1,035 00
The Arcadia Community Chest, Ltd.	2,500 00
Arcadia Christian Reformed Church	250 00
American Lutheran Church	500 00
Church of the Holy Angels	1,000 00
Arcadia Community Church	1,000 00
Total	\$199,250 00

(c) This makes the estimated total of \$1,259,250 00 to charity as a result of the conduct of this race meeting.

4 The total pari-mutuel gross handle for the eighth meeting was \$87,634,421 00 as follows:

Thirty-five regular racing days during the period from May 15, 1945 to June 30, 1945, inclusive.....	\$72,548,399 00
Five special charity days during the period from July 3, 1945 to July 7, 1945, inclusive.....	15,086,022 00
Total	\$87,634,421 00

5. (a) The total amounts of paid admissions collected during the meeting were as follows:

Daily admissions on 35 regular racing days-----	\$992,742 50
Admissions on five charity days-----	200,135 50
Total -----	\$1,192,878 00

This is exclusive of the Federal Tax on admissions and dues.

(b) The total number of persons admitted during the meeting was as follows.

Thirty-five regular racing days-----	995,698
Five charity days-----	207,553
Total -----	1,203,251

6. Los Angeles Turf Club, Inc., operates its own parking lots at Santa Anita Park. The corporation owns the property and uses its own employees and facilities. The gross income from this source for the eighth meeting during the period from May 15, 1945, to July 7, 1945, was as follows:

Thirty-five regular racing days-----	\$73,976 75
Allocated to charity on five special charity days-----	15,178 75
Total -----	\$89,155 50

The above amount of \$73,976.75 does not represent the net profit realized by the corporation from the operation of the parking lots as no deduction has been made for the direct operation expenses such as wages of parking lot attendants, maintenance and repairs, and depreciation, and overhead expenses such as city and county property taxes, and general overhead which we do not attempt to allocate for the purpose of determining the net profit from the operation of the parking lots.

7. Los Angeles Turf Club, Inc., handles the sales of its own official programs at Santa Anita Park, contracting for the printing of these programs on the premises. The gross income from the sale of programs for the eighth meeting was as follows:

Thirty-five regular racing days-----	\$133,576 49
Allocated to charity on five special charity days-----	27,863 41
Total -----	\$161,439 90

The above amount of \$133,576.49 does not represent the net profit realized by the corporation from the sale of programs as no deduction has been made for direct operation expenses such as cost of paper and printing, wages of program salesmen, and other direct expenses or for overhead expenses such as supervision and general overhead which we do not attempt to allocate for the purpose of determining the net profit from the sale of programs

8. The total amounts received from all other concessions during the eighth meeting were as follows:

	<i>Harry Curland Catering (25 per cent of gross receipts)</i>	<i>Stable Area Barber Shop (10 per cent of gross receipts)</i>	<i>Newspaper sales</i>
Thirty-five regular racing days-----	\$265,579 70	\$85 73	\$750 32
Allocated to charity—five days---	51,947 90	11 95	139 51
Total -----	\$317,527 60	\$97 68	\$889 83

9. In the distribution of pari-mutuel pools in accordance with the California Horse Racing Law, the total commission received for the eighth meeting was as follows:

Thirty-five regular racing days-----	\$5,378,387 93
Allocated to charity on five special charity days-----	1,056,021 54
Total -----	\$6,434,409 47

In the history of the conduct of racing at Santa Anita Park the successful operation has not been due to the income derived from the commission on the pari-mutuel gross handle but has been due to proper management and to the attendance operations and the operations of concessions. If we had not had these other sources of income from paid admissions, parking, program sales, and concessions we could not have paid the large purses and conducted the operations in the way in which they were conducted without sustaining a loss. In other words, the profits of the corporation resulted from these other sources of income and not from the income from the pari-mutuel operations. Even with all sources of income, with the heavy expenses and the weather hazards in the conduct of winter meetings there existed a hazard of a loss, and usually the profit has been dependent upon the last seven to ten days of a meeting.

10. (a) The total tax paid to the State of California on the gross handle for the eighth meeting was \$4,958,065.26.

(b) In accordance with the provisions of Paragraph No. 19598 of Article 8 of the California Horse Racing Law, 90 days after the close of the meeting on July 7, 1945, payment will be made to the California Horse Racing Board of the total amount unclaimed on pari-mutuel winning tickets. This will amount to approximately \$79,000.00.

(c) This makes an approximate total to the State of \$5,037,065.26.

11. In the distribution of the pari-mutuel pools in accordance with the provisions of the California Horse Racing Law, the breakage for the eighth meeting was as follows:

Thirty-five regular racing days-----	\$635,821 69
Allocated to charity—five special charity days-----	109,282 56
Total -----	\$745,104 25

12. On July 20, 1945, the corporation paid a cash dividend in the total amount of \$1,000,000.00. This is the only dividend which will be paid during 1945. Prior to that time, the last dividend was paid on June 17, 1941. Prior to the conduct of the eighth meeting commencing on May 15, 1945, the last race meeting conducted at Santa Anita Park was the 1940-1941 meeting which closed on March 10, 1941. Due to the war emergency the 1941-1942 meeting was cancelled by Governmental action and possession of the property was taken by the United States Government on March 19, 1942. As a result, the corporation sustained a very large loss for its fiscal year ended June 30, 1942 and continued to sustain a loss in connection with the possession and use of the property by the United States Government in subsequent years. Accordingly, this dividend of \$1,000,000.00 represents the return to the stockholders on their investment for a four-year period.

The corporation has only one class of stock which is Common Stock consisting of \$5,000.00 par value shares and \$500.00 par value. The dividend on July 20, 1945 on each par value was as follows:

	<i>\$5,000 par</i>	<i>\$500 par</i>
	<i>value shares</i>	<i>value shares</i>
Total dividends paid-----	\$333,333 33	\$666,666 67
Dividend per share-----	\$1,666 67	\$166 67

As a result of the conduct of the eighth meeting at Santa Anita Park, the State of California and the United States Government will receive very large amounts in taxes and as has already been indicated in answer to one of your questions, charity will receive approximately \$1,259,250.00. The owners and breeders of horses also received a very substantial amount on distributions of funds of the corporation in purses and breeders' fees amounting to \$1,435,886.00.

The following shows a comparison of these amounts resulting from the operation of the eighth meeting to the dividends paid to stockholders:

	<i>Amount</i>	<i>Percentage of amount received by stockholders</i>
Taxes to the State of California-----	\$5,196,664 00	520%
Taxes to the United States Government-----	2,140,629 00	214%
Distributed to owners and breeders of horses	1,435,886 00	144%
Distributed to charity-----	1,259,250 00	126%
Cash dividend to stockholders-----	1,000,000 00	100%

The figures shown above for taxes are the estimated totals as in some cases actual figures have not yet been determined. However, in the case of the State of California, most of this is actual as it consists principally of the tax on pari-mutuel gross handle which has already been paid to the State.

Very truly yours,

LOS ANGELES TURF CLUB, INC.
By GWYNN WILSON, General Manager

Hollywood Park Report

HOLLYWOOD TURF CLUB
INGLEWOOD, CALIFORNIA, December 3, 1945

Harold F. Sawallisch, Chairman
Assembly Interim Committee on Public Morals
American Trust Building, Richmond, California

DEAR MR. SAWALLISCH: Reply to your inquiry of November 15, 1945, has necessarily been delayed as our accounting covering our race meeting ending October 20,

1945, has not been entirely completed. However, we feel that the final audit will not materially change the data which is given below, in reply to your specific questions.

1. The number of days of horse racing conducted during our recent meet totaled 35.
2. The proceeds for six of these days were for charity.
3. The amount of the proceeds for these six days was \$910,016.34, which the Hollywood Turf Club Associated Charities, Inc., distributes to qualifying charitable organizations. The list of beneficiaries has not been completed at this writing.
4. The total pari-mutuel play for the 35 days was \$78,816,329.00.
5. Paid admissions collected were \$1,127,060.26. This figure represents gross income; not net. Many items of operating expense substantially reduce this amount; for instance, payroll expense of \$51,421.61 being but one item. The number of paid admissions was 987,863.
6. We operate our parking area, which grossed \$80,439.50 for a net of \$35,331.11.
7. We handle our program sales, which grossed \$135,392.08, for a net of \$99,023.83.
8. The amount received from all concessions totalled \$270,711.11, which represents approximately 25 per cent of the gross.
9. We received from the pari-mutuel handle a gross total of \$6,477,261 25, which includes \$660,106.18 breakage.
10. The State of California received a total of \$4,429,020.06.
11. Breakage totalled \$660,106.18. (See No. 9.)
12. Cash dividends paid during 1945 were 10 per cent paid in February, and covered earnings of our 1944 meet; 30 per cent paid in November from earnings of our 1945 race meeting. Par value of the stock is \$100; therefore, the dividend per share equalled \$10 and \$30 respectively. No dividends were paid in 1942, 1943 and 1944. We held no race meetings in 1942-1943. Our losses for these two years were—1942, \$182,499 61; 1943, \$228,056.17—a total of \$410,555.78.

We regret that due to the recent close of our past race meeting, we can not at this time fully answer your question No. 3.

Frankly, we feel that your committee should consider the net income figures rather than gross income. Operating costs, taxes, plant renovations and other necessary items are such that if gross figures are considered, conclusions are likely to be distorted and not a result of factual operations

Very truly yours,

HOLLYWOOD TURF CLUB
By H. R. HARNISH, Assistant General Manager

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 165—An act to add Section 703 to the Military and Veterans Code, to amend Sections 19485, 19597, 19620, and 19627 of, and to add Section 19485.5 to, the Business and Professions Code, to provide money for the rehabilitation of veterans and assistance to their dependents from the proceeds of horse racing meetings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Gaffney, Gannon, Haggerty, Hawkins, Heisinger, Hollibaugh, Kilpatrick, King, Kraft, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, and Wollenberg—59.

NOES—Leonard, Stephenson, and Werdel—3.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency and Economy**

ASSEMBLY CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 163

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

FIELD, Chairman

Above reported bill re-referred to Committee on Ways and Means.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 160

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Ways and Means.

LOWREY, Vice Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 169

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

LOWREY, Vice Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 169—An act to add Section 14126.1 to the Education Code relating to the placement of veterans on eligibility lists for positions in the classified service of a school district, 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 the title of the printed bill, beginning in line 3, strike out "a".

Amendment No. 2

In line 3 of the title of said bill, strike out "district", and insert "districts".

Amendment No. 3

On page 1, line 4, of said bill, after "district", insert "or student body association operating under Sections 16141 to 16144, inclusive,".

Amendment No. 4

On page 1, line 11, of said bill, after the comma, insert "at his request made".

Amendment No. 5

On page 1, line 13, of said bill, after "given", insert "forthwith".

Amendment No. 6

On page 1, line 15, of said bill, after "the", insert "original".

Amendment No. 7

On page 1 of said bill, strike out line 19, and insert "original eligibility list accordingly with all the rights and privileges to which he would have been entitled had he had such place on the original eligibility list at the time of its establishment."

Amendment No. 8

On page 1, line 25, of said bill, after "districts", insert "and student body associations".

Amendment No. 9

On page 2, line 1, of said bill, strike out "eligible", and insert "eligibility".

Amendment No. 10

On page 2, line 6, of said bill, strike out the first "eligible", and insert "eligibility".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Education**

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 64

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

LOWREY, Vice Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 64—An act to add Section 14495.1 to the Education Code, relating to the contributions of veterans, to funds of the State Teachers Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency and Economy**

ASSEMBLY CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Senate Bill No. 99

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 99—An act amending Section 6101 of the Penal Code, relating to the acquisition of a site for the Medical Facility of the Department of Corrections.

Bill read second time, and ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 113

Senate Bill No. 114

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time :

Senate Bill No. 113—An act to amend Section 1262 of, and to add Section 1263 to, the Military and Veterans' Code, relating to county and city buildings for veterans' associations.

Referred to Committee on Military Affairs.

Senate Bill No. 114—An act to amend Section 1262 of the Military and Veterans Code, relating to memorial buildings.

Referred to Committee on Military Affairs.

RECESS

At 12.13 p.m., on motion of Mr. Sam L. Collins, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Harrison W. Call, Member of the Assembly from the Twenty-seventh district, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolutions were offered :

By Messrs. Burkhalter and Beck :

House Resolution No. 89

Requesting the California Railroad Commission to investigate and regulate telephone toll charges in San Fernando, the San Fernando Valley, and adjacent areas.

WHEREAS, Under prevailing conditions permitted to exist by the California Railroad Commission a zone system for telephone toll charges is applicable to San Fernando, the San Fernando Valley, and adjacent areas; and

WHEREAS, Under this system a call between two relatively close points in the area will cost twice as much or more than a call between two widely separated points in the area; and

WHEREAS, Such a situation is manifestly inequitable and discriminates against and handicaps this area in its development and progress; now, therefore, be it

Resolved by the Assembly of the State of California, That the California Railroad Commission is requested to make a thorough investigation into the present system of making toll charges in San Fernando, the San Fernando Valley, and adjacent areas for the purpose of eliminating toll charges in this area or, if that is not legally possible, for the purpose of devising a more equitable method of charging for toll calls in this area; and be it further

Resolved, That the California Railroad Commission is requested to take such action as its investigation may reveal to be proper, as soon as possible; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit copies of this resolution to the members of the California Railroad Commission.

Resolution read, and ordered held at desk.

By Mr. Weber :

House Resolution No. 90

Relative to membership on standing committees of the Assembly

WHEREAS, The Assembly has conducted a serious study of its organization during recent years to increase its efficiency in the consideration of legislation and particularly with reference to the functioning and operation of its standing committees, which study culminated with the Final Report on Rational Organization of Standing Committees of the Assembly which was submitted in 1944 by the Assembly Committee on Legislative Organization; and

WHEREAS, As a result of such studies the Assembly has drastically reduced the number of standing committees to such a degree that there are now a small enough number of committees to permit an arrangement of the schedule of committee meetings in such a manner as to create only a limited number of conflicts in assignments of members to more than one committee if the Assembly adopts a policy of restricting the number of committees upon which a member may serve; and

WHEREAS, It appears from the several studies and reports heretofore made on the rational organization of standing committees that in order to reduce conflicting committee assignments to a minimum the members of this Assembly should not be appointed members of more than three standing committees; now, therefore, be it

Resolved by the Assembly of the State of California, That it shall henceforth be the policy of this body that no Member of the Assembly shall serve on more than three standing committees, and that such policy shall hereafter be incorporated in the Standing Rules of the Assembly; and be it further

Resolved, That this policy shall be observed by members who may become candidates for Speaker and by the member who is elected Speaker of the Assembly for the Fifty-seventh Regular Session.

Resolution read, and referred to Committee on Rules.

By Mr. Stephenson :

House Resolution No. 91

Relative to instructing the Legislative Auditor to make an investigation into methods of State traffic law enforcement

WHEREAS, The accidents on our highways are rapidly increasing in number and severity; and

WHEREAS, Effective traffic law enforcement should reduce the highway accident toll; now, therefore, be it

Resolved by the Assembly of the State of California, that the Legislative Auditor shall investigate and ascertain and report to the Assembly at the Fifty-seventh Session on :

- (1) The comparative costs of operating motorcycles and automobiles in the work of the California Highway Patrol;
- (2) The physical effect of operation of motorcycles has on patrol members compared with the physical effect of operating automobiles, and the comparative costs of workmen's compensation and retirement benefits;
- (3) The comparative acquisition, maintenance and replacement costs of motorcycles and automobiles; and
- (4) The comparative effectiveness in the various types of enforcement work of motorcycles and automobiles.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Education, to which was referred:

Senate Bill No. 59

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

LOWREY, Vice Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 59—An act to add Section 10182 to the Education Code, relating to the instruction by correspondence of veterans enrolled in schools or classes of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education :

Amendment No. 1

On page 1, line 14, of the printed bill, after "schools", insert a comma.

Amendment read and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Education**

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Education, to which was referred :

Senate Concurrent Resolution No. 12

Has had the same under consideration, and reports the same back with amendments with the recommendation : Amend, and do pass, as amended.

LOWREY, Vice Chairman

**CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 12
BY UNANIMOUS CONSENT**

Senate Concurrent Resolution No. 12—Relative to requesting The Regents of the University of California and the State Board of Education to study the need for expansion of higher education facilities at Sacramento Junior College, and to report thereon to the Legislature.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education :

Amendment No. 1

On page 1 of the printed measure, between lines 12 and 13, insert "WHEREAS, The Sacramento Junior College is presently affording to its students courses in vocational training, which permit students to acquire practical knowledge in various subjects and prepare them to enter these vocations upon graduation from Sacramento Junior College; and".

Amendment No. 2

On page 1, line 13, of said measure, strike out "It is the belief of the Legislature that", and insert "Because of".

Amendment No. 3

On page 1, line 14, of said measure, strike out "is", and insert ", the people of said area may be".

Amendment No. 4

On page 2, line 1, of said measure, strike out "the sole", and insert "a".

Amendment No. 5

On page 2 of said measure, between lines 5 and 6, insert "Resolved, That such study include the vocational courses now available to students in Sacramento Junior College with a view toward their expansion and the inclusion of such courses in the expansion of the educational facilities of Sacramento Junior College; and be it further".

Amendments read and adopted.

Resolution ordered reprinted, and on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 59—An act to amend Section 4711 of the Health and Safety Code, relating to county sanitation districts, declaring the urgency hereof, to take effect immediately.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 59 ordered enrolled.

REPORTS OF STANDING COMMITTEES**Committee on Legislative Procedure**

ASSEMBLY CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 22

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 57

House Resolution No. 80

House Resolution No. 74

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolutions ordered on file for adoption.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS**

The following bills were introduced, and read the first time:

Assembly Bill No. 172: By Messrs. Field and Erwin—An act to amend Sections 6 and 7 of an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties for the prevention or alleviation of unemployment through the construction of public works in which there is a State interest, and providing the procedure for making such allocations, and for assignment of such allocations," Chapter 20, Statutes of 1946, relating to the administration of said act.

Referred to the Committee on Governmental Efficiency and Economy.

Assembly Joint Resolution No. 24: By Mr. Heisinger—Relative to Central Valley Project.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT

Mr. Burkhalter asked for, and was granted, unanimous consent to take up House Resolution No. 89, at this time, without reference to committee or file.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 89

House Resolution No. 89

Requesting the California Railroad Commission to investigate and regulate telephone toll charges in San Fernando, the San Fernando Valley, and adjacent areas

WHEREAS, Under prevailing conditions permitted to exist by the California Railroad Commission a zone system for telephone toll charges is applicable to San Fernando, the San Fernando Valley, and adjacent areas; and

WHEREAS, Under this system a call between two relatively close points in the area will cost twice as much or more than a call between two widely separated points in the area; and

WHEREAS, Such a situation is manifestly inequitable and discriminates against and handicaps this area in its development and progress; now, therefore, be it

Resolved by the Assembly of the State of California, That the California Railroad Commission is requested to make a thorough investigation into the present system of making toll charges in San Fernando, the San Fernando Valley, and adjacent areas for the purpose of eliminating toll charges in this area or, if that is not legally possible, for the purpose of devising a more equitable method of charging for toll calls in this area; and be it further

Resolved, That the California Railroad Commission is requested to take such action as its investigation may reveal to be proper, as soon as possible; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit copies of this resolution to the members of the California Railroad Commission.

Speaker Presiding

At 2.09 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 155—Relative to an act to amend Section 6951 of the Business and Professions Code, relating to the regulation and licensing of collection agencies, 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—Allen, Anderson, Beck, Bennett, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Dekker, Dickey, Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Dekker, Dickey, Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

Senate Bill No. 109—An act to add Section 541.5 to the Agricultural Code, relating to new milk products developed through research in the uses of milk and the products and by-products thereof, providing for effectuating and insuring such research by authorizing the production and marketing of products newly discovered or developed, 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—Allen, Anderson, Bennett, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Kraft, Leonard, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—58

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Bennett, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Kraft, Leonard, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—58

NOES—None.

Bill ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Lyon:

The following communication was received, read, and ordered printed in the Journal:

February 14, 1946

*California State Legislature, Assembly Chamber
State Capitol Building, Sacramento, California*

MEMBERS AND FRIENDS: We wish both to express our appreciation and to acknowledge your kind expressions of sympathy and the beautiful tributes paid to our beloved husband and father, Harry B. Riley.

His untimely passing is an irreplaceable loss to us all, but he will live forever in our hearts and memories.

Sincerely,

MRS. RUTH M. RILEY
BURKE RILEY AND FAMILY

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO 14, February 14, 1946

*To the Honorable Members of the Assembly
State of California, Sacramento, California*

GREETINGS: I am returning herewith, without my signature, **Assembly Bill No. 70**, entitled: "An act to repeal Sections 877, 981.6, and 985.4 of the Military and Veterans Code, relating to eligibility of veterans for educational aid and farm and home purchases."

My reason for not signing this bill is that Senate Bill 26, identical with this bill, has already been signed and chaptered as Chapter 6.

There is no reason for two identical chapters, and solely because of the fact that Senate Bill 26 has already become law, I am vetoing this bill.

Respectfully submitted,

EARL WARREN, Governor

CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 70—An act to repeal Sections 877, 981.6 and 985.4 of the Military and Veterans Code, relating to eligibility of veterans for educational aid and farm and home purchases.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 70 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Allen, Anderson, Beck, Bennett, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Heisinger, Hollibaugh, King, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, Pelletier, Price, Robertson, Sawallsch, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—57.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 42—An act to repeal Division 1 and Sections 691, 692, 693, 696, 697, 992, 992.3, 992 4, 1015, 1016, 1017, 1020, 1021, 1028, 1029, 1086, and 1087 of, to add Division 1 to, and to amend Section 1084 of, the Military and Veterans Code, to amend Section 18620 of, and to add Section 18629 to, the Business and Professions Code, providing for the reorganization of the State agencies concerned with veterans and veterans' affairs and for matters incidental thereto, including the establishment of a Department of Veterans Affairs, California Veterans Board, and Director of Veterans Affairs and prescribing the powers, duties, purposes, and functions of each, abolishing the Department of Military and Veterans Affairs, creating the Office of The Adjutant General and placing The Adjutant General therein, placing the Division of Athletics in the Department of Professional and Vocational Standards, and providing for the transfer of funds, personnel, property and records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, Pelletier, Price, Robertson, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 94—An act to amend the title and Section 2 of, and to add Sections 1.5, 10 and 11 to, and to repeal Section 6 of, an act entitled "An act to provide for refunding or crediting to veterans of World War I certain payments and interest thereon made pursuant to contracts for the purchase of farms and homes under the Veterans Farm and Home Purchase Act and Chapter 3 of Division 4 of the Military

and Veterans Code," approved July 18, 1945, relating to refunding or crediting certain payments and interest made pursuant to contracts for the purchase of farms and homes by veterans, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 32—An act to amend Section 2302 of the Welfare and Institutions Code, relating to the inspection services licensing agencies for the care of the aged, making an appropriation therefor, 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—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—Robertson—1.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—Robertson—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 33—An act to amend Section 1622 of the Welfare and Institutions Code, relating to inspection services licensing agencies

for child care and home finding, making an appropriation therefor, 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—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—Robertson—1.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—Robertson—1.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 36—An act to amend Section 17704 of, and to add Section 17704.1 to, the Health and Safety Code, relating to apartment houses and hotel buildings;

Assembly Bill No. 47—An act making an appropriation to The Regents of the University of California to meet the urgent building needs of the University of California, and in furtherance of the building program thereof;

Assembly Bill No. 88—An act to provide for the making of a survey of the hospital and health center facilities and needs of the State and the development of a program for the construction of hospitals, and health centers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of February, 1946, at 2 30 p.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 94—An act to amend Sections 6726 and 7012.5 and to repeal Sections 6726.1 and 7012.6 of the Welfare and Institutions Code, relating to the support of mental patients in boarding homes, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 104—An act making an appropriation for student housing at the State colleges;

Assembly Bill No. 106—An act to amend Section 988 3 of the Military and Veterans Code, relating to funds of the Veterans Welfare Board, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of February, 1946, at 2.30 p.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 113—An act making an additional appropriation for support of the Department of Motor Vehicles in the Ninety-seventh and Ninety-eighth Fiscal Years, to take effect immediately;

Assembly Bill No. 122—An act to amend Section 185 of the Streets and Highways Code, to make an appropriation for the revolving fund of the Division of Highways, to take effect immediately.

And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of February, 1946, at 2.30 p.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 31—Relative to respectful tribute to Victor J. Canepa;

Assembly Joint Resolution No. 8—Relative to amendment and extension of the Federal Social Security Act in respect to public assistance;

Assembly Joint Resolution No. 15—Relative to migratory birds and the open season for the taking thereof;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fourteenth day of February, 1946, at 2.30 p.m.

PELLETIER, Chairman

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 92—An act making an appropriation to the Department of Education to be expended for the performance of the powers and duties of the department relating to veterans, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent

Speaker Lyon asked for, and was granted, unanimous consent that Mr. Robertson's name be stricken from the roll call on Senate Bill No. 92 because a defect in the mechanism of the voting machine caused a vote to be incorrectly registered, while Mr. Robertson was absent from the Assembly Chamber.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 17

Assembly Joint Resolution No. 17—Relative to the development of tuna fishing in the Pacific Ocean.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMil-

Ian, Middough, Niehouse, O'Day, Pelletier, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 16

Assembly Joint Resolution No. 16—Relative to memorializing the Congress of the United States to provide for a survey of the fisheries of the Pacific Ocean.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 4

Senate Joint Resolution No. 4—Relative to Federal legislation granting terminal furloughs and leaves to enlisted personnel of the armed forces of the United States.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, Pelletier, Robertson, Rosenthal, Sawallisch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 3—An act to provide for the acquisition, establishment, and operation of additional temporary hospital facilities for mental patients in State institutions, making an appropriation therefor, and declaring the urgency of the act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—65

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, FEBRUARY 14, 1946

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which was referred:

Assembly Bill No. 170

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

STEPHENSON, Vice Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 170—An act to add Sections 20602.3 and 20602.9 to the Government Code, relating to the State Employees' Retirement System, and providing for the rights and privileges of patrol members and warden members thereof, to take effect immediately.

Bill read second time

Request for Unanimous Consent

Mr. Thomas asked for, and was granted, unanimous consent to take up Assembly Bill No. 170, at this time, without reference to file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NO. 170

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Thomas:

Resolved, That Assembly Bill No. 170 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 third time, considered engrossed, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Assembly Bill No. 170—An act to add Sections 20602.3 and 20602.9 to the Government Code, relating to the State Employees' Retirement System, and providing for the rights and privileges of patrol members and warden members thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dekey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beck, Bennett, Berrv, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dekey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, King, Knight, Kraft, Leonard, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—65.

NOES—None.

Motion to Amend Title

Mr. Thomas moved the adoption of the following amendment to the title of Assembly Bill No. 170 :

Amendment No. 1

In line 2 of the title of the printed bill, after "Code," insert "and to repeal Sections 20602 2 and 20602.7 thereof,".

Amendment read and adopted.

Bill ordered reprinted, and transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined :
Assembly Bill No. 170

And reports the same correctly re-engrossed.

PELLETIER, Chairman

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 14, 1946

The following resolutions have this day been chaptered, and filed in the Office of the Secretary of State :

Assembly Joint Resolution No. 8, Chapter 40
Assembly Joint Resolution No. 15, Chapter 41
Assembly Concurrent Resolution No. 31, Chapter 42

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 14, 1946

The Governor this day approved, chaptered, and filed in the Office of the Secretary of State the following bills:

- | | |
|----------------------------------|------------------------------------|
| Assembly Bill No. 46, Chapter 21 | Assembly Bill No. 84, Chapter 24 |
| Assembly Bill No. 74, Chapter 22 | Assembly Bill No. 108, Chapter 25 |
| Assembly Bill No. 82, Chapter 23 | Assembly Bill No. 139, Chapter 26. |

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

RESOLUTIONS

The following resolutions were offered :

By Mr. Dekker :

House Resolution No. 92

Requesting the Governor to amend or supplement the Proclamation convening the Legislature in Extraordinary Session

Resolved by the Assembly of the State of California, That the Honorable Earl Warren, Governor of the State of California, is hereby requested to amend or supplement the Proclamation convening the Legislature in this extraordinary session to permit the Legislature to consider and act upon the following subjects :

1. Rent control—commercial and residential ; and be it further

Resolved, That the Chief Clerk of the Assembly is instructed to transmit a copy of this resolution to the Governor of the State of California.

Resolution read, and referred to Committee on Rules.

By Mr. Weber :

House Resolution No. 93

Relative to augmenting the funds of the Assembly Committee on Conservation and Planning

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, 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 Assembly for the expenses of the Assembly Committee on Conservation and Planning (created by House Resolution No. 284, Fifty-sixth Regular Session, adopted June 16, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Mr. Weber :

House Resolution No. 94

Relative to increasing the membership of the Assembly Committee on Conservation and Planning and providing additional funds

WHEREAS, Various subjects which have been submitted to the Legislature for consideration at this extraordinary session involve problems which are now or will hereafter be studied and analyzed by the Assembly Committee on Conservation and Planning; and

WHEREAS, In order to make an adequate study and prepare a report on such subjects it is necessary to increase the membership of that committee and make additional funds available to it; now, therefore, be it

Resolved by the Assembly of the State of California, As follows :

1. The Assembly Committee on Conservation and Planning created by House Resolution No. 284, Fifty-sixth Regular Session, adopted June 16, 1945, shall consist of five members of the Assembly. The Speaker shall appoint the two additional members provided for by this resolution

2. In addition to any money heretofore made available, 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 Assembly for the expenses of the Assembly Committee on Conservation and Planning and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent

Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 13, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 18

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolution ordered on file.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon Adjournment—

Transportation and Commerce.

Interim Committee on Transportation and Commerce.

Ways and Means.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Walter Hunt of San Jose.

On request of Mr. Call, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ernest Werder of Redwood City.

On request of Mr. Sheridan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Pauline Ghego, Jean Matty, Harry R. Askew, Frank Ducato, Harold I. Pfistner, Ingrid Sammerli, Adeline Fannsey, Ohlie Tann, Harold Anderson, John E. Owen, Gladys Matthews, Olga Smith, George Daskalos, Joseph Perdigove, Louis Foulks, Viola E. Quau, Bill Sheaff, Mrs. A. L. Stockley, Bob Ringel, Florence Ringel, J. M. Pado, Jack Green, Samuel Gideas, A. Rodriques, William Viered, Sophia Singer, Delaney Sallus, Veolai Chaffe, Emma K. Liecht, and Ruby B. Harris.

On request of Messrs. Maloney and Gaffney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Col. Frank Flynn of San Francisco.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Misses Erna and Norrisa Poulson of Los Angeles.

On request of Mr. O'Day, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to James E. Ricketts of San Francisco.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Emmett Copeland of Oakland.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William Leslie Butts, U. S. N.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Carley V. Porter of Compton.

On request of Mr. Dunn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Paul Schlipf, Sophia Sinoor, Henry Rench, Louis Foulkes, Delaney Gallus, Frank Ducato, Ingrid Sammuli, Adelino Tennessy, and Miss Gladys Matthews of Alameda.

On request of Mr. Middough, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Frank Buren and Mrs. Lorne Middough of Long Beach.

On request of Mr. McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Gordon Dixon and James Schubal of San Rafael.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Joe Berry Sr., Joe Berry and Dave Davis of Los Angeles.

On request of Messrs. Middough, Geddes, and Butters, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to David Burcham of Long Beach.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Annette Evans of Los Angeles.

On request of Mr. Sheridan, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John Vreitas of Oakland.

On request of Mr. Carey and Alameda Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Howard Rilea of Oakland.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Gordon H. Ledbetter, U. S. Army, and Harry Klemic, U. S. Navy.

ADJOURNMENT

At 3.04 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10 a.m., Friday, February 15, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

THIRTIETH LEGISLATIVE DAY
FORTIETH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, February 15, 1946

The Assembly met at 10 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names :

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawalhsch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps :

"In times of war and blood and sword,
In conflict with vast evil powers,
Sustained by Thy strong arm, Oh, Lord,
We know that victory is ours.

In heedless years that follow war
When roaring drums of battle cease,
We need Thee more ; we do implore,
Be with us, Lord, in times of peace.

Defeat can triumph after war ;
While we rejoice our foes increase.
We need Thee more ; we do implore,
Be with us, Lord, in times of peace.

When victory at last is ours,
When we put down the gun and sword,
For Thy strong arm and shielding powers
We do give thanks to Thee, Oh, Lord.

Pray, let us guard our hard-won peace
With valor greater than in war.
We need Thee more when battles cease.
Be with us, Lord, we do implore."—Amen.

By DON BLANDING.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Sherwin, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day because of illness:

Mr. Hollibaugh, on motion of Mr. Kraft.
Mr. Stephenson, on motion of Mr. Leonard.
Mr. Denny, by unanimous consent.

The following members were granted leaves of absence for the day, because of legislative business elsewhere, and desired to waive their per diems:

Mr. Thorp, on motion of Mr. Clarke.
Mr. Massion, on motion of Mr. Clarke.

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, by unanimous consent.

MEMBERS EXCUSED TO COMPLETE REPORT

At 10.10 a.m., Messrs. Collins, Sam L., and Fourt, asked for, and were granted, unanimous consent that they be excused for 30 minutes so that they may complete their report relative to their conference in Washington, D. C., on the tidelands oil matter.

COMMUNICATIONS

By the Chief Clerk:

The following communication was received, and ordered printed in the Journal:

WAR ASSETS CORPORATION, Successor to SURPLUS PROPERTY ADMINISTRATION
WASHINGTON 25, D. C., February 9, 1946

*Mr. Arthur A. Ohnimus, Chief Clerk
Assembly Chamber, State Capitol
California Legislature, Sacramento 14, California*

DEAR MR. OHNIMUS: Your letter of January 30, 1946, addressed to the Honorable W. Stuart Symington, transmitting House Resolution No. 55, adopted by the Assembly on January 29, 1946, has been referred to this office for acknowledgement.

The President accepted Mr. Symington's resignation effective 31 January 1946 and by Executive Order 9689, dated February 1, 1946, the functions of the Surplus Property Administration were transferred to the War Assets Corporation.

The surplus disposal program is expanding under the impact of an accelerated flow of declarations by owning agencies. Accordingly, it is unlikely that this agency will be in a position to release space now occupied; as a matter of fact additional requirements will have to be met. Reports from our regional offices in California indicate that overcrowding and congestion in utilization of allocated space is now the rule.

It is believed that no activity of this agency is occupying space in excess of actual requirements, and I can assure you that our chairman fully subscribes to the immediate release of nonessential facilities under our control.

Very truly yours,

G. E. MONSON,
Assistant Administrator Operations

Also:

The following communication was received, read, and ordered printed in the Journal:

OFFICE OF PRICE ADMINISTRATION
Washington 25, D. C., February 8, 1946

Mr. Arthur A. Ohnimus
California Legislature, Assembly, Sacramento 14, California

DEAR MR. OHNIMUS. I am taking this means of acknowledging receipt of your recent communication. Before specific information is given you, I would like to obtain the views and opinions of those people in the agency who are most directly concerned with this matter.

If a satisfactory reply does not reach you soon, I would appreciate hearing from you again.

Sincerely,

CHESTER BOWLES, Administrator

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 149

Senate Bill No. 2

Assembly Bill No. 154

Senate Bill No. 77

Assembly Bill No. 168

Senate Bill No. 98

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 149—An act making an appropriation for construction, improvements, and equipment for the Training Center for Adult Blind, Department of Education, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 154—An act making an appropriation for support of the Division of Fish and Game, Department of Natural Resources, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 168—An act to amend Section 303 of the Unemployment Insurance Act to make an appropriation to carry out the provisions of Article 10 of said act, relating to unemployment compensation disability payments.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 2—An act to add Section 10.5 to the County Highway Aid Act of 1945 (Chapters 938 and 952 of the Statutes of 1945), relating to the expenditure of moneys for construction of highways, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 77—An act augmenting the appropriation to the Veterans' Commission for support, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 98—An act making an appropriation for the support of the Department of Veterans Affairs.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

House Resolution No. 78

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

BURNS, Chairman

CONSIDERATION OF HOUSE RESOLUTION NO. 78, BY UNANIMOUS CONSENT

House Resolution No. 78—Relating to permanent license plates for motor vehicles.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

Strike out the second, third and fourth WHEREAS clauses, and the first and second *Resolved* clauses, and insert

"WHEREAS, The annual issuance of new license plates for all motor vehicles may entail a needless cost to the department and to the State, and the alternative method in use during the war has apparently proved satisfactory; and

WHEREAS, It may be in the interest of efficiency and economy and it may provide better means of identification of vehicles if permanent license plates are issued by the department for all motor vehicles, with provision for the issuance each year of tabs or symbols to be placed thereon as evidence of payment of the annual registration fees; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Transportation and Commerce, created by House Resolution No. 274, be and it is hereby requested to make a full and thorough investigation and ascertain the feasibility of adopting permanent license plates for motor vehicles, and to report thereon to the Assembly at the next regular session of the Legislature."

Amendment read and adopted.

Request for Unanimous Consent

Mr. Burns asked for, and was granted, unanimous consent to take up House Resolution No. 78, as amended, at this time, without reference to file.

Consideration of House Resolution No. 78, as Amended

House Resolution No. 78

Relating to permanent license plates for motor vehicles

WHEREAS, The Motor Vehicle Department of the State of California for many years, pursuant to its regulations and in accordance with the authority granted to it by the Vehicle Code, has issued new license plates for motor vehicles annually, upon renewal of registration thereof; and

WHEREAS, The annual issuance of new license plates for all motor vehicles may entail a needless cost to the department and to the State, and the alternative method in use during the war has apparently proved satisfactory; and

WHEREAS, It may be in the interest of efficiency and economy and it may provide better means of identification of vehicles if permanent license plates are issued by the

department for all motor vehicles, with provision for the issuance each year of tabs or symbols to be placed thereon as evidence of payment of the annual registration fees; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Transportation and Commerce, created by House Resolution No. 274, be and it is hereby requested to make a full and thorough investigation and ascertain the feasibility of adopting permanent license plates for motor vehicles, and to report thereon to the Assembly at the next regular session of the Legislature.

Resolution read, as amended, and adopted.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 20

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 48
Assembly Bill No. 117

Assembly Bill No. 121
Assembly Bill No. 127

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 40

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 45

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

NOTICE OF MOTION TO WITHDRAW PLACED ON INACTIVE FILE

Mr. Hawkins moved that his notice of motion to withdraw Assembly Bill No. 33 from the Committee on Ways and Means be placed upon the inactive file.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 25: By Messrs. Dills, Ralph C., Beck, Dunn, Lowrey, Clarke, Lyon, and Maloney—Relative to memorializing the President of the United States to appoint a westerner Secretary of the Interior.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 25, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 25

Assembly Joint Resolution No. 25—Relative to memorializing the President of the United States to appoint a westerner Secretary of the Interior.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beal, Beck, Bennett, Berry, Boyd, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Johnson, Kilpatrick, Knight, Kraft, Leonard, Lowrey, Maloney, McCollister, Miller, Pelletier, Price, Sawallseh, Sheridan, Sherwin, Stream, Thomas, Waters, Watson, Wollenberg, and Mr. Speaker—50.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

Motion to Rush Printing of Assembly Joint Resolution No. 25

Mr. Ralph C. Dills moved that a rush order be placed upon the printing on Assembly Joint Resolution No. 25.

Motion carried.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF HOUSE RESOLUTION NO. 57

House Resolution No. 57

WHEREAS, The breakwater located in Santa Monica Bay within the City of Santa Monica has impeded the natural movement of sand by tide and current to the point where many thousands of yards of sand have been deposited between said breakwater and the beach, and the beach southeasterly therefrom has been eroded to the extent that its use for recreation has been practically eliminated; and

WHEREAS, It is planned through State, county and city financial cooperation to remove a considerable portion of the accumulated sand near the breakwater and deposit same southeasterly along the eroded portions of beach to restore temporarily natural conditions; and

WHEREAS, It appears that a permanent solution to this problem can only be had by the removal of the said breakwater installation; now therefore be it

Resolved, That the State Department of Natural Resources through its Division of Beaches and Parks be directed to make the necessary technical investigation of this problem and report their findings and recommendations to the Assembly at the next regular session in January, 1947.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 80

House Resolution No. 80

Relating to the Assembly Interim Committee on Public Morals

WHEREAS, The existing laws permit the State Board of Equalization to issue on-sale licenses for the sale of intoxicating liquors at race tracks, which race tracks are operated under licenses issued by the California Horse Racing Board; and

WHEREAS, It has been reported that the sale of intoxicating liquors at race tracks has resulted in the stimulation of gambling and caused the patrons of race tracks to spend more money in wagers than they can well afford, with the result that they and their families suffer thereby; and

WHEREAS, The sale of intoxicating liquors is not permitted in this State at other outdoor sport gatherings such as football games, baseball games and other forms of amusement; and

WHEREAS, These reports, if true, present a situation that is inimical to the public interest and as well to the true best interests of those interested in horse racing and in the sale of intoxicating liquors; and

WHEREAS, The Assembly Interim Committee on Public Morals, created by House Resolution No. 48, is empowered to investigate all matters connected with the sale and consumption of alcoholic beverages and the conduct of horse racing meetings; now, therefore, be it

Resolved by the Assembly of the State of California, That said committee be and is hereby requested to make a full and thorough investigation into the desirability of permitting the sale of intoxicating liquors, other than beer, at and during the conduct of horse racing meetings, and to report thereon to the Assembly at the next regular session of the Legislature.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 74

House Resolution No. 74

Relating to an investigation of all phases of dog shows and the necessity for and desirability of, regulation of such shows

WHEREAS, The breeding, exhibiting and selling of dogs is a matter of widespread public interest within the State; and

WHEREAS, It is a matter of public interest that dog exhibitions and shows be held in as many centers of population as possible in order to stimulate more interest in the breeding of pedigreed hunting and other dogs; and

WHEREAS, Vast numbers of persons residing in the smaller communities are denied the privilege of having exhibitions and shows of high-bred dogs, and the industry engaged in breeding, training and selling dogs suffers greatly thereby; and

WHEREAS, Owing to the lack of State control, there appears to be a monopoly of a New York group, which denies the right of showing or exhibiting a dog unless the exhibitor is a member, resulting in loss to dog fanciers and breeders and denial to many persons of the privilege of viewing many dogs which would otherwise be shown; now, therefore, be it

Resolved by the Assembly of the State of California, That the Interim Committee on Public Morals be hereby instructed to investigate all phases of public showing and exhibiting of dogs, either charitable or otherwise, for the purpose of determining the necessity for and desirability of authorizing a State agency to license all dog shows and dog show operators, to determine dates and places for such exhibitions and to make any other regulations necessary to assure the unhampered showing of dogs and the witnessing thereof by interested persons.

Resolution read, and adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 66—An act relating to the rights of veterans to return to public office or employment upon release from the armed services of the United States, 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Fletcher, Fount, Gaffney, Geddes, Hawkins, Heisinger, Johnson, Kilpatrick, King, Leonard, Lyons, Maloney, McCollister, McMillan, Miller, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Waters, Watson, Wollenberg, and Mr. Speaker—54.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Fletcher, Fount, Gaffney, Geddes, Hawkins, Heisinger, Johnson, Kilpatrick, King, Leonard, Lyons, Maloney, McCollister, McMillan, Miller, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Waters, Watson, Wollenberg, and Mr. Speaker—54.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 16—Relative to the need for additional funds to cover cost of licensing, inspecting, regulating, and supervising public and private hospitals, requesting the Director of Finance to make money available for this purpose.

Resolution read.

The roll was called, and resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Burke, Burkhalter, Burns, Butters, Call, Carey, Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Waters, Watson, Wollenberg, and Mr. Speaker—56.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 19

Assembly Bill No. 169

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 169—An act to add Section 14126.1 to the Education Code, relating to the placement of veterans on eligibility lists for positions in the classified service of a school district, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Heisinger, Johnson, King, Kraft, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Heisinger, Johnson, King, Kraft, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 85—An act to add Article 4 to Chapter 1 of Division 1 of the Education Code, relating to the empowering of the Department of Education to act in connection with the acquisition by the schools of the State of surplus property from the Federal Government and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 103—An act to provide for participation by the State of California in a celebration to be held at Sonoma commemorating the raising of the Bear Flag of the California Republic, creating a commission therefor, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Leonard, Lyons, Maloney, McCollister, McMillan, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 14—An act making an appropriation to the State Fire Marshal to carry out the provisions of Chapters 727 and 728, Statutes of 1945, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Lyons, Maloney, McCollister, McMillan, Miller, O'Day,

Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 102—An act to provide for participation by the State of California in the celebration to be held at Monterey commemorating the raising of the American Flag by Commodore Sloat, creating a commission therefor, and making appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Kilpatrick, King, Knight, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

BIRTHDAY CONGRATULATIONS EXTENDED

Congratulations and best wishes upon his birthday, Thursday, February 7, 1946, were unanimously extended by the Members of the Assembly to Assemblyman Ernest E. Debs, representing the Fifty-sixth District.

BIRTHDAY CONGRATULATIONS EXTENDED

Congratulations and best wishes upon his birthday, Thursday, February 14, 1946, were extended unanimously by the Members of the Assembly to Assemblyman C. Don Field, representing the Forty-third District.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 76—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—Allen, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Kilpatrick, King, Leonard, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Joint Resolution No. 6—Relative to a bill pending in the Congress providing for the relief of owners of gold mines affected by Federal regulation.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beck, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Doyle,

Dunn, Emlay, Erwin, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, Niehouse, O'Day, Pelletier, Robertson, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—54.

NOES—Dills, Clayton A., Evans, Heisinger, and McMillan—4.

Resolution ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT STATEMENT
IN JOURNAL**

Mr. Lowrey asked for, and was granted, unanimous consent that the following statement, relative to Fish and Game, be ordered printed in the Journal:

Division of Fish and Game

FISH CONSERVATION

Twenty-eight Fish Hatchery Employees

Chapter 1430-45 Statutes appropriated \$195,000.00 for four new fish hatcheries and no provision was made in the Budget for their support. The Chief of the Bureau of Fish Conservation expects to have these hatcheries open by the beginning of the Ninety-eighth Fiscal Year. He will require during the Ninety-eighth Fiscal Year, the following employees:

Kern-----	1 Assistant hatchery man
Los Angeles-----	1 Fish hatchery foreman
	1 Fish hatchery man
	3 Assistant hatchery man
San Bernardino-----	1 Fish hatchery foreman
	1 Fish hatchery man
	3 Assistant fish hatchery man
Glenn-Colusa-----	1 Fish hatchery man
	1 Assistant fish hatchery man

In this proposed budget we are requesting hatcheries at Cedar Creek and Crystal Lake which will require manning six months of the Ninety-eighth Fiscal Year as follows:

Cedar Creek-----	1 Fish hatchery foreman
	2 Fish hatchery man
	9 Assistant fish hatchery man
Crystal Lake-----	1 Fish hatchery man
	2 Assistant fish hatchery man

Operating Expense

Operating expense during the Ninety-eighth Fiscal Year is estimated for the hatcheries as follows:

Kern-----	\$5,000 00
Los Angeles-----	20,000 00
San Bernardino-----	20,000 00
Glenn-Colusa-----	5,000 00
Cedar Creek-----	17,500 00
Crystal Lake-----	22,500 00
Total-----	\$90,000 00
For 2 Senior Fisheries Biologists-----	4,840 00
Total-----	\$94,840 00

Equipment

Automobiles

Passenger—Five new cars required @ \$1,300.00, \$6,500.00, two for Senior Fisheries Biologists—three for Fish Hatchery Foreman.

Pickups— $\frac{1}{4}$ ton—Twelve needed for the new hatcheries as follows:

Kern-----	1
Los Angeles-----	3
San Bernardino-----	3
Glenn-Colusa-----	1
Cedar Creek-----	3
Crystal Lake-----	1
12 @ \$1,300 00-----	\$15,600 00

Trucks—Three ton chassis for Fish Planting—three needed :

Los Angeles County-----	1	
San Bernardino-----	1	
Cedar Creek-----	1	
	<u>3</u>	@ \$4,500 00-----\$13,500 00

House trailers (Emergency Housing)—Eight needed :

Los Angeles-----	2	
San Bernardino-----	2	
Glenn-Colusa-----	2	
Cedar Creek-----	2	
	<u>8</u>	@ \$1,600 00-----\$12,800 00

Other equipment \$6,800.00 :

Los Angeles-----	\$3,400 00
San Bernardino-----	\$3,400 00

Consists of furniture, seines, gill nets, rubber boats, Ekman dredges, Kemmerer water samplers, two microscopes @ \$150.00, etc.

February 15, 1946

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 97—An act to amend Sections 2941 and 2957 of, and to add Sections 2941.5, and 2972.5 to, the Civil Code, relating to mortgages, to take effect immediately. .

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Joint Resolution No. 5—Relative to memorializing the Congress of the United States, the National Labor Relations Board, and the United States Conciliation Service, relative to the settlement of a jurisdictional labor dispute between the CIO Food, Tobacco, Agricultural, and Allied Workers' Union of America, and the American Federation of Labor Cannery Workers' Union, affiliated with the International Teamsters' Union.

Resolution read.

Motion to Amend

Mr. Dunn moved the adoption of the following amendments :

Amendment No. 1

On page 2, line 4, of the printed measure, strike out "Congress of the United States", and insert "the Secretary of Labor".

Amendment No. 2

In line 2 of the title of the printed measure, strike out "Congress of the United States", and insert "the Secretary of Labor".

Amendments read.

Roll Call Demanded

Messrs. Heisinger, Lowrey, and Doyle demanded a roll call.

The roll was called, and the amendments offered by Mr. Dunn to Senate Joint Resolution No. 5 adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Thomas, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—63.

NOES—Butters, Knight, Stewart, and Watson—4.

Request for Unanimous Consent

Mr. Dunn asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 5, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 5

Senate Joint Resolution No. 5—Relative to memorializing the Congress of the United States, the National Labor Relations Board, and the United States Conciliation Service, relative to the settlement of a jurisdictional labor dispute between the CIO Food, Tobacco, Agricultural, and Allied Workers' Union of America, and the American Federation of Labor Cannery Workers' Union, affiliated with the International Teamsters' Union.

The question being on the adoption of Senate Joint Resolution No. 5, as amended.

The roll was called, and the resolution adopted by the following vote :

AYES—Allen, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES**Committee on Legislative Procedure**

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined :

Assembly Bill No. 52—An act to provide for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen by joint action

of the State and local agencies, providing for the operation of such facilities, making an appropriation, and declaring the urgency thereof, to take effect immediately ;

Assembly Bill No. 147—An act to provide for increased services by the California Highway Patrol by permitting payment of salaries of reinstated highway patrolmen out of the appropriation made for support of the California Highway Patrol by the Budget Act of 1945 and declaring the urgency thereof, to take effect immediately ; And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of February, 1946, at 11.30 a.m.

PELLETIER, Chairman

CONSIDERATION OF DAILY FILE

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 22

Assembly Joint Resolution No. 22—Relative to memorializing Congress to make farm machinery, implements, and housing available.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Resolution ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 19—An act to amend Section 18973 of the Government Code, relating to veterans' preference in State civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO REFER ASSEMBLY BILLS NOS. 20, 21, 22, 23, AND 25

Mr. Anderson asked for, and was granted, unanimous consent that the printed copies of Assembly Bills Nos. 20, 21, 22, 23, 24, and 25, be ordered referred for consideration, upon adjournment of this session, to the Interim Committee on Military Affairs.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 64—An act to add Section 14495.1 to the Education Code, relating to the contributions of veterans, to funds of the State Teachers Retirement 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 59—An act to add Section 10182 to the Education Code, relating to the instruction by correspondence of veterans enrolled in schools or classes of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 99—An act amending Section 6101 of the Penal Code, relating to the acquisition of a site for the Medical Facility of the Department of Corrections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 12

Senate Concurrent Resolution No. 12—Relative to requesting The Regents of the University of California and the State Board of Education to study the need for expansion of higher education facilities at Sacramento Junior College, and to report thereon to the Legislature.

Resolution read.

The roll was called. ~~and the resolution adopted by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following is indicated by being inclosed within brackets.

[AYES—Allen, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.]

~~Resolution ordered transmitted to the Senate.~~

INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 32: By Messrs. Knight, Fourt, Boyd, Pelletier, King, and Lyon—Relative to State revenues and expenditures and the relation of each to the other.

Request for Unanimous Consent

Mr. Knight asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 32, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 32

Assembly Concurrent Resolution No. 32—Relative to State revenues and expenditures and the relation of each to the other.

Resolution read and adopted.

MOTION TO EXPUNGE RECORD AND RESCIND ACTION ON
SENATE CONCURRENT RESOLUTION NO. 12

Mr. Lowrey moved to expunge the record and rescind the action whereby the Assembly on this day, adopted Senate Concurrent Resolution No. 12.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robert-

son, Rosenthal, Sawallisch, Sheridan, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.
 NOES—None.

Senate Concurrent Resolution No. 12 ordered on file for adoption.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 87

Messrs. Lowrey and Beck moved that Senate Bill No. 87 be withdrawn from the Committee on Education, and re-referred to the Committee on Ways and Means.

Motion carried.

REPORT BY SPEAKER LYON

Speaker Lyon, speaking upon the condition of the file, urged action be taken today, and work completed, if possible, on bills, and requested committees and Members of the Assembly to give consideration to the following report:

Report on Condition of File

On February 14, 1946, there were :

- 40 Assembly bills in the Senate.
- 58 Assembly bills in Assembly committees.
- 12 Assembly bills on file.
- Making a total of 110 Assembly bills to be disposed of.
- 13 Assembly concurrent resolutions were in committee.
- 5 Assembly concurrent resolutions in the Senate.
- 1 Assembly concurrent resolution on file.
- Making a total of 19 to be disposed of.
- 5 joint resolutions in committee.
- 5 joint resolutions in Senate.
- Making a total of 10 to be disposed of.
- 110 bills
- 19 concurrent resolutions
- 10 joint resolutions

139 measures to be disposed of.

Of the 123 Senate bills introduced, 37 have been sent to the Governor, 52 are still in the Senate and 34 are in the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 119	Senate Bill No. 41
Assembly Bill No. 124	Senate Bill No. 49
Assembly Bill No. 137	Senate Bill No. 83
Assembly Bill No. 156	Senate Bill No. 84
Assembly Bill No. 160	

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 119—An act providing for a Program of School District Public Works, creating the State School Building Commission, establishing the State School Building Fund, and making an appropriation to carry out the provisions of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, lines 29 and 30, of the printed bill, strike out "fifteen million dollars (\$15,000,000)", and insert "two-fifths of the amount appropriated by this act".

Amendment No. 2

On page 2, line 41, of said bill, after "levied", insert "for the tax year 1945-1946".

Amendment No. 3

On page 2, line 44, of said bill, strike out "by the district", and insert "or authorized by the district on January 1, 1946".

Amendment No. 4

On page 2, line 52, of said bill, strike out "the amount in the State School"; and on page 3, strike out line 1, and insert "two-fifths of the amount appropriated by this act".

Amendment No. 5

On page 3, line 24, of said bill, after "section", insert "prior to April 30, 1947".

Amendment No. 6

On page 3 of said bill, between lines 25 and 26, insert "SEC. 7.5. The State School Building Commission shall, not later than June 30, 1947, apportion one-fifth of the amount appropriated by this act to school districts other than those to which apportionments are made by Sections 6 and 7 of this act, and which can not qualify as distressed districts, but which nevertheless can not make available for expenditure for the purposes for which the apportionment is made an amount equal to that apportioned from State funds. No part of the funds to be apportioned pursuant to this section shall be apportioned to any district which, during the school year 1944-1945, had an average daily attendance of pupils in excess of 25,000, exclusive of kindergartens. Any part of the funds to be apportioned pursuant to this section which has not been so apportioned prior to April 30, 1947, shall be transferred to and become a part of the funds to be apportioned pursuant to Section 6 hereof."

Amendment No. 7

On page 1, lines 8 and 9, of the printed bill, strike out "There is hereby created in the State Treasury the State School Building Fund which", and insert "The appropriation contained in this act".

Amendment No. 8

On page 2, lines 5 and 6, of said bill, strike out "to the State School Building Fund".

Amendment No. 9

On page 2, line 11, of said bill, after "Finance", insert a comma.

Amendment No. 10

On page 2, lines 11 and 12, of said bill, strike out "president of the State Board of Education", and insert "Director of Public Works".

Amendment No. 11

On page 2, line 15, of said bill, strike out "State School Building Fund", and insert "appropriation made in this act."

Amendment No. 12

On page 2, line 26, of said bill, strike out "State School Building Fund", and insert "appropriation made in this act".

Amendment No. 13

On page 2, lines 31 and 32, of said bill, strike out "from the State School Building Fund,".

Amendment No. 14

On page 2, line 52, of said bill, strike out "the amount in the State School", and insert a comma.

Amendment No. 15

On page 3, line 37, of the printed bill, after "Division 4", insert "of Title 2".

Amendment No. 16

On page 3, line 31, of the printed bill, after "commission.", insert "Funds apportioned pursuant to this act shall not be used to replace existing facilities, except when the State School Building Commission, after investigation, finds that such facilities are unsafe, unsanitary or inadequate, or except in the case of the consolidation of

school districts, but shall be used for the construction of new classrooms and essential offices and sanitation facilities to meet increased enrollments."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 124—An act making an appropriation to the Division of Highways for the installation of fog lights on the Yolo Causeway between Sacramento and Davis, declaring the urgency hereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 and 2 and in line 3 strike out "\$45,000", and insert

"SECTION 1. Out of any money in the State Highway Fund the sum of ninety thousand dollars (\$90,000)".

Amendment read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 137—An act to amend Sections 3 and 5 of, and to add Sections 1.5, 38, 38.1, 38.2, 38.3, 38.4, and 38.5 to, the California Food and Fiber Production Act, relating to the providing of housing facilities for agricultural labor, authorizing the granting of assistance to local agencies for the purpose of providing such housing, authorizing such local agencies to provide such housing facilities and defining their powers and duties in respect thereto, making an appropriation, and 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 Ways and Means:

Amendment No. 1

On page 3, line 31, of the printed bill, as amended in the Assembly on February 12, 1946, strike out "shall", and insert "may".

Amendment No. 2

On page 3 of said bill, strike out lines 38 to 41, inclusive, and insert "the director and in such manner as to assure to the local agency and the State the return of the money invested hereunder. Rentals received for the use of such housing facilities shall be applied to the costs of operation".

Amendment No. 3

On page 3 of said bill, strike out lines 45 and 46, and insert "director, and the remainder shall be repaid to the State for money advanced".

Amendment No. 4

On page 4 of said bill, as amended, strike out lines 20 to 23, inclusive, and insert "In providing housing pursuant to this act, a local agency shall not be subject to any State statute or regulation prescribing standards of construction, repair, maintenance or use of buildings. As to the housing provided for in this act, the governing body of any local agency by which any ordinance or regulation prescribing the use or occupancy of land or standards of construction, repair, maintenance or use of buildings was enacted may by ordinance or resolution suspend all or a part of any such ordinance or regulation for the period during which such housing may by the terms of this act lawfully be maintained."

Amendment No. 5

On page 7 of said bill, as amended, between lines 2 and 3, insert "Of the amount herein appropriated not more than one per cent (1%) thereof may be expended by the Department of Finance to carry out the duties required of the Director of Finance by the provisions of this act."

Amendments read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 156—Relative to an act making an appropriation to carry out the State Postwar Building Program in respect to the Veterans' Home of California.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 1 and 2, of the printed bill, strike out "four million four hundred eighty-nine thousand dollars (\$4,489,000)", and insert "two million two hundred thirty-five thousand dollars (\$2,235,000)".

Amendment No. 2

On page 1 of said bill, strike out line 3, and insert "of any money in".

Amendment No. 3

On page 1, line 4, of said bill, after "treasury", insert "not otherwise appropriated."

Amendment No. 4

On page 1, line 5, of said bill, strike out "the acquisition of real property and".

Amendment No. 5

On page 1, line 8, of said bill, after "gram", insert "to provide convalescent barracks, domiciliary barracks, five quarters for officers, a central warehouse, a west wing to the hospital, and a hog ranch addition".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

Assembly Bill No. 160—An act making an appropriation for the establishing of a radio broadcasting network for educational purposes, and creating a Radio Network Board to carry out the provisions of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 6, of the printed bill, after "programs", insert "of a nonpolitical nature".

Amendment No. 2

On page 1, line 15, of said bill, strike out "purchase", and insert "acquire".

Amendment No. 3

On page 1, line 4, of said bill, following the comma, insert "during the Ninety-seventh and Ninety-eighth Fiscal Years".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 41—An act making an appropriation for projects for flood control in this State, declaring the urgency of this act, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Senate on February 11, 1946, strike out "other provision for such", and insert "allocations for certain".

Amendment No. 2

On page 1, lines 7 and 8, of said bill, strike out "set aside and authorize the expenditure of", and insert "appropriate".

Amendment No. 3

On page 1, lines 9 and 10, of said bill, strike out "made available for expenditure", and insert "allocated".

Amendment No. 4

On page 2, line 22, of said bill, strike out "made available", and insert "allocated".

Amendment No. 5

On page 2, line 23, of said bill, strike out "any".

Amendment No. 6

On page 2, line 25, of said bill, after "this", insert "proviso".

Amendment No. 7

On page 2, lines 34 and 35, of said bill, strike out "made available for expenditure", and insert "expended".

Amendment No. 8

On page 2, line 38, of said bill, strike out "otherwise provided in", and insert "provided in Sections 13, 14, and 15 of".

Amendment No. 9

On page 2, line 45, of said bill, strike out "State Treasurer with the approval of the".

Amendment No. 10

On page 2, lines 50 and 51, of said bill, strike out "by the State Treasurer with the approval of the Director of Finance if in their", and insert "if in his".

Amendment No. 11

On page 3, lines 13 and 14, of said bill, strike out "may be made available from said fund for expenditure", and insert "shall not be expended".

Amendment No. 12

On page 3, line 15, of said bill, strike out "only as provided in", and insert "except as allocated in Sections 13, 14, and 15 of".

Amendment No. 13

On page 3, line 22, of said bill, strike out "allocate"; and strike out line 23; and in line 24, strike out "expenditure", and insert "not reallocate the funds allocated to it by Sections 13 and 14".

Amendment No. 14

On page 3, lines 33 and 34, of said bill, strike out "herein made available for allocation by the State Water Resources Board shall be allocated", and insert "allocated by Sections 13 and 14 shall be reallocated".

Amendment No. 15

On page 3, line 44, of said bill, strike out "allocation", and insert "reallocation".

Amendment No. 16

On page 3, lines 48 and 49, of said bill, strike out "made available for expenditure herein", and insert "allocated by said sections".

Amendment No. 17

On page 3, lines 50 and 51, of said bill, strike out "money herein made available for allocation by the State Water Resources Board is made available", and insert "allocations made by Section 13 and 14 are made".

Amendment No. 18

On page 3, line 52, of said bill, strike out "is", and insert "are".

Amendment No. 19

On page 4, line 1, of said bill, strike out "the moneys so made available", and insert "such allocations".

Amendment No. 20

On page 4, line 7, of said bill, strike out "made available", and insert "allocated".

Amendment No. 21

On page 4, line 8, of said bill, strike out "allocation", and insert "reallocation".

Amendment No. 22

On page 4, line 9, of said bill, after "ment", insert ", and for reimbursement for necessary advances made,".

Amendment No. 23

On page 4, line 16, of said bill, strike out "made available", and insert "allocated".

Amendment No. 24

On page 4, line 17, of said bill, strike out "allocation", and insert "reallocation".

Amendment No. 25

On page 4, line 18, of said bill, after "payment", insert ", and for reimbursement for necessary advances made,".

Amendment No. 26

On page 4, line 28, of said bill, strike out "made available", and insert "allocated".

Amendment No. 27

On page 4, line 44, of said bill, strike out "made available for expenditure", and insert "allocated".

Amendment No. 28

On page 4, line 45, of said bill, strike out "so made available", and insert "allocated".

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 49—An act providing for research and its adaptation to the production, processing, distribution and utilization of agricultural products grown in the State of California and making an appropriation therefor, declaring the urgency of this act, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on February 8, 1946, strike out lines 2, 3, and 4, and insert "tion of land or the construction of buildings, and the purchase of equipment for expansion of the agricultural research facilities of the Meloland Field Station of the University of California in Imperial County."

Amendment No. 2

On page 1, line 3, of said bill, after "of", insert "two million three hundred thousand dollars (\$2,300,000)".

Amendment No. 3

On page 1, line 4, of said bill, strike out "two million four hundred thousand dollars (\$2,400,000)".

Amendment No. 4

On page 1, line 13, of said bill, after "appropriated," insert "87".

Amendment No. 5

On page 1, line 14, of said bill, strike out "83½".

Amendment No. 6

On page 1 of said bill, strike out lines 15 to 19, inclusive; and in line 20, strike out "table in that area continues to fall, and 12½ per cent," and insert "Ninety-eighth Fiscal Years; 13 per cent,".

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 83—An act to add Chapter 13 6 to Division 3 of the Education Code, relating to the support of school districts in distress as a result of war created conditions, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, line 15, of the printed bill, as amended in the Assembly on February 7, 1946, strike out "For the purposes of this section."

Amendment No. 2

On page 2 of said bill, strike out lines 16 to 27, inclusive.

Amendment No. 3

On page 2, of said bill, after line 43, insert

"For the purposes of this section, the current expenses allowed under Section 7004 shall not exceed one hundred twenty dollars (\$120) per unit of average daily attendance in the elementary schools of the district and one hundred eighty dollars (\$180) per unit of average daily attendance in the high schools and junior colleges of the district, except that in any elementary school district in which the assessed valuation is less than one dollar (\$1) per unit of average daily attendance for the school year 1946-1947 and which district is eligible to receive an apportionment under this chapter, the current expenses shall not exceed one hundred forty-one dollars (\$141) per unit of average daily attendance in the elementary schools of the district."

Amendment No. 4

On page 2, line 50, of said bill, strike out "estimate", and insert "computation,".

Amendment No. 5

On page 3, line 1, of said bill, strike out "of", and insert "following the opening of the regular day schools of the district for".

Amendment No. 6

On page 3, line 4, of said bill, strike out "of", and insert "following the opening of the regular day schools of the district for".

Amendment No. 7

On page 3 of said bill, after line 6, insert

"For the purposes of this section, the current expenses allowed under Section 7004 shall be the amount computed as shown by the budget of the district but not more than the amount obtained by multiplying the average daily attendance of the schools of the district as determined under this section for the first three school months following the opening of the regular day schools of the district for the school year 1946-1947 by the average amount of current expenses per unit of average daily attendance during the school year 1945-1946 for all districts, except that in any elementary school district in which the assessed valuation is less than one dollar (\$1) per unit of average daily attendance for the school year 1946-1947 and which district is eligible to receive an apportionment under this chapter, the current expenses shall be not less than one hundred forty-one dollars (\$141) per unit of average daily attendance in the elementary schools of the district. For purposes of this section the average daily attendance shall be the total number of days of pupil attendance divided by the number of days taught in the regular day schools of the district during the first three school months of the school year. The average daily attendance in classes in which average daily attendance is calculated on a weekly basis may be estimated by the Superintendent of Public Instruction from data based on the first three months of 1946-1947 and corresponding figures for the prior year."

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 84—An act to amend Section 1039.3 to the Military and Veterans Code, relating to gifts to the Veterans' Home of California.
Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Senate on January 30, 1946, following "Board", insert "during the Ninety-seventh and Ninety-eighth Fiscal Years".

Amendment read and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 79
Senate Bill No. 116

Senate Bill No. 118
Senate Bill No. 119

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 79—An act to add Section 1247.5 to the Code of Civil Procedure, relating to eminent domain.

Referred to Committee on Judiciary.

Senate Bill No. 116—An act making an appropriation for public works to facilitate the making of snow surveys.

Referred to Committee on Ways and Means.

Senate Bill No. 118—An act making an appropriation to the Department of Public Works, Division of Water Resources, for repair and restoration of a bridge damaged by storm and flood, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Ways and Means.

Senate Bill No. 119—An act to add Section 19626.5 to the Business and Professions Code, authorizing Agricultural District 1A to expend money for construction, improvements and equipment, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 17
Senate Joint Resolution No. 8

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read :

Senate Concurrent Resolution No. 17—Relative to the Joint Fact-Finding Committee on Highways, Streets and Bridges.

Referred to Committee on Rules.

Senate Joint Resolution No. 8—Relative to encouraging the resumption of gold mining.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE**CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 12**

Senate Concurrent Resolution No. 12—Relative to requesting The Regents of the University of California and the State Board of Education to study the need for expansion of higher education facilities at Sacramento Junior College, and to report thereon to the Legislature.

Resolution read.

Motion to Amend

Mr. Davis moved the adoption of the following amendments :

Amendment No. 1

On page 1, line 1, of the printed measure, as amended in the Assembly on February 14, 1946, strike out "the only public", and insert "an".

Amendment No. 2

On page 1, line 2, of said measure, strike out "immediately".

Amendment No. 3

On page 1, lines 3 and 4, of said measure, strike out "and who are residents of Sacramento and", and insert "in the".

Amendment No. 4

On page 1, line 13, of said measure, strike out "That", and insert "The".

Amendment No. 5

On page 1, line 20, of said measure, strike out the comma, and insert "another".

Amendment No. 6

On page 1, line 21, of said measure, strike out "facilities", and insert "facility".

Amendments read and adopted.

Request for Unanimous Consent

Mr. Davis asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 12, as amended, at this time, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 12, as Amended

Senate Concurrent Resolution No. 12—Relative to requesting The Regents of the University of California and the State Board of Education to study the need for expansion of higher education facilities at Sacramento Junior College, and to report thereon to the Legislature.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote :

AYES—Allen, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, Maloney, McCollister, O'Day, Pelletier,

Price, Robertson, Rosenthal, Sawallisch, Sheridan, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—59
 NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered :

By Mr. Ralph C. Dills :

House Resolution No. 95

Relative to augmenting the funds of the Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining, and Use of Petroleum Oil and Its Products

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of three thousand five hundred dollars (\$3,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining and Use of Petroleum Oil and Its Products (created by House Resolution No. 56, Fifty-fifth Regular Session, adopted January 20, 1943, and continued by House Resolution No. 28, Fifty-sixth Regular Session, adopted January 23, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Messrs. Crichton and Heisinger :

House Resolution No. 96

Relative to the inclusion of the route between Fresno and Salinas in the State Highway System

WHEREAS, There is now a traversable road between Fresno, Fresno County, and Mendota, Fresno County, and between Mendota and Paicines, San Benito County, via Panoche, San Benito County (which latter road is also known as the Rattlesnake Canyon Road) ; and

WHEREAS, By the construction of a road between Paicines and Salinas, Monterey County, Fresno would be directly connected with the coastal areas of the State ; and

WHEREAS, A road between Fresno and Salinas would contribute materially to the agricultural and economic development of Central California, both in coastal areas and in the Great Valley of the Interior ; and

WHEREAS, The Joint Fact-finding Committee on Highways, Streets and Bridges has been directed to study the need and cost of expanding the highway system of the State to meet the increasing demands for travel, the demands arising from changing economic and industrial conditions, and the opening up of undeveloped areas ; now, therefore, be it

Resolved by the Assembly of the State of California, That the Joint Fact-finding Committee on Highways, Streets and Bridges is requested to consider all factors relating to the feasibility and advisability of a direct route between Fresno and Salinas ; and be it further

Resolved, That the Division of Highways is requested to furnish by not later than April 1, 1946, any information which it may have concerning the route between Fresno and Salinas, together with its recommendations and suggestions concerning such route, to the Joint Fact-finding Committee on Highways, Streets and Bridges and to each Member of the Legislature through whose district any part of a road between Fresno and Salinas would pass ; and be it further

Resolved, That the Chief Clerk is directed to transmit copies of this resolution to the State Highway Engineer and to the Chairman of the Joint Fact-finding Committee on Highways, Streets and Bridges.

Request for Unanimous Consent

Mr. Crichton asked for, and was granted, unanimous consent to take up House Resolution No. 96, at this time, without reference to committee or file.

Resolution read, and adopted.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 7

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

RULES TEMPORARILY SUSPENDED BY UNANIMOUS CONSENT

By unanimous consent, the Rules were temporarily suspended for the purpose of considering Senate amendments to Assembly Bill No. 7, at this time.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 7—An act to amend Sections 19601, 19608, 19613, and 19616 of, and to add Sections 19613.5 and 19617 to, the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendment to Assembly Bill No. 7?

Amendment No. 1

On page 2, line 35, of the printed bill, as amended, before the period, insert “, except such as may be specifically authorized by the Department of Education after it has surveyed the financial needs of the then existing child care centers and finds that the establishment of the new child care center:

(a) Will not financially jeopardize or otherwise curtail the operations of the then existing child care centers, and

(b) Is necessary to meet an emergency arising from the necessity of harvesting or processing crops or of assisting veterans in obtaining their educations, or other necessities

A child care center which was in operation prior to said effective date, but which is temporarily not in operation on that date is not an additional child care center within the meaning of this section.”

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 7 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Elwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—64.

NOES—None.

Assembly Bill No. 7 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. McCollister asked for, and was granted, unanimous consent that the following report compiled by the Committee on Military Affairs, relative to veteran legislation, be ordered printed in the Journal, and that it be printed in 10-point type:

VETERAN LEGISLATION**Preface**

This digest is intended as a brief description of bills relating to veterans introduced on or before February 8, 1946, at the session of the Legislature convened January 7, 1946.

Each digest is of the bill as introduced, or if amended, of the bill as last amended on or before February 8, 1946. Indication has been made of bills approved by the Governor through 5 p.m., February 14, 1946.

These summaries do not purport to analyze precisely the entire contents of the measures introduced, but rather to indicate the general nature of the proposals with only such attention to details as has been possible in view of the time element and other factors involved.

Dated: At Sacramento, California, February 15, 1946.

RICHARD H. McCOLLISTER
Chairman, Committee on Military Affairs

Senate Bill No. 6—Tenney (Governmental Efficiency). New act, re alleviation of housing shortage.

Provides for "war housing project" to make housing available to persons engaged or formerly engaged in war activities, veterans, enlisted men and officers, employees at military posts and bases, and persons evicted or to be evicted by a public body.

Permits any housing authority to cooperate with any State or Federal agency war housing projects free from financial, rental or tenant limitations of the Housing Authority Act.

Makes provisions of "Housing Cooperation Law" applicable, and permits any public body to donate or loan public services or facilities to project out of its jurisdiction.

To take effect immediately, urgency measure.

No action.

Senate Bill No. 7—Tenney (Governmental Efficiency). New act, California Public Housing and Redevelopment Act.

Preference shall be given first to veterans and families of deceased veterans in occupancy of housing facilities provided by this bill.

No action.

Senate Bill No. 8—Tenney (Governmental Efficiency). New act, appropriates unspecified amount to California Housing and Redevelopment Authority for grants, upon application, to political subdivisions and educational institutions to provide temporary housing for veterans or persons evicted or about to be evicted by a public body.

No action.

Senate Bill No. 10—Biggar (Military and Veterans Affairs). New act, "Veterans' Home Construction, Farm Acquisition, and Employment Act of 1946," and adds Sec 12443, Insurance Code.

Provides that Veterans' Welfare Board automatically guarantees 35 per cent of mortgage loans made by lending institutions, or person approved by the board, to veterans for purchase of homes and farms, not to exceed \$4,000. Provides for guaranty of full amount of first mortgage if approved by board and upon new construction of listed materials, not to exceed \$7,000 on homes and \$15,000 for farms, and second mortgage up to 20 per cent of value. First mortgage to bear not more than 4 per cent interest, and second 1 per cent higher. Loans permitted for 20

years on old construction and 40 years on new construction with preference for long term.

Provides that security of board is right of subrogation and payment of annual guaranty fee of one-half of 1 per cent.

Permits insurance of loans.

Provides for cooperation of board with veterans, employers and State and Federal agencies to secure jobs for veterans on building projects, and for appointment of employment representative who shall be administratively responsible for board's veterans' employment policies.

Appropriates \$100,000 for preliminary expenses to be repaid to State Treasury when program becomes self-supporting.

Requires property acquired to be fully taxed.

Prescribes penalties for fraud.

Held in Senate committee.

Senate Bill No. 18—Tenney and others (Governmental Efficiency).

Amends Secs. 18973, 19057, 19533, and 19534 and adds Sec. 19705, Government Code, granting additional preferences in State civil service to veterans.

See digests of Assembly Bills Nos. 19, 21, 22, 23, and 25, this bill apparently having same effect as all of those bills.

No action.

Senate Bill No. 19—Quinn and others (Military and Veterans Affairs).

Adds Article 5A, Chapter 6, Division 4, Military and Veterans Code, Veterans Bond Act of 1946, authorizing \$100,000,000 bonds for purchase of farms and homes under Veterans Farm and Home Purchase Act of 1943, and providing for submission at election in November, 1946.

Chapter 18, Statutes of 1946, approved February 12, 1946.

Senate Bill No. 20—Quinn and others (Military and Veterans Affairs).

Amends Secs. 985.5, 986.3, 986.4 and 986.5, Military and Veterans Code, Veterans' Farm and Home Purchase Act of 1943.

Increases amount Veterans' Welfare Board may pay for homes from \$6,500 to \$8,500, for farms from \$12,500 to \$15,000, and increases total value of farms allowable from \$15,000 to \$17,500.

No action.

Senate Bill No. 21—Quinn and others (Military and Veterans Affairs).

New act, appropriates \$750,000 to Veterans' Welfare Board for educational assistance to veterans.

Passed both houses. Signed by the Governor.

Senate Bill No. 22—Quinn (Military and Veterans Affairs). Amends Sec. 985, adds Secs. 831 and 842, and amends and renumbers article heading of second Article 3, Chapter 6, Division 4, Military and Veterans Code, re veterans' farm and home purchases.

Consolidates as of July 1, 1946, administration of all veterans' farm and home purchases under Veterans' Farm and Home Purchase Act of 1943. Makes that act applicable to veterans of former wars as well as veterans of World War II, and provides for discontinuance of opera-

tions under Veterans Farm and Home Purchase Act originally enacted in 1921.

See Assembly Bill No. 69.

Senate Bill No. 23—Quinn and others (Military and Veterans Affairs).
New act, repeals Veterans Bond Act of 1945.

Chapter 19, Statutes of 1946, approved February 11, 1946.

Senate Bill No. 24—Quinn and others (Military and Veterans Affairs).
New act, re acquisition of surplus property for housing of student veterans.

Appropriates \$250,000 to Department of Finance for acquisition from United States of surplus property for housing for veterans attending colleges or universities. Authorizes department to administer such housing facilities.

Passed both houses. To Governor.

Senate Bill No. 25—Quinn and others (Military and Veterans Affairs).
New act, re acquisition of Federal surplus property for housing veterans and families of servicemen.

Authorizes Department of Finance to acquire surplus property for housing of veterans and families of servicemen and to administer such housing facilities.

Makes appropriation for such purposes.

Passed both houses. To Governor.

Senate Bill No. 26—Quinn (Military and Veterans Affairs). Repeals Secs. 877, 981.6, and 985.4, Military and Veterans Code, re land settlement, farm and home purchase, and educational assistance to veterans.

Repeals provisions that:

(a) Veterans of World War I and prior wars who receive land settlement or farm and home purchase aid from Veterans' Welfare Board may not receive educational assistance therefrom.

(b) Veterans of World War II may not receive both farm and home purchase and educational assistance from board.

Chapter 6, Statutes of 1946, approved February 4, 1946.

Senate Bill No. 27—Quinn and others (Military and Veterans Affairs).
New act, appropriates \$300,000 for construction of women's dormitory at Veterans' Home of California.

Passed both houses. To Governor.

Senate Bill No. 28—Quinn and others (Military and Veterans Affairs).
Amends Secs. 980 and 985, adds Secs. 831 and 842, and amends and renumbers article heading of second Article 3, Chapter 6, Division 4, Military and Veterans Code, re veterans' farm and home purchases.

See digest of Senate Bill No. 22, substantially identical in effect.

Senate Bill No. 29—Dilworth and others (Military and Veterans Affairs). Amends Sec. 4300c and adds Sec. 4131.5, Political Code, re recordation of veterans' military documents.

Provides for recording by photography or reproduction of any veteran's discharge, service record, or other separation document. Operative for 18 months after effective date.

Provides for recording and issuing certified copies of same documents without charge.

To take effect immediately, urgency measure.

Passed Senate. Held in Assembly committee.

See Assembly Bill No. 146, substantially the same without photostat.

Senate Bill No. 30—Dilworth and others (Military and Veterans Affairs). Adds Sec. 433.5, Military and Veterans Code, re State armories used as dormitories for veterans.

Permits State armories to be used as dormitories for single veterans, or those not living with family, under jurisdiction of Adjutant General and advisory committee. Permits charging of fees for laundry and incidental expenses.

No action.

Senate Bill No. 42—Quinn and others (Rules). Amends, repeals, and adds numerous secs., Military and Veterans Code and Business and Professions Code, re reorganization of State agencies concerned with veterans affairs.

Provides for Department of Veterans Affairs, consisting of California Veterans Board, Director of Veterans Affairs, Deputy Director of Veterans Affairs, and four divisions.

Board to have rule and policy-making functions and director to administer department in accordance therewith.

Department succeeds to powers and duties of present Veterans' Welfare Board, California Veterans' Commission, Board of Directors of Veterans' Home, and Board of Directors of Woman's Relief Corps Home.

Creates Office of The Adjutant General and places The Adjutant General therein. Transfers State Athletic Commission to Department of Professional and Vocational Standards.

Passed both houses. To Governor.

Senate Bill No. 44—Tenney (Military and Veterans Affairs). New act, appropriates \$275,000 for construction of women's quarters at Veterans' Home at Yountville.

No action. See Senate Bill No. 27.

Senate Bill No. 47—Biggar and Tenney (Military and Veterans Affairs). Adds Sec. 986.10, Military and Veterans Code, authorizing Veterans' Welfare Board to provide home construction financing for veterans.

Held in Senate committee.

Senate Bill No. 50—Quinn and Hatfield (Military and Veterans Affairs). Amends Secs. 820 and 987, Military and Veterans Code, re rate of interest on veterans' farm and home loans.

Provides that Veterans' Welfare Board and Veterans' Finance Committee establish uniform rate of interest annually, not to exceed 4 per cent nor less than $2\frac{1}{2}$ per cent.

Permits same waiver of initial payment for veterans of former wars when veteran is refinancing property owned by him as is now provided for World War II veterans.

To take effect immediately, urgency measure.

Passed both houses. To Governor.

Senate Bill No. 51—Quinn, Dilworth, and Biggar (Military and Veterans Affairs). New act, making appropriation to California Veterans' Board for salaries of county service officers.

To take effect immediately, usual current expenses.

No action.

Senate Bill No. 55—Quinn and Hatfield (Military and Veterans Affairs). Amends Secs. 813, 815, 986.3, and 986.5, Military and Veterans Code, re purchase of farms and homes by veterans.

Makes provisions concerning purchase of farms and homes by Veterans' Welfare Board for veterans of former wars same as those for World War II veterans and raises amount board may pay for home from \$6,500 to \$7,500 and for farm from \$12,500 to \$13,500.

Chapter 12, Statutes of 1946, approved February 12, 1946.

Senate Bill No. 58—Quinn and Hatfield (Military and Veterans Affairs). Adds Sec. 701, Military and Veterans Code, re United States guarantees of veterans' farm and home purchases.

Accepts Federal act guaranteeing purchase of farms and homes under Veterans' Farm and Home Loan acts, if such legislation is passed by Congress. Authorizes compliance with such Federal act and designates Veterans' Welfare Board as official agency of State for such purpose.

Passed Senate. Held in Assembly committee.

See Assembly Bill No. 74.

Senate Bill No. 59—Quinn (Education). Adds Sec. 10182, Education Code, authorizing governing board of any school district to provide educational instruction by correspondence, to veterans enrolled in schools or classes of the district, where such instruction can not, for good reason, be given by the school.

Passed both houses. To Governor.

Senate Bill No. 60—Quinn (Finance). New act, appropriating \$75,000 to State Board of Education for apprenticeship training for veterans.

To take effect immediately, urgency measure.

Passed both houses. To Governor.

Senate Bill No. 64—Slater and Quinn (Education). Adds Sec. 14495.1, Education Code, re contributions of persons in active military service to State Teachers Retirement System.

Provides that any member of such system serving in the active military service not paying during such service his contributions to the retirement fund shall pay such contributions directly to the system or such contributions shall be deducted from his salary payments at rate of \$50 or 20 per cent of such contributions, whichever is greater, during each successive yearly period following his return to duty rather than requiring contributions to be deducted from salary payments during year next following return.

Requires all contributions required to be made to permanent fund on account of service rendered on or after July 1, 1944, to be paid before retirement.

To take effect immediately, urgency measure.

Passed both houses. To Governor.

Senate Bill No. 66—Hatfield (Military and Veterans Affairs). New act, re reinstatement of veterans to public office or employment.

Grants right to public officer or employee who, without unreasonable delay and prior to expiration of Selective Service Act joined armed forces and served during war or National emergency, to reinstatement within six months of separation from armed forces on conditions other than dishonorable, retaining rights and privileges as if he had not been absent. Reinstates him in comparable vacant position if his office or position has been abolished.

Prohibits discharge after reinstatement, except for cause, for one year therefrom. Allows reinstated veteran all benefits of employees of same agency on leave of absence, but no permanent status allowed until 15 days after said year has expired.

To take effect immediately, urgency measure.

Passed both houses. To Governor.

Senate Bill No. 71—Quinn (Military and Veterans Affairs). Amends Sec. 2, Chapter 996, Statutes of 1945, re Federal lands for veterans.

Makes effectiveness of chapter dependent upon adoption of Veterans' Bond Act of 1946, rather than Veterans' Bond Act of 1945.

Passed both houses. To Governor.

Senate Bill No. 77—Quinn (Finance). New act, appropriating \$66,000 to California Veterans' Commission.

To take effect immediately, usual current expenses.

Passed both houses. To Governor.

Senate Bill No. 81—Burns, Tenney, and Dilworth (Military and Veterans Affairs). Adds Secs. 991.4, 991.5, and 991.6, Military and Veterans Code, re building materials.

Authorizes Veterans' Welfare Board to acquire and sell to veterans qualifying for home purchase, building materials for constructing vet-

erans' homes. Authorizes board to expend moneys from veterans' farm and building funds not required for other purposes.

To take effect immediately, urgency measure.

No action. See also Assembly Bill No. 162.

Senate Bill No. 86—Salsman (Education). New act, re housing for students at State colleges.

Appropriates \$5,000,000 to Department of Education for housing students and personnel at State colleges. Requires Property Acquisition Board to acquire sites and Department of Public Works to make plans and construct facilities required by Department of Education.

Department of Education shall operate such projects and with Department of Finance set rentals.

Department of Finance shall determine allocation of proceeds from rentals, but any excess proceeds from rentals go to State General Fund.

Provides each college shall determine who shall live in such projects.

To take effect immediately, urgency measure.

Held in Senate. See other housing bills.

Senate Bill No. 88—Dilworth and others (Social Welfare). Adds Secs. 164.5 and 206.7, Welfare and Institutions Code, re veterans in public institutions.

Requires Department of Mental Hygiene to report annually to Veterans' Welfare Board known veteran patients confined in institutions under its jurisdiction for six months or more.

Person in charge of county hospital or sanitarium must report to Veterans' Welfare Board within seven days after admitting a known veteran, and must report each six months the number of veterans who were patients for 90 days or more.

Passed both houses. To Governor.

Senate Bill No. 91—Quinn (Judiciary). Adds Sec. 28, Civil Code, re power of veterans under 21 to contract.

Permits any person, or his spouse, under age of 21 eligible for guaranty of a loan pursuant to Servicemen's Readjustment Act of 1944 to be deemed to be age of majority when contracting in regard to said loan or right incident thereto.

Passed Senate. Now in Assembly.

Senate Bill No. 92—Quinn (Finance). New act, appropriates additional \$50,000 to the Department of Education for performance of any duty imposed by State or Federal law on the Director of Education relating to veterans.

To take effect immediately, usual current expenses.

Passed both houses. To Governor.

Senate Bill No. 93—Quinn (Military and Veterans Affairs). Amends Act 8960, re refund of load charge to veteran purchases of farms and homes.

Provides for apportionment of load charge and interest between original purchasers and assignees on basis of amounts paid by each, and

makes act applicable to veterans of World War II who have paid load charge.

No action. See Senate Bill No. 94.

Senate Bill No. 94—Dilworth (Military and Veterans Affairs). Amends Act 8960, re refund of load charge to veteran purchasers of farms and homes.

Provides for apportionment of load charge and interest between original purchasers and assignees, if assignees are veterans, dependents of veterans, or assignees after September 15, 1945, on basis of amounts paid by each, and makes act applicable to veterans of World War II who have paid load charge.

To take effect immediately, urgency measure.

Passed both houses. To Governor.

Senate Bill No. 98—Quinn and Hatfield (Military and Veterans Affairs). New act, appropriates \$100,000 for support of Department of Veterans Affairs.

Passed both houses. To Governor.

Senate Bill No. 110—Seawell and others (Governmental Efficiency). Adds Sec. 6.1, Act 3796, re selling and serving of alcoholic beverages by veteran organizations.

Declares any organization of veterans chartered by Congress and which has been lawfully operated for not less than one year to be a bona fide club.

Permits Board of Equalization to issue "veterans club license" to any such club at fee set by board not to exceed fee for on-sale general license.

Holder of license authorized to sell and serve alcoholic beverages only to bona fide members of clubs and their guests.

Passed Senate. In Assembly February fifteenth.

Senate Bill No. 111—Collier, Gordon, and Slater (Military and Veterans Affairs). New act, appropriating \$4,489,000 from Postwar Employment Reserve to Veterans' Home of California for acquisition of real property and for improvements and equipment at the Veterans' Home.

No action.

Senate Bill No. 112—Desmond (Revenue and Taxation). Adds Sec. 261, Revenue and Taxation Code, providing for extension of constitutional veterans' exemption of \$1,000 from property tax to persons absent from continental United States during whole period of such absence and while in armed forces of the United States subsequent to September 16, 1940, regardless of failure to file affidavit of exemption, to extent to which such may constitutionally be done.

To take effect immediately, urgency measure.

Still in Senate committee today (Feb. 15,). To be amended to include and define World War II veterans.

Senate Bill No. 113—Mayo, Seawell, and Collier (Military and Veterans Affairs). Amends Sec. 1262 and adds Sec. 1263, Military and Veterans Code, re county and city buildings for veterans' associations.

Increases special tax which supervisors may levy for buildings for veterans' associations from $1\frac{1}{2}$ to $2\frac{1}{2}$ mills on the dollar of assessed valuation.

Authorizes any political subdivision to use any money acquired from State for acquisition and construction of public buildings for veterans' association buildings.

Passed Senate. These provisions amended into Senate Bill No. 114 in Assembly committee.

Senate Bill No. 114—Mixer (Military and Veterans Affairs). Amends Sec. 1262, Military and Veterans Code, re memorial buildings.

Authorizes counties to join with memorial districts in purchase, acquisition or construction of memorial halls and in other functions of such districts.

Passed Senate. Now on Assembly floor. Amended to include provisions of Senate Bill No. 113.

Senate Bill No. 117—Quinn, Mixer, and Dilworth (Military and Veterans Affairs).

New act, appropriating \$2,135,000 to Veterans' Home of California for construction, improvements and equipment at the home.

✓ No action. Appropriation included in \$154,000,000 institution bill.

Assembly Bill No. 10—Niehouse and others (Education). Amends Sec. 16111, Education Code, to exclude service connected disability compensation from income of veteran in determining exemption of his child from tuition charges of State-owned educational institutions.

Chapter 4, Statutes of 1946, approved February 4, 1946.

Assembly Bill No. 14—Thompson and others (Judiciary). Adds Sec. 973, Military and Veterans Code, conferring notarial powers on county service officer.

Chapter 13, Statutes of 1946, approved February 12, 1946, in effect immediately.

Assembly Bill No. 19—Anderson (Civil Service and State Personnel). Amends Sec. 18973, Government Code, re veterans' preference in State civil service.

Increases veterans' preference, for purposes of State civil service entrance examinations generally, for disabled veterans from 10 to 15 points and for all other veterans and widows of veterans from five to ten points and in promotional examinations, irrespective of physical condition, from three to five points.

Passed Assembly. In Senate today (Feb. 15).

Assembly Bill No. 20—Anderson (Civil Service and State Personnel).
Amends Sec. 18973, Government Code, re veterans' preference in State civil service.

In open examinations gives 10 points preference to persons entitled to veterans' preference generally, and in promotional examinations five points. Present law gives disabled veterans 10 points in open examinations, all other veterans and widows of veterans, five points, and in promotional examinations, three points, irrespective of physical condition.

Also, provides in open examinations passing marks for veterans to be 10 points lower than for nonveterans and in promotional examinations five points lower.

Referred to Interim Committee.

Assembly Bill No. 21—Anderson (Civil Service and State Personnel).
Amends Sec. 19533, Government Code, re veterans' preference in State civil service.

For purposes of determining which employees in class to be laid off, gives veterans and widows of veterans who have performance ratings of 80 or above 10 points to be added to their combined scores for efficiency and seniority.

Referred to Interim Committee.

Assembly Bill No. 22—Anderson (Civil Service and State Personnel).
Amends Sec. 19534, Government Code, re veterans' preference in State civil service.

Technical amendment, to effectuate amendment made by Assembly Bill No. 21.

Referred to Interim Committee.

Assembly Bill No. 23—Anderson (Civil Service and State Personnel).
Amends Sec. 19057, Government Code, re veterans' preference in State civil service.

Whenever one or more veterans or widows of veterans are certified for appointment, requires appointing power to appoint veteran or widow of veteran or one of them, or if appointing power appoints a nonveteran, he must file with Personnel Board his reason for not appointing a veteran or widow of a veteran, such reasons to be of public record.

Referred to Interim Committee.

Assembly Bill No. 24—Anderson (Civil Service and State Personnel).
Adds Sec. 19201, Government Code, re veterans' preference in State civil service.

Gives following rights to veterans and widows of veterans holding duration appointments:

(a) At termination of such appointments, such persons shall be placed on reemployment lists which shall stand ahead of all future lists.

(b) If permanent position created to take place of duration appointment and if such position not filled by reinstatement of employee from military service or by return from military service of persons who stood ahead of such duration appointee on the list from which he was appointed, such appointee shall be immediately certified to the permanent position.

Referred to Interim Committee.

Assembly Bill No. 25—Anderson (Civil Service and State Personnel). Adds Sec. 19705, Government Code, re disabled veterans' preference in State employment.

Gives disabled veteran preference in State employment if qualified, and provides physical examination by physician designated by Personnel Board shall be sole determination whether veteran physically qualified for particular employment.

Does not affect permanently disabled veterans given preference by State Personnel Board nor investigation of qualification for position.

Referred to Interim Committee.

Assembly Bill No. 34—Dickey (Governmental Efficiency and Economy). Amends Sec. 4157, Political Code, re mentally ill veterans.

Requires sheriff to take charge of any veteran whose mental condition is such that it is for his welfare that he be taken into custody, lodge him in county hospital or other suitable place for mentally disturbed persons, and authorizes him to place such veteran in the care of the United States Veterans' Administration. Requires sheriff to release veteran within 48 hours unless complaint filed for his commitment.

Much discussion, but no action as of Feb. 15.

Assembly Bill No. 52—Maloney and Burke (Ways and Means). New act, re housing for veterans.

Appropriates \$7,500,000 to aid counties, cities and counties, cities, local housing authorities, or districts in acquisition of Federal housing and establishment of emergency housing facilities for veterans and families of servicemen. Provides for allocation of funds by Director of Finance on basis of 90 per cent from State and 10 per cent from local agency.

Limits time for commitments to 90 days following convening of 1947 Session of the Legislature, and operation of any housing facility to 90 days after convening of 1949 Session of the Legislature or sooner, if need ceases.

To take effect immediately, urgency measure.

Passed both houses. To Governor.

Assembly Bill No. 54—Wollenberg and Maloney (Civil Service and State Personnel). Adds Sec. 19402, Government Code, permitting leave of absence without pay for State civil service employees eligible for education or training under the Servicemen's Readjustment Act of 1944 while receiving such education or training and for six months thereafter.

Passed both houses. To Governor.

Assembly Bill No. 56—Middough, McMillan, and Niehouse (Education). Amends Sec. 13204.1, Education Code, re employees of school districts.

Entitles certificated school employees in full time pay of Red Cross to same privileges as veterans and Merchant Marine members, re leave from, and return to, positions previously held with school districts, even though dismissal resulted from reduced attendance after entry into armed forces by probationary employee. To become member of retirement system,

he must pay contributions due while in service of Red Cross, by paying each year \$50 or 20 per cent of said contributions, whichever is greater. To take effect immediately, urgency measure.

Passed both houses. To Governor.

Assembly Bill No. 62—McCollister and others (Military Affairs). New act, appropriating \$250,000 to Veterans' Welfare Board for assisting veterans in presenting claims against United States arising out of war service.

Passed both houses. To free conference.

Assembly Bill No. 63—McCollister and others (Military Affairs). New act, appropriates \$750,000 to Veterans' Welfare Board for educational assistance to veterans.

Passed Assembly. See Senate Bill No. 21.

Assembly Bill No. 64—McCollister and others (Military Affairs). New act, appropriates \$300,000 for construction of a unit for women at the Veterans' Home of California.

Passed Assembly. See Senate Bill No. 27.

Assembly Bill No. 65—McCollister and others (Military Affairs). Adds Secs. 20602.2 and 20602.7, Government Code, re right of veterans who are patrol and warden members of State Employees' Retirement System to make optional contributions for increased benefits.

Extends to such members in military service prior to July 1, 1946, right to elect to make optional payments, if exercised prior to October 1, 1946, or ninety-first day after return to State service, whichever is later, rather than prior to December 31, 1945.

To take effect immediately, urgency measure.

Passed both houses. To Governor.

Assembly Bill No. 66—McCollister and others (Judiciary). Adds Sec. 6062.5, Business and Professions Code, eliminating written examinations for graduates of accredited law schools who entered armed forces during present war before taking bar examination and on or before effective date of Sec. 6062.5 and were bona fide residents of this State at time of such entry.

Passed both houses.

Senate amendments include additional students.

To conference.

Assembly Bill No. 67—McCollister and others (Military Affairs). Amends Secs. 800 and 980, Military and Veterans Code, re veterans farm and home purchases.

Requires that a veteran to be eligible for farm or home purchase under either of Veterans' Farm and Home Purchase acts must have been a bona fide resident of the State for at least one year immediately preceding his entry into military service.

No action.

Assembly Bill No. 68—McCollister and others (Military Affairs).
Amends Secs. 813, 815, 986.3 and 986.5, Military and Veterans Code, re purchase of homes and farms by veterans.

Changes to unspecified sums, maximum amounts Veterans' Welfare Board may pay for homes or farms and maximum permitted values.

No action. See Senate Bill No. 55.

Assembly Bill No. 69—McCollister and others (Military Affairs).
Amends Secs. 980 and 985, adds Secs. 831 and 842, amends and renumbers article heading of second Article 3, Chapter 6, Division 4, Military and Veterans Code, re veterans' farm and home purchases.

See digest of Senate Bill No. 22, substantially identical in effect.

Chapter 16, Statutes of 1946, approved February 12, 1946.

Assembly Bill No. 70—McCollister and others (Military Affairs).
Repeals Secs. 877, 981.6, and 985.4, Military and Veterans Code, re land settlement, farm and home purchase, and educational assistance to veterans.

See digest of Senate Bill No. 26, apparently identical.

Passed both houses. Vetoed by Governor.

Senate Bill No. 26 signed by Governor.

Assembly Bill No. 71—McCollister and others (Military Affairs).
Amends Sec. 5082, Business and Professions Code, re registration by veterans as public accountants.

Extends privilege of registration to veterans serving in armed forces at any time between September 16, 1940 and termination of hostilities, rather than those in service on September 15, 1945.

Passed both houses. To Governor.

Assembly Bill No. 72—McCollister and others (Military Affairs).
Amends Secs. 395.2 and 395.8, Military and Veterans Code, Secs. 13204.1 and 20380, Education Code, and Sec. 19393, Government Code, extending from 90 days to six months, time for reinstating, after specified war service, numerous classes of public officers and employees.

Passed both houses. To Governor.

Assembly Bill No. 73—McCollister and others (Military Affairs).
Amends Sec. 20894.5, Government Code, re contributions to State Employees' Retirement System for persons in military service.

Deletes absence from State service on military service commenced on or after September 16, 1940, as requirement for State payment of employee contributions while employee in military service and instead requires employee to have served in military service in time of war, including period from September 16, 1940, to December 7, 1941, to be eligible for such payment.

Passed both houses. To Governor.

Assembly Bill No. 74—Fourt and others (Military Affairs). Adds Sec. 701, Military and Veterans Code, re United States guarantees of veterans' farm and home purchases.

See digest of Senate Bill No. 58, apparently identical.

Chapter 22, Statutes of 1946, approved February 14, 1946.

Assembly Bill No. 77—Dekker and others (Governmental Efficiency and Economy). New act, re emergency housing.

Appropriates \$35,000,000.

Authorizes Governor or State agency designated by him to apportion appropriation to local agencies on basis of need for acquisition of emergency housing for veterans, including merchant marine, widows of veterans, distressed families of servicemen, and persons affected by eviction or other hardship.

Authorizes cities, counties, and housing authorities to acquire, administer, and operate emergency housing projects, and enter into contracts with Federal Government for acquisition of such projects.

Makes projects subject to Housing Cooperation Law and exempt from taxation.

To take effect immediately, urgency measure.

No action.

Assembly Bill No. 82—Stephenson (Civil Service and State Personnel). Adds Article 5, Chapter 7, Part 3, Division 5, Title 2, Government Code, re crediting service in United States Employment Service as State service for purposes of State Employees' Retirement System.

Bill applicable to person in armed forces of United States while on leave of absence from United States Employment Service.

Chapter 23, Statutes of 1946, approved February 14, 1946.

Assembly Bill No. 84—Allen and others (Military Affairs). Amends Sec. 1039.3, Military and Veterans Code, re gifts to Veterans' Home of California.

Provides for deposit of cash gifts in trust funds designated by Board of Directors of Veterans' Home, rather than in Post Fund, and that gifts may be expended only for donor's designated purpose.

Chapter 24, Statutes of 1946, approved February 14, 1946.

Assembly Bill No. 85—Niehouse and others (Revenue and Taxation). Adds Sec. 159, Revenue and Taxation Code, exempting individuals while in armed forces of United States and for six months thereafter from penalties, interest, or costs accruing in connection with taxes on property owned by, or in which an undivided interest of not less than 50 per cent is owned by, such individual during period of war and six months thereafter.

To take effect immediately, urgency measure.

Passed both houses. To Governor.

Assembly Bill No. 87—Fourt and others (Military Affairs). Amends, repeals, and adds numerous sections, Military and Veterans Code and Business and Professions Code, re reorganization of State agencies concerned with veterans affairs.

Provides for Department of Veterans Affairs, consisting of California Veterans Board, Director of Veterans Affairs, Deputy Director of Veterans Affairs, and four divisions.

Board to have policy-making functions and director to administer department in accordance therewith.

Board succeeds to powers and duties of present Veterans' Welfare Board, California Veterans' Commission, Board of Directors of Veterans' Home, and Board of Directors of Woman's Relief Corps Home.

Creates Office of The Adjutant General and places The Adjutant General therein. Transfers Division of Athletics to Department of Professional and Vocational Standards.

Passed Assembly. See Senate Bill No. 42, same, which passed both houses.

Assembly Bill No. 90—Call and McCollister (Military Affairs). New act, re housing accommodations for veterans attending colleges.

Veterans' Welfare Board may acquire or erect buildings at colleges or universities to furnish attending veterans housing accommodations. Board may administer, by receiving rent and paying costs, or rent same to college or university for administration.

Board shall sell property when no longer required and excess revenue and proceeds thereof shall be deposited in General Fund.

Makes appropriation of \$2,500,000.

To take effect immediately, urgency measure.

Passed Assembly. In Senate today, February 15.

Assembly Bill No. 106—McCollister (Ways and Means). Amends Sec. 988.3 of Military and Veterans Code, re purchase of farms and homes by Veterans' Welfare Board.

Increases revolving fund of Veterans' Welfare Board for purchase of farms and homes from \$750,000 to \$2,000,000.

To take effect immediately, urgency measure.

Passed both houses. To Governor.

Assembly Bill No. 111—Allen and Fourt (Military Affairs). New act, re reinstatement of veterans to public office or employment.

See digest of Senate Bill No. 66, apparently identical.

Assembly Bill No. 116—Burkhalter and others (Military Affairs).

Amends Secs. 813, 815, 986.3 and 986.5, Military and Veterans Code, increasing to \$8,500 maximum cost to Veterans' Welfare Board for, and maximum price of, each home purchased and \$12,500 for maximum price of, each farm purchased.

No action. See Senate Bill No. 55.

Assembly Bill No. 117—Fourt and others (Judiciary). Adds Sec. 6076.5 to Business and Professions Code, re veterans advertising opening of law office.

Prohibits action by Board of Governors of State Bar which would prevent publication in newspapers, magazines and journals of opening of law offices by a veteran for more than 90 days after he resumes practice or 90 days after effective date of this chapter.

Passed both houses. To Governor.

Assembly Bill No. 123—Lowrey (Ways and Means). New act, appropriating \$250,000 to Regents of University of California for emergency living quarters for veterans at Davis.

To take effect immediately, urgency measure.

No action. See other housing bills.

Assembly Bill No. 125—McCollister (Military Affairs). Amends Sec. 19398, Government Code, permitting veterans to make application to take promotional examination held during absence on military leave prior to September 1, 1946, rather than March 15, 1946.

Passed both houses. To Governor.

Assembly Bill No. 126—McCollister (Military Affairs). Amends Secs. 67.2 and 80.2 of Bank Act, Act 652, permitting loans to be made upon the security of a mortgage as that word is defined under Title II of the National Housing Act to the extent a loan is guaranteed by the United States pursuant to the Servicemen's Readjustment Act of 1944.

Passed both houses. To Governor.

Assembly Bill No. 130—Dickey (Civil Service and State Personnel). Adds Secs. 18977 and 19176, Government Code, re veterans' State civil service status.

Provides that veteran returning to State civil service position shall receive credit for time in military service as time in position he left. Provides that probationary period completed after veteran's return to State service shall be considered to have been completed on date on which it would have been completed if there had been no entry into armed forces.

Passed both houses. To Governor.

Assembly Bill No. 131—Burkhalter and others (Military Affairs). New act, appropriates unspecified amount to Department of Military and Veterans' Affairs to establish California State Veterans' Home of Southern California with facilities for not less than 3,000 veterans.

No action.

Assembly Bill No. 132—Beal and others (Military Affairs). Amends Secs. 804, 814, 815, 985.5, 986.4 and 986.5, Military and Veterans Code, re purchase of farms and homes by veterans.

Amends provisions applicable to veterans of all wars to provide:

(a) No veteran may receive benefits of farm and home purchase by Veterans' Welfare Board if in case of purchase of a farm he would become holder of real estate exceeding in value \$20,000 or in case of a home, \$15,000.

(b) Value of farms purchased by board may not exceed \$20,000 and of homes, \$15,000.

(c) The cost of a farm to board may not exceed \$13,500 and of homes, \$7,500, veteran to advance difference up to value of property purchased.

Passed Assembly. Held in Senate committee.

Assembly Bill No. 135—Dickey (Civil Service and State Personnel). Adds Sec. 18974.5, Government Code, permitting persons who qualify for veterans' preference in State civil service within six months after establishment of eligible list, examination for which such person successfully passed, to receive veterans' credit as though he were entitled to credit at time of establishing eligible list.

Passed both houses. To Governor.

Assembly Bill No. 136—Dickey (Civil Service and State Personnel). Amends Sec. 20303, Government Code, re membership in State Employees' Retirement System.

Provides absences for military service is not a break in State service preventing entrance into the retirement system, which now requires six months service uninterrupted by a break of more than one month.

Passed both houses. To Governor.

Assembly Bill No. 140—Thomas and Fletcher (Military Affairs). New act, defining "veteran" in all statutes as any person serving in time of war in active military service of the United States, including any uniformed auxiliary thereof, in Merchant Marine, or in full time paid service of American Red Cross or in time of peace in campaign for which medal issued by Congress.

No action.

Assembly Bill No. 141—Debs (Military Affairs). Amends Sec. 13204.1 of Education Code, re veterans' rights to return to position with school district.

Provides veteran or member of Red Cross being discharged while in war service from a probationary position as certificated employee with a school district because of decrease in daily attendance, shall be entitled to all rights to return to his position now afforded other employees.

Passed both houses. To Governor.

Assembly Bill No. 142—McCollister and Allen (Military Affairs). Adds Sec. 18976.3, Government Code, re veterans' preference on State civil service examinations.

Gives veteran on terminal leave same preference on State civil service examinations as veteran otherwise eligible.

Passed Assembly. In Senate today, February 15.

Assembly Bill No. 144—Price (Municipal and County Government).

Amends Sec. 1, Act 5623, permitting public officer or employee to reenter his office or position during terminal leave from armed forces prior to release or discharge therefrom.

To take effect immediately, urgency measure.

Passed Assembly. In Senate today, February 15.

Assembly Bill No. 146—McCollister (Military Affairs). Amends Sec. 4300c, Political Code, and Sec. 6107, Government Code, re recordation and issuance of certified copies of veterans discharge and separation papers.

Provision authorizing recordation, indexing and issuing certified copies of veteran's discharge without payment of fees amended to include certificate of service, certificate of satisfactory service, report of separation or notice of separation, for veterans of specified services of armed forces.

Passed Assembly. On Senate floor today, February 15.

Assembly Bill No. 152—Rosenthal (Judiciary). Adds Sec. 7.5, Municipal Court Act of 1925, Act 5238, providing additional compensation equal to one month's salary for first full month of service of any attache of municipal court of a city of first and one-half class upon reinstatement within six months after his separation from armed forces under conditions other than dishonorable.

Passed the Assembly. On Senate floor.

Assembly Bill No. 155—McCollister (Judiciary). Amends Sec. 6951, Business and Professions Code, re regulation and licensing of collection agencies.

Enlarges provision authorizing continuation of collection agency license for veteran to include partnership, association or corporation whose license expired because of military service of managing partner, managing trustee or director.

Veteran may apply for continuation certificate within 60 days after military service terminates, but must file bond.

To take effect immediately, urgency measure.

Passed Assembly. In Senate today, February fifteenth.

Assembly Bill No. 156—Crowley and others (Military Affairs). New act, appropriates \$4,489,000 out of Postwar Employment Reserve to Veterans' Home of California for acquisition of real property and construction of improvements at said home.

No action.

Assembly Bill No. 161—Rosenthal and others (Public Morals). New act, re rehabilitation of veterans through a fund consisting of moneys wagered upon horse races, and by amending Sec. 19597, Business and Professions Code.

Except in case of racing meetings conducted at State fair or at county or agricultural district fairs, takes "breakage" (odd cents by which amounts payable on each dollar wagered on a horse race exceeds a multiple of 5 cents) from race track licensees who now are entitled to retain it.

"Breakage" so taken is to be paid into special fund and is appropriated to Veterans' Welfare Board to be used for rehabilitation of veterans.

No action. See Assembly Bill No. 165.

Assembly Bill No. 162—Weber and others (Military Affairs). Adds Sec. 702 to Military and Veterans Code, re purchase of agricultural machinery by Veterans' Welfare Board for veterans.

Permits purchase by Veterans' Welfare Board of surplus agricultural machinery and supplies as agent for veterans. Board may use funds appropriated for its support.

Effective until ninety-first day after adjournment of 1947 Regular Session of the Legislature.

No action.

Assembly Bill No. 165—Sawallisch, Crichton, and Rosenthal (Public Morals). Adds Sec. 703, Military and Veterans Code, amends Secs. 19485, 19597, 19620, and 19627, and adds Sec. 19485.5, Business and Professions Code, re creation of Veterans Rehabilitation Fund.

Creates Veterans Rehabilitation Fund into which is paid from wagering at horse races one-half of breakage on gross amount handled in excess of \$10,000,000 at privately owned tracks. 1 per cent of all money handled in pari-mutuel pool between \$10,000,000 and \$20,000,000, and 2 per cent of all in excess of that. Fund is to be used for veterans' educational assistance, burial, and care of graves, and aid to indigent veterans.

Increases racing license fees, and decreases commissions of licensees accordingly.

Passed Assembly. In Senate, February fifteenth.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Quinn, Dilworth, and Sutton as a Committee on Conference concerning:

Assembly Bill No. 62—An act to amend Section 699.5 of the Military and Veterans Code, relating to assistance to veterans, prescribing the powers and duties of the Veterans' Welfare Board in aiding veterans in connection with veterans' rights, privileges, and preferences, and making an appropriation.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, February 14, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 104

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

RESOLUTIONS

The following resolution was offered :

By Mr. Allen :

House Resolution No. 97

Relative to augmenting the funds of the California Legislative Committee on Administrative Regulation

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, 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 Assembly for the expenses of the California Legislative Committee on Administrative Regulation (created by House Resolution No. 278, Fifty-sixth Regular Session, adopted June 16, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

RECESS

At 12.22 p.m., on motion of Mr. Sam L. Collins, the Assembly recessed until 5 p.m.

REASSEMBLED

At 5 p.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Assembly Concurrent Resolution No. 30

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

CLARKE, Chairman

Above reported resolution ordered engrossed.

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 116

Senate Bill No. 118

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 116—An act making an appropriation for public works to facilitate the making of snow surveys.

Bill read second time, and ordered to third reading.

Senate Bill No. 118—An act making an appropriation to the Department of Public Works, Division of Water Resources, for repair and restoration of a bridge damaged by storm and flood, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 163

Senate Bill No. 87

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 163—An act to add Section 1477.5 to the Labor Code, relating to the Commission of Housing, making an appropriation, declaring the urgency hereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 21 and 22 of the printed bill, strike out "one hundred fifty-two thousand dollars (\$152,000)", and insert "ninety-seven thousand dollars (\$97,000)".

Amendment No. 2

On page 1 of said bill, following line 24, insert "SEC. 3. Section 1477.5 of the Labor Code is hereby repealed. This section shall become operative on June 30, 1947."

Amendment No. 3

On page 2, line 1, of said bill, strike out "3", and insert "4".

Amendments read and adopted.

Bill ordered reprinted and engrossed.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 87—An act providing for school district public works and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on February 4, 1946, after "works", insert ", creating the State School Building Commission, establishing the State School Building Fund,".

Amendment No. 2

On page 1, lines 9 and 10, of said bill, strike out "The appropriation contained in this act", and insert "There is hereby created in the State Treasury the State School Building Fund which".

Amendment No. 3

On page 1, line 16, of said bill, strike out the period and "All of said purposes", and insert "all of which".

Amendment No. 4

On page 1, lines 17 and 18, of said bill, after "as", strike out "public works in which there is a State interest", and insert "such public works".

Amendment No. 5

On page 1, lines 22 and 23, of said bill, strike out "fifteen million dollars (\$15,000,000)", and insert "to the State School Building Fund thirty million dollars (\$30,000,000)".

Amendment No. 6

On page 2, line 6, of said bill, strike out "appropriation made in this act", and insert "State School Building Fund".

Amendment No. 7

On page 2, line 17, of said bill, strike out "appropriation made in this act", and insert "State School Building Fund".

Amendment No. 8

On page 2, lines 21 and 22, of said bill, strike out "the appropriation made by this act, or so much thereof as may be necessary," and insert "two-fifths of the amount appropriated by this act or so much thereof as may be necessary, and except as otherwise provided in this act, from the State School Building Fund,".

Amendment No. 9

On page 2, line 29, of said bill, strike out "other".

Amendment No. 10

On page 2, line 33, of said bill, after "levied", insert "for the tax year 1945-1946".

Amendment No. 11

On page 2, line 36, of said bill, strike out "by the district", and insert "or authorized by the district on January 1, 1946".

Amendment No. 12

On page 2 of said bill, between lines 42 and 43, insert "Sec. 7. The State School Building Commission shall apportion not later than June 30, 1947, two-fifths of the amount appropriated by this act to school districts other than those to which apportionments are made under Section 6 of this act, as are eligible therefor under this act.

The commission shall tentatively allocate to each district eligible therefor the amount applied for by the district but no district shall be allotted more than it would be allotted if all of said amounts were apportioned to all school districts applying for an apportionment under this section and eligible therefor, pro rata on the basis of the average daily attendance of the school year 1945-1946 in all school districts. No district shall be eligible for a tentative allocation under this section unless (1) the district makes application for an apportionment under this section; (2) the advice of the State Commission on School Districts with respect to the making of such allocation has been secured; and (3) the district has met such qualifications as the State School Building Commission has established. The amount tentatively allocated to a district shall be apportioned to the district only if the district, prior to June 30, 1947, has made available for expenditure for the purposes for which the tentative allocation was made an amount equal to the amount tentatively allocated.

All sums not apportioned by the commission under this section prior to April 30, 1947, shall be apportioned by the commission pursuant to Section 6 of this act.

SEC. 8. The State School Building Commission shall, not later than June 30, 1947, apportion one-fifth of the amount appropriated by this act to school districts other than those to which apportionments are made by Sections 6 and 7 of this act, and which can not qualify as distressed districts, but which nevertheless can not make available for expenditure for the purposes for which the apportionment is made an amount equal to that apportioned from State funds. No part of the funds to be apportioned pursuant to this section shall be apportioned to any district which, during the school year 1944-1945, had an average daily attendance of pupils in excess of 25,000, exclusive of kindergartens. Any part of the funds to be apportioned pursuant to this section which has not been so apportioned prior to April 30, 1947, shall be transferred to and become a part of the funds to be apportioned pursuant to Section 6 hereof."

Amendment No. 13

On page 3, line 19, of said bill, strike out "7", and insert "9".

Amendment No. 14

On page 3, line 25, of said bill, strike out "8", and insert "10".

Amendment No. 15

On page 3, line 33, of said bill, strike out "9", and insert "11".

Amendment No. 16

On page 3, line 36, of said bill, strike out "school district to which an apportionment is made", and insert "such district".

Amendment No. 17

On page 3, line 38, of said bill, after "Commission.", insert "Funds apportioned pursuant to this act shall not be used to replace existing facilities, except when the State School Building Commission, after investigation, finds that such facilities are unsafe, unsanitary or inadequate, or except in the case of the consolidation of school districts, but shall be used for the construction of new classrooms and essential offices and sanitation facilities to meet increased enrollments."

Amendment No. 18

On page 3, line 39, of said bill, strike out "10", and insert "12".

Amendment No. 19

On page 3, lines 31 and 32, of said bill, strike out "and shall be paid by the State Treasurer from the State School Building Fund".

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Military Affairs**

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Senate Bill No. 114

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 114—An act to amend Section 1262 of the Military and Veterans Code, relating to memorial buildings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military Affairs:

Amendment No. 1

On page 1, line 24, of the printed bill, as amended in the Senate on February 13, 1946, strike out "one and one-half mills (\$.0015)", and insert "two and one-half mills (\$.0025)".

Amendment read and adopted.

Bill ordered reprinted, and to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 24

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 51
Assembly Bill No. 75
Assembly Bill No. 105

Assembly Bill No. 148
Assembly Bill No. 153

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

- Assembly Bill No. 26
- Assembly Bill No. 66
- Assembly Bill No. 151

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

Hon. Michael J. Burns Presiding

At 5.30 p.m., Hon. Michael J. Burns, Member of the Assembly from the First District, presiding.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 15, 1946

The Governor this day approved, chaptered, and filed in the Office of the Secretary of State the following bills:

- Assembly Bill No. 5, Chapter 27
- Assembly Bill No. 27, Chapter 28
- Assembly Bill No. 52, Chapter 29.

FRANK M. JORDAN, Secretary of State
By CHAS. J. HAGERTY, Deputy

REQUEST FOR UNANIMOUS CONSENT THAT ADDITIONAL COPIES BE PRINTED

Mr. McCollister asked for, and was granted, unanimous consent that 5,000 separates, of that portion of the Assembly Journal for today, February 15, 1946, which carries the report of the Committee on Military Affairs, relative to Veteran Legislation be ordered printed.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 17

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Rules, 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.

SAM L. COLLINS, Chairman

Above reported resolution ordered on file for adoption.

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Senate Bill No. 110

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

SAWALLISCH, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 110—An act to add Section 6.1 to the Alcoholic Beverage Control Act, relating to veterans' organizations and providing for the issuance of on-sale distilled spirits licenses to such organizations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Morals:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate on February 11, 1946, strike out lines 3 to 8, inclusive, and insert

"SEC. 6.1. Any post, chapter, camp or other local unit composed solely of veterans, and which is a post, chapter, camp or other local unit of an organization composed solely of veterans which has been chartered by the Congress of the United States for patriotic, fraternal or benevolent purposes, and which post, chapter, camp or other local unit has, as the owner, lessee or occupant thereof, operated an establishment for any such purpose for not less than one year, is a bona fide club".

Amendment No. 2

On page 1 of said bill, strike out lines 11 and 12, and insert

"The board may issue one "veterans' club license" to any such post, chapter, camp or other local unit of veterans above mentioned for the establishment, if otherwise satisfactory, where such post, chapter, camp or other local unit maintains such club. The fee for a veterans'".

Amendment No. 3

On page 1, line 14, of said bill, after "license", insert "in the locality where the club is maintained".

Amendment No. 4

On page 1, line 19, of said bill, after "establishment", insert "so owned, leased, or occupied by the local unit of an organization of veterans for patriotic, fraternal, or benevolent purposes".

Amendment No. 5

On page 1, line 20, of said bill, after "their", insert "bona fide".

Amendment No. 6

On page 2, line 1, of said bill, after the period, insert "The provisions of Section 38f do not apply to bona fide clubs.

No member and no officer, agent, or employee of a licensee under this section shall be paid or shall directly or indirectly receive, in the form of salary or other compensation, any of the profits from the distribution or sale of alcoholic beverages to the licensee or to the members of the licensee or its guests, beyond the amount of such salary as may be fixed and voted at any regular meeting by the members of the licensee or by its governing body, out of the general revenue of the local unit of the organization of veterans to which a license is issued pursuant to this section.

The board may revoke any license issued pursuant to this section in any case where, in the judgment of the board, the licensee ceases to operate as a bona fide club."

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

**NOTICE OF MOTION TO WITHDRAW SENATE BILL
NO. 17 FROM COMMITTEE**

Mr. George D. Collins gave notice that on the second legislative day he would move to withdraw Senate Bill No. 17 from the Committee on Public Morals, and have it placed upon the file.

Speaker Presiding

At 5.53 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 119

And reports the same correctly engrossed.

PELLETIER, Chairman

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 119
BY UNANIMOUS CONSENT

Assembly Bill No. 119—An act providing for a Program of School District Public Works, creating the State School Building Commission, establishing the State School Building Fund, and making an appropriation to carry out the provisions of this act.

Bill read second time.

Motion to Amend

Mr. Lowrey moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 36, of the printed bill, as amended in the Assembly on February 15, 1946, after "of", insert "other".

Amendment No. 2

On page 2, line 30, of said bill, strike out "June 30, 1947", and insert "September 1, 1946".

Amendment No. 3

On page 2, line 51, of said bill, after "qualifications", insert "as to need and such other qualifications".

Amendment No. 4

On page 2 of said bill, following line 52, insert "All sums not apportioned by the commission under this section on or before September 1, 1946 shall be apportioned by the commission pursuant to Section 7.5 of this act."

Amendment No. 5

On page 3, line 5, of said bill, after "tricts", insert a comma.

Amendment No. 6

On page 3, line 6, of said bill, strike out "act", and insert "section".

Amendment No. 7

On page 3, line 9, of said bill, strike out the first "allotted", and insert "allocated".

Amendment No. 8

On page 3, line 9, of said bill, strike out the second "allotted", and insert "allocated".

Amendment No. 9

On page 3, line 11, of said bill, after "section", insert a comma.

Amendment No. 10

On page 3, line 13, of said bill, after "all", insert "such".

Amendment No. 11

On page 3, line 44, of said bill, strike out the comma.

Amendment No. 12

On page 4, line 15, of said bill, strike out "such", and insert "school".

Amendment No. 13

On page 4, line 15, of said bill, after "district", insert "to which an apportionment is made".

Amendment No. 14

On page 3, line 2, of said bill, strike out "June", and insert "April".

Amendment No. 15

On page 3, line 18, of said bill, after "qualifications", insert "as to need and such other qualifications".

Amendment No. 16

On page 3, line 27, of said bill, strike out "6", and insert "7.5".

Amendment No. 17

On page 3, line 35, of said bill, after the period, insert "No district shall be eligible for an apportionment under this section unless (1) the district makes application for an apportionment under this section; (2) the advice of the State Commission on School Districts with respect to the making of such apportionment has been secured; and (3) the district has met such qualifications as to need and such other qualifications as the State School Building Commission has established."

Amendment No. 18

On page 3 of said bill, strike out lines 38 to 42, inclusive, and insert "assessed valuation in excess of two hundred fifty million dollars (\$250,000,000) as shown by the last equalized assessment roll of the district."

Amendments read and adopted.

Bill ordered reprinted and re-engrossed.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS (RESUMED)**

The following bill was introduced, and read the first time:

Assembly Bill No. 173: By Mr. Johnson—An act authorizing municipalities as herein defined issuing revenue bonds for the acquisition, construction, extension and improvement of sanitation and sewer enterprises as herein defined to contract with persons, firms, and corporations to construct, extend, improve, maintain and operate such enterprises when for the benefit of the municipality, providing that the consideration under such contracts shall be payable solely from the revenues of the enterprise, relating to the duration and provisions of such contracts and prohibiting a municipality from thereby transferring or restricting its powers and duties with respect to such enterprises and the revenue bonds thereof.

Opinion of Legislative Counsel

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, February 15, 1946

*Honorable Gardiner Johnson, Assembly Chamber
State Capitol, Sacramento, California*

Scope of Proclamation No. 7570

DEAR MR. JOHNSON: At your request we have backed for introduction a bill authorizing municipalities to issue revenue bonds for sanitation and sewer enterprises and to contract with others for the extension, improvement, maintenance and operation of such enterprise, the contractee to receive compensation solely from the revenues of the enterprise.

In our opinion this proposed bill is not within the scope of the original or supplementary Proclamations convening this extraordinary session of the Legislature.

We are informed that after a bill is introduced and the Speaker holds that it is not within the scope of the Proclamation, it is customary not to print the bill. We have no doubt that the Speaker has authority to order such a bill printed.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By SIDNEY L. WEINSTOCK, Deputy

Request for Unanimous Consent that Assembly Bill No. 173 be Printed

Mr. Johnson asked for, and was granted, unanimous consent that Assembly Bill No. 173, which does not come within the purview of the Governor's Proclamation, be ordered printed, so that the printed copies of the bill may be available for interested parties.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today :

Upon recess at noon—

Military Affairs.
Public Morals.
Agriculture.
Governmental Efficiency and Economy.
Judiciary.

At 2 p.m.—

Ways and Means.
Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Leonard, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Alfred H. de Vrees of San Juan Bautista.

On request of Messrs. Kraft, Stream, and Mrs. Niehouse, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dave De Vocona and Burton G. Hamblin of San Diego.

On request of Mr. Emlay, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harold W. Wildman of Monterey.

On request of Mr. Debs, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Albert E. Isenberg of Hollywood.

On request of Mr. Pelletier, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Bon A. Davies of Los Angeles.

On request of Messrs. Butters, Kraft, Stream, and Mrs. Niehouse, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Congressman Philip Swing of San Diego.

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Barney Ferguson of San Francisco.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Capt. and Mrs. Barrett J. Whiteley of Strathmore, Cpl. Ralph C. Nichols U. S. Army, and Lt. R. Shinn, Mather Field.

On request of Mr. Dunn and the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Minnie Lou Eakin of Albany and Mrs. Casperon of Oakland.

On request of Mr. Carey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mike Weber, Edward Schleason and Harry Schuller of Emeryville.

On request of Mr. Sheridan and the Alameda County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Rev. Father Rader of Oakland.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. William M. Deiters of Chicago, Illinois, Lt. Robert C. Gannon of Balboa Island, Calif., Lt. Raymond Mistretta of Newark, N. Y., Lt. John M. Johnson of Minneapolis, Minn., and St. Sgt. Viggo Markeson of Minneapolis, Minn.

ADJOURNMENT

At 6.10 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 9.30 a.m., Saturday, February 16, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-FIRST LEGISLATIVE DAY

FORTY-FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Saturday, February 16, 1946

The Assembly met at 9.30 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—72.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Eternal God

May we behold today the constant manifestations of Thy saving influence in the long history of mankind, and see the Divine Power constantly working for men today.

Let us behold the Divine influence in the Saviours who have appeared in all the ancient races and religions, in Moses in Palestine, in Socrates in Greece, in Buddha in India, and Confucius in China.

As the supreme manifestation of the saving influence, let us behold the Christ, in whom millions have found redemption from evil, and whose teachings have altered the course of history.

Let us behold the marvelous influence He has exercised over the leaders in every century and in every area of life, and who ascribe to Him their character and achievements.

Lift up our eyes to the continents where savages have been changed into saints, and jungles of cruelty into gardens of light.

May we realize what the Saviour may do for us, giving us victory over evil, consolation in sorrow, and the assurance of a life everlasting.—Amen.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Erwin, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leaves of absence for the day because of illness:

Mr. Stephenson, by unanimous consent.
 Mr. Hollibaugh, by unanimous consent.
 Mr. Thomas, on motion of Mr. Fletcher.
 Mr. Denny, by unanimous consent.

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, by unanimous consent.

The following members were granted leaves of absence for the day, because of legislative business elsewhere, and desired to waive their per diems:

Mr. Thorp, on motion of Mr. Clarke.
 Mr. Massion, on motion of Mr. Clarke.

COMMUNICATIONS

By Mr. King:

The following communications were received, and ordered printed in the Journal:

CHICO HIGH SCHOOL, CHICO, CALIFORNIA
 February 14, 1946

*The Assembly, State Capitol
 Sacramento, California*

GENTLEMEN: Enclosed is a communication from the acting secretary of the first postwar meeting of the Student Leaders' Conference, which has long been sponsored by Section 9 of the California High School Principals' Association. This decision to write you was arrived at by the student group independently of the Principals' Association, which was meeting elsewhere at the same time students were having their meeting. When the principals were advised that the students had reached this decision the principals decided that since they had not yet discussed the problem they would not wish to endorse the proposal, but at the same time they did not wish to hinder this independent action by students. The principals plan to discuss the problem also at their next meeting.

Respectfully,

STUART MITCHELL, President, Section 9,
 California Secondary School Principals Association

cc: State Board of Education.
 cc: The Assembly.
 cc: Mr. A. Lentz.

ASSOCIATED STUDENT BODY, CHICO HIGH SCHOOL
 CHICO, CALIFORNIA, February 9, 1946

*The Assembly, State Capitol
 Sacramento, California*

GENTLEMEN: At a Student Leaders' Conference comprising representatives from the high schools of Northern California, held at Chico State College, February 9, 1946, the problem of SMOKING as prevailing on and around school grounds, was discussed by the delegates. I was ordered to write you as follows:

The laws governing this question are found in Article 4, Section 16073 of the California State Education Code which states—" . . . *smoking cigarettes or having cigarettes on school premises constitutes good cause for suspension or expulsion from school*" and the Rules and Regulations of the State Board of Education, Section III, 1, " . . . *gambling, immorality, profanity, frequenting public pool rooms, the use of tobacco, narcotics and intoxicating liquors on the school grounds, or elsewhere shall not be tolerated.*"

Due to the fact that it is practically impossible to police the students every minute and undesirable from the standpoint of both, a change in the law is of apparent necessity. We recommend, therefore, that Section 16073 of the California State Education Code be revised to read as follows: "*Continued wilful disobedience, open and persistent defiance of the authority of the teacher, habitual profanity or vulgarity on school*

premises constitutes good cause for suspension or expulsion from school. Schools should discourage unhealthy habits and immorality among the students by enforcing rules which the administration feel are necessary to accomplish this and by creating a healthy intelligent attitude toward such conduct."

Furthermore with a view to greater feasibility toward enforcing the law, we recommend that Section III. I, of the Rules and Regulations of the State Board of Education, be modified to read as follows: "*Gambling, immorality, profanity, the use of tobacco, narcotics and intoxicating liquors on the school ground shall not be tolerated.*"

These decisions are presented to you with the ardent hope that you may see the position of both the student and principal as law abiding citizens and that you may act in accordance with our recommendations.

Respectfully submitted,

LEABELLE SUTTON, Secretary Pro Tempore

By Mr. Watson:

The following communication was received, and ordered printed in the Journal:

SOUTHERN COUNCIL OF CONSERVATION CLUBS, INC
Southern Council of Conservation Clubs Publicity Department

For Immediate Release—Dated February 13, 1946

The Board of Directors of the Southern Council of Conservation Clubs, Inc., wish to go on record as supporting all actions taken by the California Fish and Game Commission at its meeting in Los Angeles, January 28-30, 1946, and to reiterate the statements made at the close of the meeting in support of the commission and its extremely fair and democratic manner of handling the powers invested in them by Assembly Bill No. 397.

At the regular meeting of the council held December 19, 1945, 46 sportsmens clubs of Southern California, from Mono County to San Diego County, were represented and voted unanimously in favor of an anti-chumming law for California. Discussions on this measure had been underway since early spring of 1945.

In the matter of the reduction of the trout limit for California, 41 clubs voted in favor of a reduction from 25 fish to 15 fish or 10 pounds and one fish. This regulation received considerable time for discussion and the roll call vote taken only after all phases of the measure had been considered.

The overall membership of the council is considered to embrace clubs representing a near 25,000 individual sportsmen.

SOUTHERN COUNCIL OF CONSERVATION CLUBS, INC.
Board of Directors
By VIRG NOVER, Secretary

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 149

Assembly Bill No. 154

Assembly Bill No. 168

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 124

Assembly Bill No. 156

Assembly Bill No. 160

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Concurrent Resolution No. 30
And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Concurrent Resolution No. 32
And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported resolution ordered on file for adoption.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 26—An act making an appropriation to the Division of Fish and Game, Department of Natural Resources, for construction, improvements, repairs and equipment.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 26?

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, as amended, strike out "eight hundred thirty-two thousand five hundred dollars (\$832,500)", and insert "six hundred sixty-seven thousand five hundred dollars (\$667,500)".

Amendment No. 2

On page 1 of said bill, strike out lines 7 to 17, inclusive.

Amendment No. 3

In lines 3 and 4 of the title of the printed bill, strike out "to take effect immediately".

Amendment No. 4

On page 1 of said bill, strike out lines 18 to 21, inclusive.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Watson moved a call of the Assembly.

Motion carried. Time, 9.50 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Sam L. Collins asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS (RESUMED)**

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 66—An act to add Section 6062.5 to the Business and Professions Code, relating to bar examinations of veterans.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 66?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on January 29, 1946, strike out "6062.5", and insert "6060.5".

Amendment No. 2

On page 1, line 1, of said bill, strike out "6062.5", and insert "6060.5".

Amendment No. 3

On page 1 of said bill, strike out lines 3 to 18, inclusive, and insert "6060.5. The provisions of subdivisions (d) and (h) of Section 6060 do not apply to any person who, after September 16, 1940, and prior to the termination of hostilities between the United States and the Nations with which the United States is now at war as determined by Act of Congress or Proclamation of the President, has graduated from a law school accredited by the examining board and who after such graduation served in the armed forces of the United States before taking an examination for admission to the bar, nor to any person who, after September 16, 1940 satisfactorily completed at least two years of study at a law school then accredited by the examining board and whose legal education was thereafter interrupted by his service in the armed forces of the United States, and who subsequently graduates from a law school accredited by the examining board. The provisions of this section shall not apply to any person who enters the armed forces of the United States after the effective date of this section, nor to any person who at the time of entering the armed forces was not a bona fide resident of this State.

This section shall remain in effect until the ninety-first day after final adjournment of the Fifty-eighth Regular Session of the Legislature. While this section is in effect it shall supersede any existing provisions of law which are in conflict with this section; but such provisions are not repealed by this section and after this section is no longer effective shall have the same force as though this section had not been enacted."

Amendment No. 4

On page 2, line 8, of the printed bill, as amended in the Senate on February 13, 1946, after "United States", strike out "before taking an"; and in line 9 strike out "examination for admission to the bar."

Amendment No. 5

On page 2, lines 10 and 11, of the printed bill, as amended in the Senate on February 13, 1946, strike out "two years", and insert "one year".

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 66 by the following vote:

AYES—Call, Davis, Debs, Waters, and Werdel—5.

NOES—Allen, Anderson, Beal, Beck, Berry, Burke, Burkhalter, Burns, Butters, Clarke, Collins, George D. Collins, Sam L., Crichton, Crowley, Dekker, Doyle, Dunn, Emlay, Erwin, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, McCollister, McMillan, Middough, Niehouse, Pelletier, Robertson, Sherwin, Stewart, Stream, Thompson, Thurman, Wollenberg, and Mr. Speaker—47.

**Appointment of Committee on Conference Concerning
Assembly Bill No. 66**

The Speaker announced the appointment of Messrs. McCollister, Waters, and Wollenberg as a Committee on Conference concerning Assembly Bill No. 66.

Assembly Bill No. 151—An act to add Section 10.5 to the Housing Authorities Law, relating to housing.

The question being: Shall the Assembly concur in the following amendment to Assembly Bill No. 151?

Amendment No. 1

On page 1, line 17, of the printed bill, after the period, insert

"This section and all of its provisions shall automatically terminate and become void on the ninety-first day after the date of adjournment of the Legislature at its Fifty-eighth Regular Session in 1949."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 151 by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, McCollister, McMillan, Middough, Niehouse, Pelletier, Robertson, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—58.

NOES—None.

Assembly Bill No. 151 ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON CONCURRENCE IN SENATE AMENDMENTS
TO ASSEMBLY BILL NO. 26**

At 10.05 a.m., on motion of Mr. Watson, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 26 by the following vote:

AYES—Allen, Anderson, Beal, Berry, Boyd, Burke, Burkhalter, Burns, Butters, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dills, Ralph C., Emlay, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Kilpatrick, King, Knight, Kraft, Lyons, McCollister, Middough, Niehouse, Pelletier, Stream, Thompson, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—41.

NOES—Beck, Dickey, Doyle, Dunn, Erwin, Haggerty, Heisinger, Johnson, Leonard, Lowrey, McMillan, Robertson, Sherwin, Stewart, and Thurman—15.

**Appointment of Committee on Conference Concerning
Assembly Bill No. 26**

The Speaker announced the appointment of Messrs. Erwin, Leonard, and Burkhalter as a Committee on Conference concerning Assembly Bill No. 26.

**CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS**

Assembly Bill No. 149—An act making an appropriation for construction, improvements, and equipment for the Training Center for Adult Blind, Department of Education, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, King, Knight, Leonard, Lowrey, Lyons, McMillan, Middough, Niehouse, Pelletier, Robertson, Sheridan, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, King, Knight, Leonard, Lowrey, Lyons, McMillan, Middough, Niehouse, Pelletier, Robertson, Sheridan, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 154—An act making an appropriation for support of the Division of Fish and Game, Department of Natural Resources, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, King, Knight, Leonard, Lowrey, Lyons, McMillan, Middough, Niehouse, Robertson, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 168—An act to amend Section 303 of the Unemployment Insurance Act to make an appropriation to carry out the provisions of Article 10 of said act, relating to unemployment compensation disability payments.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Haggerty, Hawkins, Heisinger, Johnson, King, Knight, Leonard, Lowrey, Lyons, McMillan, Middough, Niehouse, Pelletier, Robertson, Sheridan, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 156—Relative to an act making an appropriation to carry out the State Postwar Building Program in respect to the Veterans' Home of California.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burkhalter, Burns, Butters, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Haggerty, Hawkins, Heisinger, Johnson, King, Leonard, Lowrey, Lyons, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Sheridan, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 160—An act making an appropriation for the establishing of a radio broadcasting network for educational purposes, and creating a Radio Network Board to carry out the provisions of this act.

Bill read third time.

Point of Order

Mr. Sam L. Collins arose to the following point of order: That Mr. Davis has already spoken to the question, and is out of order.

Ruling by Speaker

Speaker Lyon ruled the point of order well taken.

The question being on the passage of Assembly Bill No. 160.

Hon. Ralph C. Dills Presiding

At 10.56 a.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

The question being on the passage of Assembly Bill No. 160.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burkhalter, Butters, Call, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, King, Knight, Kraft, Leonard, Lowrey, Lyons, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stream, Thompson, Thurman, Waters, Weber, Wollenberg, and Mr. Speaker—55.

NOES—Burns, Clarke, Dills, Clayton A., Emlay, Field, Gannon, O'Day, Stewart, and Werdel—9.

Bill ordered transmitted to the Senate.

Assembly Bill No. 124—An act making an appropriation to the Division of Highways for the installation of fog lights on the Yolo Causeway between Sacramento and Davis, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, McCollister, McMillan, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stream, Thompson, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, McCollister, McMillan, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stream, Thompson, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 163

And reports the same correctly engrossed.

PELLETIER, Chairman

Above reported bills ordered to third reading.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 163—An act to add Section 1477.5 to the Labor Code, relating to the Commission of Housing, making an appropriation, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, McCollister, McMillan, Miller, Niehouse, Pelletier, Price, Rosenthal, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—61.

NOES—Beck—1.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, McCollister, McMillan, Miller, Niehouse, Pelletier, Price, Rosenthal, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—61.

NOES—Beck—1.

Bill ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 30—Relative to the procurement and disposal of surplus agricultural machinery.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C.,

Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lyons, McColliester, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—None.

Resolution ordered transmitted to the Senate.

MOTION TO PLACE ASSEMBLY BILL NO. 58 ON ACTIVE FILE

Mr. Lyons moved that Assembly Bill No. 58 be taken from the inactive file and placed upon the active file, for purpose of amendment.

Motion carried.

**CONSIDERATION OF ASSEMBLY BILL NO. 58
BY UNANIMOUS CONSENT**

Assembly Bill No. 58—An act to add Section 18 and Article 10, comprising Sections 150 to 404 to, and to amend Sections 19, 20, and 40 of, the Unemployment Insurance Act, to establish a System of Unemployment Compensation Disability Benefit Payments within the Unemployment Compensation System.

Bill read third time.

Motion to Amend

Mr. Lyons moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, as amended in the Assembly on January 29, 1946, in the title strike out lines 1 to 3, inclusive, and insert "An act to amend Sections 154 and 460 of the Unemployment Insurance Act relating to a system of".

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 20, inclusive; and strike out pages 2 to 9, inclusive, and insert

"SECTION 1. Section 154 of the Unemployment Insurance Act is amended to read:

Sec. 154. The commission shall within 30 days after the effective date of this act submit the Unemployment Insurance Act as amended to the Social Security Board for a certification as provided in Section 1602 (b) (3) of the Federal Unemployment Tax Act.

If at any time the Federal Social Security Board or other higher authority rules or determines that any section or sections of Article 10 of the Unemployment Insurance Act of this State is not in conformity with the provisions of Title 3 of the Social Security Act and/or Section 1601 and Section 1602 of the Federal Unemployment Tax Act by reason of any provision contained in said Article 10, such section or sections shall be immediately inoperative.

SEC. 2. Section 460 of the Unemployment Insurance Act is amended to read:

Sec. 460. The commission shall in accordance with authorized regulations, determine each fiscal year the total amount expended for added administrative work arising out of voluntary plans. The total amount so determined shall be pro-rated among the approved voluntary plans in effect during that year on the basis of the amount of wages paid in employment by employers to individuals participating in such plans. The commission shall make assessments of amounts so pro-rated against the employers responsible for benefits under such approved plans. The amount assessed shall not exceed two one hundredths of one per cent (.02%) of the amount of wages paid in employment by employers to individuals participating in such plans. The provisions of Article 4 of this act with respect to the assessment and collection of contributions shall apply to the assessments provided by this section. The amounts collected by the commission under this section shall be added to amounts otherwise made available for administration of this article."

Amendments read and adopted.

Bill ordered reprinted, and re-engrossed.

Motion to Rush Printing of Assembly Bill No. 58

Mr. Lyons asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 58.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT
RELATIVE TO ASSEMBLY BILL NO. 60**

Mr. Field asked for, and was granted, unanimous consent that the following report relative to Assembly Bill No. 60 be ordered printed in the Journal:

THESE ARE ESTIMATES

**Proposed Allocation of \$90,000,000 Fund to Cities and Counties Under S. B. 90 and A. B. 60, Including Amendments to A. B. 60 Adopted by the Senate
Governmental Efficiency Committee, January 24, 1946**

Alameda County -----	\$6,358,586	Antioch -----	45,763
To county -----	2,116,164	Concord -----	12,306
Roads -----	\$218,832	El Cerrito -----	55,004
Other -----	1,897,332	Hercules -----	3,074
Alameda -----	324,949	Martinez -----	66,153
Albany -----	103,007	Pinole -----	8,371
Berkeley -----	766,726	Pittsburg -----	85,324
Emeryville -----	22,595	Richmond -----	211,894
Hayward -----	60,372	Walnut Creek -----	14,143
Livermore -----	25,857	Del Norte County -----	\$153,034
Oakland -----	2,708,174	To county -----	140,818
Piedmont -----	88,425	Roads -----	\$24,194
Pleasanton -----	11,454	Other -----	116,624
San Leandro -----	130,863	Crescent City -----	12,216
Alpine County -----	\$108,276	El Dorado County -----	\$279,797
To county -----	108,276	To county -----	252,336
Roads -----	\$7,144	Roads -----	\$105,988
Other -----	101,132	Other -----	146,348
Amador County -----	\$228,337	Placerville -----	27,461
To County -----	193,678	Fresno County -----	\$2,275,893
Roads -----	\$62,241	To county -----	1,532,478
Other -----	131,437	Roads -----	\$806,876
Amador -----	2,232	Other -----	725,602
Jackson -----	18,140	Clovis -----	14,573
Plymouth -----	4,123	Coalinga -----	45,046
Sutter Creek -----	10,164	Firebaugh -----	6,310
Butte County -----	\$663,501	Fowler -----	13,722
To county -----	514,783	Fresno -----	543,897
Roads -----	\$264,693	Kingsburg -----	13,480
Other -----	250,090	Parlier -----	6,955
Biggs -----	4,903	Reedley -----	28,412
Chico -----	83,236	Sanger -----	36,003
Gridley -----	20,955	San Joaquin -----	2,151
Oroville -----	39,624	Selma -----	32,866
Calaveras County -----	\$238,549	Glenn County -----	\$311,451
To county -----	228,125	To county -----	279,356
Roads -----	\$99,323	Roads -----	\$136,631
Other -----	128,802	Other -----	142,725
Angels -----	10,424	Orland -----	12,243
Colusa County -----	\$281,739	Willows -----	10,852
To county -----	253,963	Humboldt County -----	\$675,979
Road -----	\$119,671	To county -----	480,406
Other -----	134,292	Roads -----	\$219,904
Colusa -----	20,480	Other -----	260,502
Wendocum -----	7,296	Arcata -----	16,626
Contra Costa County -----	\$1,212,255	Blue Lake -----	4,508
To county -----	710,223	Eureka -----	152,858
Roads -----	\$258,297	Ferndale -----	8,075
Other -----	451,926	Fortuna -----	12,664
		Trinidad -----	842

Proposed Allocation of \$90,000,000 Fund to Cities and Counties—Continued

Imperial County	\$934,340	Glendale	740,152
To county	636,565	Glendora	25,293
Roads	\$327,266	Hawthorne	74,058
Other	309,299	Hermosa Beach	64,504
Brawley	105,024	Huntington Park	256,761
Calexico	48,533	Inglewood	269,901
Calipatria	16,124	La Verne	27,712
El Centro	89,779	Long Beach	1,472,300
Holtville	15,882	Los Angeles	13,482,272
Imperial	13,381	Lynwood	98,428
Westmorland	9,052	Manhattan Beach	57,343
		Maywood	96,178
Inyo County	\$275,574	Monrovia	114,784
To county	262,220	Montebello	71,844
Roads	\$135,506	Monterey Park	76,460
Other	126,714	Palos Verdes Estates	8,846
Bishop	13,354	Pasadena	733,716
Kern County	\$1,598,701	Pomona	210,971
To county	1,238,206	Redondo Beach	117,339
Roads	\$664,800	San Fernando	81,506
Other	573,406	San Gabriel	106,359
Bakersfield	262,175	San Marino	73,269
Delano	40,986	Santa Monica	479,500
Maricopa	6,005	Sierra Madre	41,058
Shafter	11,275	Signal Hill	28,537
Taft	28,725	South Gate	241,498
Tehachapi	11,320	South Pasadena	128,667
		Torrance	89,178
Kings County	\$545,941	Vernon	7,618
To county	438,058	West Covina	9,608
Roads	\$214,847	Whittier	144,433
Other	223,211		
Corcoran	18,750	Madera County	\$453,528
Hanford	73,798	To county	378,116
Lemoore	15,335	Roads	\$196,436
		Other	181,680
Lake County	\$219,414	Chowchilla	17,540
To county	206,060	Madera	57,872
Roads	\$77,790		
Other	128,270	Marin County	\$675,330
Lakeport	13,354	To county	408,134
Lassen County	\$350,941	Roads	\$122,775
To county	336,825	Other	285,359
Roads	\$186,098	Belvedere	4,096
Other	150,727	Corte Madera	9,841
Susanville	14,116	Fairfax	19,700
Los Angeles County	\$33,007,950	Larkspur	13,964
To county	12,027,321	Mill Valley	43,442
Roads	\$2,167,833	Ross	15,694
Other	9,859,488	San Anselmo	51,894
Alhambra	348,960	San Rafael	78,837
Arcadia	81,757	Sausalito	31,728
Avalon	14,672		
Azusa	46,686	Mariposa County	\$192,865
Bell	100,955	To county	191,442
Beverly Hills	240,405	Roads	\$71,805
Burbank	307,750	Other	119,637
Claremont	27,399	Hornitos	1,425
Compton	145,177		
Covina	27,327	Mendocino County	\$463,617
Culver City	80,449	To county	383,267
El Monte	42,537	Roads	\$185,646
El Segundo	33,502	Other	197,621
Gardena	52,960	Fort Bragg	28,994
		Point Arena	3,352
		Ukiah	33,440
		Willits	14,564

Proposed Allocation of \$90,000,000 Fund to Cities and Counties—Continued

Merced County -----	\$728,547	Colfax -----	7,116
To county -----	577,868	Lincoln -----	18,320
Roads -----	\$313,246	Rocklin -----	7,125
Other -----	264,622	Roseville -----	59,628
Atwater -----	11,069	Plumas County -----	\$251,179
Dos Palos -----	8,765	To county -----	251,179
Gustine -----	12,144	Roads -----	\$110,721
Livingston -----	8,022	Other -----	140,458
Los Banos -----	19,843	Riverside County -----	\$1,566,813
Merced -----	90,836	To county -----	991,943
Modoc County -----	\$243,954	Roads -----	\$522,240
To county -----	225,222	Other -----	469,703
Roads -----	\$94,696	Banning -----	34,721
Other -----	130,526	Beaumont -----	19,789
Alturas -----	18,732	Blythe -----	21,107
Mono County -----	\$142,279	Corona -----	78,548
To county -----	142,279	Elsinore -----	13,910
Roads -----	\$34,224	Hemet -----	23,258
Other -----	108,055	Indio -----	20,578
Monterey County -----	\$958,989	Palm Springs -----	30,778
To county -----	659,772	Perris -----	9,061
Roads -----	\$303,905	Riverside -----	310,967
Other -----	355,867	San Jacinto -----	12,153
Carmel -----	25,427	Sacramento County -----	\$2,087,197
King City -----	15,846	To county -----	1,093,708
Monterey -----	90,379	Roads -----	\$396,947
Pacific Grove -----	56,007	Other -----	696,761
Salinas -----	103,841	Isleton -----	16,464
Soledad -----	7,717	North Sacramento -----	27,363
Napa County -----	\$410,530	Sacramento -----	949,662
To county -----	315,329	San Benito County -----	\$255,181
Roads -----	\$115,469	To county -----	214,320
Other -----	199,860	Roads -----	\$74,408
Calistoga -----	10,074	Other -----	139,912
Napa -----	69,371	Hollister -----	34,784
St. Helena -----	15,756	San Juan Bautista -----	6,077
Nevada County -----	\$350,196	San Bernardino County -----	\$2,159,656
To county -----	277,186	To county -----	1,288,406
Roads -----	\$109,628	Roads -----	\$618,965
Other -----	167,558	Other -----	664,441
Grass Valley -----	51,096	Chino -----	37,679
Nevada City -----	21,914	Colton -----	86,812
Orange County -----	\$1,597,430	Needles -----	32,481
To county -----	849,463	Ontario -----	127,242
Roads -----	\$291,346	Redlands -----	128,381
Other -----	558,117	Rialto -----	15,864
Anaheim -----	98,867	San Bernardino -----	391,183
Brea -----	23,007	Upland -----	56,608
Fullerton -----	93,588	San Diego County -----	\$3,701,389
Huntington Beach -----	33,502	To county -----	1,547,115
Laguna Beach -----	39,973	Roads -----	\$433,386
La Habra -----	22,398	Other -----	1,113,729
Newport Beach -----	39,776	Chula Vista -----	46,050
Orange -----	70,814	Coronado -----	62,129
Placentia -----	13,193	El Cajon -----	13,184
San Clemente -----	4,293	Escondido -----	40,870
Santa Ana -----	286,096	La Mesa -----	35,178
Seal Beach -----	13,919	National City -----	92,709
Tustin -----	8,541	Oceanside -----	41,685
Placer County -----	\$466,705	San Diego -----	1,822,469
To county -----	338,549	San Francisco County -----	\$8,409,959
Roads -----	\$140,073	To county -----	2,722,850
Other -----	198,476	Roads -----	\$399,756
Auburn -----	35,967	Other -----	2,323,094
		San Francisco -----	5,687,109

Proposed Allocation of \$90,000,000 Fund to Cities and Counties—Continued

San Joaquin County	\$1,632,894	Sierra County	\$159,498
To county	989,109	To county	151,208
Roads	\$418,915	Roads	\$40,610
Other	570,194	Other	110,598
Lodi	99,297	Loyalton	8,290
Manteca	17,755	Siskiyou County	\$486,209
Stockton	490,381	To county	402,057
Tracy	36,352	Roads	\$201,864
San Luis Obispo County	\$546,492	Other	200,193
To county	420,835	Dorris	7,735
Roads	\$213,358	Dunsmuir	21,143
Other	216,477	Etna	4,087
Arroyo Grande	9,769	Fort Jones	3,227
Paso Robles	27,291	Montague	4,150
San Luis Obispo	79,597	Mount Shasta	14,502
San Mateo County	\$1,397,719	Tulelake	7,036
To county	648,579	Yreka	22,272
Roads	\$156,951	Solano County	\$687,007
Other	491,628	To county	428,012
Atherton	17,101	Roads	\$155,927
Belmont	11,015	Other	272,085
Burlingame	142,864	Benicia	21,681
Colma	3,173	Dixon	9,931
Daly City	86,265	Fairfield	11,759
Hillsborough	24,620	Rio Vista	14,932
Menlo Park	29,200	Suisun City	6,328
Redwood City	111,612	Vacaville	14,466
San Bruno	58,427	Vallejo	179,898
San Carlos	31,548	Sonoma County	\$890,382
San Mateo	173,902	To county	648,668
South San Francisco	59,413	Roads	\$306,745
Santa Barbara County	\$932,148	Other	341,923
To county	512,169	Cloverdale	7,251
Roads	\$164,980	Healdsburg	22,469
Other	347,189	Petaluma	72,006
Lompoc	30,285	Santa Rosa	112,974
Santa Barbara	313,315	Sebastopol	16,635
Santa Maria	76,379	Sonoma	10,379
Santa Clara County	\$2,082,440	Stanislaus County	\$994,712
To county	1,104,590	To county	738,425
Roads	\$391,657	Roads	\$376,132
Other	712,933	Other	362,293
Alviso	6,068	Ceres	11,938
Gilroy	32,400	Modesto	146,799
Los Gatos	32,239	Newman	10,881
Morgan Hill	9,088	Oakdale	23,231
Mountain View	35,367	Patterson	9,940
Palo Alto	150,339	Riverbank	10,128
San Jose	613,554	Turlock	43,370
Santa Clara	59,601	Sutter County	\$357,372
Sunnyvale	39,194	To county	312,846
Santa Cruz County	\$623,027	Roads	\$147,401
To county	391,495	Other	165,445
Roads	\$133,638	Yuba City	44,526
Other	257,857	Tehama County	\$354,610
Santa Cruz	151,433	To county	305,576
Watsonville	80,099	Roads	\$155,420
Shasta County	\$487,889	Other	150,156
To county	415,211	Corning	13,193
Roads	\$214,310	Red Bluff	34,273
Other	200,901	Tehama	1,568
Redding	72,678		

Proposed Allocation of \$90,000,000 Fund to Cities and Counties—Continued

Trinity County -----	\$178,682	Ventura County -----	\$859,998
To county -----	178,682	To county -----	540,544
Roads -----	\$64,773	Roads -----	\$196,403
Other -----	113,909	Other -----	344,141
		Fillmore -----	29,146
Tulare County -----	\$1,468,275	Ojai -----	14,537
To county -----	1,139,804	Oxnard -----	76,353
Roads -----	\$664,397	Santa Paula -----	80,538
Other -----	475,407	Ventura -----	118,880
Dinuba -----	33,968	Yolo County -----	\$463,296
Exeter -----	34,802	To county -----	378,670
Lindsay -----	39,409	Roads -----	\$183,224
Porterville -----	56,196	Other -----	195,446
Tulare -----	74,022	Davis -----	14,986
Visalia -----	79,803	Winters -----	10,155
Woodlake -----	10,271	Woodland -----	59,485
		Yuba County -----	\$333,624
Tuolumne County -----	\$228,155	To county -----	269,613
To county -----	207,926	Roads -----	\$109,934
Roads -----	\$69,783	Other -----	159,679
Other -----	138,143	Marysville -----	59,566
Sonora -----	20,229	Wheatland -----	4,445

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, FEBRUARY 15, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Assembly Bill No. 172

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 172—An act to amend Sections 6 and 7 of an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties for the prevention or alleviation of unemployment through the construction of public works in which there is a State interest, and providing for procedure for making such allocations, and for assignment of such allocations." Chapter 20, Statutes of 1946, relating to the administration of said act.

Bill read second time.

REQUEST FOR UNANIMOUS CONSENT

Mr. Field asked for, and was granted, unanimous consent to take up Assembly Bill No. 172, at this time, without reference to file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NO. 172

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Field:

Resolved, That Assembly Bill No. 172 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 third time, considered engrossed, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, McCollister, McMillan, Middough, Miller, Niehouse, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—67.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Assembly Bill No. 172—An act to amend Sections 6 and 7 of an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties for the prevention or alleviation of unemployment through the construction of public works in which there is a State interest, and providing for procedure for making such allocations, and for assignment of such allocations," Chapter 20, Statutes of 1946, relating to the administration of said act.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, McCollister, McMillan, Middough, Miller, Niehouse, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—67.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, McCollister, McMillan, Middough, Miller, Niehouse, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT COMMUNICATION

Mr. Johnson asked for, and was granted, unanimous consent that the following communication be ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF EDUCATION
SACRAMENTO 14, February 8, 1946

Honorable Gardiner Johnson
Assembly Chamber, State Capitol, Sacramento, California

RE: SENATE BILL 45

DEAR MR. JOHNSON: This is in reply to your inquiry of yesterday asking whether in the opinion of the Department of Education, Senate Bill No. 45, as amended in Assembly February 5, 1945, contains adequate provision for the maintenance and enforcement of standards for child care centers.

It is my opinion that Section 2 of Senate Bill No. 45, as amended in Assembly February 5, 1945, makes such provision by providing (in the first sentence of the section) that the Department of Education "shall apportion the appropriation made by this act to the school districts maintaining child care centers pursuant to Chapter 11 of Division 9 of the Education Code and to the governing authorities of State educational institutions maintaining child care centers." Chapter 11 of Division 9 of the Education Code includes Section 19605 which reads as follows:

"The Superintendent of Public Instruction shall establish reasonable and uniform standards not in conflict with the provisions of this chapter for child care centers established and maintained under the provisions of this chapter and no child care center shall be so established and maintained which does not comply with such standards."

All State educational institutions, other than the University of California, are within the Department of Education.

Very truly yours,

ALFRED E. LENTZ, Administrative Advisor

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Sam L. Collins asked for, and was granted, unanimous consent, that the following report of the Joint Special Committee on Federal Tideland legislation be ordered printed in the Journal:

Report Relative to the Joint Special Committee on Federal Tideland Legislation for the Purpose of Attending the Hearings on Senate Joint Resolution 48 and House Joint Resolution 225 Before the Committee on Judiciary of the United States Senate in Washington, D. C.

In response to the mandate of the California Legislature pursuant to Senate Concurrent Resolution No. 8, your committee consisting of Senator Arthur H. Breed, Jr., Senator Jack B. Tenney, Senator James J. McBride, and Assemblyman Sam L. Collins, Assemblyman Walter J. Fourt, and Assemblyman Ralph C. Dills, left Sacramento on the evening of January 29, 1946. Your committee organized and elected as chairman, Senator Arthur H. Breed, Jr.; vice chairman, Assemblyman Walter J. Fourt; and secretary, Assemblyman Ralph C. Dills.

All members of the committee while enroute to Washington familiarized themselves with the contents of the brief of the Attorney General of the State of California, filed on behalf of the State of California in the Supreme Court of the United States, the October term, in the case entitled United States of America, plaintiff, vs. State of California, defendant, and likewise familiarized themselves with the testimony taken in the joint hearings before the Committee on the Judiciary, House of Representatives, and a Special Subcommittee of the Senate Judiciary Committee, Seventy-ninth Congress, First Session, and all other data pertinent thereto.

Your committee arrived in Washington, D. C., on Friday morning, February 1. Thereafter your committee was divided into several groups for the purpose of interviewing numerous individuals and Members of Congress. This work continued throughout Friday and Saturday.

On Sunday the attorney members of your committee worked in the Congressional Library in research in-reference to California land titles until the closing hour, 10 p.m. On Monday morning a caucus was held in the Willard Hotel of all parties interested in appearing before the Senate Judiciary Committee relative to this subject matter. Most of the States of the Union were represented by the attorneys general, port authorities, mayors and other officials at this caucus. At this meeting a Steering Committee was selected to correlate the evidence and designate the time and type of appearance of the various parties before the Senate committee.

Following this caucus, your committee met and in conformity with the request of the caucus, your committee prepared a draft of the statement to be filed on behalf of the California Legislature with the Senate Judiciary Committee holding the hearing on the tideland matters. This of necessity had to be correlated with other statements being prepared to be filed.

On Wednesday morning this report was approved. The California Legislative Committee signed the report and filed the same Wednesday afternoon with the Senate Judiciary Committee. An exact copy of this report is attached hereto and made the concluding part hereof.

Before the Judiciary Committee of the Senate of the United States

Statement of the Representatives of the Legislature of the State of California

The State of California has claimed and exercised ownership, dominion and jurisdiction over the lands under the ocean seaward for a distance of three miles and the

lands under all tidal and navigable waters within its boundaries ever since its admittance as a State in the year 1850. The State most forcefully now asserts these claims. This ownership has been recognized, established and respected by everybody, including the United States of America and all agencies thereof, until about 1937 when the so-called Nye Resolution was introduced in the United States Senate. The Nye Resolution and others of similar purport which were introduced in the House of Representatives were very properly defeated; however, since that occasion the Federal Government by and through its respective officers, agencies and departments has made claims to the tidal submerged lands and thereby cast a cloud upon the title of the State of California to all of the lands beneath tidal and navigable streams and to filled land.

The matter has been brought forcibly to the attention of the Legislature of the State of California by virtue of the filing of the case, *United States of America vs. State of California*, by United States Attorney General Tom C. Clark in the Supreme Court of the United States as an original proceeding. Likewise Mr. Harold Ickes as the Secretary of the Department of the Interior has indicated that he intends to pursue a course of conduct which will in effect assert a claim of title in and to the lands in question. The raising of these claims after nearly a century of uninterrupted peaceful possession has cast an unjustifiable and wholly unwarranted cloud upon the title of the people of the State of California, in and to the properties in question. Fortunately there is now under consideration, the matter of S.J. Resolution No. 48 which is similar in nature to H.J. Resolution No. 225 which passed the House of Representatives on or about September 20, 1945 by an overwhelming majority. Such a serious threat to the sovereignty of the State of California can not go unchallenged by the Legislature of the State of California, though our rights and interest be ever so ably guarded by our Attorney General Robert W. Kenny. To the end that the views of the Legislature of the State of California might be expressed in this matter, a resolution providing for a committee of six members, three from the Senate and three from the Assembly, was adopted unanimously by the Legislature of California.

As we understand it the purport or essence of these resolutions S.J. No. 48 and H.J. No. 225, is that, if adopted, the United States of America would thereby release, remise and quitclaim all right, title, interest, claim, or demand of the United States of America in and to all lands beneath tidewaters and all lands beneath navigable waters within the boundaries of each of the respective States, to each of such States and to the respective grantees or successors in interest thereof, and to the respective present owners of such lands of which title has been confirmed by official action of the United States of America; excepting of course, such lands as might have been acquired by the United States of America from any State, its grantees or successors in interest, by cession, grant, quitclaim or condemnation; and of course, that the United States of America would continue with its present powers of regulation and control for the purposes of commerce, navigation and the National defense. We are of the opinion that the adoption of the resolution will permanently and satisfactorily quiet the titles of the respective States, their grantees or successors in interest in and to the tidal and submerged lands and thereby dispose of many complex and perplexing problems, all to the end that we can proceed with reconversion and new developments involving the expenditure of millions of dollars.

It is appropriate for the Congress to act upon this subject at this time. Repeatedly, legislative bodies of the respective States and the Congress have continued to function even though suits may be brought or be pending in reference to the subject matter under consideration. There surely is no rule of law or common practice or general understanding to the effect that upon the filing of an action in court the legislative processes must be stilled until the courts finally dispose of the issues involved in any such action. If this were true, any legislative body could for all practical purposes be put into a legislative 'straight jacket' at the whim of any person for almost any reason. Numerous citations of authority commencing with the Supreme Court of the United States in *United States vs. Schooner Peggy* 5 U. S. 103, sustain the point of view herein indicated.

The State of California and its successors and grantees have on many, many occasions granted to the Federal Government certain parcels of the tidal and submerged lands. It has been assumed by the Federal Government and all of its departments and agencies until very recently that there was absolutely no question about where the titles to these tidal and submerged lands was located, i. e. in the State of California. We have no doubt that equity and fairness would dictate that the Federal Government is now estopped to make any claim or demand upon these lands.

It is the opinion of the Legislature of the State of California that the State of California should no longer be confronted with the uncertain conditions and vexatious proceedings and statements which have come into being in recent years with reference to its tidal and submerged lands. We are confident in the belief that the adoption of these resolutions is the only means of stopping for all time the assault upon our well established titles.

The Supreme Court of the United States of America has repeatedly held that the State of California has the title to the lands in question. We feel that it is the duty and the responsibility of Congress to once and for all, quiet the titles in the States.

We feel that the legislation is needed to remove the clouds which have been cast upon the titles of the State of California, its successors and grantees.

We respectfully urge and request that the Senate Judiciary Committee take favorable action upon the resolution heretofore referred to and further that the United States Senate take similar action, if and when the matter is before said United States Senate for consideration.

Respectfully submitted,

ARTHUR H. BREED, Jr, Chairman
JACK B. TENNEY
JAMES J. McBRIDE

SAM COLLINS
RALPH C. DILLS
WALTER J. FOUNT

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 137

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

Speaker Presiding

At 11 30 a.m., Hon Charles W. Lyon, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 18

Senate Concurrent Resolution No. 18—Relative to adjournment sine die of the Fifty-sixth (First 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—Allen, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—Anderson and Beck—2.

Resolution ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 137—An act to amend Sections 3 and 5 of, and to add Sections 1.5, 38, 38.1, 38.2, 38.3, 38.4, and 38.5 to, The California Food and Fiber Production Act, relating to the providing of housing facilities for agricultural labor, authorizing the granting of assistance to housing authorities for the purpose of providing such housing, authorizing such housing authorities to provide such housing facilities and defining their powers and duties in respect thereto, making an appropriation, 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—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle,

Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 119

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS

Senate Bill No. 2—An act to add Section 10.5 to the County Highway Aid Act of 1945 (Chapters 938 and 952 of the Statutes of 1945), relating to the expenditure of moneys for construction of highways, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beck, Berry, Boyd, Brady, Brown, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Boyd, Brady, Brown, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lyons, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 77—An act augmenting the appropriation to the Veterans' Commission for support. to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallsch, Sheridan, Sherwin, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—62

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 98—An act making an appropriation for the support of the Department of Veterans Affairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dills, Ralph C., Dunn, Emlay, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, McCollister, McMillan, Middough, Miller, O'Day, Pelletier, Price, Rosenthal, Sawallsch, Sheridan, Stream, Thompson, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

**THIRD READING OF ASSEMBLY BILLS (RESUMED)
BY UNANIMOUS CONSENT**

Assembly Bill No. 119—An act providing for a Program of School District Public Works, creating the State School Building Commission, establishing the State School Building Fund, and making an appropriation to carry out the provisions of this act.

Bill read third time.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 47, of the printed bill, as amended February 15, 1946, after "secured.", insert "and follow it".

Amendment No. 2

On page 3, line 20, of said bill, after "secured.", insert "and follow it".

Amendment No. 3

On page 3, line 43, of said bill, after "secured.", insert "and follow it".

Amendments read.

Demand for Previous Question

Messrs. Waters, Fourt, Beal, Price, and Kraft demanded the previous question.

Demand for previous question sustained

The question being on the adoption of the amendments offered by Mr. George D. Collins to Assembly Bill No. 119.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Anderson, Berry, Collins, George D., Dekker, Dunn, Fletcher, Gaffney, Haggerty, Hawkins, O'Day, and Wollenberg—11.

NOES—Allen, Beal, Beck, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, Sam L., Crichton, Davis, Debs, Dickey, Dills, Ralph C., Doyle, Emlay, Erwin, Field, Fourt, Gannon, Geddes, Johnson, Knight, Kraft, Leonard, Lowrey, Lyons, McCollister, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—47.

The question being on the passage of Assembly Bill No. 119.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT STATEMENT

Messrs. Beck and Werdel, asked for, and were granted, unanimous consent that the following statement by Mr. Lowrey be ordered printed in the Journal:

Statement by Mr. Lowrey Concerning Assembly Bill No. 119

This bill appropriates \$30,000,000 for the purpose of constructing school houses solely on the basis of need.

The appropriation is divided into three parts:

(1) Forty per cent is allocated to districts which the bill defines as impoverished as an outright grant, provided they can show a need for new classrooms. Only a comparatively few districts probably can qualify as impoverished, so the bill provides that any excess remaining unallocated in this fund on September 1, 1946, shall be transferred to the 20 per cent fund which I will discuss later.

(2) Forty per cent is allocated to districts which can not qualify as impoverished—on a matching basis—in proportion to their average daily attendance, if they can establish their need for State aid.

(3) The remaining 20 per cent plus any surplus from the first 40 per cent is placed in a fund to be used under the direction of a commission consisting of the Director of Finance, the Director of Public Works and the State Superintendent of Public Instruction, in districts which are not impoverished but which can not meet the matching requirement of the second 40 per cent. The three largest districts, Los Angeles, San Francisco and Oakland, are eliminated from this last subdivision, and would share only in the second 40 per cent, and then only on a showing of need and on an average daily attendance basis.

The bill defines an impoverished district as one which, on January 1, 1946, had a tax rate within one-half cent of its legal limit, and bonds outstanding to the extent of 95 per cent of its legal limit. Fixing the January 1st date will prevent districts impoverishing themselves in order to secure a grant.

The bill provides that all moneys must be spent for the construction of classrooms with necessary office and sanitary facilities, to care for increased enrollment or to replace unsafe, unsanitary or inadequate structures. Any district to receive funds must meet qualifications as to need and other qualifications prescribed by the commission.

Under the terms of this bill the State will be in a position to give special consideration to the needs of those small and rural districts which are not "impoverished," but which do not have sufficient resources to match an allotment of State funds. It will enable the State to allocate its funds to districts where the need is greatest, and, at the same time require the utmost cooperation on the part of the districts, without requiring them so to impoverish themselves as to make it impossible for them to meet future emergencies.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Call, Miller, and Middough:

House Resolution No. 98

Relating to requesting the Governor to amend or supplement the Special Session Proclamation to permit the making of an appropriation for the acquisition of a California Veterans' Memorial Park

WHEREAS, The State of California has dedicated State parks to the memory of some of its outstanding citizens, but no such park has as yet been designated as a memorial for the men and women of this State who gave their lives in the service of their Country, and

WHEREAS, The acquisition of a tract of land in San Mateo County known as the "Butano Forest" has been approved by numerous veterans' organizations as fitting and suitable for a California Veterans' Memorial Park to be acquired and dedicated as a shrine to the memory of the men and women of this State who made the supreme sacrifice for their Country and who now lie buried in foreign lands and at sea, and

WHEREAS, Such acquisition has been approved by the State Park Commission; now, therefore, be it

Resolved by the Assembly of the State of California, That the Honorable Earl Warren, Governor of the State of California, is hereby requested to amend or supplement the Proclamation convening the Legislature in special session to permit the enactment of legislation to provide for the acquisition and maintenance of a California Veterans' Memorial Park; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Governor of the State of California.

Resolution read, and referred to Committee on Rules.

By Messrs. Dills, Ralph C. and Evans:

House Resolution No. 99

Relative to requesting the State Director of Social Welfare to report to the Assembly concerning action taken pursuant to House Resolution No. 270 of 1945

WHEREAS, On June 9, 1945, the Assembly adopted House Resolution No. 270, recommending to the State Department of Social Welfare and to the county welfare authorities that the budget of needs for recipients of old age security aid and aid to the needy blind be liberally construed in keeping with the rising cost of living and the changing economic problems of today, and that, in determining the amount of personal property possessed by applicants for or recipients of such aid, the welfare authorities should not subject the applicant or recipient to undue humiliation by searching his person or divesting him of personal property in his clothing or on his person; and

WHEREAS, The Members of the Assembly are informed that the budget of needs adopted by the State Social Welfare Board has not been increased since the adoption of House Resolution No. 270 of 1945; now, therefore, be it

Resolved by the Assembly of the State of California, That the State Director of Social Welfare is hereby requested to report to the Assembly immediately what action was taken by the State Department of Social Welfare upon the receipt of, and pursuant to, House Resolution No. 270 of 1945; and, be it further

Resolved, That the Chief Clerk of the Assembly is directed immediately to transmit a copy of this resolution to the State Director of Social Welfare.

Resolution read.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for unanimous consent to take up House Resolution No. 99, at this time, without reference to committee or file.

Mr. Knight withheld unanimous consent.

Motion to Temporarily Suspend Rules

Mr. Ralph C. Dills moved that the Rules be temporarily suspended for the purpose of considering House Resolution No. 99, at this time, without reference to committee or file.

Mr. Heisinger seconded the motion.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Ralph C. Dills moved a call of the Assembly.

Motion carried. Time, 12.13 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

RESOLUTIONS

The following resolutions were offered :

By Mr. Doyle :

House Resolution No. 100

Relative to relaxation of social security restrictions to permit recipients of aid to the aged to assist in the production of food to meet world needs

WHEREAS, There exists throughout the world a shortage of food so severe as to threaten widespread famine and starvation in many extensive and different areas ; and

WHEREAS, The United States has adopted the policy of exerting every effort to make its resources for the production of food available to the persons in such areas, and the officials of the Government of the United States have urged farmers to increase their production of agricultural products suitable for use as human food, and have taken other measures to insure the maximum production of food and the maximum utilization of agricultural products as food ; and

WHEREAS, The present provisions of Title 1 of the Federal Social Security Act discourage recipients of old age security aid from engaging in agricultural labor and other activities in connection with the production and processing of food ; and

WHEREAS, The relaxation of the Social Security Act effected by subdivision (f) of Section 5 of the Farm Labor Supply Appropriation Act of 1944 (Public Law 229) is not sufficiently extensive to encourage recipients of aged aid to use their best efforts in assisting in meeting the worldwide shortage of food ; now, therefore, be it

Resolved by the Assembly of the State of California, That the Congress of the United States and the Federal Social Security Board are hereby requested to make such changes in the provisions and interpretation of the Federal Social Security Act as will permit recipients of aid to the aged to engage in the production and processing of food to meet the present desperate world need without thereby suffering any loss of or disqualification for the aid they would otherwise receive ; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the President of the United States, the presiding officers of both houses of Congress, to each Senator and Representative from California in the Congress of the United States, and to the Federal Social Security Board.

Request for Unanimous Consent

Mr. Doyle asked for, and was granted, unanimous consent to take up House Resolution No. 100, at this time, without reference to committee or file.

Resolution read and adopted.

By Messrs. Beck, Irwin, Werdel, Burkhalter, Butters, and Clarke :

House Resolution No. 101

Relative to a survey of the water supply available to Antelope Valley

WHEREAS, The Antelope Valley lying in the northern portion of Los Angeles County and the southeastern portion of Kern County, consisting of approximately 15 by 30 miles of rich agricultural land, furnishes a large portion of the high quality vegetable and fruit produce sold on the Los Angeles market ; and

WHEREAS, In early days irrigation in the Antelope Valley was possible from artesian wells, but through the years 1910 to 1925 the artesian wells disappeared and the general

water level fell to approximately 70 to 75 feet below the surface of the valley on the average, and in the 20 years since 1925 has fallen to approximately 160 to 165 feet below the level of the valley; and

WHEREAS, The recharge to the underground water table in Antelope Valley is insufficient to maintain a static level and the present serious water shortage in the valley would be further aggravated by any year or years in which rainfall would be below normal; and

WHEREAS, Much of the water available to the valley is from the melting snows in the higher mountains, the runoff from which in some years is wasted by virtue of its flash flood nature; now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Water Resources in the Department of Public Works and the State Water Resources Board are hereby requested to make such surveys of the water supply of the Antelope Valley as will enable them to report to the Legislature thereon at its next regular session, together with recommendations as to the means of assuring an adequate water supply and underground water table to the Antelope Valley; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the State Engineer and to the Chairman of the State Water Resources Board.

Request for Unanimous Consent

Mr. Beck asked for, and was granted, unanimous consent to take up House Resolution No. 101, at this time, without reference to committee or file.

Resolution read and adopted.

By Mr. Werdel:

House Resolution No. 102

Relative to a highway from San Luis Obispo to the California border near Kingman, Arizona

WHEREAS, There is no main highway laterally traversing the State south of the highway from San Francisco to the California border near Reno, Nevada, and north of the Tehachapi Range; and

WHEREAS, The economic, industrial and agricultural development of the southern part of the San Joaquin Valley would be materially hastened by the construction of a highway from San Luis Obispo to Bakersfield and then by way of Kern River and Walker Pass to the Naval Ordnance Test Station at Inyokern, and then by the most direct route to the California border near Kingman, Arizona; and

WHEREAS, The development of such a highway would provide an all-year-round lateral route across the State of California and would serve the 7,500 persons now permanently stationed at the Naval Ordnance Test Station at Inyokern; and

WHEREAS, By virtue of the military importance of the Naval Ordnance Test Station Federal funds should be made available in order to provide convenient access to and from the station; now, therefore, be it

Resolved by the Assembly of the State of California, That the Joint Fact-Finding Committee on Highways, Streets and Bridges is requested to consider all factors relating to the feasibility and advisability of a direct route between San Luis Obispo and the California border near Kingman, Arizona; and be it further

Resolved, That the Division of Highways is requested to furnish by not later than April 1, 1946, any information which it may have concerning the route between San Luis Obispo and the California border near Kingman, Arizona, together with its recommendations and suggestions concerning such route to the Joint Fact-Finding Committee on Highways, Streets and Bridges and to each member of the Legislature through whose district any part of such route would pass; and be it further

Resolved, That the Chief Clerk is directed to transmit copies of this resolution to the State Highway Engineer and to the Chairman of the Joint Fact-Finding Committee on Highways, Streets and Bridges.

Request for Unanimous Consent

Mr. Werdel asked for, and was granted, unanimous consent to take up House Resolution No. 102, at this time, without reference to committee or file.

Resolution read and adopted.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON MOTION TO TEMPORARILY SUSPEND RULES
ON HOUSE RESOLUTION NO. 99**

At 12.27 p.m., on motion of Mr. Ralph C. Dills, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to temporarily suspend the Rules for the purpose of considering House Resolution No. 99, at this time, without reference to committee or file, lost by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burkhalter, Burns, Carey, Collins, George D., Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Fletcher, Gaffney, Haggerty, Hawkins, Heisinger, Kilpatrick, Kraft, Lowrey, Lyons, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, and Weber—40.

NOES—Boyd, Burke, Butters, Call, Clarke, Collins, Sam L., Davis, Erwin, Field, Fourt, Geddes, Johnson, Knight, Leonard, Miller, Price, Sawallisch, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weidel, Wollenberg, and Mr. Speaker—26.

House Resolution No. 99 ordered referred to Committee on Rules.

Notice of Motion to Withdraw House Resolution No. 99 From Committee

Mr. Ralph C. Dills gave notice that on the second legislative day he would move to withdraw House Resolution No. 99 from the Committee on Rules, and have it placed upon the file.

ANNOUNCEMENT

Speaker Lyon announced, on behalf of Assemblyman Lyons, representing the Sixty-fourth Assembly District, the untimely death last night of Mr. William Bonsall, Chairman of the Republican County Central Committee in the Sixty-fourth Assembly District, and expressed the regrets of the Members of the Assembly.

Hon. Richard H. McCollister Presiding

At 12.45 p.m., Hon. Richard H. McCollister, Member of the Assembly from the Seventh District, presiding.

CONSIDERATION OF DAILY FILE

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 27
BY UNANIMOUS CONSENT**

Assembly Concurrent Resolution No. 27—Relative to the creation of the Joint Bay Crossing Public Works Committee.

Resolution read.

Motion to Amend

Mr. O'Day moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed measure, strike out lines 8 and 9, and insert "an additional crossing from San Francisco".

Amendment read.

Point of Order

Mr. Sam L. Collins arose to the following point of order: That Mr. O'Day has exceeded his time.

Ruling by Speaker

Acting Speaker McCollister ruled the point of order well taken.

The question being on the adoption of the amendment offered by Mr. O'Day to Assembly Concurrent Resolution No. 27.

Roll Call Demanded

Messrs. Heisinger, O'Day, and Collins. George D., demanded a roll call.

The roll was called, and the amendment offered by Mr. O'Day to Assembly Concurrent Resolution No. 27 refused adoption by the following vote:

AYES—Allen, Anderson, Berry, Brady, Burkhalter, Collins, George D., Debs, Dekker, Dills, Ralph C. Emlay, Fletcher, Gaffney, Haggerty, Hawkins, Heisinger, Lowrey, Lyons, McCollister, McMillan, Miller, O'Day, Robertson, and Wollenberg—23.

NOES—Beal, Boyd, Burke, Butters, Call, Carey, Clarke, Collins, Sam L. Crowley, Davis, Dickey, Dills, Clayton A. Doyle, Dunn, Erwin, Evans, Field, Fourt, Geddes, Johnson, Knight, Kraft, Middough, Niehouse, Pelletier, Price, Sawallsch, Sheridan, Stewart, Stream, Waters, Watson, and Mr. Speaker—33.

The question being on the adoption of Assembly Concurrent Resolution No. 27.

The roll was called, and the resolution refused adoption by the following vote:

AYES—Allen, Anderson, Berry, Brady, Burkhalter, Collins, George D., Debs, Dills, Ralph C. Dunn, Emlay, Fletcher, Gaffney, Haggerty, Hawkins, Johnson, Lyons, McCollister, McMillan, Miller, O'Day, Robertson, Weber, and Wollenberg—23.

NOES—Beal, Bennett, Boyd, Brown, Burke, Butters, Carey, Clarke, Collins, Sam L. Crowley, Dickey, Dills, Clayton A. Doyle, Erwin, Evans, Field, Fourt, Geddes, Knight, Kraft, Middough, Niehouse, Pelletier, Price, Sheridan, Stewart, Stream, Waters, Watson, Werdel, and Mr. Speaker—31.

REPORTS OF STANDING COMMITTEES**Committee on Legislative Procedure**

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 48—An act to add Section 13001.1 to the Education Code, relating to the validation of acts of governing boards of school districts in employing and compensating persons employed in positions requiring certification qualifications, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 117—An act to add Section 6076 5 to the Business and Professions Code, relating to veterans who are members of the State Bar;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of February, 1946, at 1 p.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 24—Relative to memorializing the State Park Commission in regard to the operation and maintenance of the recently acquired State park known as Camp Taylor;

Assembly Joint Resolution No. 20—Relating to the surplus potato crops in California;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the sixteenth day of February, 1946, at 1 p.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 75—An act making an appropriation for a State School for the Deaf in the southern part of California;

Assembly Bill No. 105—An act making an appropriation to the Department of Agriculture for construction, maintenance and equipment to provide housing facilities at State border quarantine stations, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 121—An act authorizing The Regents of the University of California to issue and sell bonds to provide funds for the acquisition of real property,

and for the erection, equipping, and furnishing thereon, or upon other real property owned by the said Regents of the University of California, of dormitories or other housing facilities for the use of students or employees of the University of California, declaring the urgency thereof, and to provide that this act shall take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of February, 1946, at 1 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 127—An act to amend Sections 2955 and 3014.5 of the Civil Code, relating to trust receipts on aircraft;

Assembly Bill No. 148—An act making an appropriation for construction, improvement, repairs and equipment of Camp Taylor State Park, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 153—An act making an appropriation to the Department of Agriculture for the acquisition of real property, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of February, 1946, at 1 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 7—An act to amend Sections 19601, 1960S, 19613, and 19616 of, and to add Sections 19613.5 and 19617 to, the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 51—An act making an appropriation to the Division of Forestry, Department of Natural Resources, for construction, improvements and equipment, declaring the urgency of this act, to take effect immediately;

Assembly Bill No. 59—An act to amend Section 4711 of the Health and Safety Code, relating to county sanitation districts, declaring the urgency hereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of February, 1946, at 1 p. m.

PELLETIER, Chairman

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 33: By Messrs. Lyon and Dills, Ralph C.—Relative to investigating the operation of motor vehicles and buses.

Request for Unanimous Consent

Mr. Lyon asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 33, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 33

Assembly Concurrent Resolution No. 33—Relative to investigating the operation of motor vehicles and buses.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Helsing, Kraft, Leonard, Lowrey, Lyons, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sheridan, Stewart, Stream, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—58.

NOES—None.

Resolution ordered transmitted to the Senate.

Speaker Presiding

At 1.23 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS (RESUMED)**

The following bill was introduced, and read the first time:

Assembly Bill No. 174: By Messrs. Collins, George D., Wollenberg, and Gaffney—An act to add Section 20654.5 to the Government Code, relating to veterans, and providing for their rights and privileges as members of the State Employees' Retirement System, to take effect immediately.

Referred to Committee on Military Affairs.

Motion to Rush Printing of Assembly Bill No. 174

Mr. George D. Collins moved that a rush order be placed upon the printing of Assembly Bill No. 174.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Dills, Ralph C., Call, and Johnson:

House Resolution No. 103

Relative to augmenting the funds of the Assembly Committee
on Interstate Cooperation

Resolved by the Assembly of the State of California, 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 Assembly for the expenses of the Assembly Committee on Interstate Cooperation (created by House Resolution No. 214, Fifty-sixth Regular Session, adopted June 15, 1945,) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

The additional funds herein provided for use of the committee and its members may be expended and paid out for any purpose authorized in House Resolution No. 337, Fifty-sixth Regular Session, adopted June 16, 1945, or for any purpose specified in Joint Rule No. 36.

Resolution read, and referred to Committee on Rules.

By Mr. Waters:

House Resolution No. 104

Relative to an investigation and report by the California Legislative Committee on
Pacific Relations, as to the feasibility of providing for an annual trade exposition

WHEREAS, Proposals have been made for the establishment of a permanent annual trade exposition, including space therein for display by merchants, manufacturers and traders of the products of all countries interested in trade with our country, and particularly the countries of Latin America and Asia, and with further provision for auditoriums and other facilities for commercial, educational and cultural use; and

WHEREAS, It appears that the establishment of such an annual trade exposition in the Los Angeles area would appeal particularly to the Latin American Nations and to all Nations of the Pacific; and

WHEREAS, The question of the desirability of providing for such a trade exposition is a subject within the scope of the powers and duties of the California Legislative Committee on Pacific Relations created by Assembly Concurrent Resolution No. 25 at the Fifty-sixth Regular Session of the Legislature; now, therefore, be it

Resolved by the Assembly of the State of California, That the California Legislative Committee on Pacific Relations is hereby requested to ascertain, study, and analyze all facts relating to the desirability and feasibility of providing for a permanent annual trade exposition in the Los Angeles area; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby instructed to transmit a copy of this resolution to the Chairman of the California Legislative Committee on Pacific Relations.

Resolution read, and referred to Committee on Rules.

By Mr. Waters :

House Resolution No. 105

Relative to augmenting the funds of the Assembly Interim Committee on Insurance

Resolved by the Assembly of the State of California, 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 Assembly for the expenses of the Assembly Interim Committee on Insurance (created by House Resolution No. 265, adopted by the Fifty-sixth Regular Session, June 15, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Mr. Burkhalter and Mrs. Niehouse :

House Resolution No. 106

Relative to augmenting the funds of the Assembly Committee on Charitable Institutions

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of five thousand dollars (\$5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Committee on Charitable Institutions (created by House Resolution No. 69, Fifty-sixth Regular Session, adopted June 16, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Messrs. Field, Berry, Erwin, Allen, Dickey, O'Day, Butters, Crowley, Boyd, Evans, Fletcher, Stewart, Werdel, Clarke, and Dills, Clayton A. :

House Resolution No. 107

Relative to augmenting the funds of the Assembly Committee on Governmental Efficiency and Economy

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of five thousand dollars (\$5,000), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Committee on Governmental Efficiency and Economy (created by House Resolution No. 225, adopted at the Fifty-sixth Regular Session, June 15, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS (RESUMED)**

The following resolution was offered :

Assembly Joint Resolution No. 26: By Mr. Anderson—Relative to the withdrawal of the armed forces of the United States now stationed in India.

Request for Unanimous Consent

Mr. Anderson asked for unanimous consent to take up Assembly Joint Resolution No. 26, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

Mr. Field withheld unanimous consent.

Motion to Temporarily Suspend Rules

Mr. Anderson moved that the Rules be temporarily suspended, at this time, for the purpose of considering Assembly Joint Resolution No. 26, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

Mr. Dekker seconded the motion.

Upon request of Mr. Field Assembly Joint Resolution No. 26 was again read.

The roll was called and the motion to temporarily suspend the Rules lost by the following vote:

AYES—Anderson, Bennett, Berry, Brady, Burkhalter, Collins, George D., Dekker, Dills, Ralph C., Doyle, Fletcher, Gaffney, Hawkins, Kraft, Lyons, McMillan, Middough, Niehouse, O'Day, and Rosenthal—19.

NOES—Allen, Beal, Burke, Butters, Call, Clarke, Collins, Sam L., Dills, Clayton A., Emlay, Erwin, Field, Geddes, Knight, Leonard, McCollister, Stewart, Stream, Thurman, Watson, Weber, and Mr. Speaker—21.

Assembly Joint Resolution No. 26 referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 25

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Robert Licker of Los Angeles.

On request of Mr. Leonard, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Louis Burke of Montebello, Calif.

On request of Mr. Middough, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Robert W. Walker of Los Angeles.

On request of Mr. McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Cpl. Avis L. Popplewell of Dinsmore, Saskatchewan; L. A. W. Margaret L. Abbott and L. A. W. Rita L. Beckstead of Creelman, Saskatchewan, of the Royal Canadian Air Force.

On request of Mr. Kraft, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. John B. Knight of Los Angeles.

ADJOURNMENT

At 1.38 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 10.30 a.m., Monday, February 18, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-SECOND LEGISLATIVE DAY
FORTY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, February 18, 1946

The Assembly met at 10.30 a.m.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Torrance Phelps:

Almighty God

Let us have faith today that we stand on the threshold of a new world, where old things are passing away, and all things are becoming new.

Before us is a new earth with the new comforts and conveniences of this streamlined age, in which the mysterious electron has become the servant of industry, and the maker of myriad marvels of light and color.

Let us behold the Golden Age which is approaching and mankind no longer needs to hunger or be in want. Now we have the raw materials and the scientific knowledge to develop from the soil the abundance every family craves. A new age is here because we have the productive power in industry to end forever famine and destitution, and for the first time in history abolish poverty.

A new life is here, in which pain and disease are passing away. Miracle remedies are ridding us of afflictions, so that we can enjoy the perennial health the Creator ordained.

But give us the vision to see that the new earth will not come by commerce or science alone, but depends upon public spirit to control greed and depends upon devotion of our vast resources to the welfare of mankind.—Amen.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Pelletier, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Hollibaugh, on motion of Mr. Kraft.

The following member was granted leave of absence for the day, at his home, because of illness:

Mr. Armstrong, by unanimous consent.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Speaker, the Assembly gave the pledge of allegiance to the Flag.

MOTION TO PERMIT INTRODUCTION OF ASSEMBLY BILL

Pursuant to the provisions of Senate Concurrent Resolution No. 18, and with the consent of the Speaker, Mr. Sam L. Collins moved that permission be granted for the introduction of an Assembly bill.

The roll was called, and the motion carried by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McColister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time:

Assembly Bill No. 175: By Mr. Sam L. Collins—An act making an appropriation for the contingent expenses of the Assembly, including expenses of committees, to take effect immediately.

Assembly Bill No. 175 ordered printed.

REQUEST FOR UNANIMOUS CONSENT TO RUSH PRINTING OF ASSEMBLY BILL NO. 175

By unanimous consent, a rush order was placed upon the printing of Assembly Bill No. 175.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 16, 1946

The following resolutions have this day been chaptered, and filed in the Office of the Secretary of State:

Assembly Joint Resolution No. 20, Chapter 43

Assembly Concurrent Resolution No. 24, Chapter 44.

FRANK M. JORDAN, SECRETARY OF STATE
By CHAS. J. HAGERTY, Deputy

RESOLUTIONS

The following resolutions were offered :

By Mr. Sam L. Collins :

House Resolution No. 108

Resolved, That the Controller be and he is hereby authorized to draw his warrants on the Contingent Fund of the Assembly in favor of the persons or firms listed below and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same :

Pacific Telephone and Telegraph Co. (tolls)----- 64 80
 San Francisco Floral (floral piece, Senator Garrison)----- 20 50

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 108, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Heisinger, Johnson, Kilpatrick, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—None.

By Mr. Sam L. Collins :

House Resolution No. 109

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrants on the Contingent Fund of the Assembly in the sum of six hundred dollars (\$600), in favor of Arthur A. Ohnimus, Chief Clerk of the Assembly, and the Treasurer is hereby directed to pay the same, for postage, telephone service, telegraph service, supplies, traveling expenses, and other incidental expenses in connection with completing the work of the First Extraordinary Session of the Fifty-sixth Legislature. Vouchers and receipts of all expenditures to be furnished to the Controller.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 109, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Stream, Thompson, Thorp, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—None.

By Messrs. Beck, Werdel, Butters, Clarke, Erwin, and Burkhalter :

House Resolution No. 110

Relative to an Emergency Fund allocation for a water supply survey for Antelope Valley

WHEREAS, The Department of Public Works, acting through the State Engineer as Chief of the Division of Water Resources, is authorized by Section 225 of the Water

Code to make surveys and investigations relating to water for agricultural purposes; and

WHEREAS, By House Resolution No. 101 this Assembly requested that a survey of the water supply of Antelope Valley in Los Angeles County be made in order to ascertain the means of assuring an adequate water supply and underground water table to said valley; and

WHEREAS, No specific provision was made for such a survey in the budget of the Division of Water Resources for the current biennium, and it is possible that no money will be found to be available for such a survey; and

WHEREAS, The Budget Act of 1945, in Item 275 thereof, establishes an Emergency Fund to be expended upon written authorization of the State Department of Finance for emergencies, which are defined as contingencies for which no appropriation, or insufficient appropriation, is made by law; and

WHEREAS, The condition of the water supply of Antelope Valley constitutes an emergency which immediate steps should be taken to alleviate; now, therefore, be it

Resolved by the Assembly of the State of California, That the State Department of Finance is hereby requested to ascertain whether sufficient funds are already available to the Division of Water Resources in the Department of Public Works to conduct the survey and investigation referred to in House Resolution No. 101, and if it finds that funds are insufficient for that purpose that it make available from the Emergency Fund specified in Item 275 of the Budget Act of 1945 funds sufficient to initiate and carry out such survey and investigation; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the Director of Finance, the Director of Public Works, the State Engineer, and the Governor of California.

Request for Unanimous Consent

Mr. Beck asked for, and was granted, unanimous consent to take up House Resolution No. 110, at this time, without reference to committee.

Resolution read, and adopted.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Sam L. Collins, the Assembly Journals for Monday, February 11, 1946; Tuesday, February 12, 1946; Wednesday, February 13, 1946; Thursday, February 14, 1946; Friday, February 15, 1946; and Saturday, February 16, 1946, be approved as corrected by the Minute Clerk.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Messrs. Lyon and Call:

House Resolution No. 111

Relative to memorializing Federal Government agencies to relinquish office space to returned lawyer-veterans in Los Angeles County

WHEREAS, Great numbers of veterans who are licensed attorneys have been released from the armed forces and have returned to civilian life and desire to reenter the practice of law in Los Angeles County and all parts of California; and

WHEREAS, It is estimated that more than one thousand lawyer-veterans from said county will be returned to civilian life within the next few months; and

WHEREAS, There is no office space now available for lawyer-veterans, causing great hardship and preventing said veterans from resuming the practice of law and earning their livelihood; and

WHEREAS, It has been estimated that more than one million feet of floor space in downtown Los Angeles is now being held by various agencies of the Federal Government, constituting the primary reason for the critical shortage of office space in that area; and

WHEREAS, Since the cessation of actual hostilities many Federal agencies have been and are now in possession of a large amount of floor space which they do not need, and such agencies could relinquish such excess space without any impairment of their necessary functions; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly hereby urges and memorializes the President of the United States and the respective agencies

of the Federal Government occupying office space in the City of Los Angeles to provide for the relinquishment of all office space in said area not actually needed, either by the termination of existing leases, or by the execution of sub-leases to lawyer-veterans; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit copies of this resolution to the President of the United States, the War Department, the Navy Department, the War Food Administration, the Office of Defense Transportation, the Federal Bureau of Investigation, the National War Agencies, and to each Senator and Representative from California in the Congress of the United States.

Request for Unanimous Consent

Mr. Call asked for, and was granted, unanimous consent to take up House Resolution No. 111. at this time, without reference to committee or file.

Resolution read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 58

And reports the same correctly re-engrossed.

PELLETIER, Chairman

Above reported bill ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 3

Senate Bill No. 42

Senate Bill No. 59

Senate Bill No. 97

Senate Bill No. 66

Senate Joint Resolution No. 5

Senate Concurrent Resolution No. 12

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Quinn, Mayo, and Hulse as a Committee on Conference concerning:

Assembly Bill No. 26—An act making an appropriation to the Division of Fish and Game, Department of Natural Resources, for construction, improvements, repairs and equipment.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REQUEST FOR UNANIMOUS CONSENT TO PERMIT USE OF ASSEMBLY CHAMBER

Mr. Sam L. Collins asked for, and was granted, unanimous consent that permission to use the Assembly Chamber on February 23, and 24, 1946, be granted to the California State Employees' Association.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 3

Senate Joint Resolution No. 9

Senate Joint Resolution No. 10

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read :

Senate Joint Resolution No. 3—Relative to proposed reparations to Japanese detained during the war in United States relocation centers, and memorializing Congress in regard thereto.

Referred to Committee on Rules.

Senate Joint Resolution No. 9—Relative to establishment of National parks.

Referred to Committee on Rules.

Senate Joint Resolution No. 10—Relative to the permanent establishment of Camp Beale.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO PRINT ADDITIONAL COPIES OF REPORT

Mr. McCollister asked for, and was granted, unanimous consent that 5,000 additional copies be ordered printed of the Report on Veteran Legislation, as printed on pages 27 to 45, inclusive, in the Assembly Journal of Friday, February 15, 1946, with an additional preface.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 16, 1946

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 112
Senate Bill No. 120
Senate Bill No. 121
Senate Bill No. 122
Senate Bill No. 123

Senate Bill No. 124
Senate Bill No. 125
Senate Bill No. 126
Senate Bill No. 127

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time :

Senate Bill No. 112—An act to add Section 261 to the Revenue and Taxation Code, relating to the veterans' exemption and the period for which and the manner in which it may be claimed, declaring the urgency hereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 120—An act to amend Sections 21290, 21291, 21295, and 21298 of the Government Code, and to add Section 21297 thereto, relating to retirement allowances payable by the State Employees' Retirement System in cases of retirement for disability, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 121—An act to add Section 866 to the Fish and Game Code, relating to commercial fishing in portions of Fish and Game District 12.

Referred to Committee on Fish and Game.

Senate Bill No. 123—An act to repeal Section 14 of an act entitled "An act to provide a Unified Program of Construction, Improvement, and Equipment for State Agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act," relating to public works.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 124—An act to create an Agricultural Research Study Committee, provide for its powers and duties, and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 125—An act to amend Section 24626 of the Education Code, relating to the use of county funds for the support and maintenance of extension work in agriculture and home economics.

Referred to Committee on Agriculture.

Senate Bill No. 126—An act to amend Section 303 of the Unemployment Insurance Act to make an appropriation to carry out the provisions of Article 10 of said act, relating to unemployment compensation disability payments.

Referred to Committee on Ways and Means.

Senate Bill No. 122—An act to amend Section 9102 of the Government Code, relating to the salaries of employees in the Legislative Offices, declaring the urgency hereof, to take effect immediately.

Request for Unanimous Consent

Mr. Wollenberg asked for unanimous consent to take up Senate Bill No. 122, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NO. 122

Senate Bill No. 122—An act to amend Section 9102 of the Government Code, relating to the salaries of employees in the Legislative Offices, declaring the urgency hereof, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Senate Bill No. 122 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—Allen, Anderson, Beal, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Geddes, Heisinger, Johnson, Kilpatrick, Kraft, Leonard, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.

NOES—Beck—1.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 122—An act to amend Section 9102 of the Government Code, relating to the salaries of employees in the Legislative Offices, declaring the urgency hereof, to take effect immediately.

Bill read second time.

Senate Bill No. 122—An act to amend Section 9102 of the Government Code, relating to the salaries of employees in the Legislative Offices, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Geddes, Heisinger, Johnson, Kilpatrick, Kraft, Leonard, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.

NOES—Beck—1.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Geddes, Heisinger, Johnson, Kilpatrick, Kraft, Leonard, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.

NOES—Beck—1.

Bill ordered transmitted to the Senate.

APPOINTMENT OF SELECT COMMITTEE

Speaker Lyon announced the appointment of Messrs. Robertson, Kilpatrick, and Johnson as a Select Committee to escort to the rostrum the Hon. Will Rogers, Jr., former Member of Congress representing the Sixteenth Congressional District.

RECESS

At 11.08 a.m., on motion of Mr. Robertson, the Assembly recessed until 11.17 a.m., to hear remarks from the Hon. Will Rogers, Jr., former Member of Congress representing the Sixteenth Congressional District.

REASSEMBLED

At 11.17 a.m., the Assembly reconvened.

Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REMARKS

Mr. Doyle asked for, and was granted, unanimous consent, that the remarks, made by the Hon. Will Rogers, Jr., during recess be ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 151—An act to add Section 10.5 to the Housing Authorities Law, relating to housing;

And reports that the same has been correctly enrolled, and presented to the Governor on the eighteenth day of February, 1946, at 11 a.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 25—Relative to memorializing the President of the United States to appoint a westerner Secretary of the Interior;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the eighteenth day of February, 1946, at 11 a.m.

PELLETIER, Chairman

MESSAGES FROM SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 18, 1946

The following resolution has this day been chaptered, and filed in the Office of the Secretary of State:

Assembly Joint Resolution No. 25, Chapter 45.

FRANK M. JORDAN, SECRETARY OF STATE
By CHAS. J. HAGERTY, Deputy

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 127—An act making an appropriation for the contingent expenses of the Senate, including expenses of committees, to take effect immediately.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up Senate Bill No. 127, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NO. 127

Senate Bill No. 127—An act making an appropriation for the contingent expenses of the Senate, including expenses of committees, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Sam L. Collins:

Resolved, That Senate Bill No. 127 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—Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Heisinger, Johnson, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF SENATE BILL NO. 127

Senate Bill No. 127—An act making an appropriation for the contingent expenses of the Senate, including expenses of committees, to take effect immediately.

Bill read second time.

Senate Bill No. 127—An act making an appropriation for the contingent expenses of the Senate, including expenses of committees, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Heisinger, Johnson, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

The roll was called, and the bill passed by the following vote :

AYES—Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Heisinger, Johnson, King, Knight, Kraft, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE PRINTED

Mr. Thorp asked for, and was granted, unanimous consent, that the following report on the Conference of Western Commissions on Interstate Cooperation, as compiled by Messrs. Thorp and Massion, Conference Delegates, be ordered printed in the Journal :

**REPORT ON CONFERENCE OF WESTERN COMMISSION ON
INTERSTATE COOPERATION**

The conference of Western Commissions on Interstate Cooperation was held at Utah Hotel, Salt Lake City, February 15th and 16th, 1946, with representatives of 10 States present including four members of the California Commission and Carl E. Applegate, Deputy Director of the Department of Institutions.

The meeting was called to order by Honorable Grover Giles, Attorney General, and Chairman of the Utah Commission on Interstate Cooperation.

Mr. Frank Bane, Executive Director, Council of State Governments, Mr. James Allen, Secretary of the Delaware River Basin, Honorable O. C. William, Director, Arizona Water Commission, Stuart P. Walsh, Economic Counsel, California Department of Justice, and Howard L. Russell, Director, American Public Welfare Association were also in attendance and took part in the discussions.

Subjects on the agenda were :

1. Interstate Cooperation on Institutional Care
2. Offshore fisheries
3. Federal Legislation Affecting the States
4. Interstate Cooperation on River Basin Development
5. Western Interstate Cooperation for Industrial and Agricultural Development
6. Development of Commission on Interstate Cooperation

A message was sent to President Truman urging him to appoint a western man to the office of Secretary of the Interior.

The following resolutions were presented and approved :

Resolution—Interstate Cooperation on Institutional Care

Resolved, That the Commissions on Interstate Cooperation of each interested State, appoint one member to serve on an interstate committee to:

- (a) Study the details of the proposal
- (b) Prepare a plan to carry out the proposal.
- (c) Report progress at a meeting of the interested States to be called not later than May 1, 1946; and be it further

Resolved, That the committee representatives be provided with technical assistance from each of the States. Such assistance may come from State officials, university and college faculty members, and others.

February 15, 1946

Resolution re: Offshore Fisheries

WHEREAS, The Conservation of Pacific offshore fisheries is the responsibility of each of the three States bordering the Pacific, namely, California, Oregon, and Washington; and

WHEREAS, Interstate cooperation is evidently necessary to agree upon uniform regulations to conserve the fisheries and for the uniform application of regulations, and of research relating to the fisheries development: Therefore, be it

Resolved, That each of the interested Commissions on Interstate Cooperation, namely, California, Oregon, and Washington, appoint two of their members to a committee to prepare immediately to develop means of such interstate cooperation to carry out the above responsibility, and that this committee, from among the membership of the three State Commissions on Interstate Cooperation, select one person to act as chairman of the committee; and be it further

Resolved, That each State provide technical assistance to the committee;

And be it recommended, That in the event international treaties may become necessary, the interested States should be concerned in their formulation from the time of their initiation.

Resolution—Interstate Cooperation on Interstate River Basin Development

WHEREAS, Each State is responsible for the development and conservation of its natural resources—the capital upon which the citizens of each State apply themselves to produce wealth—; and

WHEREAS, In an interstate stream basin it is essential that the States in the basin cooperate with each other and the Federal Government in such development and conservation of natural resources; and

WHEREAS, At the instigation of the States, the O'Mahoney-Millikin amendment was inserted in the 1944 Flood Control Act and the 1944 Rivers and Harbors Act; and

WHEREAS, That amendment requires certain Federal agencies before submitting comprehensive development plans to Congress to have such plans reviewed and recommendations made by the Governor of each affected State; now, therefore, be it

Resolved, That each State expand facilities to assume its full responsibilities for resource development and conservation so that each State may be prepared at all times to pass intelligent judgment and to make wise recommendations in respect to Federal plans submitted to each State Governor as required by Federal law; and, further be it

Resolved, That all States in each interstate river basin perfect an organization to permit them to carry out in a cooperative manner the planning and development of all of the interstate river basin resources; and, further be it

Resolved, That each State and such organizations of States in interstate river basins assume full leadership in the planning of such resource development and conservation, and at all times cooperate with established Federal agencies

February 5, 1946

Resolution—Western Interstate Cooperation for Industrial and Agricultural Development

WHEREAS, The Western States have gained greatly in population due to the war effort; and

WHEREAS, It is essential that these gains in population be retained and nurtured so that close-by markets may be developed for farm and factory use; and

WHEREAS, All of the Western States are engaged in the encouragement and development of industry and agriculture through investigation of their possibilities, through industrial, agricultural, and mining research, through market research, and finally through the dissemination of the results of all of these studies to local and National inquirers; and

WHEREAS, The Western States have a common interest in such up-building, not only for themselves, but in broad National development; now, therefore, be it

Resolved, That the Eleven Western States cooperate in such industrial, agricultural, mining and market research through an interchange of information particularly regarding industrial and market research; and, further be it

Resolved, That the Eleven Western States keep in close touch with the research taking place at the various Federal laboratories such as those of the United States

Department of Agriculture, United States Bureau of Mines, the United States Fish and Wildlife Service, the Forest Service Timber Products Laboratory and Range Experiment Stations, and the work of market expansion, both domestic and foreign, now being carried out by the United States Department of Commerce; and, further be it

Resolved, That the Chairman of this Conference of Western Commissions on Interstate Cooperation held at Salt Lake City, Utah, February 15th and 16th, 1946, be requested to commend the efforts of the Western States Postwar Industrial Development Committee and;

Further, That he urge the aforesaid committee:

- 1 To include Agriculture within its program, and
- 2 To provide for an early all possible expansion of its activities.

Resolution—Western Interstate Cooperation for Industrial and Agricultural Development

WHEREAS, The Reconstruction Finance Corporation, the United States Department of Justice, and finally Congress have established policies for the lease and disposal to the Reynolds Metals Company of Defense Plant Corporation alumina and aluminum plants in Arkansas; and

WHEREAS, The continued operation of the light metals and steel plants in the Western States are essential to western and National development; now, therefore, be it

Resolved, That we urge upon the Reconstruction Finance Corporation and other Federal departments responsible for the disposal of Defense Plant Corporation plants to expedite the negotiations now underway for the several western steel and light metals plants.

February 5, 1946

Resolution—Development of Commissions on Interstate Cooperation

WHEREAS, The value of State Commissions on Interstate Cooperation are continually being demonstrated; and

WHEREAS, The Commission provides legally established channels through which free discussion may be entered into and carried on by the several States regarding problems beyond the scope of any one State; and

WHEREAS, The experience in the solution of several difficult interstate problems through such Commissions have demonstrated the value of such means as opposed to the expensive processes of court action; now, therefore, be it

Resolved, That this Western Conference, meeting in Salt Lake City, Utah, February 15th and 16th, urge upon all its delegates the necessity for strengthening each commission, both by bringing it up to full membership and providing sufficient funds to permit it to carry out its functions; and, be it further

Resolved, That copies of this resolution be sent to each Governor, the President of the Senate, and the Speaker of the House of each of the Eleven Western States.

February 5, 1946

Resolution re: Unified Program of Recreational Facilities—Advertising

WHEREAS, At the November 20, 1945, Western Governors' Conference, a resolution was unanimously adopted that each Governor in the Eleven Western States, and in the Territories of Alaska and Hawaii, be requested to appoint appropriate officials or persons to meet and consider advantages to be derived from a unified program of advertising the recreational facilities of this western region and the territories and to recommend to the Governors methods and plans for the consummation of such a program; and

WHEREAS, The Commissions on Interstate Cooperation include such matters of mutual interest among their functions: Therefore, be it

Resolved, By this Conference meeting at Salt Lake City, Utah, February 15-16, 1946, that the Chairman of each State Commission on Interstate Cooperation or similar State agency with the approval of the Governor designate a member or a proper committee of the commission or agency as the representative on a Western States Committee which shall make such investigations and recommendations as are deemed advisable, in order to implement the aforesaid resolution of the Governors' Conference.

Re: Protein Feeds and Concentrates

WHEREAS, Each of the Western States recognizes its responsibility to adequately produce meats, eggs, milk, butter, cheese, and other livestock and poultry products, all of which are far short of the needs of the greatly increased population in the western area; and

WHEREAS, Even in normal times, much of the western area must import large quantities of animal protein concentrates and grain feeds in order to maintain poultry and livestock at an efficient production level; and

WHEREAS, Reasonable supplies of such feeds from both domestic and foreign sources have fallen much below requirements to supply all ordinary needs sufficient to maintain herds and flocks without drastic liquidation; therefore be it

Resolved, By the Conference of Western Commissions on Interstate Cooperation, meeting at Salt Lake City, Utah, February 15-16, 1946, that the President of the United States, the Secretary of Agriculture, the Secretary of State, and other proper officials, be requested to recognize this feed concentrate shortage situation and investigate the possible sources, allocations, and distributional procedures affecting such feed shortages, and that limitations on imports to the western area from the Pacific and South American countries be removed to aid in gaining a proper food supply adequate to meet the demands of the increased population and adequate to maintain herds and flocks on an efficient production and feed utilization basis.

Re: Diversion of Tobacco for Nicotine Sulphate Production

Be it *recommended* by the Conference of Western Commissions on Interstate Cooperation, meeting at Salt Lake City, Utah, February 15th and 16th, 1946, that the Secretary of Agriculture be requested to revise his recommendations relative to the diversion of tobaccos for nicotine sulphate production, in order to make available a more adequate supply of this necessary insecticide for the vital pest control needs of the Nation, particularly for those areas where other insecticides do not adequately meet the need in saving crops from insect depredations.

JAMES E. THORP
JACK MASSION

RESOLUTIONS

The following resolution was offered:

By Messrs. Werdel, Geddes, Stewart, Burke, Sherwin, Leonard, Davis, Butters, Stephenson, Denny, and Stream:

House Resolution No. 112

Relative to law enforcement in California

WHEREAS, J. Edgar Hoover, Director, Federal Bureau of Investigation, in an address delivered December 10, 1945, before the International Association of Chiefs of Police, Auditorium, Municipal Pier, Miami Beach, Florida, stated:

"The responsibilities of law enforcement are ever broadening. Not only must we marshal our forces on the front of crime detection and apprehension—but there is an ever broadening front dominated by the subverter and purveyor of alienisms who seek to transform the America we know and love to a land of class struggle. The fight against Fascism continues. The shooting war has stopped, but these espousers of dictatorships still exist and they have been too well entrenched to become converts to democracy overnight. The evidences of Fascist survival are too plain to ignore.

To the Fascist foe must be added another, the American Communist. These panderers of diabolic distrust already are concentrating their efforts to confuse and divide by applying the Fascist smear to progressive police departments, the F.B.I. and other American institutions to conceal their own sinister purposes.

The Godless, truthless way of life that American Communist would force on America can mean only tyranny and oppression if they succeed. They are against the liberty which is America—they are for the license of their own. When they raise their false cry of unity, remember there can be no unity with the enemies of our way of life who are attempting to undermine our democratic institutions. The Fascist-minded tyrant whom we conquered on the battlefield is no different from the American Communist corruptionist who now uses the tricks of the confidence man until his forces are sufficiently strong to rise with arms in revolt.

America can not exist half democratic and half Communist or Fascist. If we want to improve upon our American form of Government we will do it in our own way, in our own time and with our own blueprint. Therefore, it behooves us to be on guard for an enemy that brazenly and openly has advocated the corruption of America, that spends sleepless nights working one propaganda line after another, that poses behind a dozen fronts, that squirms and twists his way into those great American forces such as the church, schools, and the ranks of labor.

As I speak to you today, the big guns of the Communist Party in the United States are aimed at returning veterans, openly boasting that here is a new front behind which they can hide. They have selected a worthy foe, for the American Legion and the Veterans of Foreign Wars are too experienced in fighting America's enemies to be hoodwinked by these Communist swindlers." ; and

WHEREAS, For many years past the California Legislature has been lashed by incessant agitation on the subject of Marxian social-economic legislation and other subjects designed to appeal to uninformed masses; and

WHEREAS, The Legislature has, in the past, appointed and appropriated money for legislative committees to investigate individuals and organizations suspected of being subversive; and

WHEREAS, Said committees, and particularly the Joint Fact-Finding Committee on Un-American Activities, of which Senator Jack B. Tenney is chairman, have heretofore reported to the Legislature and have identified certain individuals and organizations as being dominated and inspired by the Communist Party of California and the United States, and other subversive organizations seeking the destruction of the economics of California and the United States and the traditional American way of life by subverting law and order, legislative, judicial and executive processes of Government for the establishment of totalitarian dictatorship; and

WHEREAS, The reports of the aforesaid Tenney Committee unequivocally find that the aforesaid subversive individuals and groups seek to discredit the three branches of Government, to-wit: Legislative, Executive and Judicial branches; and

WHEREAS, The said subversive organizations and groups have subversive individuals as officers in their membership and through mutual quotation of one another and said organizations and groups have sought to lend a popular credence to subversive ideas; and

WHEREAS, Through their subversive technique have caused reputable American organizations and individuals, unaware of the sinister purposes and objectives, to apparently support their program; and

WHEREAS, The reports of the committees of which Senator Tenney was chairman to the Legislature in 1943 and 1945, supported by the evidence taken at hearings by the Law and Order Subcommittee of the Assembly Committee on Government Efficiency and Economy investigating the break down of law and order in the City of Burbank and County of Los Angeles, demonstrate that one of the immediate objectives of the Communist Party and said subversive organizations is to destroy the old established legitimate American labor movement by taking over the leadership of the A. F. of L. and C.I.O. unions and retaining that leadership through subversive propaganda and against the will of the overwhelming majority of the members of said unions; and

WHEREAS, The said committee reports have identified the following organizations, among others, as being inspired, dominated and maintained by the Communist Party, to-wit: Hollywood Citizens Committee of the Arts, Sciences and Professions, the Writers' Congress, Hollywood Writers' Mobilization, People's Educational Center, American Youth for Democracy (Young Communist League), Friends of Soviet Russia, Joint Anti-Fascist Refugee Committee, National Lawyers' Guild, People's Daily World Press Conference, and the People's Daily World (official organ of the Communist Party in California) and said reports have also identified the following individuals, among others, as Communist Party members, close Communist fellow-travelers and, in all cases, window-dressers and leaders expounding said confusion, to-wit: Herbert K. Sorrell, John Howard Lawson, George Campbell, Eleanor Abowitz, nee Bogigan, Mrs. Dorothy Healey, nee Schneiderman, nee Ray, Albee Slade, Pettis Perry, Carl Winter, Leo Gallagher, Charles Katz, Philip (Slim) Connelly, Ellis E. Patterson, Dalton Trumbo, Reuben Borough, Carey McWilliams, La Rue McCormick, Emil Freed, Charlotta A. Bass, Anita Whitney, Celeste Strack, Ben Margolis, Aubrey Grossman, Ernest Dawson, Frank C. Davis, Judge Stanley Moffatt, Sam Ornitz, John Bright, Dr. Franklin Fearing, Don Healey, William Schneiderman, Paul Cline and Al Waxman, which said persons, among many, many others, belong to said subversive organizations or appear as sponsors and endorsers of said organizations and are identified with the leadership, inspiration or window-dressing of said organizations; and

WHEREAS, During the fall of 1945 mass meetings were held in the City of Los Angeles under a call issued by Robert W. Kenny, Attorney General of the State of California, culminating in the organization of a new Red Fascist front now generally known as Mobilization for Democracy; and

WHEREAS, The said Robert W. Kenny employed Albee Slade, C.I.O. left wing propagandist, and placed him upon the State pay roll and said Albee Slade has since his employment devoted his time at State expense to the organization of units throughout the State for affiliation with this new Red front Mobilization; and

WHEREAS, Said Robert W. Kenny called a conference of the said Mobilization in Sacramento in January, 1946, just preceding the Extraordinary Session of this Legislature for the purpose of formulating and enunciating the confusion policy of the Communist Party of the State of California and for the further purpose of exerting pressure on the independent thinking and convictions of the Members of the California Legislature and reputable American organizations that innocently attended said conference; and

WHEREAS, The program of said subversive groups has been injected into the deliberations of this Session of the Legislature for the purpose of publicizing the aims and objectives of the aforesaid Communist Party of California and for the further purpose of securing recorded votes on the measures comprising the program of confusion with the end in mind of discrediting the California Legislature and the members thereof in the forthcoming elections, particularly on the subjects of veterans legislation, old age

pensions, aid for the blind, racial and religious discrimination, child care centers and other alleged social-economic matters; and

WHEREAS, The above mentioned legislative committee reports, together with the statements of J. Edgar Hoover, have established beyond doubt the intent of said subversive organizations to break down law and order and respect therefor in California and throughout the Nation through confusion; and

WHEREAS, The Attorney General of the State of California is the chief law enforcement officer of the State of California; and

WHEREAS, The activities, techniques, propaganda and efforts of the aforesaid subversive individuals and organizations together with the apparent strength, vociferousness, noise and mutual quotation of one another in the California Legislature, have resulted in loss of confidence by private enterprise and business to the industrial and economic development of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly does hereby vigorously condemn the Attorney General of California as the chief law enforcement officer thereof and that certain small group of elected officials lending their names and prestige and assisting in the activities of said subversive organizations, groups and individuals in their design and purpose to destroy competence in the Government of California and in their effort to break down law and order, the Constitution of the State and of the United States, the economics and the liberties of the people.

Resolution read, and referred to Committee on Rules.

MOTION TO WITHDRAW SENATE BILL NO. 17 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. George D. Collins moved that Senate Bill No. 17 be withdrawn from the Committee on Public Morals, and be placed upon the file.

Point of Order

Mr. Johnson arose to the following point of order: That pursuant to Rule No. 309 in Mason's Manual of Procedure, Mr. George D. Collins is limited, in debate, strictly to the purpose of the motion.

Ruling by Speaker

Speaker Lyon ruled the point of order well taken, but that Mr. George D. Collins, while limited to the propriety of his motion to withdraw, may have latitude in discussing the motion.

The question being on the motion by Mr. George D. Collins, that Senate Bill No. 17 be withdrawn from the Committee on Public Morals, and be placed upon the file.

Question of Personal Privilege

Mr. Sawallisch arose to a question of personal privilege, stating that he wished it known that he had stated to the Governor that he would be in favor of repeal of Section 38 G, of the Alcoholic Beverage Control Act, provided that the Legislature, at the same time, enacted legislation to prevent discrimination against the California Brewing Industry, in correction of a statement just made by Mr. George D. Collins, on the floor of the Assembly.

The question being on the motion by Mr. George D. Collins, that Senate Bill No. 17 be withdrawn from the Committee on Public Morals, and be placed upon the file.

Demand for Previous Question

Messrs. Kraft, Price, Evans, Stream, and Waters demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. George D. Collins, that Senate Bill No. 17 be withdrawn from the Committee on Public Morals, and be placed upon the file.

The roll was called, and the motion lost by the following vote:

AYES—Beck, Boyd, Burke, Butters, Carey, Collins, George D., Davis, Dekker, Gannon, Geddes, Johnson, Knight, Leonard, Pelletier, Rosenthal, Sherwin, Stephenson, Stewart, and Werdel—19.

NOES—Allen, Anderson, Beal, Bennett, Berry, Brady, Brown, Burkhalter, Burns, Call, Clarke, Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Enlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Haggerty, Kilpatrick, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Price, Robertson, Sawallisch, Sheridan, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, and Mr. Speaker—53.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Senate Bill No. 126

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Maloney asked for, and was granted, unanimous consent to take up Senate Bill No. 126, at this time, without reference to file.

CONSIDERATION OF SENATE BILL NO. 126

Senate Bill No. 126—An act to amend Section 303 of the Unemployment Insurance Act to make an appropriation to carry out the provisions of Article 10 of said act, relating to unemployment compensation disability payments.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Maloney:

Resolved That Senate Bill No. 126 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—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Enlay, Erwin, Evans, Field, Fletcher, Fourt, Gannon, Geddes, Haggerty, Heisinger, Johnson, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 126—An act to amend Section 303 of the Unemployment Insurance Act to make an appropriation to carry out the provisions of Article 10 of said act, relating to unemployment compensation disability payments.

Bill read second time.

Senate Bill No. 126—An act to amend Section 303 of the Unemployment Insurance Act to make an appropriation to carry out the pro-

visions of Article 10 of said act, relating to unemployment compensation disability payments.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gannon, Geddes, Haggerty, Heisinger, Johnson, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

MOTION TO TEMPORARILY SUSPEND THE RULES

Mr. Lyons moved that the Rules be temporarily suspended for the purpose of considering Assembly Bill No. 58, without reference to file, at this time.

Mr. Robertson objected.

Mr. Robertson withdrew his objections.

The roll was called, and the Rules temporarily suspended by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gannon, Haggerty, Heisinger, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—None.

CONSIDERATION OF ASSEMBLY BILL NO. 58

Assembly Bill No. 58—An act to add Section 18 and Article 10, comprising Sections 150 to 404 to, and to amend Sections 19, 20, and 40 of, the Unemployment Insurance Act, to establish a System of Unemployment Compensation Disability Benefit Payments within the Unemployment Compensation System.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Collins, George D., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gannon, Geddes, Haggerty, Heisinger, Johnson, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Field asked for, and was granted, unanimous consent that the following Report of the Subcommittee on Law and Order of the Assembly Committee on Governmental Efficiency and Economy be ordered printed in the Journal in 10-point type :

Report of
SUBCOMMITTEE ON LAW AND ORDER
of the
ASSEMBLY COMMITTEE ON
GOVERNMENTAL EFFICIENCY AND ECONOMY

Pursuant to House Resolution No. 225, California Legislature, Fifty-sixth Session, and the Resolution of the Committee Creating the Subcommittee, Adopted October 30, 1945

MEMBERS OF SUBCOMMITTEE

C. DON FIELD, Chairman

DON A. ALLEN

JOHN W. EVANS

GEORGE R. BUTTERS

ALBERT I. STEWART

THOMAS M. ERWIN

THOMAS H. WERDEL

HONORABLE CHARLES W. LYON
Speaker of the Assembly

HONORABLE THOMAS A. MALONEY
Speaker Pro Tempore

ARTHUR A. OHNIMUS
Chief Clerk

(GREAT SEAL)

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Report of Subcommittee on Law and Order of Assembly Committee On Governmental Efficiency and Economy

To the Honorable Speaker and Members of the Assembly

Your Subcommittee on Law and Order of the Assembly Committee on Governmental Efficiency and Economy herewith submits its report of its investigation :

OCCASION FOR THE INVESTIGATION

During the month of October, 1945, it came to the attention of the members of the Assembly Committee on Governmental Efficiency and Economy (created by H.R. 225, Fifty-sixth Regular Session) that there appeared to have occurred a serious breakdown in the maintenance of law and order in the County of Los Angeles. It was reported in the newspapers of Los Angeles and elsewhere that numerous acts of violence were being committed in the vicinity of certain motion picture studios; that many persons had been injured by mob violence; that on several occasions a section of a public street was blocked to public traffic at both ends; that automobiles were being overturned and damaged; and that law enforcement officers were standing by with their hands at their sides and doing nothing while various of these acts were being committed in their presence.

Members of the Assembly Committee on Governmental Efficiency and Economy deemed themselves charged with notice of a condition of affairs which they as members of the Committee were in duty bound to investigate, and to ascertain if there was a breakdown in the maintenance of law and order, and if so, what changes in the law might be necessary to increase the efficiency and effectiveness of the law enforcement agencies of the State and local governments in the maintenance of law and order in this State, that any breakdown in the maintenance of law and order in this State might be prevented and avoided in the future.

Thereupon, the members of the Committee went to the places where the aforesaid acts of violence reportedly had occurred, and observed conditions at first hand. It appeared therefrom that there was reasonable cause to believe that a serious breakdown in the maintenance of law and order had occurred and which the Committee was obligated to investigate and analyze for the purposes aforementioned, and to do so before such time had elapsed that competent witnesses might not be available.

CREATION OF SUBCOMMITTEE ON LAW AND ORDER

Thereupon, the Assembly Committee on Governmental Efficiency and Economy convened, meeting on the 30th day of October, 1945, and created its Subcommittee on Law and Order.

The Subcommittee was empowered to conduct an investigation and report to the Legislature on the subject of the maintenance of law and order in the State of California, and for the purpose of ascertaining what might be necessary and proper to increase the efficiency and effectiveness of the state and local governments, and the agencies thereof.

in the maintenance of law and order in the State, and was invested with all the rights, duties, and powers conferred upon the Assembly Committee on Governmental Efficiency and Economy by the resolution creating the Committee.

HEARINGS HELD

The Subcommittee on Law and Order met and conducted hearings at the State Building and elsewhere in the County of Los Angeles on the 31st day of October, and on the 1st, 2d, 5th to 8th, 13th to 16th, and 26th to 29th days of November, 1945, at which hearings it received the testimony of citizens and of various officers of the State and local governments relating to and bearing upon the maintenance and breakdown in the maintenance of law and order in the County of Los Angeles, including the cities of Burbank and Los Angeles, for the sole purpose of ascertaining what changes in the law might be needed and suitable to increase the efficiency and effectiveness of the state and local governments and the agencies thereof in the maintenance of law and order in this State.

In the conduct of said hearings, said Subcommittee carefully avoided swearing and examining any person who might be subject to a penalty or forfeiture for an act or fact touching which he might testify and who by so testifying would gain immunity under the provisions of Section 9410 of the Government Code of California.

THE BREAKDOWN IN LAW AND ORDER

At said hearings it appeared from the testimony of competent witnesses that a serious breakdown in the maintenance of law and order had occurred in the County of Los Angeles, commencing on October 5, 1945, and continuing through October 25, 1945, to such a degree that mobs took over the control of the area in the vicinity and adjacent to certain Motion Picture Studios, and that a flagrant disrespect for law and justice and the courts prevailed.

Evidence presented at the hearings indicated that a strike at the motion picture studios in the cities of Los Angeles and Burbank and elsewhere in Los Angeles County began about March 12, 1945, and continued until about the 25th day of October, 1945. It appeared that this strike was what is known as a "jurisdictional strike", a strike resulting from a jurisdictional dispute between the International Association of Theatrical and Stage Employees and the Conference of Studio Unions. But it also appeared that certain subversive elements, desirous of getting control and leadership of old and well established unions, took advantage of the strike situation and conspired to induce mass picketing and acts of violence and a breakdown in the maintenance of law and order. During the period from the beginning of the strike on March 12, 1945, to October 5, 1945, there was picketing at most of the studios and some violence incident thereto, and it was necessary, as will hereafter appear, for the various studios to institute legal proceedings and obtain restraining orders and temporary injunctions limiting the number of pickets stationed at or near their respective properties.

CONDITIONS AT BURBANK

The evidence discloses that on the 5th day of October, 1945, what has been described as "mass picketing" began at the Warner Bros. Studios in Burbank, California, and continued daily, with the exception of Sundays, down to October 25, 1945. This picketing was accompanied by serious disorders and numerous acts of violence resulting in the injury of many persons and great damage to property. Mob rule held sway, persons who wanted to go to work in the studios were prevented from doing so by the pickets and their adherents, and the law enforcement officers were unable to control the mobs. The evidence discloses that during this period there were crowds of persons numbering at times as many as 4000, walking and marching in front of the studio property and barring ingress to and egress from the studio. Eugene Biscailuz, Sheriff of Los Angeles County, appeared as a witness before the Subcommittee and testified as to the number of pickets and others present at the Warner Bros. Studios during the strike period and the number of law enforcement officers assigned to handle the situation. In this connection, his testimony discloses the following:

<i>Date</i>	<i>Number of pickets and adherents</i>	<i>Number of law enforcement officers</i>
October 5th.....	1500	122
October 6th.....	900	62
October 8th.....	600	132
October 9th.....	500	132
October 10th.....	300	131
October 11th.....	1000	34
October 12th.....	500	33
October 13th.....	100	59
October 15th.....	200	59
October 16th.....	800	86
October 17th.....	200	93
October 18th.....	550	92
October 19th.....	1000	114
October 20th.....	2500	85
October 22nd.....	1000	85
October 23rd.....	500	141
October 24th.....	450	145
October 25th.....	2000	?

Other witnesses testified as to the number of pickets used at the Warner Bros. Studios, and their testimony is substantially the same as that of Sheriff Biscailuz, except that their estimates of the number of pickets on some days are somewhat higher. For example, John A. Daley, who had picketed at the various studios during the strike testified with reference to the picketing at Warner Bros. Studios on October 20, 1945, as follows:

"Q. About how many people were around the studio during the time that you were there that day?

A. Well, it was a wonderful day that day, we had around 4,000, a great many from Lockheed and various other—

Q. That was one of the largest days out there?

A. Oh, yes, it was fine."

Various witnesses testified that ingress to the studio and egress from the studio were barred during the period in question. In this connection Elmer Adams, Chief of Police of the City of Burbank, testified as follows:

“Q. When you got there about 6:45, what was the picture?”

A. Well, the auto gate from Olive Avenue was solid across with pickets, and they were also picketing around the Rowland Street side at every entrance; not so many over on that side as there was at the auto gate.

* * * * *

Q. Was the entrance to the studio at that point obstructed to people, so that they could not get in?

A. Definitely.

Q. Or people could not get out?

A. Yes, that is right.

* * * * *

Q. And were they obstructing the ingress to and egress from the studio?

A. Well, you just couldn't get in.

Q. All right.

A. If you started in you would get hit.”

The witness Leroy Printz testified that he was a dance director at the Warner Bros Studios and that he made an effort to get into the studio to go to work. The following is an excerpt from his testimony on this subject:

“A. At that, Sorrell came up. I said, ‘Sorrell’—I introduced myself. I said, ‘I am Leroy Printz. I am a dance director. I don't belong to your union or the other union. I can't understand why I can't go in.’

Sorrell said, ‘You or no other son of a bitch don't get in there today.’

Q. What did you reply?

A. I replied, ‘Mr. Sorrell, you or no other son of a bitch is going to keep me out.’” (The Sorrell referred to is Herbert Sorrell, who was the head of The Conference of Studio Unions, and according to evidence before the Joint Fact-Finding Committee on Un-American Activities in January of this year was a member of the Communist Party in 1937 under the name of Herbert Stewart, and who, according to the testimony, was the leader of the strikers.)

There was testimony adduced at the hearing that numbers of pickets sat down in the public streets in front of the Warner Bros. Studios, thus blocking the traffic of the public upon such streets and that it was necessary for the law enforcement officers to remove those persons bodily in order to open the streets to traffic. One of the picketers at the studio was John Howard Lawson, known Communist.

As a result of the violence and disorders at the Warner Bros. Studios during the strike, many persons were injured and some of the casualties were very serious, involving fractured bones and cerebral concussions. There was evidence that on one particular day there were 32 casualties and on another day 67 casualties caused by violence.

Paul M. MacWilliams, Superintendent of Medical Service at Warner Bros. Studios testified that on October 5th 32 persons were treated for

injuries received during the disturbances incident to the picketing at the studio.

According to his testimony, the injured included 89 Warner Brothers' employees, 3 Burbank City Police, 3 Burbank City Firemen, 1 Los Angeles City Police officer, 6 pickets, and 2 I.A.T.S.E. representatives.

This witness further testified that one Macklin Hall, an employee of Warner Bros. Studios, was attacked by a group of men outside the studio and suffered cerebral concussion with probable hemorrhage, severe multiple contusions and abrasions of the upper head and body, and his right eye was completely closed.

Another witness, James Balash, employed as a paper hanger for Warner Bros. Studios, testified that he was attacked by Herbert Sorrell on the morning of October 5th as he, Balash, was trying to enter the studio to go to work. He stated that Sorrell had brass knuckles on his right hand and he struck Balash in the jaw, fracturing it in three places. Portions of his testimony in this connection are as follows :

"Q. Who smacked you with the knuckles ?

A. Sorrell.

Q. What kind of knuckles did he have ?

A. They had a piece of bar right here on them (indicating).

Q. Metal knuckles ?

A. Yes, and brass.

* * * * *

Q. Where were you struck ?

A. Right under the jaw, broke all around here (indicating).

* * * * *

Q. When did the breaking of the ribs take place ?

A. Right there on the ground when they took my hair and pounded my head against the ground, and they kicked me yet.

Q. After you were knocked down with the brass knuckles and you were on the ground, that is when they kicked you ?

A. Yes, sir."

This witness further testified that although police officers were present at the time he was attacked and injured, they did not offer to take him to a hospital nor did they render him any assistance at all, but that one officer called him a scab painter and the officers told him that if he knew what was good for him, he would "scram and get out of there."

Mary Balash, wife of James Balash, testified that on the day her husband was operated upon she received a telephone call from some person who did not identify himself, who told her that if her husband told anyone who had hit him, "we'll not only do what we have done, but we'll finish the job."

More than a dozen other witnesses testified as to injuries sustained during the rioting at Warner Bros. Studios; some of these witnesses were women, one of whom was over 60 years of age.

There was testimony to the effect that on the morning of October 5, 1945, three automobiles were overturned by the pickets in front of the studio; that the occupants thereof were attacked by the mob and seriously injured, and that the automobiles were left overturned in the

street for a period of six or seven hours, and the mob would not permit anyone to right them or to tow them away.

Further testimony given before the Subcommittee indicated that as a result of the disturbances and rioting in front of the studio, sections of public streets in front of the studio were blocked to traffic at both ends on numerous occasions during the strike, and the public was barred therefrom.

In this connection the witness Edward S. Bache, Assistant Director of Plant Protection and Personnel at Warner Bros. Studios, testified that on the morning of October 5th the street in front of the studio was closed from around 10:00 or 10:30 to about 2:00 or 2:30 in the afternoon, and that no traffic at all was allowed on the street during that time. He further stated that on October 6, 1945, the same street was closed to vehicular traffic in the afternoon on orders from the Burbank police department. The witness, Chief of Police Adams of Burbank, testified that the portion of Olive Avenue in front of the studio was closed at both ends to traffic on October 5th; that the reason it was kept closed was because there were so many brick bats and glass and other objects out in the street, it was not safe for cars to drive thereon.

There was testimony given before the Subcommittee to the effect that many missiles were thrown by the pickets and their adherents into the studios at the persons inside the studio grounds; that these missiles included lead pipe, bottles, bricks, pieces of metal and tear-gas containers. In this connection the witness Bache testified as follows:

“Q. You notice what appears to be debris on the ground there. Do you know what that was? (showing the witness a picture).

A. Well, that was spark plugs and bottles and bolts and pieces of paper, and chunks of wood and concrete and bricks, and parts of tile roofing, practically everything, automobile bearings.

Q. Do you know how that material got there?

A. Thrown in from the outside.”

There was evidence presented to the Subcommittee that in front of the studio a C.I.O. sound truck operated by the strikers was in practically continuous operation during the period of the strike, and that sometimes there were two sound trucks and that over the loudspeaker came such statements as, “Hold that line” “Don’t let anyone in.” There was also evidence that after one non-striker had been hit on the head with an iron helmet and fell on the ground, there came over the loudspeaker the statement, “Well, I guess that was a pretty good job—we’ll take a few more of those,” whereupon the pickets and their associates jeered.

There was testimony given by various witnesses, as the transcript of the testimony discloses, that vulgar, foul and obscene language was used by the pickets and their adherents and directed to the law enforcement officers and other persons who were endeavoring to go to work in the studio.

On October 5, 1945, according to the testimony given before the Subcommittee, the mob in front of the studio became so violent and riotous that it was necessary for the law enforcement officers to use streams of water and tear gas upon the pickets and their adherents. It appears from the testimony that this method of dispersing the mob was effective

and the pickets and their adherents were finally cleared from the street at the time by the combined forces of the Police of the City of Burbank, neighboring communities, and Sheriff's deputies. Sound judgment and ability to cope with riot conditions were displayed by Vernon Rasmussen, Chief of Police of Glendale, as well as other law enforcement officers, upon this occasion.

It appears from the testimony that although the use of the water hose and tear gas had a salutary effect in dispersing the pickets and their adherents, this method was not used after October 5th for the reason, as testified by Chief of Police of Burbank, Adams, that the law enforcement officers had been served with an injunction which they believed prevented their using tear gas and water in dispersing the mob, and they did not want to violate a Court order. This order is the one referred to as the "Beardsley restraining order" and which will be discussed more fully hereinafter.

On October 5, 1945, when the rioting in front of the studio was at its height, Chief of Police Adams read over a loudspeaker to the rioters the section of the Penal Code popularly known as the "Riot Act" and commanded the rioters to disperse. The reading of the Riot Act was greeted by booing, jeering, and shouting by the mob, and they did not comply with the command to disperse. Sheriff Biscailuz testified that the situation was such that he felt they were "Sitting on top of a powder keg" and that if anything started there might be violence resulting in death. The testimony of various witnesses disclosed that as a part of their tactics the pickets and some of their adherents carried young children in their arms.

From the testimony of the various witnesses, it is apparent that the law enforcement officers were unable to cope with the situation, and to quell the rioting at this studio. It seemed to be the opinion of the law enforcement officers that they did not have enough men to handle the mobs and that if they used force there would be bloodshed.

In fact, according to the testimony of one of the studio security officers, "it would have been murder for anyone to attempt to handle the crowd."

In this connection, Chief of Police Adams testified as follows:

"Q. You had a total of about 45; is that correct?"

A. That is about it.

Q. Even with that force you couldn't maintain law and order?"

A. They would take my officers and set them back on the street. A group would get behind them and push them, and they would end up on the sidewalk."

It appears from the evidence that when the disturbances started on October 5th at Warner Bros. Studios, a long period of time elapsed before the Burbank Police could obtain reinforcements from other cities, and the evidence discloses that the city of Los Angeles would not send assistance unless a riot was actually in progress.

Sheriff Biscailuz testified that in his opinion the provisions of the California Disaster Act, as amended by Chapter 1024 of the Statutes of 1945, were not applicable to any condition resulting from a labor controversy, and that he know of no State law requiring mutual aid by local communities in situations similar to that which was shown to have existed around the said Warner Bros. Studio during the period October 5, 1945,

through October 25, 1945. He also testified that there should be a clarification of the law on the subject of the jurisdiction of the sheriff as the chief law enforcement officer of the county.

THE VICKERS RESTRAINING ORDER

On October 6, 1945, in an action numbered 506234 in the files of the Superior Court of the State of California, in and for the County of Los Angeles, a temporary restraining order was issued by Superior Judge Vickers defining what picketing was permissible on the part of the defendants in that action.

The evidence indicates that the complaint in this action was filed at 8:34 a.m. in the office of the County Clerk and that the temporary restraining order was signed by Judge Vickers some time before 10:00 o'clock of that same morning. Judge Vickers presided over the Order to Show Cause Department of the Superior Court in Los Angeles County and the rules of that court provide that restraining orders and orders to show cause in connection with preliminary injunctions such as were issued in case numbered 506234, are handled in that particular department. In this respect, Judge Vickers testified that as a basis for the issuance of a restraining order and an order to show cause it must appear from the complaint and the affidavits in support thereof that a cause of action is sufficiently stated and if such be not the case, the Court does not have the jurisdiction to issue the restraining order.

The evidence showed that this restraining order was read over a loudspeaker to the pickets and their adherents, but that none of those persons complied with the order. The evidence further shows that Herbert Sorrell was served with a copy of the order and that he stuffed it into his pocket and that he failed to pay any attention to it.

Testimony of the witnesses shows that when the restraining order was read over the loudspeaker the pickets and their adherents shouted, "To hell with the law, we don't need the law, we are going to close this studio."

Further testimony shows that despite the reading of the restraining order the pickets still continued parading and milling around the studio.

According to the testimony of the witnesses before the subcommittee, it was practically impossible to make proper service of the restraining order upon the pickets and their adherents, since a proper identification of those persons could not be made, and it was suggested that in such cases where restraining orders are to be served upon numbers of persons under such circumstances as existed at the Warner Bros. Studios, some form of constructive service of process should be used, such as a reading of the restraining order to the persons assembled, similar to the method used under the Penal Code in commanding an unlawful assemblage to disperse.

FAILURE OF BURBANK OFFICIALS TO PASS EMERGENCY ORDINANCES

At a conference of law enforcement officers and City and County officials called for the purpose of devising ways and means to bring about order in the City of Burbank, it was suggested that the City of Burbank be requested to pass emergency ordinances which it was thought might be helpful in stemming the rising tide of disorder and violence in that city. Thereupon such request was made and it was suggested that an

anti-picketing ordinance such as was in force in Los Angeles, an anti-parade ordinance, and an ordinance controlling the use of sound trucks, be passed by the City of Burbank. Despite this request, according to the testimony of the Burbank City officials themselves, no attempt was made to pass such emergency ordinances. The City officials contended that there were enough State laws to cover the situation. It is the opinion of the Subcommittee that had these ordinances, or some of them, been adopted, it would have assisted greatly in bringing about a cessation of the violence and disorder, since arrests and prosecutions for violation of those ordinances could have been handled expeditiously and effectively.

CONDITIONS AT OTHER PLACES IN THE COUNTY OF LOS ANGELES

Violence broke out at other motion picture studios in Los Angeles County during the month of October, 1945. Large numbers of pickets engaged in mass picketing at the Paramount, Universal and Columbia Studios; ingress to and egress from the studios was barred and many persons were injured as a result of the disturbances. Restraining orders or preliminary injunctions had been obtained by the studios limiting the number of pickets to be stationed at or near their respective properties. At the Paramount Studio it was necessary for the Los Angeles City Police to make mass arrests of pickets and their adherents, and these persons were charged with a violation of the city anti-picketing ordinance, failure to obey the Court's restraining order, and disturbing the peace. One of the picket captains at Universal Studio was Emil Freed, widely known Communist.

THE BEARDSLEY RESTRAINING ORDER

One of the most striking aspects of the investigation was the disclosure that at the instance of the attorneys for the striking unions, John Beardsley, a Judge of the Superior Court, sitting in Los Angeles County, issued a restraining order in an action upon a complaint which had not yet been filed; that this order restrained the Chief of Police of Burbank and the Sheriff of Los Angeles County from interfering with the rights of the strikers to peacefully picket, peacefully assemble, and advertise their strike; that this restraining order was signed by the judge at his home about 1:00 o'clock in the morning, and the filing of the complaint did not take place until 8:24 o'clock of the same morning; that although, as the judge testified, it was his understanding that the order was not to become effective until the complaint was filed, the Subcommittee found that as early as 4:30 o'clock on that morning this restraining order was read over the strikers' loudspeaker to the pickets and their adherents, and as early as 6:00 o'clock on that morning mimeographed copies of this order were served upon the Chief of Police of Burbank, and upon a representative of the Sheriff's office. There was further testimony by competent witnesses that this restraining order had the effect of impeding the law enforcement officers in their efforts to quell the riots and bring about order at the studio. From the testimony of Judge Beardsley, it was apparent to the Subcommittee that this judge lacked knowledge of the law requisite in a judge of the Superior Court, and particularly a knowledge of the law with reference to injunctions and restraining orders; that he did not know the rules of the Superior Court; that he was wanting in judicial temperament and lacked judicial discretion.

As illustrative of this particular judge's feeling in this matter, we quote the following excerpt from his testimony:

"Q. By ASSEMBLYMAN WERDEL: Judge, while I was asking you questions, you stated, in a way, that you felt a little happy that the pickets finally won the dispute. Are you happy that they won it?

A. I'm happy that the workers succeeded in getting the conditions they were fighting for, yes.

Q. By CHAIRMAN FIELD: What were those conditions?

A. Well, I don't know the terms of them.

Q. As a matter of fact, there were no working conditions at all other than—it was a jurisdictional strike. Isn't that right? There were no working conditions.

A. That has been often denied by the unions which were striking.

Q. By ASSEMBLYMAN WERDEL: You say you are happy that they won the conditions. When did you first become happy about it? Were you happy on the night when you signed this order?

A. They hadn't won their conditions then.

Q. I beg your pardon?

A. They hadn't won their conditions then.

It is the opinion of this Subcommittee that the issuance of this particular restraining order contributed materially to the inability of the law enforcement officers to control the rioting, and it is their belief that in order to prevent a recurrence of such a situation, the law governing the issuance of restraining orders should be amended so that no restraining order can be issued unless and until a complaint is formally on file. We are also of the opinion that in crises similar to that which existed in this strike, and where law enforcement officers are restrained by order of the Court, the hearing on the order to show cause why a preliminary injunction should not be issued should be brought up for hearing at the earliest practicable time and not longer than 24 hours after the issuance of the restraining order.

ADMINISTRATION OF JUSTICE IN BURBANK

Evidence was presented that on October 10, 1945, the pickets and their adherents were particularly riotous and violent, and were present in large numbers barring ingress to and egress from Warner Bros. Studio; that the Chief of Police of Burbank ordered the mob to disperse, and upon their failure to do so the law enforcement officers made arrests of 310 persons. There was evidence that during the making of these arrests the sound truck operated by the pickets and their associates made the announcement: "You are all going to be arrested this morning. If you are, do not cause any violence. Just submit to arrest peacefully and you will be taken care of by our attorneys." The Subcommittee found from its investigation that after these arrests were made and the defendants charged with various misdemeanors, Judge Raymond L. Reid, Judge of the Police Court of the City of Burbank, released 281 of these defendants on their own recognizance, and the evidence further indicates that some of these defendants returned to the picket lines. In this connection Sheriff Biscailuz testified that the releasing of these defendants on their own recognizance had a bearing upon the manner in which law enforcement officers determined to handle the pickets and their associates on succeeding days.

The evidence discloses that Judge Reid had been a Police Judge for a period of ten years and that he was not a lawyer. He testified that he knew of the strike around Warner Bros. Studios and that he had sat as Judge in certain misdemeanor cases and certain felony cases arising out of the strike at that studio; the Subcommittee found that in the handling of these cases the Judge had continued the pleas in the misdemeanor cases for an inordinately long period of time; much longer than contemplated by law, and much longer than continuances granted in other misdemeanor cases. The evidence further discloses that in the felony cases referred to the preliminary examinations were continued for unreasonable periods of time and without the Court obtaining the consent of the defendants to such continuances. In the misdemeanor cases the pleas were continued for periods ranging from 41 days to 52 days, and in the felony cases the preliminary examinations were continued for periods ranging from 35 to 50 days. With reference to the release of the 289 defendants on their own recognizance, Judge Reid testified that he ordered the releases because he thought it was the thing to do, that there was a great deal of excitement around the City Hall at that time. It appears further that the release of these defendants was ordered without the Judge taking into consideration the seriousness of the offense charged, the criminal record, if any, of the defendant, or the likelihood of the defendant appearing in Court when required, all of which are factors to be considered by the Court under such circumstances, according to the provisions of our Penal Code. It was also developed during the course of the investigation that these particular defendants were released on their own recognizance by Judge Reid despite the fact that in the same month in which they were arrested, October, 1945, approximately 110 misdemeanor cases not connected with or arising out of the strike at Warner Bros. Studios had come before the same Judge and the charges in those cases were not as serious as those against the defendants who had been released on their own recognizance, and yet, in those 110 cases bail had been set in amounts ranging from \$20 to \$500.00 and in none of those cases had the bail been thereafter reduced or any defendant released on his own recognizance.

PARTICIPATION OF UNIVERSITY STUDENTS IN ILLEGAL PICKETING

During the course of the investigation it developed that students from the University of California at Los Angeles and from the Los Angeles City College had joined the strikers' picket lines at the Warner Bros. Studios, and that their conduct in this regard had received widespread publicity. The evidence also discloses that certain professors teaching at the University of California at Los Angeles were also instructors at the Communist school in Hollywood known as the People's Educational Center, and that in the pamphlet listing the courses and instructors in that school the connection of these professors with the University of California at Los Angeles was prominently mentioned.

During the investigation the Subcommittee held one of its hearings on the campus at the University of California at Los Angeles and students and members of the faculty and Clarence Dykstra, the Provost of the University, were called and testified. On this occasion there were several

hundred students present and their conduct was such that during the course of the hearing it became necessary to have the auditorium cleared. Evidence adduced at this hearing and from witnesses at other hearings disclosed that the students who participated in the picketing were recruited for that purpose by agents of the strikers; that their participation in the picketing was in violation of the Court order limiting the number and disposition of pickets at that studio; that these students were provided with banners and placards indicating that they represented the University of California at Los Angeles, and these banners and placards contained statements favorable to the strikers and in criticism of the studio management and the law enforcement officers, and that these banners and placards were prepared and distributed to the students by agents of the strikers.

Such conduct upon the part of the students was induced and inspired by designing adults who took advantage of the suggestability and impressionability of teen-age persons who, in the spirit of idealism and the enthusiasm of immature youth unaided by experience, mistakenly believed, many of them, that they were engaging in a crusade, unmindful of the fact that the things done and acts performed were in violation of law and of orders of a court. Some of these same adults, in turn, when they had accomplished their purpose of thus inciting these youths, and hoping to escape responsibility for their own conspiracy, avoided the scene of action and later sought to evade the service of subpoenas, leaving these youths exposed to criticism. Such conduct may well be tantamount to contributing to the delinquency of minors.

The Subcommittee is of the opinion that there is a concerted movement upon the part of subversive groups to endeavor to enroll students of impressionable age in their ranks and to inculcate these students with subversive philosophies. The evidence discloses that a number of these students were members of an organization known as the American Youth for Democracy, which the testimony shows was formerly known as the Young Communist League.

We found that to the credit of the University the conduct of the students who participated in the illegal picketing purporting to represent the whole University was deplored by the President and immediate past president of the Associated Students of the University of California at Los Angeles.

We note with satisfaction that the Board of Regents of the University of California has taken action as a result of the Subcommittee's investigations. The board adopted a resolution declaring that no student could take any action either on or off the campus the effect of which would be to give the public the impression that he was representing the university or the student body, without first obtaining permission of the duly constituted university authorities.

Another resolution adopted by the Board of Regents declares that the University of California believes in the American principles of Government, and that any member of the faculty, or any student, who advocates principles or policies which are opposed to the American system of government will be subject to discipline and expulsion from the university.

Contrary to the efforts of those who would seek to becloud the issue, it is not the position of the Subcommittee that because of the conduct of a small group of university students and a few faculty members the entire

university and student body should be condemned and the university suffer. It is the opinion of the Subcommittee that the vast majority of the university faculty and student body are loyal Americans, and it is unfortunate that the university has been brought into disrepute, in the opinion of many, because of the indiscretion and ill-advised conduct of a few among the student body and faculty.

The Subcommittee recognizes the right to academic freedom on the part of our universities, but it believes that this very fundamental principle in the field of education should not be used as a cloak behind which a group can carry on activities detrimental to the university and to the nation.

The Subcommittee trusts that the Board of Regents and the faculty members and the Provost at the University of California at Los Angeles will be on the alert to guard against any efforts to indoctrinate impressionable young students with subversive philosophies. Dr. Dykstra, the Provost at the University of California at Los Angeles, in the opinion of the Subcommittee, can do good work if he will bend a little more energy in that direction, backed up by a sincere desire to prevent the cultivation of doctrines inimical to the welfare of this country under the guise of academic freedom. Academic freedom contemplates the presentation of both sides of an issue in the realm of education, particularly in the field of political philosophies, and not a one-sided paen of praise for political doctrines which are looked upon with disfavor by the vast majority of Americans.

RECOMMENDATIONS RECEIVED AS TO NEEDED CHANGES IN THE LAW

One of the outstanding contributions to the search for a remedy for the conditions uncovered by this investigation was made by a public official, S. V. O. Prichard, First Assistant County Counsel of the County of Los Angeles. The Subcommittee notes that Mr. Prichard has been a public official connected with the County Counsel's Office for a period of 20 years, that he is a man of integrity and bears an excellent reputation in the community. Mr. Prichard had been sent out, at the request of Sheriff Biscailuz, to observe conditions at Burbank when the strike was in progress. For several days he was on the ground inside the studio and was in an excellent position to make his observations and to note in detail what was going on during that period. From time to time he advised his superior and the sheriff and other officials on the result of his investigations and observations.

In respect to police officer membership in labor unions, the witness testified:

"Q. It has been developed here, I think, Mr. Prichard, that police officers in some of the municipalities who were engaged in law enforcement in this situation were members of unions, and I think I am correct in this—

A. There is a union in the Sheriff's office, and there is a union in the Burbank police, and while the Sheriff's office encountered no outward tokens of difficulty or disloyalty within their ranks there was certainly a very bad leak in information and there wasn't anything that we could do by talking even to our own men that wasn't almost immediately conveyed to the strikers so that they knew what was going on."

As to the existence and need for a law in respect to police officer membership in labor unions, the witness testified:

“Q. Is there such a law in the United States now that you know of, Mr. Prichard?

A. I understand that there is such a law in the State of Massachusetts which was adopted by the State of Massachusetts on the recommendation of Calvin Coolidge when he was Governor, and had the difficulty which he did with the police in the city of Boston.”

At the conclusion of his testimony before the Subcommittee in which he described what he had seen and told of conferences he had had with county officials and others on the matter, Mr. Prichard, at the request of the Subcommittee, made certain recommendations which we present here for the benefit of the Legislature. They are as follows:

1—That legislation be enacted which would permit the reading of a court order in the same manner and form that the command to disperse an unlawful assembly is made under Sections 726 and 727 of the Penal Code, and that when the provisions of a court order are read in the presence of persons and they fail to comply therewith, then they shall be guilty of a misdemeanor.

2—That legislation be enacted making it clear that the Sheriff is the chief law enforcement officer for the County, and that whenever it becomes necessary he can call to his aid all the law enforcement agencies in the county, whether they be in incorporated cities or not.

3—That legislation be enacted making the District Attorney the chief prosecuting officer of the county, and requiring him to participate and function in the prosecution of all offenses, both felonies and misdemeanors, whether they occur in unincorporated areas of the county or in chartered cities.

4—That legislation be enacted which would prohibit a peace officer's being a member of any labor union.

In his testimony, Mr. Prichard related an incident that occurred in a conversation which he said took place between him and Fred Howser, the District Attorney of the County of Los Angeles, which, in the opinion of the Subcommittee, revealed an attitude on the part of the District Attorney that may have contributed to the continuance of the breakdown of law and order which was the subject of the Subcommittee's investigation. His testimony on this point was as follows:

“A. The District Attorney himself told me that the District Attorney's Office was not going to have anything to do with the Warner Brothers situation until the matter was dumped into their lap. That was the expression that he used. And that the matter was not going to be investigated by the District Attorney's Office until the Sheriff came in with evidence of his own collection which would compel them to file a felony complaint.”

In his testimony before the Subcommittee the District Attorney denied the foregoing statement, and while he never did make a personal investigation of the conditions existing at Burbank at any time during the period of violence and disorders, he did send two of his deputies to the Burbank Police court to assist on October 10, 1945, and certain sub-

sequent days. Four investigators on his staff did make investigations of the conditions at Burbank.

Mr. Howser also testified before the Subcommittee on the subject of whether the city of Burbank should have passed the emergency ordinances which it was the opinion of the city and county officials and law enforcement officers should have been enacted to help bring about a cessation of violence and disorder. The District Attorney suggested that the legislature should pass such laws themselves if they so desired and should not ask the city of Burbank or any other incorporated city in the county or state to enact them.

The District Attorney further testified that in a conference had with Herbert Sorrell, the leader of the strikers, during the period of violence at Burbank, Sorrell had promised one hundred per cent cooperation in the maintenance of law and order. That conference was held on October 16th. The evidence adduced before the Subcommittee indicates that from the 22nd to the 24th of October, some 2,000 or more pickets were used at Paramount Studios and that picketing was accompanied by violence and was in violation of a court order. Mr. Sorrell was the leader of those strikers. When the District Attorney was asked if he thought that conduct was one hundred per cent cooperation by Mr. Sorrell in the maintenance of law and order, he replied that he wasn't there and that what Mr. Sorrell's opinion of one hundred per cent cooperation with law enforcement officers would be, he the District Attorney, did not know.

When asked if he had any recommendation at all to make as to what could or should be done to correct the situation which had existed in Burbank, Mr. Howser stated that he had no recommendations.

An interesting light on Mr. Howser's viewpoint on the situation existing in Burbank during the period of the rioting and disorders, is revealed in his testimony to the effect that it was a "social problem" rather than a matter of law enforcement. His attitude was further disclosed in a quotation from his testimony to the effect that this was a labor dispute and could not be settled by law, and that

"It has got to be a common understanding among people of settling down and understanding their problems rather than strict law enforcement or endeavoring to beat people over the head."

The District Attorney in his testimony, endeavored to make a distinction between the man on the picket line and the man who would stick up a bank or who pokes a gun in your back and takes your wallet away from you. It is the opinion of the Subcommittee that it is the duty of the District Attorney and other law enforcement officers of this State, and its subdivisions, to see that law and order are maintained, and not to substitute explorations into the field of sociology, or philosophical discussions of labor relations for the proper maintenance of law and order.

In the opinion of the Subcommittee, it is not the function of the District Attorney to ascertain or decide whether rioters are motivated by high desires or not. Regardless of what might be in the mind of a rioting picket, the man whose jaw has been broken or whose skull has been cracked by that picket, suffers just as much as if his injuries had been caused by a thug in the perpetration of a bank robbery or a holdup.

SUBCOMMITTEE'S AUTHORITY TO CONDUCT THE INVESTIGATION CHALLENGED AND SUSTAINED

While the investigation by the Subcommittee was in progress, an action was filed in the Superior Court in Los Angeles County seeking to restrain the Subcommittee from continuing its hearings and investigation. This action was instituted by some of the defendants who had been charged with offenses arising out of the violence at the motion picture studios. Defense of this action by the Subcommittee was necessitated when the Superior Court, Los Angeles County, issued an order to show cause why a preliminary injunction should not be issued. Hearing on the order was had before Superior Judge Charles A. Paulsen of Trinity County who was sitting temporarily in Los Angeles County. After a lengthy hearing Judge Paulsen sustained the right of the Legislature through its committee and subcommittee to conduct such hearings and investigation. Subsequently, the Subcommittee's general demurrer to the complaint in this action was sustained by Superior Judge Alfred E. Paonessa of Los Angeles County, and the action was ultimately dismissed.

CONCLUSIONS AND RECOMMENDATIONS

From its investigation the Subcommittee concludes that there was a definite and serious breakdown of law and order in the County of Los Angeles, and particularly in the City of Burbank, in connection with the so-called jurisdictional strike at the motion picture studios in the month of October, 1945: Mass picketing and acts of violence, in disregard of law and of orders of the courts, induced and inspired by subversive elements taking advantage of a strike situation, not prevented nor immediately curbed by law enforcement agencies.

Unless appropriate steps are taken by the Legislature, we may expect other instances of mob violence, rioting and flagrant disrespect for law and the courts. To obviate such conditions, citizens of this commonwealth will expect the Legislature to take such steps as are necessary, through the enactment of appropriate and adequate legislation, to increase the efficiency of the State and local governments and the agencies of each thereof in the maintenance of law and order.

To that end we make the following recommendations:

- (1) That the Legislature study the question of the jurisdiction of police and justice courts for the purpose of ascertaining whether or not the jurisdiction of the justice courts should be extended to cover prosecutions for violation of ordinances of cities.
- (2) That the Legislature give some thought to the subject of the qualifications requisite for police court judges, and the requirement that such judges be attorneys.
- (3) That the Legislature study the procedure relative to the requiring of bonds to keep the peace, so that this method of preventing violations of the law could be more readily utilized in situations such as arose in Burbank.
- (4) That the Legislature enact a law clarifying the powers and duties of the sheriff and empowering him, whenever he deems it necessary, to call to his aid any or all of the law enforcement agencies in the county, including those in incorporated cities.
- (5) That the Legislature enact a law providing for constructive service of a court order in case of rioting or unlawful assembly by

permitting the reading of the pertinent portions of the order to the persons to be affected thereby, in the same manner and form that the command to disperse an unlawful assembly is made under the Penal Code, and that when the provisions of a court order are so read in the presence of persons and they fail to comply therewith, then they would be guilty of a misdemeanor.

(6) That the Legislature amend the laws governing the issuance of restraining orders so that in instances where public crises arise, or where law enforcement officers are restrained by order of court, the hearing on the order to show cause why a preliminary injunction should not issue, should be had and the matter disposed of at the earliest practicable time, but in no event longer than 24 hours after the issuance of the restraining order; and also providing that no restraining order may be issued unless and until a complaint is formally on file.

(7) That the Legislature study the California Disaster Act, commonly known as the mutual aid law, and make such amendments thereto as will make its provisions more effective, particularly to meet situations where one law enforcement agency refuses or fails to respond, or tardily responds to a call for aid from the law enforcement agency of another local government, when the maintenance of law and order is involved; and that the law be further amended so as to eliminate those provisions which make the act inapplicable to conditions arising out of labor controversies.

(8) That the Legislature study the procedure prior to trial in misdemeanor cases, for the purpose of ascertaining whether or not the laws with reference thereto should be amended so as to eliminate or shorten the delays now occurring in those matters, and particularly with reference to the disposition of the plea; and also to provide that no continuances be granted without the consent of the defendant personally.

(9) That legislation be enacted relative to the procedure for releasing arrested persons on bail, and providing that if the court release a defendant on his own recognizance, it state in its order of release its findings on the factors to be taken into consideration by the court in fixing bail, as set forth in Section 1275 of the Penal Code.

(10) That the Legislature enact a law prohibiting a peace officer's being a member of any labor union.

Dated: Sacramento, California, February 18, 1946.

Respectfully submitted.

C. DON FIELD, Chairman
THOMAS M. ERWIN,
T. H. WERDEL,
A. I. STEWART,
DON A. ALLEN,
GEORGE BUTTERS,
JOHN W. EVANS.

RESOLUTIONS

The following resolutions were offered :

By Mr. Sam L. Collins :

House Resolution No. 113

WHEREAS, The Members of the Assembly will desire to have shipped to their various places of residence their bill files, stationery and other printed matter at the end of the First Extraordinary Session of the Fifty-sixth Legislature ; now, therefore, be it

Resolved, That the Sergeant-at-Arms, Wilkie Ogg, be authorized to procure such boxes, packing and other materials as are necessary for the purpose of shipping same, properly packed, to said members, and the State Controller is hereby authorized to draw his warrants on the Contingent Expense Fund of the Assembly in favor of said Wilkie Ogg, in the sum not to exceed five hundred dollars (\$500), and the State Treasurer is hereby directed to pay the same ; and be it further directed that Wilkie Ogg furnish to the Controller vouchers and receipts for all expenditures made by him.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 113, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C. Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gannon, Geddes, Heisinger, Johnson, Knight, Leonard, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

By Messrs. Lowrey, Denny, Thurman, Burns, Robertson, Kraft, and Stream :

House Resolution No. 114

Relative to the investigation of the United States Forest Service

WHEREAS, The United States Forest Service has undertaken a general program of reducing the number of livestock on forest ranges, and has reduced permitted numbers as much as 60 per cent in some areas and has eliminated livestock from some ranges entirely ; and

WHEREAS, The method used by the Forest Service in determining the extent of the cuts and effecting them are arbitrary, dictatorial, and inconsiderate of the interests of the permittees whose homes and lifetime investments are at stake ; and

WHEREAS, It is vital to the stability of the livestock industry and to the food supply of the Nation that forest permittees have the right to a fair and impartial adjudication of the issues arising between them and the United States Forest Service, and that such permittees be given more security of tenure so that they may plan their livestock operations intelligently ; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the State of California hereby memorializes the Congress of the United States to make a thorough investigation of the United States Forest Service and the basis of its policies for the purpose of enacting legislation which would prevent the aforementioned evils and limit the Service to the performance of administrative functions ; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit copies of this resolution to the President of the United States, the presiding officers of each house of the Congress, and to the Senators and Representatives in the Congress from California.

Resolution read, and referred to Committee on Rules.

By Messrs. Thomas, Burns, and Emlay :

House Resolution No. 115

Relative to augmenting the funds of the Assembly Interim Committee on Transportation and Commerce

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of two thousand dollars (\$2,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Interim Committee on Transportation and Commerce (created by House Resolution No. 274, Fifty-sixth Regular Session, adopted June 15, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

RECESS

At 12.30 p.m., on motion of Mr. Sam L. Collins, the Assembly recessed until 4 p.m.

REASSEMBLED

At 4 p m , the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

Hon. Gardiner Johnson Presiding

At 4.02 p m , Hon. Gardiner Johnson, Member of the Assembly from the Eighteenth District, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 90

House Resolution No. 94

House Resolution No. 97

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L COLLINS, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR SPEAKER: Your Committee on Rules, to which were referred

Senate Joint Resolution No. 3

Senate Joint Resolution No. 9

Senate Joint Resolution No. 10

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L COLLINS, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 106

House Resolution No. 62

House Resolution No. 71

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

SAM L COLLINS, Chairman

Above reported resolutions ordered on file.

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which was referred:

Assembly Bill No. 174

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

Assembly Bill No. 174—An act to add Section 20654.5 to the Government Code, relating to veterans, and providing for their rights and privileges as members of the State Employees' Retirement System, to take effect immediately.

Bill read second time, and ordered engrossed.

THIRD READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 110—An act to add Section 6.1 to the Alcoholic Beverage Control Act, relating to veterans' organizations and providing for the issuance of on-sale distilled spirits licenses to such organizations.

Bill read third time.

Motion to Amend

Mr. Sawallisch moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 17, of said bill, as amended in the Assembly on February 15, 1946, strike out "bona fide clubs", and insert "licenses issued or to be issued pursuant to this section".

Amendment read and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 103

House Resolution No. 104

House Resolution No. 105

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 95

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

SAM L. COLLINS, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 65

House Resolution No. 107

House Resolution No. 115

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM I. COLLINS, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 112

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolution ordered on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 138

Assembly Bill No. 142

Assembly Bill No. 152

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 23

Assembly Concurrent Resolution No. 30

Assembly Joint Resolution No. 16

Assembly Joint Resolution No. 17

Assembly Joint Resolution No. 18

Assembly Joint Resolution No. 22

Assembly Joint Resolution No. 23

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 78

Assembly Bill No. 109

Assembly Bill No. 111

Assembly Bill No. 144

Assembly Bill No. 146

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 19

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 19—Relative to providing funds for the Joint Committee on Water Problems.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Senate Bill No. 125

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CLARKE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT

Senate Bill No. 125—An act to amend Section 24626 of the Education Code, relating to the use of county funds for the support and maintenance of extension work in agriculture and home economics.

Bill read second time, and ordered to third reading.

MOTION TO TEMPORARILY SUSPEND THE RULES

Mr. Sam L. Collins moved that the Rules be temporarily suspended for the purpose of considering Senate amendments to Assembly Bill No. 78, Assembly Bill No. 109, Assembly Bill No. 111, Assembly Bill No. 144, and Assembly Bill No. 146, at this time.

The roll was called, and the Rules temporarily suspended by the following vote:

AYES—Anderson, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fourt, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Mansion, McCollister, Middough, Miller, Niehouse, Pelletier, Price, Sawallisch, Sheridan, Sherwin, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—60.

NOES—None.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 78—An act authorizing any county, or city and county to expend public funds and to expend, use, or permit the use of public property or personnel to meet emergencies arising out of conditions created by the reconversion from a wartime to a peacetime economy, irrespective of budget or other limitations, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendment to Assembly Bill No. 78?

Amendment No. 1

On page 2 of the printed bill, as amended in Assembly on February 5, 1946, between lines 4 and 5, insert

"(8) General and special county road district funds, including supervisorial road district funds and road improvement district funds.

(9) Special district funds of districts not coterminous with the county or city and county."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 78 by the following vote:

AYES—Anderson, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fourt, Gaffney,

Gannon, Geddes, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, Pelletier, Price, Sawallisch, Sheridan, Sherwin, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—60.

NOES—None.

Assembly Bill No. 78 ordered enrolled.

Speaker Presiding

At 4.30 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

RULING BY SPEAKER

Speaker Lyon ruled that it was unnecessary to suspend the Rules to consider Senate amendments, at this time.

Hon. Gardiner Johnson Presiding

At 4.32 p.m., Hon. Gardiner Johnson, Member of the Assembly from the Eighteenth District, presiding.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 109—An act to amend Section 4460 of the Labor Code, relating to workmen's compensation.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 109?

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Sections 4452, 4453, and 4458 of the Labor Code, and to repeal".

PRINTER'S NOTE.—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets:

Amendment No. 2

On page 1 of the printed bill, strike out lines 1 to 26, inclusive; and on page 2 of said bill, strike out lines 1 to 30, inclusive, and insert

"SECTION 1. *Section 4460 of the Labor Code is hereby amended to read:*
4460. For the purpose of computing the temporary or permanent disability indemnity payable to any employee, including "volunteer firemen" as defined in Section 3361, who sustains an original injury causing temporary or permanent disability during the time that this section is in force and effect, the maximum average weekly earnings shall be taken at forty-six dollars and sixteen cents (\$46.16).

Every computation made pursuant to this section shall be made only with reference to temporary disability or such permanent disability as is hereafter sustained and exists during the time that this section is in force and effect, provided, however, that all rights presently existing under this section shall be continued in force.

This section shall remain in effect until the ninety-first day after final adjournment of the Fifty-seventh Regular Session of the Legislature [or until the cessation of hostilities in all wars in which the United States is now engaged, whichever first occurs]. While this section is in effect it shall supersede any existing provisions of law which are in conflict with this section; but such provisions are not repealed by this section and after this section is no longer effective shall have the same force as though this section had not been enacted."

Amendment No. 3

On page 2, line 34, of the printed bill, as amended, in the Senate on February 14, 1946, strike out "as is hereafter sustained", and insert "resulting from an original injury sustained after this section becomes effective".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 109 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Erwin, Evans,

Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Masson, McCollister, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Sawalisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.

NOES—None.

Assembly Bill No. 109 ordered enrolled.

Assembly Bill No. 144—An act to amend Section 1 of an act entitled "An act relating to public officers, deputies, assistants, and employees, and their return to public service," approved May 31, 1943, relating to the return of public officers and employees from military service and reentry into their offices and positions, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 144?

Amendment No. 1

In the title of the printed bill, strike out lines 1 to 5, inclusive, and insert "An act to add Section 395 1 to the Military and Veterans Code and to repeal an act entitled "An act relating to public officers, deputies, assistants, and employees, and their return to public service," approved May 31, 1943, relating to the rights of veterans to return to public office or employment upon release from the armed services of the United States,".

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 395 1 is hereby added to the Military and Veterans Code to read:

395 1. (a) Notwithstanding any other provision of law to the contrary, any public officer, deputy, assistant, or employee of the State, or of any city, county, city and county, school district, water district, irrigation district, or any other district, political corporation, political subdivision, or governmental agency thereof who, in time of war or National emergency as proclaimed by the President or Congress, leaves or has left his office or position prior to the expiration of the Selective Training and Service Act of 1940 as amended, or any extension thereof, to join the armed forces of the United States and who does or did without unreasonable and unnecessary delay join the armed forces shall have a right, if released or discharged under conditions other than dishonorable, to return to and re-enter upon the office or position within six months after the termination of his active service with the armed forces, if the term for which he was elected or appointed has not ended during his absence. He shall also have a right to return to and reenter upon the office or position during terminal leave from the armed forces and prior to discharge or release therefrom.

(b) Upon such return and reentry to the office or employment the officer or employee shall have all of the rights and privileges in, connected with, or arising out of the office or employment which he would have enjoyed if he had not been absent therefrom; provided, however, such officer or employee shall not be entitled to sick leave, vacation or salary for the period during which he was on leave from such governmental service and in the service of the armed forces of the United States.

If the office or position has been abolished or otherwise has ceased to exist during his absence, he shall be reinstated in a position of like seniority, status and pay if such position exists, or to a comparable vacant position for which he is qualified.

(c) Any officer or employee other than a probationer who is restored to his office or employment pursuant to this act shall not be discharged from such office or position without cause within one year after such restoration, and shall be entitled to participate in insurance or other benefits offered by the employing governmental agency pursuant to established rules and practices relating to such officers or employees on furlough or leave of absence in effect at the time such officer or employee left his office or position to join the armed forces of the United States.

SEC. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Nearly 1,000,000 California veterans have been discharged or will be discharged from the armed services of the United States within the next few months. Many of these veterans left positions of public office and employment without a clear understanding of their rights of reinstatement. There is a lack of clarity and uniformity in the various laws governing the rights of such veterans. In order that all such veterans

may have a uniform right to reinstatement and may resume their proper places in the civil life of the community at the earliest opportunity, it is necessary that this act take immediate effect.

SEC. 3. The act cited in the title hereof is hereby repealed."

Amendment No. 3

On page 1 of said bill, strike out lines 2 to 21, inclusive; and strike out page 2.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 144 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fourt, Gaffney, Gannon, Geddes, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—66.

NOES—None.

Assembly Bill No. 144 ordered enrolled.

Assembly Bill No. 146—An act to amend Section 4300c of the Political Code, and Section 6107 of the Government Code, relating to the recordation and issuance of certified copies of documents of discharge, service, release, and separation of veterans.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 146?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "the Political Code, and", and insert ", and to add Section 4131.5 to, the Political Code, and to amend".

Amendment No. 2

On page 1 of said bill, before line 1, insert

"SECTION 1. Section 4131.5 is added to the Political Code, to read:

4131.5. The recorder may record the discharge and service record or other document of separation from active military service of any person discharged or released from the armed forces of the United States by photography or other reproduction process, in books of the kind described in Section 4131. This section shall remain in effect until 18 months after it becomes effective, and while in effect shall supersede any existing provisions of law with which it is in conflict; but such provisions are not repealed by this section and after this section is no longer effective shall have the same force as though this section had not been enacted."

Amendment No. 3

On page 1, line 1, of said bill, strike out "SECTION 1", and insert "SEC. 2".

Amendment No. 4

On page 3, line 7, of said bill, strike out "2", and insert "3".

Amendment No. 5

On page 1, line 11, of said bill, strike out "hereinafter or".

Amendment No. 6

On page 1, line 12, of said bill, strike out "; and pro-"; and strike out lines 13 to 23, inclusive.

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 146 by the following vote:

AYES—Beck, Bennett, Boyd, Debs, Denny, Fourt, Knight, Maloney, Middough, and Watson—10.

NOES—Allen, Anderson, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Crichton, Crowley, Davis, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Gaffney, Geddes, Hawkins, Heisinger, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Massion, McCollister, Miller, Niehouse, O'Day, Pelletier, Robertson, Sawalisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, and Wollenberg—52.

Appointment of Committee on Conference Concerning Assembly Bill No. 146

The Speaker announced the appointment of Messrs. McCollister, Maloney, and Boyd as a Committee on Conference concerning Assembly Bill No. 146.

Assembly Bill No. 111—An act relating to the rights of veterans to return to public office or employment upon release from the armed services of the United States, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 111?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly on January 29, 1946, after "act" insert "to add Section 395.1 to the Military and Veterans Code and to repeal an act entitled "An act relating to public officers, deputies, assistants, and employees, and their return to public service," approved May 31, 1943,".

Amendment No. 2

On page 1 of said bill, strike out line 1 and insert "SECTION 1. Section 395.1 is hereby added to the Military and Veterans Code to read:

"395.1. (a) Notwithstanding any other provision of law to".

Amendment No. 3

On page 1, line 17, of said bill, after the period insert "He shall also have a right to return to and reenter upon the office or position during terminal leave from the armed forces and prior to discharge or release therefrom."

Amendment No. 4

On page 1, line 18, of said bill, strike out "SEC. 2.", and insert "(b)".

Amendment No. 5

On page 1, line 22, of said bill, strike out the period and insert a semicolon, and "provided, however, such officer or employee shall not be entitled to sick leave, vacation or salary for the period during which he was on leave from such Governmental service and in the service of the armed forces of the United States"

Amendment No. 6

On page 2 of said bill, strike out lines 3 and 4 and insert "(c) Any officer or employee other than a probationer who is restored to his office or employment pur-".

Amendment No. 7

On page 2, line 16, of said bill, strike out "SEC. 4", and insert "SEC. 2."

Amendment No. 8

On page 2 of said bill, after line 32, insert "Sec. 3. The act cited in the title hereof is hereby repealed"

Amendment No. 9

On page 2 of the printed bill, as amended in the Senate on February 13, 1946, strike out lines 27 to 30, inclusive, and insert "States."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 111 by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Cail, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Erwin, Evans, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Lowrey, Lyons, Maloney, Massion, Middough, Niehouse, O'Day, Pelletier, Price, Sawallisch, Sheridan, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, and Wollenberg—62.

NOES—Miller and Sherwin—2.

Assembly Bill No. 111 ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred: Senate Bill No. 112

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FOURT, Chairman

Above reported bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Fourt asked for, and was granted, unanimous consent to take up Senate Bill No. 112, at this time, without reference to file.

CONSIDERATION OF SENATE BILL NO. 112

Senate Bill No. 112—An act to add Section 261 to the Revenue and Taxation Code, relating to the veterans' exemption and the period for which and the manner in which it may be claimed, declaring the urgency hereof, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Sam L. Collins:

Resolved, That Senate Bill No. 112 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kulpatriek, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Midlough, Niehouse, O'Day, Pelletier, Price, Sawallisch, Sheridan, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—69.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 112—An act to add Section 261 to the Revenue and Taxation Code, relating to the veterans' exemption and the period for which and the manner in which it may be claimed, declaring the urgency hereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2, line 21, of the printed bill, as amended in the Senate on February 16, 1946, strike out "the expiration of the"; and strike out lines 22 and 23, and insert "May 16, 1946".

Amendment No. 2

On page 2, of said bill, between lines 23 and 24, insert

"Sec 2. The definition of World War II as added to Section 205 of the Revenue and Taxation Code by this act applies only to the subject matter of that section. Particularly, it does not apply to or affect the meaning of "cessation of hostilities," "termination of hostilities," "termination of wars in which the United States is engaged," or similar terms, as used in other statutes, which terms shall continue to mean (unless otherwise indicated in the statute in which used) the cessation or termination of hostilities or of war as appropriately declared by the President or the Congress of the United States."

Amendments read and adopted.
 Bill ordered reprinted, and to third reading.

Speaker Pro Tempore Presiding

At 4.53 p.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Wollenberg asked for, and was granted, unanimous consent to print the following financial report relative to the Financial Status of the State:

FINANCIAL STATUS OF THE STATE

(Prepared by the Legislative Auditor for the Budget Committee for the information of the Legislature)

In answer to the many inquiries as to the changing financial condition of the State resulting from the approval of appropriation bills by the Finance Committee of the Senate and Ways and Means Committee of the Assembly and subsequent action thereon, this analysis has been prepared beginning with the introduction of bills and is carried forward currently as rapidly as bills are considered by either of these committees.

Explanation of the accumulation of revenues for the Postwar Employment Reserve into the two funds and the condition as of January 30, 1946, is included.

Accumulation of Revenue for the Postwar Employment Reserve and the Postwar Unemployment and Construction Fund

<i>A. Postwar Employment Reserve</i>	<i>Amount</i>
Revenue derived from:	
Retail Sales and Use Tax July 1, 1943-June 30, 1945-----	\$54,054,822 97
Bank and Corporation Franchise and Corporation Income Taxes, July 1, 1943-December 31, 1945-----	15,832,537 72
General Fund (Transferred by Chap. 19 : Stat. 1944-4th Ex.)----	50,000,000 00
General Fund (Transferred by Chap. 41 : Stat. 1944-4th Ex.)----	25,000,000 00
General Fund (Transferred by Chap. 1446 : Stat. 1945)-----	500,000 00
Total resources -----	\$148,387,360 69
Less: Appropriations for Plans and Specifications:	
*State Division of Architecture (Chap. 572 : Stat. 1943)-----	\$1,250,000 00
*State Division of Architecture (Chap. 20 : Stat. 1944-4th Ex.)----	2,000,000 00
University of California (Chap. 21 : Stat. 1944-4th Ex.)----	1,100,000 00
University of California (Chap. 1486 : Stat. 1945)-----	30,000 00
Total appropriations -----	**\$4,380,000 00
	\$144,007,360 00
	*1,753,322 00
Net total resources-----	\$145,760,682 00

* Unallocated.
 ** Of this amount only \$2,596,673 had been expended January 7, 1946.

B. Postwar Unemployment and Construction Fund

Revenue derived from:

General Fund (Transferred by Chap. 647: Stat. 1945)----- \$90,000,000 00

Total in both Postwar Funds as of January 7, 1946----- \$235,760,682 00

Of this amount \$1,753,322 has already been appropriated to the State Division of Architecture but is as yet unallocated. The net available for appropriation is \$144,700,360.69.

Financial Status of the State

(To be amended as appropriation bills pass from the Ways and Means Committee of the Assembly)

Financial Condition of the State at the Convncing of the Extraordinary Session of the Legislature, January 7, 1946

(1) Postwar Building Reserves:		
(a) Postwar Employment Reserve Fund-----	\$145,000,000	
(b) Postwar Unemployment and Construction Fund -----	90,000,000	
(2) Estimated surplus in General Fund as of June 30, 1947, allowing for deficiencies but not considering appropriations of special session 1946-----	45,000,000	
		\$280,000,000

Non-Duplicating Appropriation Bills as Introduced and not as Subsequently Changed by Amendments as of February 15, 1946

Net appropriation bills introduced as of February 15, 1946, in the special session from the Postwar Construction Reserves and General Fund, where the amount is specified and eliminating duplications-----\$474,932,042
Total above estimate in these funds----- 280,000,000

Excess of appropriations over available funds-----\$194,932,042

Ways and Means Committee Recommends for Appropriation from Postwar Building Reserves and General Fund as Amended as of February 15, 1946

(1) Postwar Building Reserves:			
(a) Postwar Employment Reserve Fund-----	\$145,000,000		
Appropriations recommended -----	145,000,000*		\$-----
(b) Postwar Unemployment and Construction Fund -----	\$90,000,000		
Interest, approximately -----	400,000		
Total -----	\$90,400,000		
Appropriations recommended -----	90,400,000†		\$-----
Balance in both funds-----			\$-----
(2) Estimated surplus in General Fund as of June 30, 1947, allowing for deficiencies but not considering appropriations of special session 1946-----	\$45,000,000‡		
Approved by the bills before the Ways and Means Committee and as amended as of February 15, 1946 -----	122,517,692§		
Deficit -----			\$77,517,692

* Duplicate bills A B No. 9 and S.B. No 37 passed

† Duplicate bills A B No 60 and S B No. 90 passed

‡ Estimate revised on basis of more recent tax assessment and collection figures as of February 1, 1946

§ Duplicate bills A B No 9 and S B No 37 passed

*Appropriation bills recommended "do pass" by the Ways and Means Committee
and/or Committee on Rules as of January 21, 1946*
(Unless otherwise indicated, is from General Fund)

A.B. 1—Expense of the Assembly-----	\$200,000
January 14—To Governor	
January 25—Approved by Governor	
A.B. 9—State Construction Program-----	154,000,000
(\$120,000,000 from the Postwar Employment Reserve, \$34,000,000 General Fund)	
January 18—In Senate	
A.B. 16—Personnel Board-----	249,152
January 15—In Senate	
February 4—To Governor	
A.B. 17—Department of Finance, added construction costs-----	260,000
January 17—In Senate	
February 7—To Governor	
A.B. 35—UCLA Medical School-----	7,000,000
January 18—In Senate	
February 7—To Governor	
A.B. 49—Motor Vehicle site-----	300,000
January 18—In Senate	
A.B. 50—Youth Authority sites-----	100,000
January 18—In Senate	
A.B. 60—To cities and counties from Postwar Unemployment Construction Fund (Has been amended to \$90,400,000)-----	90,000,000
January 18—In Senate	
February 6—To Governor	
February 8—Vetoed by Governor	
February 12—Passed over Veto	
A.B. 61—US Hospital, San Francisco-----	4,000,000
January 18—In Senate	
February 7—To Governor	
A.B. 62—Veterans' service organizations-----	250,000
January 22—To Senate	
A.B. 63—Veterans' education-----	750,000
January 22—To Senate	
A.B. 64—Women's unit, Veterans' Home-----	300,000
January 22—To Senate	
A.B. 95—Department of Employment Building-----	385,000
January 22—To Senate	

*Appropriation bills recommended "do pass" by the Ways and Means Committee
and/or Committee on Rules as of January 22, 1946*
(Unless otherwise indicated, is from General Fund)

A.B. 15—Department of Industrial Relations, apprenticeship training--	\$175,000
January 24—In Senate	
February 7—To Governor	
A.B. 6—Child care centers-----	3,500,000
January 30—To inactive file	
A.B. 79—Agricultural research-----	2,000,000
January 29—In Senate	
A.B. 80—California Polytechnic School, production of plants and herbs for research purposes-----	110,000
January 24—In Senate	

*Appropriation bills recommended "do pass" by the Ways and Means Committee and/or
Committee on Rules as of January 23, 1946*

A.B. 26—Department of Natural Resources, Fish and Game Fund----	\$685,000
February 5—To Senate	
A.B. 50—Forestry youth camps-----	270,000
January 18—In Senate	
A.B. 55—State Economic Council-----	285,000

*Appropriation bills recommended "do pass" by the Ways and Means Committee and/or
Committee on Rules as of January 24, 1946*

(Unless otherwise indicated, from General Fund)

A.B. 28—Mosquitoes control, State aid to local agencies.....	\$600,000
January 29—In Senate	
A.B. 47—University of California building.....	7,170,000
January 30—In Senate	
A.B. 104—Student housing at State colleges.....	5,830,000
January 30—In Senate	

*Appropriation bills recommended "do pass" by the Ways and Means Committee and/or
Committee on Rules as of January 30, 1946*

(Unless otherwise indicated, is from General Fund)

A.B. 99—Flood control, Fresno (Postwar Employment Reserve Fund)	\$210,000
February 4—To Senate	
A.B. 102—Industrial Relations, labor disputes.....	25,000
February 4—In Senate	

*Appropriation bills recommended "do pass" by the Ways and Means Committee and/or
Committee on Rules as of February 4, 1946*

(Unless otherwise indicated, is from General Fund)

A B. 75—Deaf School in Los Angeles.....	\$2,000,000
A B. 105—12 houses at quarantine stations.....	77,200
A B. 153—Sites for houses at quarantine stations.....	32,300
S.B. 31—Rector Canyon	300,000
S.B. 45—Child care centers.....	3,500,000

*Appropriation bills recommended "do pass" by the Ways and Means Committee and/or
Committee on Rules as of February 5, 1946*

A.B. 90—Veterans' housing at colleges.....	\$2,500,000
A.B. 148—Department of Natural Resources, Camp Taylor.....	50,000
S.B. 5—Natural Resources Department, reforestation.....	2,000,000
S B. 21—Veterans' education	750,000
S B. 24—Department of Finance, veterans' housing.....	250,000
S.B. 27—Women's dormitory, Veterans' Home.....	300,000
S.B. 60—Apprenticeship training	75,000

*Appropriation bills recommended "do pass" by the Ways and Means Committee and/or
Committee on Rules as of February 6, 1946*

(Unless otherwise indicated, is from General Fund)

S.B. 70—Hiking and riding trails (State Park Fund)	\$300,000
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*Appropriation bills recommended "do pass" by the Ways and Means Committee
and/or Committee on Rules as of February 11, 1946*

(Unless otherwise indicated, from General Fund)

A.B. 76—State building at San Jose.....	\$500,000
A.B. 83—State building at Santa Barbara.....	500,000
S.B. 2—Construction of highways.....	
S.B. 3—Temporary hospital facilities.....	3,300,000
S.B. 32—Inspection services re aged.....	56,250
S.B. 92—Department of Education re veterans powers.....	50,000

*Appropriation bills recommended "do pass" by the Ways and Means Committee
and/or Committee on Rules as of February 12, 1946*

A.B. 166—Meat inspection	\$450,000
S.B. 14—Fire Marshal	14,290
S.B. 37—Postwar construction	154,000,000
(\$120,000,000 Postwar Employment Reserve and \$34,000,000 General Fund)	
S.B. 76—Legislative printing	125,000
S.B. 85—Department of Education, surplus property.....	54,750
S.B. 102—Monterey Flag raising.....	7,500
S.B. 103—Sonoma Flag raising.....	7,500

*Appropriation bills recommended "do pass" by the Ways and Means Committee
and/or Committee on Rules as of February 14, 1946
(Unless otherwise indicated, from General Fund)*

A.B. 119—School Building Commission.....	\$30,000,000
A.B. 137—Housing of agricultural labor.....	2,000,000
A.B. 149—Blind training center.....	108,000
A.B. 156—Veterans' homes, construction.....	2,235,000
A.B. 160—Radio	350,000
A.B. 168—Disability insurance	
S.B. 2—Highways	
S.B. 41—Flood control—California	32,250,000
(\$25,000,000 Postwar Employment Reserve and \$7,250,000 General Fund)	
S.B. 49—Agricultural research	\$2,300,000
S.B. 77—Veterans' Commission	66,000
S.B. 83—School Emergency Fund.....	2,020,000
S.B. 84—Flood control, Caliente Creek-Kern County.....	7,500
S.B. 98—Veterans' administration	100,000

*Appropriation bills recommended "do pass" by the Ways and Means Committee and/or
Committee on Rules as of February 15, 1946
(Unless otherwise indicated, is from General Fund)*

A.B. 87—Reorganization of Veterans' Welfare Department	
A.B. 163—Survey, Division of Housing.....	\$97,000
S.B. 116—Snow survey, Water Resources.....	60,000
S.B. 118—Stevens Bridge, Water Resources.....	10,000

*Appropriations from special funds approved by Ways and Means
Committee January 21, 1946*

A.B. 2—State Lands Act Funds—To Department of Justice.....	\$45,000
January 18—To Assembly January 22—To Governor February 1—Approved by Governor	

*Appropriations from special funds approved by Ways and Means
Committee January 22, 1946*

A.B. 100—Department of Motor Vehicles.....	\$991,588
January 24—In Senate	
A.B. 101—Department of Motor Vehicles.....	483,467
January 24—In Senate	
A.B. 113—Department of Motor Vehicles.....	773,562
January 24—In Senate	
A.B. 41—Department of Natural Resources, State parks (Oil Royalties Fund)	1,674,750
January 24—In Senate	

A.B. 42—Department of Natural Resources, State beaches (Oil Royalties Fund) -----	574,850
January 24—In Senate	

Appropriation bills from special funds approved by Ways and Means Committee January 24, 1946

A.B. 122—Division of Highways (Revolving Fund, not an appropriation) -----	\$2,500,000
January 30—In Senate	

Appropriation bills recommended "do pass" by the Ways and Means Committee from special funds as of February 14, 1946

A. B. 124—Fog lights, Yolo Causeway -----	\$45,000
(Highway Fund)	
Amended in Assembly to \$90,000	
A.B. 154—Department of Natural Resources, Division of Fish and Game -----	427,835
(Fish and Game Fund)	

Appropriation bills that have passed both houses as of February 15, 1946

A.B. 1—Expenses of the Assembly -----	\$200,000
January 14—To Governor	
January 25—Approved by Governor	
S. B. 1—Expenses of the Senate -----	100,000
January 16—To Governor	
January 26—Approved by Governor for \$50,000	
A.B. 2—State Lands Act Funds—To Department of Justice -----	100,000
January 22—To Governor	
February 1—Approved by Governor	
A.B. 16—Personnel Board -----	249,152
February 4—To Governor	
A.B. 15—Department of Industrial Relations, apprenticeship training -----	175,000
January 24—In Senate	
February 7—To Governor	
A.B. 60—To cities and counties from Postwar Unemployment Construction Fund -----	90,400,000
February 6—To Governor	
February 8—Vetoed by Governor	
A.B. 17—Department of Finance, construction -----	260,000
February 7—To Governor	
A.B. 35—UCLA Medical School -----	7,000,000
February 7—To Governor	
A. B. 61—UC hospital, San Francisco -----	4,000,000
January 18—In Senate	
February 7—To Governor	
A.B. 95—Department of Employment building -----	385,000
February 15—To Governor	
A.B. 80—California Polytechnic School, production of plants -----	110,000
February 11—To Governor	
A.B. 28—Mosquitoes control, State aid to local agencies -----	600,000
February 13—To Governor	
A.B. 104—Student housing at State colleges -----	5,830,000
February 14—To Governor	
A.B. 102—Industrial Relations, labor disputes -----	25,000
February 13—To Governor	
A.B. 75—Deaf School in Los Angeles -----	2,000,000
February 16—To Governor	
A.B. 101—Department of Motor Vehicles -----	483,467
February 13—To Governor	
A.B. 113—Department of Motor Vehicles -----	773,562
February 13—To Governor	
A.B. 41—Department of Natural Resources, State parks -----	1,674,750
February 13—To Governor	

A.B. 42—Department of Natural Resources, State beaches.....	574,850
February 13—To Governor	
A.B. 122—Division of Highways, Revolving Fund.....	2,500,000
February 14—To Governor	
S.B. 31—Rector Canyon Dam.....	300,000
February 12—To Governor	
S.B. 5—Land for State forests.....	2,000,000
February 12—To Governor	
S.B. 21—Veterans' Education.....	750,000
February 12—To Governor	
S.B. 24—Department of Finance, added construction.....	250,000
February 12—To Governor	
S.B. 27—Women's dormitory, Veteran's Home.....	300,000
February 12—To Governor	
S.B. 60—Veterans' education—vocational.....	75,000
February 12—To Governor	
S.B. 70—Hiking trails, Park Funds.....	300,000
February 12—To Governor	
S.B. 106—Senate expenses.....	100,000
February 14—To Governor	

Hon. Gardiner Johnson Presiding

At 4.58 p.m., Hon. Gardiner Johnson, Member of the Assembly from the Eighteenth District, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Tenney, McBride, and Quinn as a Committee on Conference concerning:

Assembly Bill No. 66—An act to add Section 6062.5 to the Business and Professions Code, relating to bar examinations of veterans.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER. The Committee on Conference concerning:

Assembly Bill No. 66—An act to add Section 6060.5 to the Business and Professions Code, relating to bar examinations of veterans;

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 February 14, 1946, be further amended as follows:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in the Senate on February 14, 1946, after "States", insert "before taking an examination for admission to the bar."

Amendment No. 2

On page 1, line 13, of said bill, strike out "one year", and insert "two years".

McCOLLISTER
WOLLENBERG
WATERS

QUINN
Senate Committee on Conference

Assembly Committee on Conference

The roll was called, and the report refused adoption by the following vote:

AYES—Debs, Evans, Fourt, and Kilpatrick—4.

NOES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crich-

ton, Crowley, Davis, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Field, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Johnson, King, Knight, Kraft, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Niehouse, Pelletier, Price, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Waters, Weber, Werdel, and Wollenberg—59.

**Appointment of Second Committee on Conference Concerning
Assembly Bill No. 66**

The Speaker announced the appointment of Messrs. Robertson, Allen, and Davis as a Second Committee on Conference concerning Assembly Bill No. 66.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to adopt the Conference Committee report concerning:

Assembly Bill No. 66—An act to add Section 6062.5 to the Business and Professions Code, relating to bar examinations of veterans.

And appointed Senators Sulman, Dorsey, and Carter as a Second Committee on Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Senate Bill No. 119

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FIELD, Chairman

Above reported bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Maloney asked for, and was granted, unanimous consent to take up Senate Bill No. 119, at this time, without reference to file.

CONSIDERATION OF SENATE BILL NO. 119

Senate Bill No. 119—An act to add Section 19626.5 to the Business and Professions Code, authorizing Agricultural District 1A to expend money for construction, improvements and equipment, declaring the urgency of this act, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Maloney:

Resolved, That Senate Bill No. 119 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourn, Gaffney, Gannon, Geddes, Haggerty,

Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Sawallisch, Sheridan, Sherwin, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—68.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 119—An act to add Section 19626.5 to the Business and Professions Code, authorizing Agricultural District 1A to expend money for construction, improvements and equipment, declaring the urgency of this act, to take effect immediately.

Bill read second time.

Senate Bill No. 119—An act to add Section 19626.5 to the Business and Professions Code, authorizing Agricultural District 1A to expend money for construction, improvements and equipment, 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Sawallisch, Sheridan, Sherwin, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—68.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Sawallisch, Sheridan, Sherwin, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—68.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Senate Bill No. 123

Senate Bill No. 120

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

FIELD, Chairman

Above reported bills ordered to second reading.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up Senate Bill No. 123, at this time, without reference to file.

CONSIDERATION OF SENATE BILL NO. 123

Senate Bill No. 123—An act to repeal Section 14 of an act entitled “An act to provide a Unified Program of Construction, Improvement, and Equipment for State Agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act,” relating to public works.

Resolution to Suspend Constitutional Provision

The following resolution was offered :

By Mr. Field :

Resolved, That Senate Bill No. 123 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, Kug, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Sawallsch, Sheridan, Sherwin, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—68.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 123—An act to repeal Section 14 of an act entitled “An act to provide a Unified Program of Construction, Improvement, and Equipment for State Agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act,” relating to public works.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency and Economy :

Amendment No. 1

In line 5 of the title of the printed bill, after “act,” insert “enacted at the First Extraordinary Session of the Fifty-sixth Legislature,”.

Amendment read and adopted.

Bill ordered reprinted, and to third reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Field asked for, and was granted, unanimous consent to take up Senate Bill No. 120, at this time, without reference to file.

CONSIDERATION OF SENATE BILL NO. 120

Senate Bill No. 120—An act to amend Sections 21290, 21291, 21295, and 21298 of the Government Code, and to add Section 21297 thereto, relating to retirement allowances payable by the State Employees'

Retirement System in cases of retirement for disability, and declaring the urgency thereof, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered :

By Mr. Field :

Resolved, That Senate Bill No. 120 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Sawallisch, Sheridan, Sherwin, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—68.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 120—An act to amend Sections 21290, 21291, 21295, and 21298 of the Government Code, and to add Sections 21297 thereto, relating to retirement allowances payable by the State Employees' Retirement System in cases of retirement for disability, and 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 Governmental Efficiency and Economy :

Amendment No. 1

On page 1, lines 8 and 9, of the printed bill, strike out "the lowest age at which he would be eligible for service retirement", and insert "age 60".

Amendment No. 2

On page 1 of said bill, strike out lines 11 to 18, inclusive.

Amendment No. 3

On page 1, line 20, of said bill, after "disability", insert "and every patrol member retired for nonindustrial disability".

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received and read :

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER : The Committee on Conference concerning :

Assembly Bill No. 26—An act making an appropriation to the Division of Fish and Game, Department of Natural Resources, for construction, improvements, repairs and equipment ;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendment of the Senate be concurred in, and that the bill, as amended on February 12, 1946, be further amended as follows:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, as amended in the Senate on February 12, 1946, strike out "six hundred sixty-seven thousand five hundred dollars (\$667,500)", and insert "six hundred ninety-two thousand five hundred dollars (\$692,500)".

QUINN
MAYO
HULSE

Senate Committee on Conference

ERWIN
BURKHALTER
LEONARD

Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Cuchton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, Pelletier, Price, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—68.

NOES—None.

RESOLUTIONS

The following resolution was offered:

By Mr. Erwin:

House Resolution No. 116

Relating to the amendments to Assembly Bill No. 26 recommended by Committee on Conference on said bill

WHEREAS, The Committee on Conference on Assembly Bill No. 26 has recommended that said bill, as amended on February 12, 1946, be further amended so as to increase the appropriation by \$25,000; and

WHEREAS, It is the intent and purpose of said increase to provide funds to be expended for tuna fisheries research facilities of the Fish and Game Commission; now, therefore, be it

Resolved by the Assembly of the State of California, That the Fish and Game Commission is hereby requested to devote \$25,000 of the sum appropriated to it by Assembly Bill No. 26 of this session to the purpose of tuna fisheries research facilities of said commission, provided, however, that if the appropriation made by said bill should be reduced said commission is requested to devote such portion of \$25,000 to said purpose as the amount of the reduced appropriation bears to the amount appropriated by said bill as amended pursuant to the recommendation of said committee on conference, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the members of the Fish and Game Commission and to the Director of Finance.

Request for Unanimous Consent

Mr. Erwin asked for, and was granted, unanimous consent to take up House Resolution No. 116, at this time, without reference to committee or file.

Resolution read, and adopted.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 41—An act making an appropriation for projects for flood control in this State, 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—Allen, Anderson, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L.,

Crichton, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Enlay, Erwin, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—64.

NOES—Evans and Heisinger—2.

The question being on the passage of Senate Bill No. 41.

Motion to Amend

Mr. Heisinger moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in the Assembly on February 15, 1946, strike out "two plans and projects", and insert "one project".

Amendment No. 2

On page 2, line 1, of said bill, after "lature", insert "and included within the purposes for which the appropriation made by this act is made,".

Amendment No. 2.5

On page 2, line 14, of said bill, after "project", insert "included within the purposes for which the appropriation made by this act is made,".

Amendment No. 3

On page 2, lines 27 and 28, of said bill, strike out "approved and authorized by the Legislature", and insert "specified in Section 4".

Amendment No. 3.5

On page 2, line 39, of said bill, strike out "13, 14 and 15" and insert "12 and 13".

Amendment No. 4

On page 3, line 12, of said bill, after "control", insert "other than for projects for flood control or for any other purpose on the Sacramento River or the San Joaquin River or the watersheds or any of the tributaries thereof, including the plans or projects authorized by or similar to those authorized by Sections 31, 32, 33, 34 and 35 of the State Water Resources Act of 1945".

Amendment No. 5

On page 3, line 17, of said bill, strike out "13, 14 and 15", and insert "12 and 13".

Amendment No. 6

On page 3 of said bill, strike out lines 22 to 36, inclusive.

Amendment No. 7

On page 3, line 37, of said bill, strike out "11", and insert "10".

Amendment No. 8

On page 3, line 39, of said bill, strike out "Sections 13 and 14", and insert "Section 12".

Amendment No. 9

On page 3, line 44, of said bill, strike out "projects described in Sections 13 and 14", and insert "project described in Section 12".

Amendment No. 10

On page 4, line 2, of said bill, strike out "sections", and insert "section".

Amendment No. 11

On page 4, line 3, of said bill, strike out "12", and insert "11".

Amendment No. 12

On page 4, lines 4 and 5, of said bill, strike out "allocations made by Sections 13 and 14", and insert "allocation made by Section 12 is".

Amendment No. 13

On page 4, line 6, of said bill, strike out "are", and insert "is".

Amendment No. 14

On page 4, line 7, of said bill, strike out "allocations", and insert "allocation".

Amendment No. 15

On page 4 of said bill, strike out lines 11 to 20, inclusive.

Amendment No. 16

On page 4, line 21, of said bill, strike out "14", and insert "12".

Amendment No. 17

On page 4, line 34, of said bill, strike out "15", and insert "13".

Amendment No. 18

On page 4, line 42, of said bill, strike out "16", and insert "14".

Amendment No. 19

On page 4, line 44, of said bill, strike out "17", and insert "15".

Amendment No. 20

On page 4, line 51, of said bill, strike out "projects", and insert "project".

Amendment No. 21

On page 5, line 4, of said bill, strike out "projects", and insert "project".

Amendment No. 22

On page 5, line 6, of said bill, strike out "areas", and insert "area".

Amendments read.

Point of Order

Mr. Field arose to the following point of order: That Mr. Heisinger's amendments are out of order because they refer to inappropriate portions of the bill.

Request for Unanimous Consent

Mr. Heisinger asked for, and was granted, unanimous consent that he be permitted to correct his amendments, in order to make the appropriate reference to page and line.

Motion to Lay Amendments Upon the Table

Mr. Weber moved that the amendments offered by Mr. Heisinger to Senate Bill No. 41 be laid upon the table.

Mr. Lowrey seconded the motion.

Roll Call Demanded

Messrs. Heisinger, Collins, George D., and Gaffney demanded a roll call.

The roll was called, and the motion to lay the amendments offered by Mr. Heisinger to Senate Bill No. 41 upon the table carried by the following vote:

AYES—Allen, Burke, Burkhalter, Butters, Clarke, Collins, Sam L., Crichton, Davis, Debs, Dickey, Dills, Ralph C., Doyle, Erwin, Evans, Field, Fourt, Gannon, Geddes, Johnson, King, Knight, Kraft, Leonard, Lowrey, Lyons, McCollister, Middough, Miller, Niehouse, Price, Sawallisch, Sherwin, Stream, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—41.

NOES—Anderson, Berry, Boyd, Brady, Brown, Burns, Call, Carey, Collins, George D., Crowley, Dekker, Denny, Dunn, Enlay, Gaffney, Heisinger, Maloney, Massion, O'Day, Pelletier, Sheridan, Stephenson, and Thomas—23.

The question being on the passage of Senate Bill No. 41.

Demand for Previous Question

Messrs. Burke, Doyle, Robertson, Price, and Geddes demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 41.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Field moved a call of the Assembly.

Motion carried. Time, 6.10 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Field asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

RESOLUTIONS

The following resolutions were offered:

By Mr. Ralph C. Dills:

House Resolution No. 117

Relative to the powers of the Committee on State-Federal Cooperation in the discovery, production, transportation, refining, and use of petroleum oil and its products, authorizing the committee to study and act with reference to the interests of the State and its title to submerged lands, and augmenting the funds of said committee

WHEREAS, During the past several years certain Federal officials have conducted an attack upon the title of the State of California and its grantees in and to the tide, submerged and reclaimed lands lying within its borders and adjacent to its seacoast; and

WHEREAS, Litigation is now pending in the United States Supreme Court involving the title of the State of California in and to said lands; and

WHEREAS, There is pending before the Congress of the United States certain resolutions which will set such contentions at rest by quietclaiming any pretended Federal interest in or to such lands to the respective States and their grantees; and

WHEREAS, One of the subjects submitted to this Legislature is the making available of funds to be expended in the protection of the title of the State of California in such tide and submerged lands; and

WHEREAS, It might become necessary at the next session of this Legislature to make further funds available for that purpose; now, therefore, be it

Resolved by the Assembly of the State of California, As follows:

1. The Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining and Use of Petroleum Oil and Its Products (created by House Resolution No. 56, Fifty-fifth Regular Session, adopted January 20, 1943, and continued by House Resolution No. 28, Fifty-sixth Regular Session, adopted January 23, 1945) is hereby authorized and directed to ascertain, study and analyze all facts relating to the title of the State of California and its grantees in and to the tide, submerged and reclaimed lands lying within its borders and adjacent to its seacoast, any attacks by Federal officials relating thereto, litigation with reference thereto, and legislation pending in Congress affecting such title, and any and all matters relating thereto or connected therewith, and to report thereon to the Assembly, including in its reports its recommendations for appropriate legislation.

2. The committee and its members shall have and exercise all of the rights, duties and powers with respect to the subject of this resolution as are conferred upon said committee by the resolutions creating it and continuing it in existence as an interim committee of the Fifty-sixth Regular Session.

3. The committee has the following additional powers and duties:

(a) To leave the State of California and to hold meetings outside of the State to accomplish the purposes and objects of this resolution

(b) To report its findings and recommendations to the Legislature and to the people from time to time and at any time not later than herein provided

(c) To do any and all 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.

4. In addition to any money heretofore made available, the sum of three thousand five hundred dollars (\$3,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining and Use of Petroleum Oil and Its Products (created by House Resolution No. 56,

Fifty-fifth Regular Session, adopted January 20, 1943, and continued by House Resolution No. 28, Fifty-sixth Regular Session, adopted January 23, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to the Committee on Rules.

By Mr. Fourt:

House Resolution No. 118

Relative to augmenting the funds of the Assembly Interim Committee on State and Local Taxation

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of five thousand dollars (\$5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Interim Committee on State and Local Taxation (created by House Resolution No. 154, Fifty-sixth Regular Session, adopted June 16, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Messrs. Call and Rosenthal:

House Resolution No. 119

Relative to augmenting the funds of the Assembly Committee on Judicial and Administrative Procedure.

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of five thousand dollars (\$5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Committee on Judicial and Administrative Procedure (created by House Resolution No. 303, Fifty-sixth Regular Session, adopted June 16, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up Assembly Bill No. 175, at this time, without reference to committee or file.

CONSIDERATION OF ASSEMBLY BILL NO. 175

Assembly Bill No. 175—An act making an appropriation for the contingent expenses of the Assembly, including expenses of committees, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Sam L. Collins:

Resolved, That Assembly Bill No. 175 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—Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Butts, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Assembly Bill No. 175—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 engrossed.

Assembly Bill No. 175—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—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Leonard, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—66.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Waters, Fourt, Werdel, Middough, Stream, and Kraft:

House Resolution No. 120

Resolved by the Assembly of the State of California, That the Controller be and he is hereby directed to draw his warrant upon the Contingent Fund of the Assembly in favor of the Chief Clerk of the Assembly, and the State Treasurer is hereby directed to pay the same in the sum of one thousand nine hundred seventy-five dollars (\$1,975), said amount being for the purchase of postage stamps to be used by Members of the Assembly for official mail; and be it further

Resolved, That the Chief Clerk be and he is hereby directed to purchase postage stamps in such amounts and denominations, not exceeding one thousand nine hundred seventy-five dollars (\$1,975), in the aggregate, as shall be necessary for the use of the Members of the Assembly in attendance at this First Extraordinary Session for official mail; and be it further

Resolved, That the amount of stamps requisitioned by any one Member of the Assembly for official mail shall not exceed the sum of twenty-five dollars (\$25).

Request for Unanimous Consent

Mr. Waters asked for, and was granted, unanimous consent to take up House Resolution No. 120, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallich, Sheridan, Sherwin, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Senate Bill No. 124

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

WOLLENBERG, Chairman

Above reported bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Wollenberg asked for, and was granted, unanimous consent to take up Senate Bill No. 124, at this time, without reference to file.

CONSIDERATION OF SENATE BILL NO. 124

Senate Bill No. 124—An act to create an Agricultural Research Study Committee, provide for its powers and duties, and making an appropriation.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Wollenberg:

Resolved, That Senate Bill No. 124 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—Allen, Anderson, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallich, Sheridan, Sherwin, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 124—An act to create an Agricultural Research Study Committee, provide for its powers and duties, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 17, of the printed bill, strike out "appointive".

Amendment No. 2

On page 2, line 1, of said bill, between "the", and "general", insert "scope and".

Amendment No. 3

On page 2, line 4, of said bill, following the period, insert "The committee shall ascertain the necessity for the creation of a permanent agency or the possibility of the use of existing agencies to insure the widest possible dissemination of the benefits of such research."

Amendment No. 4

On page 1, line 11, of the printed bill, after "committee.", insert "One Member of the Senate appointed by the Senate Committee on Rules, and one Member of the Assembly appointed by the Speaker, shall meet with and participate in the work of the committee as ex officio members to the extent that such participation is not incompatible with their respective positions as Members of the Legislature. The Members of the Legislature so appointed are hereby constituted a Legislative Interim Committee on the subject of this act, with all the powers and duties imposed upon such committees by the Joint Rules of the Legislature."

Amendment No. 5

On page 1, line 12, of said bill, strike out "appointive".

Amendment No. 6

On page 1, line 23, of said bill, strike out "90", and insert "30".

Amendment No. 7

On page 2, line 1, of said bill, after "research", strike out "in the College of Agriculture of the University of California".

Amendment No. 8

On page 2, line 5, of said bill, after "to", insert ", but not be limited to,".

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 114

House Resolution No. 118

House Resolution No. 117

House Resolution No. 119

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolutions ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT

Mr. Lowrey asked for, and was granted, unanimous consent to take up House Resolution No. 114, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 114**House Resolution No. 114**

Relative to the investigation of the United States Forest Service

WHEREAS, The United States Forest Service has undertaken a general program of reducing the number of livestock on forest ranges, and has reduced permitted

numbers as much as 60 per cent in some areas and has eliminated livestock from some ranges entirely; and

WHEREAS, The method used by the Forest Service in determining the extent of the cuts and effecting them are arbitrary, dictatorial, and inconsiderate of the interests of the permittees whose homes and lifetime investments are at stake; and

WHEREAS, It is vital to the stability of the livestock industry and to the food supply of the Nation that forest permittees have the right to a fair and impartial adjudication of the issues arising between them and the United States Forest Service, and that such permittees be given more security of tenure so that they may plan their livestock operations intelligently; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the State of California hereby memorializes the Congress of the United States to make a thorough investigation of the United States Forest Service and the basis of its policies for the purpose of enacting legislation which would prevent the aforementioned evils and limit the Service to the performance of administrative functions; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit copies of this resolution to the President of the United States, the presiding officers of each house of the Congress, and to the Senators and Representatives in the Congress from California.

Resolution read and adopted unanimously.

MOTION TO TEMPORARILY SUSPEND THE RULES

Mr. George D. Collins moved that the Rules be temporarily suspended for the purpose of considering Assembly Bill No. 174, at this time.

The roll was called, and the Rules temporarily suspended by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fount, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—71.

NOES—None.

CONSIDERATION OF ASSEMBLY BILL NO. 174

Assembly Bill No. 174—An act to add Section 20654.5 to the Government Code, relating to veterans, and providing for their rights and privileges as members of the State Employees' Retirement System, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. George D. Collins:

Resolved, That Assembly Bill No. 174 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—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fount, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion,

McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—71.
NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Assembly Bill No. 174—An act to add Section 20654.5 to the Government Code, relating to veterans, and providing for their rights and privileges as members of the State Employees' Retirement System, to take effect immediately.

Bill read second time.

Assembly Bill No. 174—An act to add Section 20654.5 to the Government Code, relating to veterans, and providing for their rights and privileges as members of the State Employees' Retirement System, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—71.
NOES—None.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—71.
NOES—None.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 41

At 6.35 p.m., on motion of Mr. Burkhalter, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 41 passed by the following vote :

AYES—Allen, Anderson, Beck, Beunett, Berry, Boyd, Brown, Burke, Burkhalter, Butters, Clarke, Collins, Sam L., Crichton, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Erwin, Evans, Field, Fletcher, Fourt, Gannon, Geddes, Haggerty, Hawkins, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Sawallisch, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—60.
NOES—Brady, Buans, Call, Carey, Collins, George D., Crowley, Denny, Dunn, Emlay, Gaffney, Heisinger, McCollister, O'Day, and Sheridan—14.

Bill ordered transmitted to the Senate.

Explanation of Vote

Had I heard all of the debate on this issue I would have voted No on the urgency clause and No on tabling the amendments by Mr. Heisinger.

RICHARD H. McCOLLISTER

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings today:

Upon recess at noon—

Agriculture.

At 3 p.m.—

Governmental Efficiency and Economy.

Rules.

Upon adjournment—

Rules.

At 8 p.m.—

Fish and Game.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Berry and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge Clarence Morris and Ivan Slavich of San Francisco.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Gene A. Culbertson, U. S. Army.

On request of Mr. Johnson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Hon. Harold Cloudman of Berkeley.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Col. John Raymond McFaden of Hermosa Beach.

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Margaret Geddes Boyd of Pomona.

On request of Mr. Massion, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. B. M. Cohen of Winnipeg, Canada.

On request of Mr. Emlay, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Fred Carter of Oakland.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Bessie T. Dyer, principal, and the following pupils of the Knights Landing school: Robert Alspaugh, Joe Baker, Ruth Beckman, Daryl Campbell, Mary Lou Cital, Florence Corbett, Clenna Cox, Zelda Cox, Fred Cramer, Gene Dupree, Cruz Hernandez, Bernice Hodge, Antonio Marquez, Catalina Marquez, Loyd McGee, Jerry Pinaire, Bernadine Rader, Eugene Robinson, Roy Short, Cecil Taylor, and Jessy Trego.

On request of Mr. Carey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Howard Rilea of Oakland.

On request of Messrs. Weber and Pelletier, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mildred L. Caldwell, H.A. 1/c, Seattle, Wash., and Joyce W. Trana, H.A. 2/c, Chicago, Ill., U.S.N.

On request of Mr. Fletcher, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Albert C. S. Ramsey of Long Beach.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to John J. O'Grady of Benicia.

On request of Mr. Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to W. O. Harry Ardaiz of San Pedro, U.S.N.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George Coppock of Vallejo.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. McDonald Moses and son, Thomas A. Cook of North Sacramento.

On request of Mr. Kraft, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Elsie Hampton and Claire Parimo of Sacramento.

On request of Speaker Lyon and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to D. Virginia Armeo and Shirley Hubbard of San Francisco.

On request of Mr. Dunn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William H. Hollander of Alameda.

On request of Mr. Kraft, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ray Brown of Sacramento.

On request of Mr. O'Day and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Leo Warner of San Francisco.

On request of Messrs. Robertson and Kraft, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Vincent Godfrey of San Diego.

On request of Mr. Kraft, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Eddie Wilson of San Diego.

On request of Mr. Wollenberg, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Cpl. Charles Bronston of New Jersey.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Jack Benbrook and Robbie Becker of San Juan Grammar School.

On request of Mr. Allen, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Maj. Thomas Cleland, Patrick J. McCarthy, and Capt. Douglass M. Sutter, U. S. Army.

ADJOURNMENT

At 6.37 p.m., on motion of Mr. Sam L. Collins, the Speaker declared the Assembly adjourned until 9 a.m., Tuesday, February 19, 1946.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-SIXTH (FIRST EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-THIRD LEGISLATIVE DAY
 FORTY-FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
 Tuesday, February 19, 1946

The Assembly met at 9 a.m.
 Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
 Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Weidel, Wollenberg, and Mr. Speaker—77.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by the Rev. Clarence A. Kircher:

Almighty and Everlasting God, who hast revealed Thy glory by Christ among all Nations, preserve the work of Thy mercy.

For the opportunities of serving Thee and our Country in the sessions of this Legislature, we give sincere thanks. May the words of our mouths and the meditations of our hearts this very day be acceptable in Thy sight, our Lord and our Redeemer. And e'er we be separated one from the other, even for a time, may the worthy friendships we have made draw us closer one to another and unto Thee

Blest be the tie that binds
 Our hearts in Christian love;
 The fellowship of kindred minds
 Is like to that above.

When we asunder part,
 It gives us inward pain;
 But we shall still be joined in heart,
 And hope to meet again

And now unto Him that is able to keep us from falling, and to present us faultless before the presence of His glory with exceeding joy, to the only wise God, our Savior, be glory and majesty, dominion and power, both now and ever.—Amen.

COMMUNICATIONS

By Speaker Lyon :

A communication from Los Angeles War Veterans, relative to veterans who are preparing for bar examinations in April and requesting that Assembly Bill No 66 be amended, was received, and referred to the Committee on Military Affairs.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Bennett, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness :

Mr. Hollibaugh, on motion of Mr. Lyons.

The following member was granted leave of absence for the day, at his home, because of illness :

Mr. Armstrong, on motion of Mr. Price.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 19

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SAM L. COLLINS, Chairman

Above reported resolution ordered on file for adoption.

MOTION TO TEMPORARILY PASS HOUSE RESOLUTION NO. 112 ON FILE

Mr. Davis moved that House Resolution No. 112 be temporarily passed on file.

Mr. Werdel seconded the motion.

Mr. Robertson objected to temporarily passing House Resolution No. 112 on file.

Roll Call Demanded

Messrs. Robertson, Lowrey, and Dunn demanded a roll call.

The roll was called, and the motion to temporarily pass House Resolution No. 112, on file lost by the following vote:

AYES—Burke, Burns, Butters, Call, Clarke, Collins, Sam L., Davis, Erwin, Fourt, Gaffney, Geddes, Leonard, Maloney, McCollister, Sherwin, Stephenson, Stewart, Stream, Thorp, Thurman, Werdel, Wollenberg, and Mr. Speaker—23.

NOES—Anderson, Beal, Beck, Bennett, Brown, Burkhalter, Crichton, Debs, Dekker, Dills, Ralph C. Doyle, Dunn, Evans, Fletcher, Hawkins, Kilpatrick, King, Lowrey, Massion, Middough, Price, Robertson, and Rosenthal—23.

CONSIDERATION OF HOUSE RESOLUTION NO. 112**House Resolution No. 112**

Relative to law enforcement in California

WHEREAS, J. Edgar Hoover, Director, Federal Bureau of Investigation, in an address delivered December 10, 1945, before the International Association of Chiefs of Police, Auditorium, Municipal Pier, Miami Beach, Florida, stated:

"The responsibilities of law enforcement are ever broadening. Not only must we marshal our forces on the front of crime detection and apprehension—but

there is an ever broadening front dominated by the subverter and purveyor of alienisms who seek to transform the America we know and love to a land of class struggle. The fight against Fascism continues. The shooting war has stopped, but these espousers of dictatorships still exist and they have been too well entrenched to become converts to Democracy overnight. The evidences of Fascist survival are too plain to ignore.

To the Fascist foe must be added another, the American Communist. These panderers of diabolic distrust already are concentrating their efforts to confuse and divide by applying the Fascist smear to progressive police departments, the F.B.I. and other American institutions to conceal their own sinister purposes.

The Godless, truthless way of life that American Communist would force on America can mean only tyranny and oppression if they succeed. They are against the liberty which is America—they are for the license of their own. When they raise their false cry of unity, remember there can be no unity with the enemies of our way of life who are attempting to undermine our democratic institutions. The Fascist-minded tyrant whom we conquered on the battlefield is no different from the American Communistic corruptionist who now uses the tricks of the confidence man until his forces are sufficiently strong to rise with arms in revolt.

America can not exist half democratic and half Communist or Fascist. If we want to improve upon our American form of Government we will do it in our own way, in our own time and with our own blueprint. Therefore, it behooves us to be on guard for an enemy that brazenly and openly has advocated the corruption of America, that spends sleepless nights working one propaganda line after another, that poses behind a dozen fronts, that squirms and twists his way into those great American forces such as the church, schools, and the ranks of labor.

As I speak to you today, the big guns of the Communist Party in the United States are aimed at returning veterans, openly boasting that here is a new front behind which they can hide. They have selected a worthy foe, for the American Legion and the Veterans of Foreign Wars are too experienced in fighting America's enemies to be hoodwinked by these Communist swindlers." ; and

WHEREAS, For many years past the California Legislature has been lashed by incessant agitation on the subject of Marxian social-economic legislation and other subjects designed to appeal to uninformed masses ; and

WHEREAS, The Legislature has, in the past, appointed and appropriated money for Legislative Committees to investigate individuals and organizations suspected of being subversive ; and

WHEREAS, Said committees, and particularly the Joint Fact-Finding Committee on Un-American Activities, of which Senator Jack B. Tenney is chairman, have heretofore reported to the Legislature and have identified certain individuals and organizations as being dominated and inspired by the Communist Party of California and the United States, and other subversive organizations seeking the destruction of the economics of California and the United States and the traditional American way of life by subverting law and order, Legislative, Judicial and Executive processes of Government for the establishment of totalitarian dictatorship ; and

WHEREAS, The reports of the aforesaid Tenney Committee unequivocally find that the aforesaid subversive individuals and groups seek to discredit the three branches of Government, to-wit: Legislative, Executive and Judicial branches ; and

WHEREAS, The said subversive organizations and groups have subversive individuals as officers in their membership and through mutual quotation of one another and said organizations and groups have sought to lend a popular credence to subversive ideas ; and

WHEREAS, Through their subversive technique have caused reputable American organizations and individuals, unaware of the sinister purposes and objectives, to apparently support their program ; and

WHEREAS, The reports of the committees of which Senator Tenney was chairman to the Legislature in 1943 and 1945, supported by the evidence taken at hearings by the Law and Order Subcommittee of the Assembly Committee on Government Efficiency and Economy investigating the break down of law and order in the City of Burbank and County of Los Angeles, demonstrate that one of the immediate objectives of the Communist Party and said subversive organizations is to destroy the old established legitimate American labor movement by taking over the leadership of the A. F. of L. and C.I.O. unions and retaining that leadership through subversive propaganda and against the will of the overwhelming majority of the members of said unions ; and

WHEREAS, The said committee reports have identified the following organizations, among others, as being inspired, dominated and maintained by the Communist Party, to-wit: Hollywood Citizens Committee of the Arts, Sciences and Professions, the Writers' Congress, Hollywood Writers' Mobilization, People's Educational Center, American Youth for Democracy (Young Communist League), Friends of Soviet Russia, Joint Anti-Fascist Refugee Committee, National Lawyers' Guild, People's Daily

World Press Conference, and the People's Daily World (official organ of the Communist Party in California) and said reports have also identified the following individuals, among others, as Communist Party members, close Communist fellow-travelers and, in all cases, window-dressers and leaders expounding said confusion, to-wit: Herbert K. Sorrell, John Howard Lawson, George Campbell, Eleanor Abowitz, nee Bogigian, Mrs. Dorothy Healey, nee Schneiderman, nee Ray, Albee Slade, Pettis Perry, Carl Winter, Leo Gallagher, Charles Katz, Philip (Slim) Connelly, Ellis E. Patterson, Dalton Trumbo, Reuben Borough, Carey McWilliams, LaRue McCormick, Emil Freed, Charlotta A. Bass, Anita Whitney, Celeste Strack, Ben Margolis, Aubrey Grossman, Ernest Dawson, Frank C. Davis, Judge Stanley Moffatt, Sam Ornitz, John Bright, Dr. Franklin Fearing, Don Healey, William Schneiderman, Paul Cline and Al Waxman, which said persons, among many, many others, belong to said subversive organizations or appear as sponsors and endorsers of said organizations and are identified with the leadership, inspiration or window-dressing of said organizations; and

WHEREAS, During the fall of 1945 mass meetings were held in the City of Los Angeles under a call issued by Robert W. Kenny, Attorney General of the State of California, culminating in the organization of a new Red Fascist front now generally known as Mobilization for Democracy; and

WHEREAS, The said Robert W. Kenny employed Albee Slade, C.I.O. left wing propagandist, and placed him upon the State pay roll and said Albee Slade has since his employment devoted his time at State expense to the organization of units throughout the State for affiliation with this new Red front Mobilization; and

WHEREAS, Said Robert W. Kenny called a conference of the said Mobilization in Sacramento in January, 1946, just preceding the Extraordinary Session of this Legislature for the purpose of formulating and enunciating the confusion policy of the Communist Party of the State of California and for the further purpose of exerting pressure on the independent thinking and convictions of the Members of the California Legislature and reputable American organizations that innocently attended said conference; and

WHEREAS, The program of said subversive groups has been injected into the deliberations of this Session of the Legislature for the purpose of publicizing the aims and objectives of the aforesaid Communist Party of California and for the further purpose of securing recorded votes on the measures comprising the program of confusion with the end in mind of discrediting the California Legislature and the members thereof in the forthcoming elections, particularly on the subjects of veterans legislation, old age pensions, and for the blind, racial and religious discrimination, child care centers and other alleged social-economic matters; and

WHEREAS, The above mentioned Legislative Committee reports, together with the statements of J. Edgar Hoover, have established beyond doubt the intent of said subversive organizations to break down law and order and respect thereof in California and throughout the Nation through confusion; and

WHEREAS, The Attorney General of the State of California is the chief law enforcement officer of the State of California; and

WHEREAS, The activities, techniques, propaganda and efforts of the aforesaid subversive individuals and organizations together with the apparent strength, vociferousness, noise and mutual quotation of one another in the California Legislature, have resulted in loss of confidence by private enterprise and business to the industrial and economic development of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly does hereby vigorously condemn the Attorney General of California as the chief law enforcement officer thereof and that certain small group of elected officials lending their names and prestige and assisting in the activities of said subversive organizations, groups and individuals in their design and purpose to destroy competence in the Government of California and in their effort to break down law and order, the Constitution of the State and of the United States, the economics and the liberties of the people.

Resolution read. *

Motion to Re-refer House Resolution No. 112 to Committee on Rules

Mr. Call moved that House Resolution No. 112 be re-referred to the Committee on Rules.

Messrs. Beal and Waters seconded the motion.

Roll Call Demanded

Messrs. Beal, Kilpatrick, and Bennett demanded a roll call.
The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Call moved a call of the Assembly.

Motion carried. Time, 9.25 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 33

Mr. Sam L Collins asked for, and was granted, unanimous consent that Assembly Rule No. 33 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE

RESOLUTIONS

CONSIDERATION OF HOUSE RESOLUTION NO. 103

House Resolution No. 103

Relative to augmenting the funds of the Assembly Committee
on Interstate Cooperation

Resolved by the Assembly of the State of California, 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 Assembly for the expenses of the Assembly Committee on Interstate Cooperation (created by House Resolution No. 214, Fifty-sixth Regular Session, adopted June 15, 1945,) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

The additional funds herein provided for use of the committee and its members may be expended and paid out for any purpose authorized in House Resolution No. 337, Fifty-sixth Regular Session, adopted June 16, 1945, or for any purpose specified in Joint Rule No. 36.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Hawkins, Kilpatrick, King, Leonard, Lowrey, Maloney, Massion, McCollister, Middough, Niehouse, Pelletier, Price, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thulman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—55.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 104

House Resolution No. 104

Relative to an investigation and report by the California Legislative Committee on Pacific Relations, as to the feasibility of providing for an annual trade exposition

WHEREAS, Proposals have been made for the establishment of a permanent annual trade exposition, including space therein for display by merchants, manufacturers and traders of the producers of all countries interested in trade with our country, and particularly the countries of Latin America and Asia, and with further provision for auditoriums and other facilities for commercial, educational and cultural use; and

WHEREAS, It appears that the establishment of such an annual trade exposition in the Los Angeles area would appeal particularly to the Latin American Nations and to all Nations of the Pacific; and

WHEREAS, The question of the desirability of providing for such a trade exposition is a subject within the scope of the powers and duties of the California Legislative Committee on Pacific Relations created by Assembly Concurrent Resolution No. 25 at the Fifty-sixth Regular Session of the Legislature; now therefore, be it

Resolved by the Assembly of the State of California, That the California Legislative Committee on Pacific Relations is hereby requested to ascertain, study, and analyze all facts relating to the desirability and feasibility of providing for a permanent annual trade exposition in the Los Angeles area; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby instructed to transmit a copy of this resolution to the Chairman of the California Legislative Committee on Pacific Relations.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 105

House Resolution No. 105

Relative to augmenting the funds of the Assembly Interim Committee on Insurance

Resolved by the Assembly of the State of California, 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 Assembly for the expenses of the Assembly Interim Committee on Insurance (created by House Resolution No. 265, adopted by the Fifty-sixth Regular Session, June 15, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Hawkins, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Niehouse, Pelletier, Price, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—58.

NOES—Davis—1.

CONSIDERATION OF HOUSE RESOLUTION NO. 65

House Resolution No. 65

Relative to augmenting the funds of the Assembly Investigating Committee on Exhibitions and Fairs

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of two thousand dollars (\$2,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Investigating Committee on Exhibitions and Fairs (created by House Resolution No. 46, adopted June 15, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, Middough, Niehouse, Pelletier, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—52.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 107

House Resolution No. 107

Relative to augmenting the funds of the Assembly Committee on Governmental Efficiency and Economy

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of five thousand dollars (\$5,000), or so much

thereof as may be necessary, is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Committee on Governmental Efficiency and Economy (created by House Resolution No. 225, adopted at the Fifty-sixth Regular Session, June 15, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly 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—Allen, Anderson, Beal, Bennett, Berry, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Kilpatrick, King, Leonard, Lowrey, Maloney, Masson, Middough, Niehouse, Pelletier, Price, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—52.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 115

House Resolution No. 115

Relative to augmenting the funds of the Assembly Interim Committee on Transportation and Commerce

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of two thousand dollars (\$2,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Interim Committee on Transportation and Commerce (created by House Resolution No. 274, Fifty-sixth Regular Session, adopted June 15, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Masson, Middough, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—57.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 90

House Resolution No. 90

Relative to membership on standing committees of the Assembly

WHEREAS, The Assembly has conducted a serious study of its organization during recent years to increase its efficiency in the consideration of legislation and particularly with reference to the functioning and operation of its standing committees, which study culminated with the final report on rational organization of standing committees of the Assembly which was submitted in 1944 by the Assembly Committee on Legislative Organization; and

WHEREAS, As a result of such studies the Assembly has drastically reduced the number of standing committees to such a degree that there are now a small enough number of committees to permit an arrangement of the schedule of committee meetings in such a manner as to create only a limited number of conflicts in assignments of members to more than one committee if the Assembly adopts a policy of restricting the number of committees upon which a member may serve; and

WHEREAS, It appears from the several studies and reports heretofore made on the rational organization of standing committees that in order to reduce conflicting committee assignments to a minimum the members of this Assembly should not be appointed members of more than three standing committees; now, therefore, be it

Resolved by the Assembly of the State of California, That it shall henceforth be the policy of this body that no member of the Assembly shall serve on more than three standing committees, and that such policy shall hereafter be incorporated in the Standing Rules of the Assembly; and be it further

Resolved, That this policy shall be observed by members who may become candidates for Speaker and by the member who is elected Speaker of the Assembly for the Fifty-seventh Regular Session.

Resolution read; and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 94

House Resolution No. 94

Relative to increasing the membership of the Assembly Committee on Conservation and Planning and providing additional funds

WHEREAS, Various subjects which have been submitted to the Legislature for consideration at this extraordinary session involve problems which are now or will hereafter be studied and analyzed by the Assembly Committee on Conservation and Planning; and

WHEREAS, In order to make an adequate study and prepare a report on such subjects it is necessary to increase the membership of that committee and make additional funds available to it; now, therefore, be it

Resolved by the Assembly of the State of California, as follows:

1. The Assembly Committee on Conservation and Planning created by House Resolution No. 284, Fifty-sixth Regular Session, adopted June 16, 1945, shall consist of five members of the Assembly. The Speaker shall appoint the two additional members provided for by this resolution.

2. In addition to any money heretofore made available, 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 Assembly for the expenses of the Assembly Committee on Conservation and Planning and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly 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—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourn, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

SECOND READING OF SENATE BILLS

Senate Bill No. 125—An act to amend Section 19398 of the Government Code, relating to veterans' rights in promotional examinations.

Bill read second time.

Request for Unanimous Consent

Mr. Clarke asked for, and was granted, unanimous consent to take up Senate Bill No. 125, at this time, without reference to committee or file.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Clarke:

Resolved, That Senate Bill No. 125 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 third time, and placed upon its passage

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D. Collins, Sam L. Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay,

Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Kilpatrick, King, Knight, Leonard, Lowrey, Maloney, Massion, McCollister, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Werdel, Wollenberg, and Mr. Speaker—63

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF SENATE BILL NO. 125

Senate Bill No. 125—An act to amend Section 19398 of the Government Code, relating to veterans' rights in promotional examinations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Kilpatrick, King, Knight, Leonard, Lowrey, Maloney, Massion, McCollister, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE CONSIDERATION OF HOUSE RESOLUTION NO. 97

House Resolution No. 97

Relative to augmenting the funds of the California Legislative Committee on Administrative Regulation

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, 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 Assembly for the expenses of the California Legislative Committee on Administrative Regulation (created by House Resolution No. 278, Fifty-sixth Regular Session, adopted June 16, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly 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—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 106

House Resolution No. 106—Relative to augmenting the funds of the Assembly Committee on Charitable Institutions.

Resolution read.

Motion to Amend

The Committee on Rules moved the adoption of the following amendment:

Amendment No. 1

In line 3, after "the sum of", strike out "five thousand dollars (\$5,000)", and insert "one thousand five hundred dollars (\$1,500)".

Amendment read and adopted.

Request for Unanimous Consent

Mr. Burkhalter asked for, and was granted, unanimous consent, to take up House Resolution No. 106, as amended, at this time, without reference to file.

Further Consideration of House Resolution No. 106, As Amended

House Resolution No. 106

Relative to augmenting the funds of the Assembly Committee on Charitable Institutions

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, 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 Assembly for the expenses of the Assembly Committee on Charitable Institutions (created by House Resolution No. 69, Fifty-sixth Regular Session, adopted June 16, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasury.

Resolution read, as amended.

The roll was called, and the resolution adopted, as amended, by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 71

House Resolution No. 71—Relative to augmenting the funds of the Assembly Interim Committee on County and City Jails.

Resolution read.

Motion to Amend

The Committee on Rules moved the adoption of the following amendment:

Amendment No. 1

On line 3 after "the sum of", strike out "three thousand five hundred dollars (\$3,500)", and insert "one thousand five hundred dollars (\$1,500)".

Amendment read and adopted.

Request for Unánimous Consent

Mr. Kilpatrick asked for, and was granted, unanimous consent to take up House Resolution No. 71, as amended, at this time, without reference to file.

Further Consideration of House Resolution No. 71

House Resolution No. 71

Relative to augmenting the funds of the Assembly Interim Committee on County and City Jails

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, 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 Assembly for the expenses of the Assembly Interim Committee on County and City Jails (created by House Resolution No. 253, adopted at the Fifty-sixth Regular Session, June 16, 1945,) and its members and for any charges, expenses, or claims it may incur under said resolution to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasury.

Resolution read, as amended.

The roll was called, and the resolution adopted, as amended, by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Ralph C, Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

MOTION TO STRIKE HOUSE RESOLUTION NO. 95 FROM FILE

Mr. Ralph C. Dills moved that House Resolution No. 95 be stricken from the file.

Motion carried.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF HOUSE RESOLUTION NO. 117

House Resolution No. 117

Relative to the powers of the Committee on State-Federal Cooperation in the discovery, production, transportation, refining, and use of petroleum oil and its products, authorizing the committee to study and act with reference to the interests of the State and its title to submerged lands, and augmenting the funds of said committee

WHEREAS, During the past several years certain Federal officials have conducted an attack upon the title of the State of California and its grantees in and to the tide, submerged and reclaimed lands lying within its borders and adjacent to its seacoast; and

WHEREAS, Litigation is now pending in the United States Supreme Court involving the title of the State of California in and to said lands; and

WHEREAS, There is pending before the Congress of the United States certain resolutions which will set such contentions at rest by quieting any pretended Federal interest in or to such lands to the respective States and their grantees; and

WHEREAS, One of the subjects submitted to this Legislature is the making available of funds to be expended in the protection of the title of the State of California in such tide and submerged lands; and

WHEREAS, It might become necessary at the next session of this Legislature to make further funds available for that purpose; now, therefore, be it

Resolved by the Assembly of the State of California, as follows:

1. The Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining and Use of Petroleum Oil and Its Products (created by House Resolution No. 56, Fifty-fifth Regular Session, adopted January 20, 1943, and continued by House Resolution No. 28, Fifty-sixth Regular Session, adopted January 23, 1945) is hereby authorized and directed to ascertain, study and analyze all facts relating to the title of the State of California and its grantees in and to the tide, submerged and reclaimed lands lying within its borders and adjacent to its seacoasts, any attacks by Federal officials relating thereto, litigation with reference thereto, and legislation pending in Congress affecting such title, and any and all matters relating thereto or connected therewith, and to report thereon to the Assembly, including in its reports its recommendations for appropriate legislation.

2. The committee and its members shall have and exercise all of the rights, duties and powers with respect to the subject of this resolution as are conferred upon said committee by the resolutions creating it and continuing it in existence as an interim committee of the Fifty-sixth Regular Session.

3. The committee has the following additional powers and duties.

(a) To leave the State of California and to hold meetings outside of the State to accomplish the purposes and objects of this resolution.

(b) To report its findings and recommendations to the Legislature and to the people from time to time and at any time not later than herein provided.

(c) To do any and all 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.

4. In addition to any money heretofore made available, the sum of three thousand five hundred dollars (\$3,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the

expenses of the Committee on State-Federal Cooperation in the Discovery, Production, Transportation, Refining and Use of Petroleum Oil and Its Products (created by House Resolution No. 56, Fifty-fifth Regular Session, adopted January 20, 1943, and continued by House Resolution No. 28, Fifty-sixth Regular Session, adopted January 23, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly 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—Allen, Anderson, Beck, Bennett, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Rosenthal, Sawallsch, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—61.

NOES—Collins, George D.—1.

CONSIDERATION OF HOUSE RESOLUTION NO. 118

House Resolution No. 118

Relative to augmenting the funds of the Assembly Interim Committee on State and Local Taxation

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of five thousand dollars (\$5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Interim Committee on State and Local Taxation (created by House Resolution No. 154, Fifty-sixth Regular Session, adopted June 16, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—62.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 119

House Resolution No. 119

Relative to augmenting the funds of the Assembly Committee on Judicial and Administrative Procedure

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of five thousand dollars (\$5,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Committee on Judicial and Administrative Procedure (created by House Resolution No. 303, Fifty-sixth Regular Session, adopted June 16, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin,

Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Kilpatrick, King, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Muddough, Miller, Niehouse, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

THIRD READING OF SENATE BILLS

Senate Bill No. 49—An act providing for research and its adaptation to the production, processing, distribution and utilization of agricultural products grown in the State of California and making an appropriation therefor, 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—Allen, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, King, Leonard, Lowrey, Maloney, McCollister, Miller, Niehouse, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—58.

NOES—Anderson, Carey, Collins, George D., Fletcher, Hawkins, Massion, and McMillan—7.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Beal, Beck, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Clarke, Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, King, Leonard, Lowrey, Maloney, McCollister, Miller, Niehouse, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—58.

NOES—Anderson, Carey, Collins, George D., Fletcher, Hawkins, Massion, and McMillan—7.

Bill ordered transmitted to the Senate.

MOTION TO TEMPORARILY SUSPEND THE RULES

Mr. Clarke moved that the Rules be temporarily suspended for the purpose of considering Senate Bill No. 124, without reference to file, at this time.

Motion carried.

CONSIDERATION OF SENATE BILL NO. 124

Senate Bill No. 124—An act to create an Agricultural Research Study Committee, provide for its powers and duties, and making an appropriation.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Kilpatrick, King, Leonard, Lowrey, Maloney, Massion, McCollister, McMillan, Miller, Niehouse, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin,

Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 84—An act making an appropriation for investigation, survey and report concerning construction and operation of public works for the control and utilization of the flood waters of streams in Kern County, an urgency measure to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 114—An act to amend Section 1262 of the Military and Veterans Code, relating to memorial buildings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawalisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 10 16 a.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

Senate Bill No. 116—An act making an appropriation for public works to facilitate the making of snow surveys.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 118—An act making an appropriation to the Department of Public Works, Division of Water Resources, for repair and restoration of a bridge damaged by storm and flood, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—73.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—73.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Joint Resolution No. 8—Relative to encouraging the resumption of gold mining.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Beal, Beck, Bennett, Berry, Boyd, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, McCollister, McMillan, Miller, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Wollenberg, and Mr. Speaker—65.

NOES—Heisinger—1.

Resolution ordered transmitted to the Senate.

Senate Concurrent Resolution No. 17—Relative to the Joint Fact-Finding Committee on Highways, Streets and Bridges.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Berry, Boyd, Brown, Burke, Burns, Butters, Call, Clarke, Collins, Sam L., Crichton, Crowley, Dickey, Doyle, Emlay, Erwin, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Johnson, King, Kraft, Leonard, Lowrey, Lyons, McCollister, Middough, Niehouse, O'Day, Price, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—47.

NOES—Anderson, Beal, Burkhalter, Collins, George D., Davis, Dekker, Dills, Clayton A., Dunn, Evans, Gannon, Hawkins, Heisinger, Kilpatrick, Massion, McMillan, Pelletier, and Rosenthal—17.

Resolution ordered transmitted to the Senate.

Senate Bill No. 123—An act to repeal Section 14 of an act entitled “An act to provide a Unified Program of Construction, Improvement, and Equipment for State agencies, creating a State Public Works Board, and making an appropriation to carry out the provisions of this act,” relating to public works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Boyd, Brown, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Waters, Weber, Werdel, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 110—An act to add Section 6 1 to the Alcoholic Beverage Control Act, relating to veterans' organizations and providing for the issuance of on-sale distilled spirits licenses to such organizations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Bennett, Berry, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Crichton, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Haggerty, Hawkins, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, and Mr. Speaker—61.

NOES—Boyd, Collins, Sam L., Geddes, Heisinger, and Knight—5

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RE-REFER HOUSE RESOLUTION NO. 112 TO COMMITTEE ON RULES

At 10.45 a m., on motion of Mr. Call, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to re-refer House Resolution No. 112 to Committee on Rules lost by the following vote:

AYES—Beck, Boyd, Burns, Carey, Collins, Sam L., Denny, Fourt, Johnson, McCollister, Middough, Sheridan, Thompson, Thorp, and Thurman—14.

NOES—Allen, Anderson, Beal, Bennett, Berry, Brown, Burke, Burkhalter, Butters, Call, Clarke, Collins, George D., Crichton, Crowley, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McMillan, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sherwin, Stephenson, Stewart, Stream, Thomas, Waters, Watson, Werdel, and Mr. Speaker—59.

Motion to Set Special Order

Mr. Davis moved that House Resolution No. 112 be made a special order of business for Tuesday, February 19, 1946, at 11.30 a.m.

Mr. Evans seconded the motion

The roll was called, and the motion carried by the following vote:

AYES—Allen, Beck, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Johnson, King, Leonard, Lowrey, Lyons, Maloney, McCollister, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—60.

NOES—Anderson, Beal, Dekker, Dills, Ralph C., Hawkins, Kilpatrick, Massion, McMillan, and Thomas—9.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 83—An act to add Chapter 13.6 to Division 3 of the Education Code, relating to the support of school districts in distress as a result of war created conditions, and making an appropriation therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burns, Butters, Call, Clarke, Collins, Sam L., Crichton, Crowley, Dekker, Denny, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Kilpatrick, King, Kraft, Leonard, Lowrey, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, and Werdel—61.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 120—An act to amend Sections 21290, 21291, 21295, and 21298 of the Government Code, and to add Section 21297 thereto, relating to retirement allowances payable by the State Employees' Retirement System in cases of retirement for disability, 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—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burns, Butters, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—63.

NOES—None.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burns, Butters, Call, Carey, Clarke, Collins, Sam L. Crichton, Crowley, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Maloney, Massion, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Joint Resolution No. 3—Relative to proposed reparations to Japanese detained during the war in United States relocation centers, and memorializing Congress in regard thereto.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Allen, Anderson, Beal, Bennett, Berry, Brady, Brown, Burns, Butters, Call, Carey, Clarke, Crichton, Crowley, Dekker, Denny, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Leonard, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, and Werdel—58.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Joint Resolution No. 9—Relative to establishment of National parks.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Allen, Bennett, Berry, Brady, Brown, Burns, Call, Carey, Clarke, Collins, Sam L., Crichton, Crowley, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Leonard, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—54.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Joint Resolution No. 10—Relative to the permanent establishment of Camp Beale.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Crowley, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Kilpatrick, King, Knight, Kraft, Leonard, Maloney, Massion, McCollister, McMillan, Middough, Niehouse, O'Day, Pelletier, Price, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Mr. Speaker—62.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Bill No. 112—An act to add Section 261 to the Revenue and Taxation Code, relating to the veterans' exemption and the period for

which and the manner in which it may be claimed, declaring the urgency hereof, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg—69.

NOES—Sherwin—1.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, House Resolution No. 112 was taken up.

House Resolution No. 112

Relative to law enforcement in California

WHEREAS, J. Edgar Hoover, Director, Federal Bureau of Investigation, in an address delivered December 10, 1945, before the International Association of Chiefs of Police, Auditorium, Municipal Pier, Miami Beach, Florida, stated:

"The responsibilities of law enforcement are ever broadening. Not only must we marshal our forces on the front of crime detection and apprehension—but there is an ever broadening front dominated by the subverter and purveyor of alienisms who seek to transform the America we know and love to a land of class struggle. The fight against Fascism continues. The shooting war has stopped, but these espousers of dictatorships still exist and they have been too well entrenched to become converts to Democracy overnight. The evidences of Fascist survival are too plain to ignore.

To the Fascist foe must be added another, the American Communist. These panderers of diabolic distrust already are concentrating their efforts to confuse and divide by applying the Fascist smear to progressive police departments, the F.B.I. and other American institutions to conceal their own sinister purposes.

The Godless, truthless way of life that American Communist would force on America can mean only tyranny and oppression if they succeed. They are against the liberty which is America—they are for the license of their own. When they raise their false cry of unity, remember there can be no unity with the enemies of our way of life who are attempting to undermine our democratic institutions. The Fascist-minded tyrant whom we conquered on the battlefield is no different from the American Communistic corruptionist who now uses the tricks of the confidence man until his forces are sufficiently strong to rise with arms in revolt.

America can not exist half democratic and half Communist or Fascist. If we want to improve upon our American form of government we will do it in our own way, in our own time and with our own blueprint. Therefore, it behooves us to be on guard for an enemy that brazenly and openly has advocated the corruption of America, that spends sleepless nights working one propaganda line after another, that poses behind a dozen fronts, that squirms and twists his way into those great American forces such as the church, schools, and the ranks of labor.

As I speak to you today, the big guns of the Communist Party in the United States are aimed at returning veterans, openly boasting that here is a new front behind which they can hide. They have selected a worthy foe, for the American Legion and the Veterans of Foreign Wars are too experienced in fighting America's enemies to be hoodwinked by these Communist swindlers." ; and

WHEREAS, For many years past the California Legislature has been lashed by incessant agitation on the subject of Marxian Social-Economic Legislation and other subjects designed to appeal to uninformed masses; and

WHEREAS, The Legislature has, in the past, appointed and appropriated money for Legislative Committees to investigate individuals and organizations suspected of being subversive; and

WHEREAS, Said committees, and particularly the Joint Fact-Finding Committee on Un-American Activities, of which Senator Jack B. Tenney is chairman, have heretofore reported to the Legislature and have identified certain individuals and organiza-

tions as being dominated and inspired by the Communist Party of California and the United States, and other subversive organizations seeking the destruction of the economics of California and the United States and the traditional American way of life by subverting law and order, Legislative, Judicial and Executive processes of Government for the establishment of totalitarian dictatorship; and

WHEREAS, The reports of the aforesaid Tenney Committee unequivocally find that the aforesaid subversive individuals and groups seek to discredit the three branches of Government, to-wit: Legislative, Executive and Judicial branches; and

WHEREAS, The said subversive organizations and groups have subversive individuals as officers in their membership and through mutual quotation of one another and said organizations and groups have sought to lend a popular credence to subversive ideas; and

WHEREAS, Through their subversive technique have caused reputable American organizations and individuals, unaware of the sinister purposes and objectives, to apparently support their program; and

WHEREAS, The reports of the committees of which Senator Tenney was chairman to the Legislature in 1943 and 1945, supported by the evidence taken at hearings by the Law and Order Subcommittee of the Assembly Committee on Government Efficiency and Economy investigating the break down of law and order in the City of Burbank and County of Los Angeles, demonstrate that one of the immediate objectives of the Communist Party and said subversive organizations is to destroy the old established legitimate American labor movement by taking over the leadership of the A. F. of L. and C. I. O. unions and retaining that leadership through subversive propaganda and against the will of the overwhelming majority of the members of said unions; and

WHEREAS, The said committee reports have identified the following organizations, among others, as being inspired, dominated and maintained by the Communist Party, to-wit: Hollywood Citizens' Committee of the Arts, Sciences and Professions, the Writers' Congress, Hollywood Writers' Mobilization, People's Educational Center, American Youth for Democracy (Young Communist League), Friends of Soviet Russia, Joint Anti-Fascist Refugee Committee, National Lawyers' Guild, People's Daily World Press Conference, and the People's Daily World (official organ of the Communist Party in California) and said reports have also identified the following individuals, among others, as Communist Party members, close Communist fellow-travelers and, in all cases, window-dressers and leaders, expounding said confusion, to-wit: Herbert K. Sorrell, John Howard Lawson, George Campbell, Eleanor Abowitz, nee Bogigian, Mrs. Dorothy Henley, nee Schneiderman, nee Ray, Albee Slade, Pettis Perry, Carl Winter, Leo Gallagher, Charles Katz, Philip (Shm) Connelly, Ellis E. Patterson, Dalton Trumbo, Reuben Borough, Carey McWilliams, La Rue McCormick, Emil Freed, Charlotta A. Bass, Anita Whitney, Celeste Strack, Ben Margolis, Aubrey Grossman, Ernest Dawson, Frank C. Davis, Judge Stanley Moffatt, Sam Ornitz, John Bright, Dr. Franklin Fearing, Don Healy, William Schneiderman, Paul Cline and Al Waxman, which said persons, among many, many others, belong to said subversive organizations or appear as sponsors and endorsers of said organizations and are identified with the leadership, inspiration or window-dressing of said organizations; and

WHEREAS, During the fall of 1945 mass meetings were held in the City of Los Angeles under a call issued by Robert W. Kenny, Attorney General of the State of California, culminating in the organization of a new Red Fascist front now generally known as Mobilization for Democracy; and

WHEREAS, The said Robert W. Kenny employed Albee Slade, C. I. O. left wing propagandist, and placed him upon the State pay roll and said Albee Slade has since his employment devoted his time at State expense to the organization of units throughout the State for affiliation with this new Red front Mobilization; and

WHEREAS, Said Robert W. Kenny called a conference of the said Mobilization in Sacramento in January, 1946, just preceding the Extraordinary Session of this Legislature for the purpose of formulating and enunciating the confusion policy of the Communist Party of the State of California and for the further purpose of exerting pressure on the independent thinking and convictions of the Members of the California Legislature and reputable American organizations that innocently attended said conference; and

WHEREAS, The program of said subversive groups has been injected into the deliberations of this Session of the Legislature for the purpose of publicizing the aims and objectives of the aforesaid Communist Party of California and for the further purpose of securing recorded votes on the measures comprising the program of confusion with the end in mind of discrediting the California Legislature and the members thereof in the forthcoming elections, particularly on the subjects of veterans legislation, old age pensions, aid for the blind, racial and religious discrimination, child care centers and other alleged social-economic matters; and

WHEREAS, The above mentioned Legislative Committee reports, together with the statements of J. Edgar Hoover, have established beyond doubt the intent of said subversive organizations to break down law and order and respect therefor in California and throughout the Nation through confusion; and

WHEREAS, The Attorney General of the State of California is the chief law enforcement officer of the State of California; and

WHEREAS, The activities, techniques, propaganda and efforts of the aforesaid subversive individuals and organizations together with the apparent strength, vociferousness, noise and mutual quotation of one another in the California Legislature, have resulted in loss of confidence by private enterprise and business to the industrial and economic development of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly does hereby vigorously condemn the Attorney General of California as the chief law enforcement officer thereof and that certain small group of elected officials lending their names and prestige and assisting in the activities of said subversive organizations, groups and individuals in their design and purpose to destroy competence in the Government of California and in their effort to break down law and order, the Constitution of the State and of the United States, the economics and the liberties of the people.

Resolution read.

Speaker Presiding

At 12 m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.
The question being on the adoption of House Resolution No. 112.

Speaker Pro Tempore Presiding

At 12.10 p m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

Point of Order

Mr. Werdel arose to the following point of order: That Mr Ralph C. Dills has exceeded his time.

Ruling by Speaker

Speaker pro tempore Maloney ruled the point of order well taken.

Motion to Temporarily Suspend the Rules

Mr. Rosenthal moved that the Rules be temporarily suspended for the purpose of allowing Mr. Ralph C. Dills additional time, for debate.

Mr. Doyle seconded the motion.

Motion carried.

The question being on the adoption of House Resolution No. 112.

Point of Order

Mr. Sherwin arose to the following point of order: That Mr. Dekker is not speaking to the question.

Ruling by Speaker

Speaker pro tempore Maloney ruled the point of order not well taken.

Motion to Temporarily Suspend the Rules

Mr. Rosenthal moved that the Rules be temporarily suspended for the purpose of allowing Mr. Dekker additional time, for debate.

Mr. Gannon seconded the motion.

Motion carried.

The question being on the adoption of House Resolution No. 112.

Motion to Amend

Mr. Johnson moved the adoption of the following amendments:

Amendment No. 1

On page 14, in paragraph 8, line 8, after "party in California)", strike out the balance of paragraph 8

Amendment No. 2

On page 14 of said resolution, strike out paragraphs 9, 10, and 11.

Amendment No. 3

On page 15, strike out all of paragraph 2.

Amendment No. 4

On page 15, in the 2d and 3d lines of the last paragraph of the resolution strike out "the Attorney General of California as the chief law officer thereof and".

Amendments read.

Speaker Presiding

At 12.46 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

The question being on the adoption of the amendments offered by Mr. Johnson to House Resolution No. 112.

Roll Call Demanded

Messrs. Robertson, Rosenthal, and Beck demanded a roll call.

The roll was called, and the amendments offered by Mr. Johnson to House Resolution No. 112 refused adoption by the following vote:

AYES—Boyd, Brady, Burke, Butters, Carey, Clarke, Collins, Sam L. Davis, Denny, Dickey, Erwin, Field, Johnson, Knight, Kraft, Middough, Miller, Sheridan, Sherwin, Stephenson, Stream, Thorp, Thurman, Waters, Watson, Weber, and Mr. Speaker—27.

NOES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brown, Burkhalter, Burns, Call, Collins, George D., Crichton, Crowley, Debs, Dekker, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Thomas, Werdel, and Wollenberg—48.

The question being on the adoption of House Resolution No. 112.

Demand for Previous Question

Messrs. Allen, Price, Thomas, Waters, and Hawkins demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of House Resolution No. 112.

Motion to Lay on Table

Mr. Miller moved that House Resolution No. 112 be laid upon the table.

Messrs. Waters and Thurman seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Call, Collins, Sam L., Debs, Fourt, Heisinger, Kilpatrick, King, Maloney, McCollister, Miller, Niehouse, Price, Thurman, Waters, Wollenberg, and Mr. Speaker—16.

NOES—Allen, Anderson, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Crichton, Crowley, Davis, Dekker, Dickey, Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Johnson, Kraft, Leonard, Lowrey, Lyons, Massion, McMillan, Middough, O'Day, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thorp, Watson, Weber, and Werdel—54.

The question being on the adoption of House Resolution No. 112.

The roll was called, and the resolution refused adoption by the following vote:

AYES—Boyd, Burke, Burns, Butters, Clarke, Davis, Denny, Erwin, Field, Gannon, Geddes, Knight, Leonard, Sherwin, Stephenson, Stewart, Watson, Weber, and Werdel—19.

NOES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burkhalter, Call, Carey, Collins, George D., Collins, Sam L., Crichton, Crowley, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fletcher, Fourt, Gaffney, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Kraft,

Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Stream, Thomas, Thorp, Thurman, Waters, Wollenberg, and Mr. Speaker—57.

Statement of Vote in Committee

I voted No in the Rules Committee to give House Resolution No. 112 a do pass, as it mentioned persons whom I believe to be loyal citizens.

T. J. DOYLE, Vice Chairman, Committee on Rules

Request for Unanimous Consent

Mr. Johnson asked for, and was granted, unanimous consent that the following explanation of vote, exceeding the permitted 50 words, be ordered printed in the Journal:

Explanation of Vote Against House Resolution No. 112

Our vote against House Resolution No. 112 is based upon a belief that no person's name, or character, should be attacked in legislative proceedings on debate unless he has had a full opportunity to be heard and to speak in his own defense. That full opportunity has not been had in this instance.

Our vote is not intended to indicate that we believe that the individuals or groups named in the resolution are innocent of the charges made against them. Many of them have invited attacks such as this by their own intemperate and ill-advised action.

Many of them are undoubtedly Communists, and Communist-controlled organizations. Others have consorted so openly with sworn Communists and Communist-front organizations that they should not complain too bitterly when they are attacked openly and publicly as Communists.

They are still entitled to be heard in their own defense, a fundamental right that Communists and their ilk would undoubtedly deny those who would criticize them or differ with them.

Dated—February 19, 1946

GARDINER JOHNSON
SAM L. COLLINS
J. E. THORP

Explanation of Vote on House Resolution No. 112

The vote I cast is in no way to be considered as condoning un-American activities; but since opportunity was not given me to investigate specific charges against all persons named, I could not indict them by an arbitrary Aye vote, nor can I admit that progressive legislation considered at this session is Communistically inspired.

RAUP MILLER

Explanation of Vote on House Resolution No. 112

We can not obtain true democracy by smearing groups as un-American that refuse to support us politically. This resolution attempts to demobilize all progressive organizations and to conceal bad voting records of certain Assemblymen. I recall a significant truth: "*The cry of Communism is the last refuge of the scoundrel.*"

AUGUSTUS F. HAWKINS

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Concurrent Resolution No. 26

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF SENATE AMENDMENTS

Assembly Concurrent Resolution No. 26—Relative to the creation of a Joint Interim Committee on Aviation.

The question being: Shall the Assembly concur in the following amendments to Assembly Concurrent Resolution No. 26?

Amendment No. 1

On page 1, lines 16 and 17, of the printed measure, as amended in Assembly February 6, 1946, strike out "the promotion and encouragement of aviation and".

Amendment No. 2

On page 1, line 20, of said measure, strike out "both".

Amendment No. 3

On page 1, lines 20 and 21, of said measure, strike out "and from the standpoint of manufacture", and insert a comma.

Amendment No. 4

On page 2, line 1, of the printed measure, strike out "five", and insert "seven".

Amendment No. 5

On page 2, line 2, of said measure, strike out "five", and insert "seven".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Concurrent Resolution No. 26 by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, Sam L. Crichton, Crowley, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Masson, McCollister, McMillan, Miller, Niehouse, O'Day, Robertson, Sawallisch, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thorp, Thurman, Waters, Watson, Weber, Werdel, Wollenberg, and Mr. Speaker—68.

NOES—None.

Assembly Concurrent Resolution No. 26 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Quinn, Dilworth, and Shelley as a Committee on Conference concerning:

Assembly Bill No. 146—An act to amend Section 4300c of the Political Code, and Section 6107 of the Government Code, relating to the recordation and issuance of certified copies of documents of discharge, service, release, and separation of veterans.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 146—An act to amend Section 4300c of the Political Code, and Section 6107 of the Government Code, relating to the recordation and issuance of certified copies of documents of discharge, service, release, and separation of veterans; 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 February 15, 1946, be further amended as follows:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Senate on February 15, 1946, strike out ", and to add Section 4131.5 to."

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 13, inclusive.

Amendment No. 3

On page 1, line 14, of said bill, strike out "SEC 2", and insert "SECTION 1."

Amendment No. 4

On page 3, line 18, of said bill, strike out "Sec. 3", and insert "Sec. 2".

**KEATING
SHELLEY**

Senate Committee on Conference

**McCOLLISTER
MALONEY**

Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Allen, Anderson, Beal, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Collins, Sam L., Crichton, Crowley, Davis, Debs, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Haggerty, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, Middough, Niehouse, O'Day, Robertson, Sheridan, Sherwin, Stephenson, Stream, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—60.

NOES—Boyd—1.

**REQUEST FOR UNANIMOUS CONSENT THAT ADDITIONAL
REPORTS BE PRINTED**

Mr. Sam L. Collins, asked for, and was granted, unanimous consent that 1,000 additional copies of the Sub-Committee Report on Law and Order of the Assembly Committee on Governmental Efficiency and Economy, as printed in the Journal of February 18, 1946; and 1,000 additional copies of the report of the Assembly Interim Committee on County and City Jails, as printed in the Journal of February 4, 1946, be ordered printed, as separate copies.

MESSAGES FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 16, 1946

The Governor this day approved, chaptered, and filed in the Office of the Secretary of State the following bills:

Assembly Bill No. 37, Chapter 31
Assembly Bill No. 72, Chapter 32.

FRANK M. JORDAN, SECRETARY OF STATE
By CHAS. J. HAGERTY, Deputy

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 19, 1946

The Governor this day approved, chaptered, and filed in the Office of the Secretary of State the following bill:

Assembly Bill No. 35, Chapter 33.

FRANK M. JORDAN, SECRETARY OF STATE
By CHAS. J. HAGERTY, Deputy

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 49
Assembly Bill No. 50

Assembly Bill No. 169
Assembly Bill No. 172

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 41

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 20
Assembly Concurrent Resolution No. 33

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolutions ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 22—Memorializing Congress to make farm machinery, implements and housing available;

Assembly Concurrent Resolution No. 30—Relative to the procurement and disposal of surplus agricultural machinery;

Assembly Concurrent Resolution No. 23—Relative to commending General Douglas MacArthur;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the nineteenth day of February, 1946, at 3 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 18—Relative to memorializing Congress to provide for an increase in the National minimum wage structure;

Assembly Joint Resolution No. 23—Relative to housing for veterans;

Assembly Joint Resolution No. 16—Relative to memorializing the Congress of the United States to provide for a survey of the fisheries of the Pacific Ocean;

Assembly Joint Resolution No. 17—Relative to the development of tuna fishing in the Pacific Ocean;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the nineteenth day of February, 1946, at 3 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 152—An act to add Section 7.5 to the Municipal Court Act of 1925, relating to the compensation of attaches of municipal courts in cities of the first and one-half class who return from service with the armed forces of the United States;

Assembly Bill No. 109—An act to amend Section 4460 of the Labor Code, relating to workmen's compensation;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of February, 1946, at 3 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 143—An act to amend Section 44 of the County Employees Retirement Act of 1937, relating to elective officers' declarations to become members of county retirement associations, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 144—An act to add Section 395.1 to the Military and Veterans Code and to repeal an act entitled "An act relating to public officers, deputies, assistants, and employees, and their return to public service," approved May 31, 1943, relating to the rights of veterans to return to public office or employment upon release from the armed services of the United States, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 142—An act to amend Section 19397 to the Government Code, relating to veterans in State civil service;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of February, 1946, at 3 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

Mr. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 78—An act authorizing any county or city and county to expend public funds and to expend, use, or permit the use of public property or personnel to meet emergencies arising out of conditions created by the reconversion from a wartime to a peacetime economy, irrespective of budget or other limitations, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 111—An act to add Section 395.1 to the Military and Veterans Code and to repeal an act entitled "An act relating to public officers, deputies, assistants, and employees, and their return to public service," approved May 31, 1943, relating to the rights of veterans to return to public office or employment upon release from the armed services of the United States, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 138—An act to add Article 7 to Chapter 12 of Division 3 of the Education Code, relating to the support of the 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 nineteenth day of February, 1946, at 3 p.m.

PELLETIER, Chairman

MESSAGES FROM SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 3, February 19, 1946

The following resolutions have this day been chaptered, and filed in the Office of the Secretary of State:

Assembly Joint Resolution No. 16, Chapter 52
Assembly Joint Resolution No. 17, Chapter 53
Assembly Joint Resolution No. 18, Chapter 54
Assembly Joint Resolution No. 22, Chapter 55
Assembly Joint Resolution No. 23, Chapter 56
Assembly Concurrent Resolution No. 23, Chapter 57
Assembly Concurrent Resolution No. 30, Chapter 58.

FRANK M. JORDAN, SECRETARY OF STATE
By CHAS. J. HAGERTY, Deputy

RESOLUTIONS

The following resolutions were offered:

By Messrs. Thurman, Brady, Haggerty, Wollenberg, O'Day, Collins, George D., Berry, Carey, Dunn, Sheridan, Sherwin, Gaffney, Dickey, and Maloney:

House Resolution No. 121

Relating to the American Newspaper Guild Convention

WHEREAS, The San Francisco-Oakland Newspaper Guild, comprising employees of all newspapers published in the San Francisco Bay region, are endeavoring to bring the annual convention of the American Newspaper Guild to San Francisco in 1948; and

WHEREAS, Such a convention would coincide with the opening ceremonies of the projected three-year California Centennial Celebration; and

WHEREAS, The American Newspaper Guild, with which the San Francisco-Oakland Newspaper Guild is affiliated, is the only National organization of newspaper employees, and a convention in San Francisco would bring hundreds of representative newspaper employees from all over the Nation to California as delegates and would reflect glory and credit on our State; and

WHEREAS, The Mayor and Board of Supervisors of San Francisco and representative civic organizations in that city, and the Governor of the State of California have extended an invitation to the organization to meet in San Francisco in 1948; now, therefore, be it

Resolved by the Assembly of the State of California, That an invitation be extended to the American Newspaper Guild to hold its 1948 convention in San Francisco; and, be it further

Resolved, That the Chief Clerk of the Assembly is directed to send copies of this resolution to the Executive Secretary of the American Newspaper Guild and to the Secretary of the San Francisco-Oakland Newspaper Guild.

Request for Unanimous Consent

Mr. Thurman asked for, and was granted, unanimous consent to take up House Resolution No. 121, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Maloney :

House Resolution No. 122

Relating to the preparation and printing of a Summary Digest

Resolved by the Assembly of the State of California, That the Legislative Counsel is hereby directed to prepare a Summary Digest of statutes enacted and proposed constitutional amendments submitted to the people at the First Extraordinary Session of the Fifty-sixth Legislature; and be it further

Resolved, That copies of the Summary Digest be mailed to all Members of the Legislature as soon as possible after the "bill-signing" period; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby instructed to cause to be printed not to exceed 2,000 copies of the Summary Digest, the costs thereof to be paid from the legislative printing appropriation.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 122, at this time, without reference to committee or file.

Resolution read and adopted.

By Messrs. Lyon and Maloney :

House Resolution No. 123

WHEREAS, This week marks the inauguration of an annual observance of American Brotherhood Week, an observance sponsored by the National Association of Christians and Jews, and supported by leaders in every branch of our National life and by patriotic, educational, and religious societies throughout the United States; and

WHEREAS, The purpose of this observance is to promote a better understanding between men of all races, creeds, and denominations, to serve as a bulwark against the kind of ignorance, hatred, intolerance, fanaticism, and belief in the superiority of one race over another which served to ignite the fires so recently become a world conflagration, costing all humanity such a tragic price in blood, pain, misery, homelessness, lost youth, and twisted and distorted lives, not to mention the appalling economic loss of two continents laid waste by warfare; and

WHEREAS, Equality and understanding among men are the very basis of American democracy, having been set forth as a principle in our Declaration of Independence as a beacon to all the world lighting the path the new Nation chose to follow; and

WHEREAS, The cause of that young Nation was served by the blood and treasure, hearts and minds of all races in the bitter struggle to assert the right of the Nation to live in freedom after the concepts declared by its people, to establish its Government, and to maintain the Nation whole and free until this day; and

WHEREAS, The principles of equality, respect for the rights of others, and regard for the dignity of individuals, are inherent in the concept of men as brothers one to another; now, therefore, be it

Resolved by the Assembly of the State of California, That the State of California is pledged to support the principles of universal right, equality, respect and understanding among men, and the people of the State of California are urged to enter wholeheartedly into the observance and support of American Brotherhood Week as a means of reaffirming to the world our belief in those principles and that way of life which have made America great and which are now the basis of our only hope for a future world in which it will be good for man to live.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 123, at this time, without reference to committee or file.

Resolution read, and adopted

MOTION TO INSTRUCT CHIEF CLERK TO SEND FLOWERS

Mr. Doyle moved that the Chief Clerk be instructed to send a bouquet of flowers to Mrs. Eleanor Donoghue, on behalf of the Members of the Assembly, with a note expressing sincere wishes for an immediate recovery from her illness.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

Mr. Weber asked for, and was granted, unanimous consent, that the following opinion from the State Department of Justice be ordered printed in the Journal:

STATE OF CALIFORNIA DEPARTMENT OF JUSTICE
San Francisco 2, February 14, 1946

Honorable Charles M. Weber

*Chairman, Assembly Committee on Conservation and Planning
Stockton, California*

DEAR MR. WEBER: With your letter of December 11, 1945, you enclosed the ordinances of several counties restricting the heights of buildings or other structures within designated distances from airports, each of said ordinances providing that a violation constitutes a misdemeanor. You request our opinion as to whether, under Section 11 of Article XI of the State Constitution, any further legislation is necessary to enable cities or counties to enact such ordinances. You state "The above questions are directed solely to the exercise of the police power delegated to counties and cities by the Constitution and no question is raised nor is an opinion requested with respect to the payment of compensation for taking private property."

We interpret the quoted paragraph as limiting the scope of your request so that the sole question is whether additional legislation is necessary to permit cities or counties by height restriction ordinances to accomplish all of the protection to airports that can be accomplished by such ordinances. In other words, your question is whether any additional authorization to legislate would aid the local governing bodies.

In our opinion no additional legislation is necessary to enable cities or counties to enact ordinances of the type mentioned.

It is of course the familiar rule that local governmental bodies may exercise only such powers as have been conferred by charter, constitutional provision or general law.

18 Cal. Jur. 798

1 McQuillan, Municipal Corporations, 1003

Section 11 of Article XI of the Constitution reads as follows:

"Any county, city, town or township may make and enforce within its limits all such local, police, sanitary, and other regulations as are not in conflict with general laws."

This section is a direct grant of power to local governmental agencies. There are numerous decisions interpreting the effect of the section and a great number of them go into the question as to the scope of the designation "local, police, sanitary, and other regulations". There has been some tendency on the part of the courts to confine the scope of the power granted to police regulations enforceable by criminal penalty, but as to that type of regulation, the courts have definitely held that the constitutional provision conferred power to enact them. A very comprehensive article concerning this constitutional provision appears in 32 Cal. Law Review 341-394.

It is clear that ordinances restricting the use of property, or limiting the height and bulk of buildings, fall within the classification of police measures, as to which a direct grant of power to counties and cities is made by Section 11 of Article XI.

Miller v. Board of Public Works, 195 Cal. 477;

Brougher v. Board of Public Works, 205 Cal. 426.

It is to be noted that the local police measures enacted under Section 11 of Article XI, however, must not be "in conflict with general laws." Your attention is called to the so-called Zoning Act of 1917 (Deering's General Laws, Act 994), and to The Planning Act (Deering's General Laws, Act 5211b).

The 1917 Act authorizes cities to adopt zoning ordinances, either regulating the use of property or limiting the height and bulk of buildings and the areas of yards, courts and other open spaces. The act provides that in cities having a planning commission such commission must hold public hearings and report to the legislative body, after publication of notices. In cities having no planning commission, the

legislative body is required to make the report, hold hearings and give an opportunity to members of the public to be heard.

The Planning Act requires every county to have a planning commission and permits cities to do so. It sets forth the procedure for the preparation of plans by the commission and the holding of hearings prior to adoption by the legislative body. Section 66 of the act relates to precise plans and provides that such plans may include regulations limiting the use of land and buildings, the height and bulk of buildings, etc.

In the Brougher case above cited the Supreme Court held that the 1917 Act was inapplicable to a chartered city in that it regulated the adoption of ordinances and that as to chartered cities the methods of adopting ordinances was a municipal affair over which the Legislature had no control.

The case of *Hearst v. City of Burlingame*, 207 Cal. 134, however, holds that as to a city incorporated under the general laws of the State (The Municipal Corporations Act, Deering's General Laws, Act 5233), the 1917 Act is applicable and must be complied with in order to enact a valid ordinance.

The 1917 Act does not purport to apply to ordinances which would regulate the height of trees or natural growth. However, it does cover any regulations imposed upon the height of buildings or other structures and any ordinance of the type you have in mind would of necessity have to cover those matters so that insofar as non-chartered cities are concerned, the 1917 Act would be applicable.

The charters of some cities adopt regulations imposed by general laws and in the event the charter of any city did so, the 1917 Act might be applicable to that city but as brought out above, the 1917 Act would only be applicable to a chartered city in the event the charter itself so provided.

The Planning Act is not entirely clear as to whether compliance with its provisions is necessary to make valid any ordinance of a county or a city which has created a planning commission. We feel that the safest procedure to be followed by any county or a city which has created a planning commission would be to comply with the provisions of the Planning Act.

In conclusion, it is our opinion that no further legislation is necessary to permit cities or counties to enact height restriction ordinances. You may wish to give consideration, however, as to whether compliance with the 1917 Act and the Planning Act, as above outlined, would present any difficulties in accomplishing the purposes of such height restriction ordinances.

We wish to make it clear that we have not considered the constitutional questions involved as to how far the use by an owner of his property may be restricted by such ordinances without compensating him. It is our understanding that your request did not cover those questions. We thought you might be interested in knowing, however, that those questions have received extensive consideration in a book entitled "Airports and the Courts" by Charles S. Rhyne, in which the divergent views of many courts are discussed.

Following your original request, you sent to us a letter addressed to you from the State Reconstruction and Reemployment Commission asking that the problems raised in that letter also be included in your request. In discussing those questions with Mr. Lyman Lantz, Assistant to the Director of Reconstruction and Reemployment, he expressed his desire that we answer your original request separately, indicating that further study by the State Aviation Project Committee to clarify the questions raised in his letter to you would be desirable before a formal opinion was requested.

Very truly yours,

ROBERT W. KENNY, Attorney General
ROBERT E. REED, Deputy Attorney General

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

By unanimous consent, Speaker Lyon ordered the following report from the State Department of Justice printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF JUSTICE
LIBRARY AND COURTS BUILDING
SACRAMENTO 14, CALIFORNIA, February 18, 1946

Legislature of California
Fifty-sixth (First Extraordinary) Session
State Capitol, Sacramento, California

Attention: *Honorable Joseph A. Beek,*
Secretary of the Senate
Honorable Arthur A. Ohnimus,
Chief Clerk of the Assembly

GENTLEMEN: By Senate Concurrent Resolution No. 52 of the Fifty-sixth Session (Statutes of 1945, Chapter 112 of Resolutions, Page 3118), adopted June 2, 1945, it was resolved by the Legislature:

"That the Attorney General is requested to take such action, including the commencement and prosecution of necessary litigation, as will protect the interest of the people of this State in the waters of Donner Lake; and, be it further

Resolved, That the Attorney General is further requested to advise the Legislature during its present session of any legislation necessary to protect the interest of the people of California in the waters of Donner Lake ;”

On June 11, 1945, I advised the Legislature that we had no legislation to suggest to the 1945 Session due to the insufficient time to study the matter, but that a further report would be rendered (Senate Journal for June 15, 1945, at Page 3878 ; Assembly Journal for June 15, 1945, at page 19).

In the time which has intervened since June, 1945, we have gathered considerable factual information and have made a study of the legal phases of the problem. Under the facts as developed we can not see how any legal proceeding which would accomplish anything beneficial for the State of California could be successfully prosecuted. The reasons for this conclusion require a recounting of the facts and history of the lake.

The townships in which Donner Lake is situated, together with the meander line around the lake, were surveyed by the United States General Land Office in 1865. The lake is drained by Donner Creek, which leaves the lake at the easterly end thereof and drains into the Truckee River which flows out of California into Nevada. The Truckee River flows through the City of Reno easterly through Fallon and finally terminates in Pyramid Lake, from which there is no outlet.

A dam across Donner Lake approximately 1,000 feet east of the outlet of the lake was constructed some time between 1870 and 1880. All of the land around Donner Lake and downstream to the dam site is owned by the Donner Lake Company which for many years operated the Donner Lake Resort at the west end of the lake. This company replaced the original dam in 1929 with the present concrete structure which is located at about the same place. Exact information as to the natural elevation of the outlet from the lake and the creek bed prior to the construction of the original dam is apparently not available. However, the dam which was constructed in 1929 did not change, so far as we can determine, the elevation of the sill of the original dam, so that the lowest elevation to which the lake can be drained has remained the same since the construction of the original dam. From the natural appearance on the ground, it does not appear that at any time has the natural rim of the lake been lowered so as to permit the drainage of the lake to a lower elevation than that which existed in a state of nature. In other words, while Donner Lake has been used as a reservoir in which to store water and to withdraw it when desired by those in control of the dam, nothing seems to have been done to reduce the natural level of the lake at any time. On the contrary, the level of the lake has been maintained at a higher elevation than would naturally have occurred, except during the periods when the dam has been opened. As nearly as we can determine, the natural level of Donner Lake, in the absence of any dam on Donner Creek, is about 5,924 feet above sea level.

The dam now in place stores water to approximately the elevation of 5,936 feet above sea level, that is, approximately 12 feet above the natural level of the lake. The effect of thus storing water is to flood the privately-owned land around the rim of the lake, leaving the meander line of the lake as surveyed by the United States General Land Office in 1865 some 12 feet under water.

If it be assumed that Donner Lake is a navigable lake—and there may be considerable question about that under the law relating to navigability—the boundaries of the lake would nevertheless be limited to this meander line, and the land above that meander line would be privately owned.

As above stated, the Donner Lake Company owns all of the land surrounding the lake and downstream to the site of the dam. During the period of 1924 to 1942, inclusive, the Donner Lake Company from time to time sold to the Sierra Pacific Power Company and the Truckee-Carson Irrigation District all or a portion of the water which the Donner Lake Company stored in the lake with certain limitations as to the dates upon which the water could be withdrawn. Generally speaking, the Donner Lake Company required the level of the lake to be maintained at almost the elevation of the top of the dam until after the resort season had ended in the fall of the year.

In 1943 the Donner Lake Company sold to the Truckee-Carson Irrigation District (formed under Nevada law) and the Sierra Pacific Power Company the dam across Donner Lake, together with the right to store water in Donner Lake and to withdraw the water so stored for the use of the irrigation district and the power company. The deed conveying these rights was dated May 3, 1943. Under that deed the maximum elevation to which water can be stored is fixed at 5,935.8 feet, this elevation being the maximum to which the lake can be raised without flooding the resort owned by the Donner Lake Company at the west end of the lake. The lake can not be drawn down prior to September 1st of any year below the elevation of 5,932 feet, thus assuring a high enough level to permit the recreational use of the lake. The power company and the irrigation district by an agreement between themselves have further limited the withdrawal of water prior to September 15th of any year, providing that no drafts will be made on Donner Lake prior to that date unless required for domestic use in Reno and vicinity and to provide a total flow at a dam on the Truckee River owned by the irrigation district of 100 cubic second feet.

Shortly after the deed conveying the water rights above mentioned was recorded, the power company and the irrigation district, in October of 1943, released waters from the lake so as to reduce its elevation to 5,925.86 feet. This was done for the

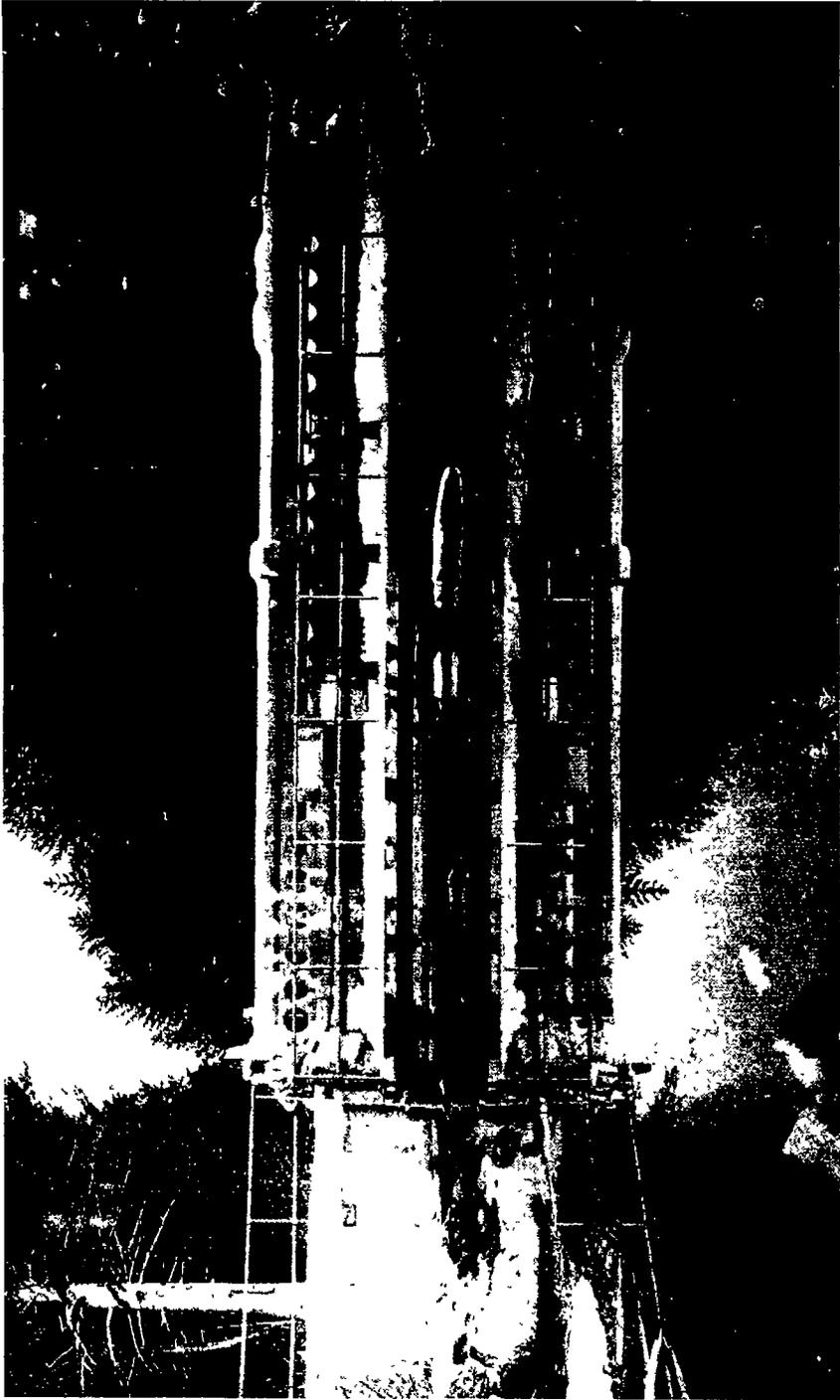
purpose of permitting the creek channel between the outlet of the lake and the dam to be cleaned out. This cleaning operation was necessary because a large amount of silt and sawdust had been deposited in the creek channel. The natural flow of the stream, had there been no dam, would, in all probability, have kept the channel clear.

From all that we can ascertain, it was this withdrawal from Donner Lake for the purpose of permitting the channel to be cleaned out that caused the residents of the area of Donner Lake to become concerned about the intentions of the irrigation district and the power company and to fear that Donner Lake would be permanently maintained at the low level to which it was reduced at that time. Apparently it was assumed, although there was no basis in fact for such an assumption, that the natural rim of the lake was being lowered so as to permanently destroy the lake. This was not the fact as the dam itself would have had to be removed and further excavations made to accomplish this purpose, the sill of the dam having been constructed at the natural elevation of the lake's rim.

The Sierra Pacific Power Company and the Truckee-Carson Irrigation District have been most cooperative in furnishing us all of the information at their command and have outlined in detail to us their intended method of operation which in general follows what has been done since 1929. That method of operation is to use Donner Lake as a storage reservoir and to maintain the level of the lake as close to its maximum elevation as is possible from early spring until approximately December of each year. Withdrawals from the lake are made in December, January and February to augment the flow of the Truckee River so as to permit the operation of the power houses along the Truckee River, at the same time conserving the waters of Lake Tahoe. The water released during this period is not wasted but is held in a reservoir of the irrigation district near Fallon for use during the following irrigation season. This procedure was followed in the winter of 1944-45 and is being followed this year (1945-46).

Attached hereto are two sets of pictures, marked on the backs "A-1" to "A-7," inclusive, and "B-1" to "B-7," inclusive. The series marked "A" was taken on November 27, 1945. Referring to pictures No. "A-1" and "A-2," the target on the level rod shows elevation 5,936. It is to be noted that the water level at the bottom of the level rod is only one and one-half feet below this point so that the lake level was within approximately one foot of the maximum elevation to which the lake can be maintained without flooding the Donner Lake Resort. The other pictures in this series show the shoreline of the lake at various locations, indicating that the lake is approximately full. The lake had been at this level or higher since April, 1945.

The second series of pictures was taken on February 1, 1946. By looking at the pictures "B-1" and "B-2," containing the dam and the level rod, it will be seen that the level of the lake had been reduced to approximately 5,930.9 feet; in other words, the elevation of the lake had been lowered by some 3.6 feet. The other pictures in this series were also taken on February 1 and indicate the shoreline of the lake at this reduced elevation. We had hoped to obtain a third set of pictures indicating the lowest level to which the lake would be reduced, but inclement weather has prevented taking these pictures. We are assured by both the power company and the irrigation district that the dam will be so operated that the lake will be filled again in the early spring from the spring runoff of the melting snows and rains, and will remain approximately full until next winter.



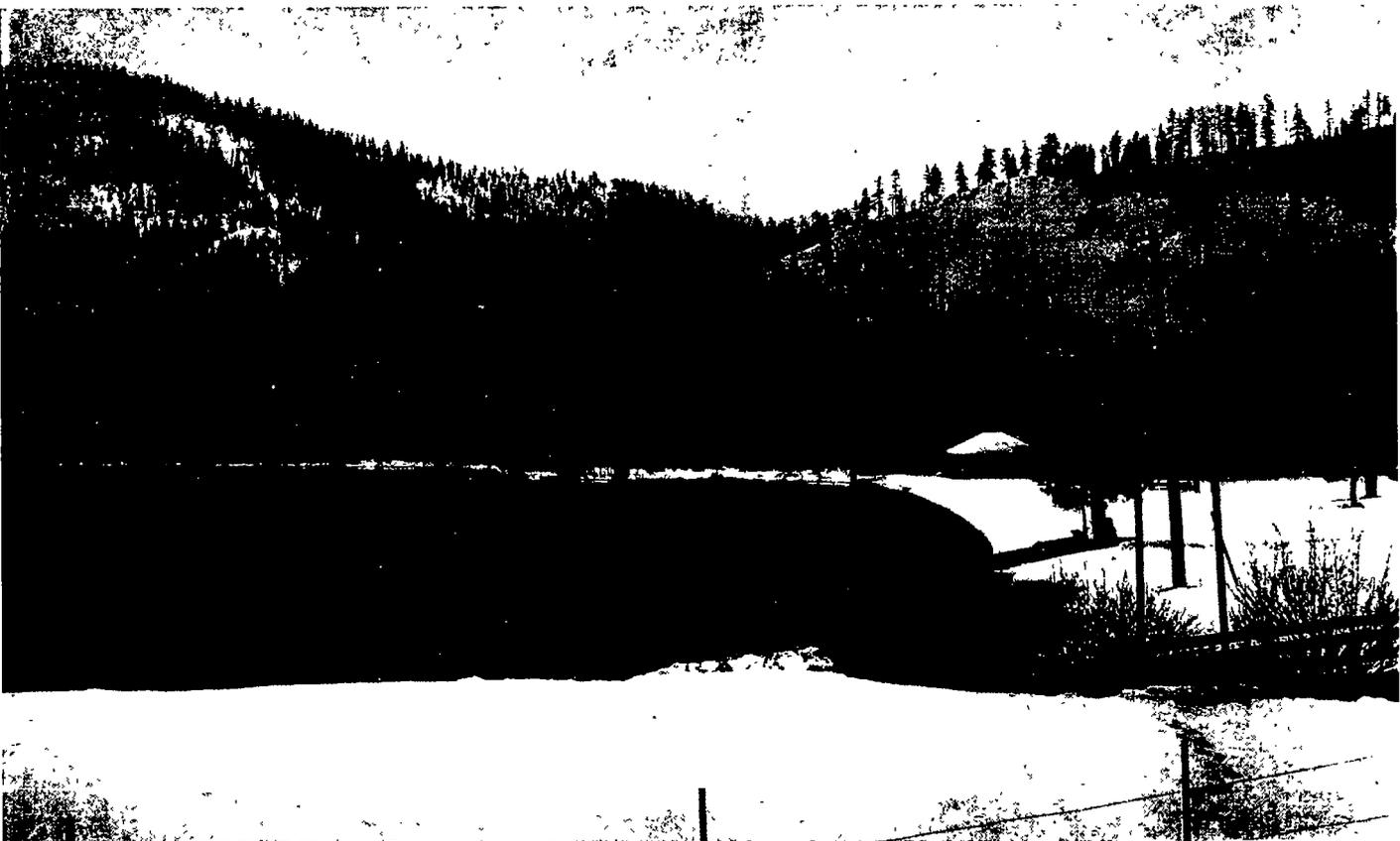
A-1







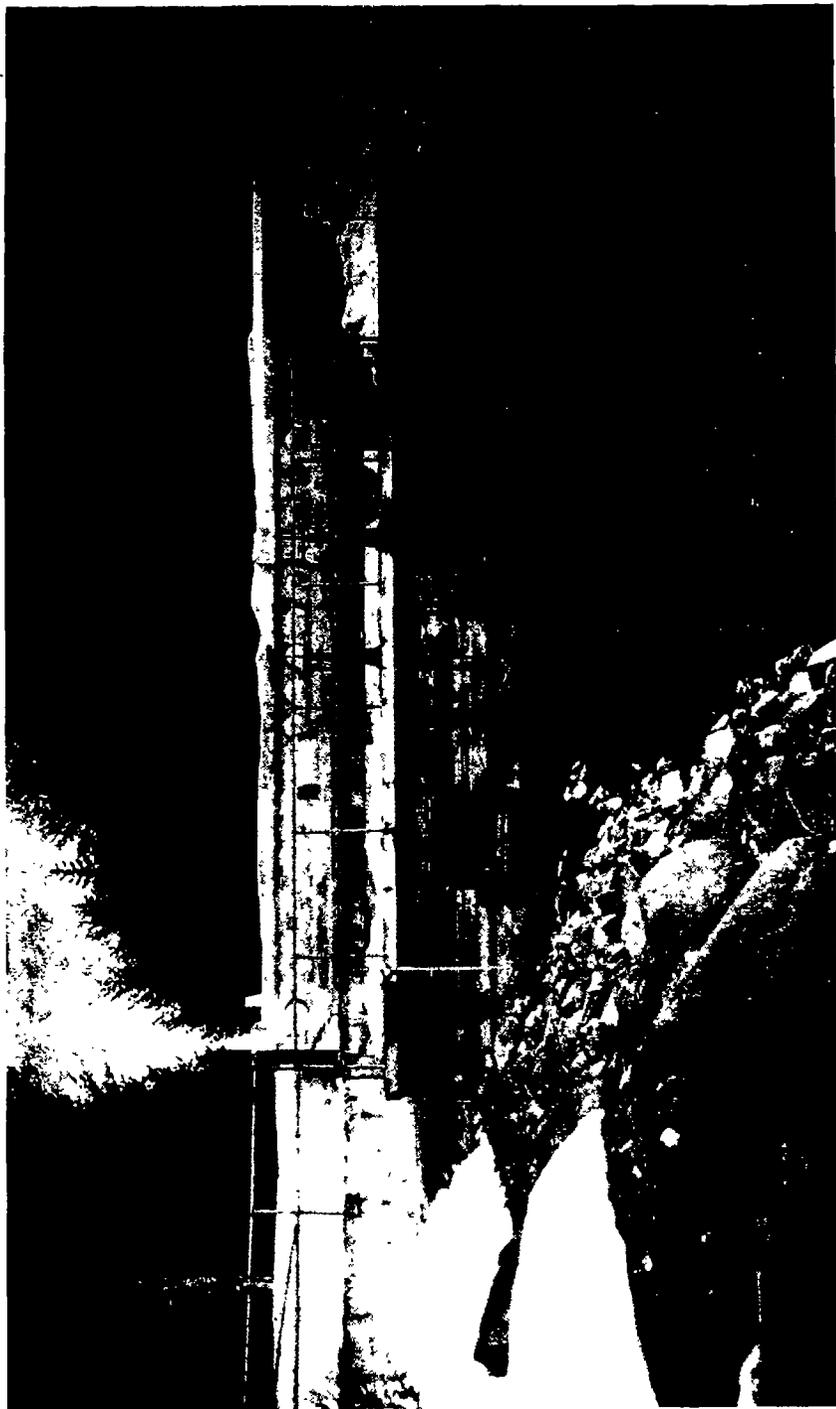


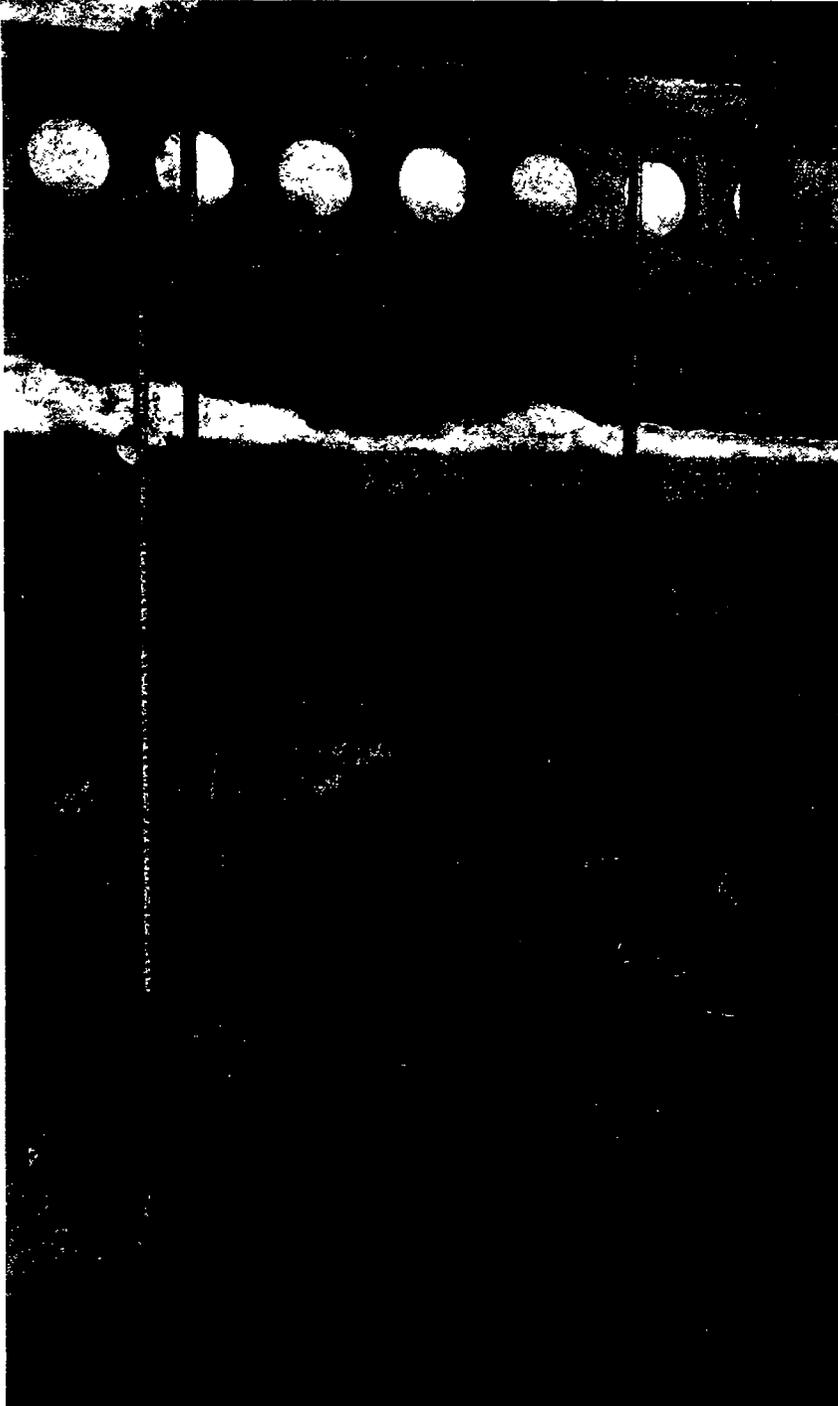




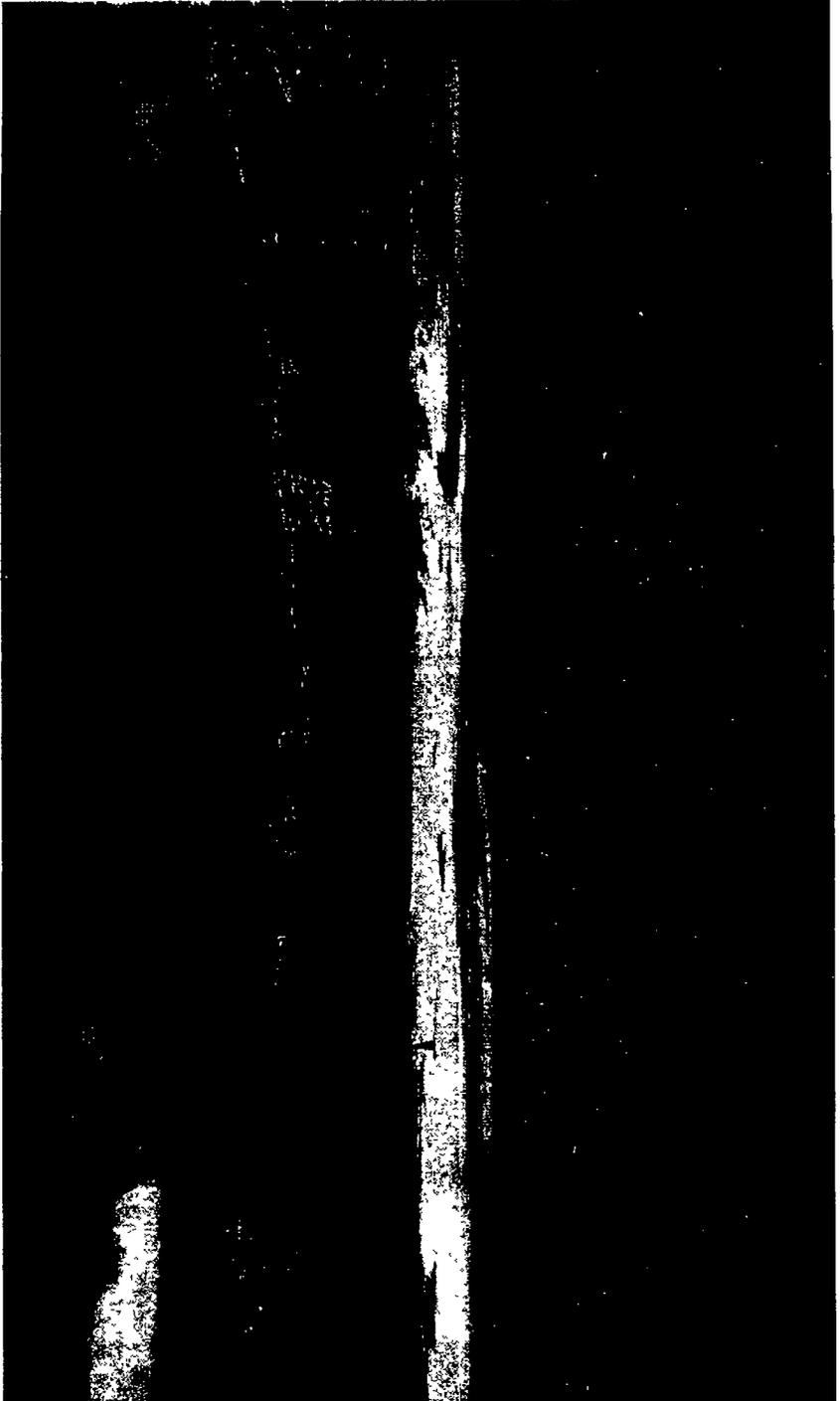
A-7

58—L-4850 AJ





B-2





B-4







If we were to assume that legal proceedings were successfully prosecuted to prevent the use of Donner Lake as above indicated—and I may state here that I see no basis for any such legal action—I do not see how anything could be gained which would in any way add to the attractiveness of Donner Lake. On the other hand, I believe that if the State were to condemn the dam and the rights to control its operation, it would be necessary to operate the dam substantially as it is now being operated. From an engineering point of view, it is necessary to reduce the level of Donner Lake during the winter months so that storage space will be provided in the lake for the spring runoff. If the lake were not reduced at about this season of the year but were maintained to the level of the top of the dam, the spring runoff would cause the lake to rise to such an extent that the highway would be flooded and the dam by-passed by the waters, probably injuring or completely destroying the dam. We have been informed that this actually occurred in the fall of 1937. It will be recalled that there was a general very heavy storm in December of that year which resulted in floods in the Sacramento Valley and in other parts of the State. The level of Donner Lake had been kept up and when the torrential rains occurred at that time, more water flowed into Donner Lake than could be released through the dam, with the result that the level of the lake rose to the extent necessary to by-pass the dam and channels were cut which had to be backfilled in order to restore the lake to the desirable level.

Following the lowering of the level of the lake in 1943 the Division of Fish and Game reported that the withdrawal of water from the lake would have a very deleterious effect upon the fish life therein. We have since communicated with the Division of Fish and Game as to whether it had any exact information concerning Donner Lake or any proof that the fish life in the lake had suffered. The division reported that they had made no specific studies on Donner Lake and that no information relating specifically to that lake could be furnished for a period of years. Their previous statements had been based on the assumption that the natural feeding grounds for trout, which exist in shallow water and are shown on the pictures marked "A-3" and "B-3" were destroyed by the withdrawal of water from the lake. Those feeding grounds would not exist were it not for the dam as the elevation of the land upon which those feeding grounds exist is above the natural level of the lake. The conclusion is inescapable that rather than destroying feeding grounds, the operation of the dam actually makes the feeding grounds available for the fish life in the lake during the entire year except for the winter months when the lake is drawn down.

The engineering data furnished by the Sierra Pacific Power Company and the Truckee-Carson Irrigation District, as above mentioned, was checked by the State Division of Water Resources and in so far as the Division of Water Resources had information, the data supplied by the power company and the irrigation district was accurate.

It should be pointed out that because the waters stored in Donner Lake are used, for the most part, in the State of Nevada, no different legal result follows than if the water were used in California, as our statutes have long recognized a reciprocal right with the State of Nevada to appropriate the waters in one State for use in the other.

Under the facts above outlined, we do not see that the institution of any legal proceedings is called for. Neither do we have any legislation to suggest.

Very truly yours,

ROBERT W. KENNY, Attorney General

REQUEST FOR UNANIMOUS CONSENT TO PRINT ADDRESS

Mr. Waters asked for, and was granted, unanimous consent that the following address by Major-General C. R. Smith be ordered printed in the Journal:

Address to the American Petroleum Institute by Major General C. R. Smith,
Formerly Deputy Commander, Air Transport Command of the
United States Army Air Forces

Mr. Chairman, Members of the Institute and Guests:

It is a privilege to be with you today. I spent my early days in Texas and have long been acquainted with men of the petroleum industry. They are people we like; interesting and interested, vigorous and able, accustomed to getting things done.

May I discuss with you today some of the history and the future of two principal parts of our National system of transportation; rail transportation and air transportation? It is an appropriate discussion; the petroleum industry is a great user of transportation, transportation is a principal customer of your industry and a strong system of transportation is essential to business and to the Country.

The rail carriers advocate the preservation of a strong rail system; a worthy National objective and one to which thoughtful citizens will subscribe. They also advocate measures which, if made effective, would impair the usefulness of air transportation. These measures are not in the public interest and should not have your support.

National Policy

The character of the American people includes an alertness to readily discover the public usefulness of new enterprise. It is for that reason that new enterprise of inherent merit has such unequalled opportunity for success in this Country. It is for that reason that we may be called a progressive people.

The attitude of the American people is reflected in the National policy for transportation. That policy is to foster and encourage the development of any form of transportation which offers superior public service.

Under that policy, any form of transportation which offers sufficient public utility will survive and perform a useful purpose. Nothing that can be done by individuals or by minority groups will prevent the adoption and use of that better form of transportation. Strong opponents can defer the time when the superior benefits of a new form of transportation are available to the public; they can shackle it with artificial handicaps and make its progress difficult, but they can not stop its progress if its ability to be useful is sufficient.

Since the end of the stage coach era, the rail lines have been the backbone of our National system of transportation. The comparative merit of their product, the volume of their business and the strength of their capital gave them for a long time such overwhelming position in domestic transportation that they were "transportation" and their men were transportation men.

It was foreordained, however, that other forms of transportation would become available and there would come a time when railroaders would have to decide whether they would be transportation men or remain strictly railroad men. Perhaps without their realizing it, the dawn of that day of decision came with the perfection of the internal-combustion engine. They were required to make their first decision when the inherent utility of the truck and bus gave automotive transportation participation in the National system. They made their decision—and decided to remain railroad men. They had a second opportunity when the airplane took its place as a vehicle of transportation—and, again, they decided to remain railroad men. The rail lines had ample opportunity to get in "on the ground floor" of both automotive and air transportation and in each case they early elected not to participate.

Automotive transportation offered superior and flexible utility, one of its principal public appeals being its convenience. Sturdy trucks and comfortable passenger coaches were developed. Enterprising business men, many of them without previous knowledge of transportation, saw the possible public service of these new vehicles and small bus and truck lines were organized all over the country. Their capital was small, their experience was limited but their vision and courage stood the test and this new form of transportation progressed.

During the period of development the rail carriers were not aggressive advocates of automotive transportation. They then viewed it, not as a logical addition to their system of transportation, but as a potential competitor to their rail lines. It is probable, not truly estimating its worth as an addition to their transportation system, that they also underestimated its ability to become a worthy competitor. If so, their decision to remain railroad men becomes more understandable.

The rail carriers paid but little attention to automotive transportation until its growth and aggressive attitude began to irritate them. Some of the rail carriers then entered into half-hearted attempts to control automotive transportation by purchase of existing motor carriers. By that time, however, the basic utility of highway transportation had been recognized by others, the industry had gained stature and the amount of capital required to buy out the business had reached proportions which could be justified only by those who really believed that the public need for transport was not limited to rails. The substantial capital additions to automotive transportation were not made by the rail lines but by others; and thus automotive transportation developed as an independent addition to the national system of transportation.

As a result of the increasing stature of automotive transportation, the rail carriers recognized the operators as potentially dangerous competitors, and went to work on them.

Perhaps by coincidence, there appeared at that time a veritable rash of State legislation, directed against the operation of motor carriers. The calendars of the States were crowded with restrictive legislation; bills which would limit the width, height, weight and operation of motor transports. There were in addition bills pertaining to licenses and to multiple taxation.

It would be inaccurate to say that the rail carriers were responsible for all of this legislation, or that all of it was bad; some of the regulations were reasonable and required. On the other hand, the rail lines have received credit for encouraging the enactment and enforcement of the major part of this restrictive legislation.

In any event, after a few years of this mass automotive legislation the Country ended up with a hodgepodge of intra-state regulation and much of it was neither reasonable nor workable in conjunction with the regulations of contiguous states. Most of the public usefulness of highway transportation was ultimately salvaged by the passage of National legislation and automotive transportation has become a basic part of our interstate transportation system.

Net Result

The inherent ability and benefits of automotive transportation were so great that it was able to overcome the artificial handicaps imposed in its path. It has become one of our most attractive forms of internal transportation.

In the end, the opponents of automotive transportation were not successful in stifling its ability and they were not able to remove it as a substantial and worthy competitor of the rail systems; they were able to slow its progress and they were able to deprive the American public of having available for its use the full potential worth of automotive transportation.

The Advent of the Airplane

Then, over the horizon, came the airplane, doing a full 80 miles an hour.

The early airplane had as close to no economic utility as any vehicle of transportation could have; it had no sensible transportation capacity and it operated with questionable safety. Those who pioneered aviation became economic characters in their neighborhood; the usual admonition of a parent to a son interested in the flying machine being "Why don't you let that thing alone and go to work?"

Yet, as time went along, many people saw, thought they saw, or believed without visible proof, that the flying machine would some day perform a useful public service. In time, the sincerity of that belief was communicated to responsible people in the Government. Then, in keeping with our National policy of aiding the development of more effective forms of transportation, the Government aided the development of the airplane and, later, the development of air transportation and air commerce.

Some of the rail lines were mildly interested, and helpful, in the early days of aviation but their interest did not survive and they made no great contribution to the development of the industry. The old Ford tri-motored plane which used to repose in Pennsylvania station went out and with it went the constructive general interest of railroads in air transportation.

In general, the rail lines took the same attitude toward air transportation as they earlier took toward automotive transportation. They did not consider air transportation a logical addition to their railroad systems and they gave the industry no serious attention.

It is indicative that prior to 1938 all of the air carriers in the United States could have been purchased, outright, for less than \$10,000,000, a total considerably less than the value of a short line railroad. At that time there was no legislative prohibition against such acquisition. But the rail carriers were not interested.

The rail carriers exerted the maximum of their effort to block the expansion and growth of highway carrier operation. Failing utterly in that effort, they decided to adopt the methods of the practical politician and join up with them.

They did not, however, join up with the highway carriers with contractual arrangements for through service, a plan beneficial to both, but decided instead to absorb the highway carriers. In the meantime, however, Congress acted and the National Motor Carrier Act of 1935 was passed. This act placed the interstate operations of the motor carriers under the regulation of the Federal Government and prohibited the railroads from taking over the motor carrier industry.

Three years later Congress passed the Civil Aeronautics Act of 1938, including provisions which parallel those in the Motor Carrier Act of 1935, and the rail carriers were prohibited from dominating air transportation.

Taking these two acts together it has thus become the National policy that the rail carriers shall not be permitted to absorb or dominate motor carrier and air carrier transportation.

Confronted with these barriers against dominating these two new forms of transportation, the Association of American Railroads, according to the Wall Street Journal of September 11, 1943, adopted a resolution which read: "Resolved that the president and vice president of this association be instructed to take such steps as may seem to them wise to remove any restrictions preventing a free and equal opportunity to the railroads in the air field, the truck field, the bus field and the field of waterways, and use what steps they may think wise as to legislation and in the field of publicity to give the railroads a free and equal hand in the several fields."

They had early elected not to participate in the development of highway and air transportation. They now sought to enter both fields but it had become apparent that it is not in the public interest to permit them to dominate these two independent forms of transportation.

History will prove it to be better that both highway and air transportation were required by circumstances to develop as independent forms of National transportation. History has already proven that the rail lines elected not to participate in these forms of transportation at the time when the opportunity to do so was theirs.

Air transportation has reached reasonable public stature; it has public acceptance as an effective method of transportation. It is apparent to the rail carriers that the air carriers will become competitors for a part of their business and they search around for something to do about it.

When competition becomes apparent there are two usual courses of action. One is to get your own house in order and meet competition on a service basis. The other is to hamstring your competitor before he becomes strong enough to cause you trouble.

The rail lines have improved their service but they have also fallen for the temptation of the latter course and they continue to endeavor to impede the progress and growth of air transportation as they earlier endeavored to impede the progress of highway transportation. The difficulty with the railroad philosophy is that they believe that they are fighting the air line operators when in truth they are fighting the public adoption of a more effective form of transportation.

Sectional Integration

One of the outstanding present objectives is sectional integration. This objective is partially explained in a resolution advanced by the Transportation Association of America, which demands the following:

"The organization, over a reasonable period of time, of a limited number of competitive transportation systems, each authorized to develop and furnish all types of facilities and services (or combinations thereof) which are most adaptable for the efficient, economical and orderly transportation of persons and property."

Under this proposal, the United States would be divided into sections. Assume for the sake of illustration, that the Middle West should be selected as one of these sections. If so, the rail lines, the bus lines, the truck lines, the air lines and the water carriers in that section would be grouped together, all under common control and direction. It is quite obvious that this would become a sectional transportation monopoly. You would either do your transportation business with this group or do none, there would be no other group available. The transportation system of the United States would then become a series of sectional monopolies.

Our rail friends who advocate this or similar integration devices advance several devious reasons for its requirements.

First, they say that this will permit "through" shipments; by truck and bus, by rail, by air, by water, or by any combination thereof. Through service is essential and has many times been proposed by progressive members of the transportation family. Any one familiar with transportation knows that effective through service can be provided by contractual arrangements between the different carriers, if the carriers want to provide it. Water transportation secured the public benefits of through service by encouraging Congress to pass a bill which would permit the Interstate Commerce Commission to require it. Truck and bus operators would prefer the same legislative opportunity but the rail carriers have received credit for preventing its acquisition. It is most obvious that you do not need common control of all forms of transportation to achieve through service; all you require is the willingness to make it effective.

The rail carriers propose the opportunity of through service as one of the requirements for integration. Yet, you who have purchased many a railroad ticket, know that through trains from New York to Los Angeles, from Washington to San Francisco and from Philadelphia to Seattle are not available. The rail lines are obviously controlled by the railroads but even with that direct control they have not provided through passenger service. They propose for the days of integration something which they have already demonstrated a lack of willingness to supply on their own rail systems.

The second reason that they advocate as a requirement for integration is economic health; unless the rail lines are protected from the competition of more effective forms of transportation the business will not survive and the Government will take over. It's queer medicine for our National system of transportation for one of the principal members to say to another "It looks like I am going to be sick and that you are going to remain well, let's get in bed together and have equality of health."

Integration, whether it be on a sectional or National basis, means transportation monopoly. Have not the four years of war, when effective monopolies were formed by commodity scarcities, given us enough of lack of service, lack of courtesy and lack of concern for the public good? Isn't it high time to be going down the road in the opposite direction; in the direction of more effective transportation, better service, uniform courtesy and lower rates? You will not secure those things by stifling the transportation agencies which show most promise of making them available to you.

A case in point is your own industry. You furnish fuel for the industry of America; the coal mines do also. The coal industry is required to bear the competition of petroleum products and there have been fears expressed about the economic future of the coal industry. That should be simple to cure; just integrate the production of coal and petroleum; put them under common control and the coal mines will then be able to share in the joint mineral wealth of the two industries. Nonsensical you may say; but I sincerely believe that I can make a case for that integration as the rail carriers can make for taking over highway and air transportation.

I wonder, on a practical basis, how air transportation would fit into sectional integration. We will have airplanes in 1947 which will cruise at 400 miles an hour and go nonstop from New York to Los Angeles in six and one-half hours. Would this operation be controlled by the sectional monopoly in New York or by the sectional monopoly in Los Angeles; and what would happen with respect to the intermediate integrated units? The real answer is that the service rendered by the airplane can

not be sectionalized and the only way that you could fit nonstop flights between the coasts into sectional monopolies would be to eliminate them.

The integration program will deceive no one familiar with transportation history. The invitation for us to join is known as the "dangerous embrace" and we want no part of it. So far as National transportation is concerned, it would be well to remember that you do not raise a vigorous and pronusing family by systematically stifling off the younger members of the group.

Airport Restriction

The rail lines do not rely entirely upon the possibility of integration stifling our ability; they have recently advocated the ingenious theory that our cities should not build airports for the air carriers. This is a practical approach, for if you have limitation on airports you will have automatic limitation on air transportation. You do not build airports for the air carriers, just as you did not build ocean harbors for the steamship companies; you build both in order that the communities shall have the benefit of superior transportation. This Country will continue to construct airports, just as the Country will continue to improve ocean harbors, in order that the communities shall have the benefit of superior transportation. This Country will continue to construct airports, just as the Country will continue to improve ocean harbors, in order that the communities of the Country shall have available to them the most effective form of transportation available.

If railroad history is a true index of railroad strategy, I presume that our next area of disagreement will be in the States. There will be an attempt to regulate air transportation on a State level, although some States can be crossed by the airplane in less than 15 minutes. But, if the purpose is to shackle aviation with restrictive legislation, the rail lines will be harking back to the days when they tried that on highway transportation and the temptation to try it on air transportation may overcome their good judgment. In the long run the answer is obvious—it will not succeed, but it is possible that the time can be deferred when the full public benefit of air transportation is available to the public.

Two Problems

The war has proven, again, that we must have railroads, and good ones, and we must have air transportation, both as a vehicle of commerce and as an integral part of National air power.

Both of these being necessary, it is our National policy that we shall have them. Any one who seeks to destroy either of these methods of transportation seeks to do something which is contrary to the National interest.

So, we must have two programs: one, to continue a strong system of rail carriers, and, two, to insure that we have a strong system of air carriers.

The rail lines have their problems. In some respects the rail carriers have done a job to be commended, in other respects not so good. I doubt that you would want to bring a Pullman seat into your home as an example of comfort. I wonder why it is that the railroads have never run through trains between many large cities; no one is fond of changing. I wonder what railroad architect designed some of the passenger terminals; in many you walk up in order to walk down. Why is it that the railroads have periodic reports about the advantages of consolidation, elimination of duplication and opportunities for economy, and yet we see but few consolidations?

On our side we too have problems: Air transportation should be more dependable. Air transportation should be cheaper. Air transportation should be more time saving. We have plenty of work to do and we are working at it.

Room for Both

Rail carriers and air carriers are not entirely competitive; there is need and room for both. There are useful tasks for both of them to perform and it is entirely possible for them to supplement each other, provided that a plan for supplementing does not require domination instead of co-ordination.

The air carrier has something which the rail carrier will never have; very high speed and the rail lines can never compete on the basis of speed alone. I am informed that one rail carrier is planning trains to go at 120 miles an hour. That, to me, is a useless and expensive venture. The train going 120 miles an hour on a circuitous course will be competing with an airplane going 300 miles an hour on a straight course. The train doesn't have a fair chance and should keep out of speed races with airplanes.

You hear a lot about the freight the airlines are transporting. It is mostly express consisting principally of valuables and perishables which need speedy transport. The airplane is no competitor for the box car in the true heavy freight business and there is no available evidence that it ever will be.

What Do You Do Best?

There is no doubt that the airplane will compete with the train for the transportation of long distance passengers, for the transportation of mail and for the transportation of light cargo. The airlines will never get all of the passenger business, or all of the

mail business, or all of the express business; we are not entitled to have it and we do not want it all. Under conditions where we can do a better job, we will get the business. When the rail lines can do a better job, they will get the business. That is as it should be.

We should establish the true role of the airplane as a vehicle of commerce and the airlines should stick to that role. The rail lines should soberly appraise the effect of the airplane upon rail transportation and adjust their plans accordingly. Each should do what it can do best.

We obviously must continue the rail lines. The rail lines should aid by putting their own house in order. After that has been done, if the assistance of the Government is required to maintain the rail lines in sound position, let's put that problem on top of the table and do something about it.

In the meantime, the rail lines should recognize that air transportation is here to stay and they should stop throwing rocks. They really are throwing rocks at Transportation Progress, again.

RECESS

At 1.55 p.m., on motion of Mr. Sam L. Collins, the Assembly recessed until 2.30 p.m.

REASSEMBLED

At 2.30 p.m., the Assembly reconvened.

Hon. Sam L. Collins, Member of the Assembly from the Seventy-fifth District, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolutions were offered:

By Mr. Emlay:

House Resolution No. 124

Relative to requesting the State Park Commission to make available pleasure boat facilities at Morro Bay State Park

WHEREAS, The United States Government is at present engaged in completing an extensive development of channels and breakwater at the north end of Morro Bay, adjacent to Morro Bay State Park; and

WHEREAS, Visitors to Morro Bay State Park are of the impression that there are several miles of ocean beach readily available for their pleasure, besides good facilities for boating; while actually miles of clean, sandy ocean beach are accessible only by boat, and virtually unused by the general public; and

WHEREAS, This situation considerably restricts the recreational possibilities for picnic parties, surf and beach play, nature study, bathing and fishing, which would benefit a large number of people to whom the Central Coast area is a natural vacation spot; and

WHEREAS, Innumerable reports and inquiries from visitors and local residents indicate that a great many people would appreciate facilities at the State park for the safe storage, wharfage, and use of all types of small water craft; now, therefore, be it

Resolved by the Assembly of the State of California, That the State Park Commission is requested to consider the advisability of the immediate improvement of Morro Bay State Park by the dredging of a lagoon approximately 800 by 500 feet along the south side of the park for the anchorage of small pleasure craft, and to report its findings as to the cost thereof to the Assembly at its next regular session; and be it further

Resolved, That the Chief Clerk of the Assembly is directed immediately to transmit a copy of this resolution to Mr. A. E. Henning, Chief of the Division of Beaches and Parks, and to each member of the State Park Commission.

Request for Unanimous Consent

Mr. Emlay asked for, and was granted, unanimous consent to take up House Resolution No. 124, at this time, without reference to committee or file.

Resolution read and adopted.

By Messrs. Maloney, Middough, Allen, Anderson, Armstrong, Beal, Beck, Bennett, Berry, Boyd, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton,

Crowley, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Hollibaugh, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Mission, McCollister, McMillan, Miller, Mrs. Niehouse, Messrs. O'Day, Pelle-tier, Price, Robertson, Rosenthal, Sawallisch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, Werdel, and Wollenberg:

House Resolution No. 125

Relative to Charles W. Lyon, Speaker of the Assembly of California

WHEREAS, The Honorable Charles W. Lyon, Speaker of the Assembly of the State of California, has presided over the proceedings of this body during the last two regular sessions and several special sessions of some length; and

WHEREAS, In an Assembly as large as this one, representing the most diversified and one of the richest economies in the United States, there are certain to arise many conflicts of interests and opinions which will grow heated as each member strives to discharge fully his duty of representation here; and

WHEREAS, During the Speakership of Charles W. Lyon, in addition to the usual business of Government there has confronted this Legislature a host of complex problems incident to California's part in the waging of the greatest war of all history, including difficulties arising out of industrial expansion and diversification so gigantic and startling as to rival the growth of the fabulous beanstalk, and an attendant influx of population from all corners of the world to furnish a labor supply for this vast industry, as well as the need to safeguard troops and materiel under transport to battle areas, and to provide defense for our population and vital industries which lay so long under the imminent threat of a ruthless and destructive foe; and

WHEREAS, A native of this State, Charles W. Lyon, now in his ninth term of office in this Assembly, having been a Member of the Senate of California for three terms, is also well acquainted with the procedures and problems of that body; and

WHEREAS, His long years of experience in business and in government, his wide acquaintance throughout the State and Nation, and his genial and kindly nature, enhanced by a native dignity, have most eminently fitted him for the difficult tasks of presiding officer of this Assembly; and

WHEREAS, Possessed of that rare tact which springs from an understanding heart, wisdom born of knowledge of the problems of one's fellowmen, unruffled himself by the acrimony of debate but insistent upon the maintenance of that courtesy and dignity required of every one here present by virtue of his membership in this Assembly; impartial and courteous, fully conversant with every subject brought upon the floor of this Assembly, brilliant parliamentarian yet always ready with a kindly or humorous word to relieve tensions arising from the zeal of debate and overwrought nerves, Charles W. Lyon, as Speaker of this Assembly through these extremely difficult war years, has inspired and maintained a maximum degree of order and harmony in the deliberations and debates of this Assembly; and

WHEREAS, When Charles W. Lyon takes leave of this Assembly, as he has announced that he will at the conclusion of this session, he takes with him the profound respect, sincere affection, good will, and best wishes not only of the Members of this Assembly but of the great host of friends and acquaintances who have known him throughout these many years of public service as a kindly, courteous gentleman and able legislator; now, therefore, be it

Resolved by the Assembly of the State of California, That we, the Members of this Assembly, express to Charles W. Lyon our sincere appreciation of the splendid administration of his office as Speaker of the Assembly of California; we congratulate the people of the State of California, and in particular those of the Fifty-ninth Assembly District, upon their good fortune in having had the services of this very able representative for so many years; and he it further

Resolved, That the Chief Clerk of this Assembly present to Charles W. Lyon, a suitably engrossed copy of this resolution as a token of the respect and warm regard of his colleagues, and as a sincere expression of their appreciation of the notable service which he has given to this Assembly and to the people of the State of California

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 125, at this time, without reference to committee or file

Resolution read and adopted unanimously by a rising vote of the Assembly.

APPOINTMENT OF SELECT COMMITTEE

Acting speaker Sam L. Collins announced the appointment of Messrs. Middough, Allen, Clarke, Johnson, Evans, Kraft, and Leonard as a Select Committee to escort to the rostrum the Hon. Charles W. Lyon, Speaker of the Assembly, and Mrs. Lyon.

RECESS

At 2.34 p.m., on motion of Mr. Middough, the Assembly recessed until 2.38 p.m., to pay tribute to Speaker Lyon and to Mrs. Lyon, and to present to Mrs. Lyon a silver bon-bon dish, and to Senator Lyon a gold wrist watch as an expression of esteem.

REASSEMBLED

At 2.38 p.m., the Assembly reconvened.

Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REMARKS

Mr. Dekker, asked for, and was granted, unanimous consent that the following remarks of Mr. Maloney, made in presentation of House Resolution No. 125, be ordered printed in the Journal:

Remarks by Mr. Maloney

Mr. Speaker and Members of the Assembly:

Relative to the House Resolution commending the Honorable Speaker, Charles W. Lyon upon his retirement as a Legislator, I came across this verse which I think is appropriate on this occasion:

If with pleasure you are viewing
Any work a man is doing
And you like him or you love him,
Tell him now.
Do not wait with approbation
Till the parson makes oration
And the snow white lilies are
Placed upon his brow.
For no matter how you shout it.
He will never know about it
He'll never know how many tear drops have been shed.
If you think some praise is due him
Now is the time to give it to him
Because he can not read the tombstone
When he's dead.

Mr. Speaker and Members of the Assembly, in bidding adieu to Charles Lyon. I am sure I express the sentiments of each and every Member of the Legislature when I say that in losing Charlie Lyon from the Legislature, California will lose an honest, faithful, and conscientious statesman. He is kind, humane and above all sentimental and possessed with the finest traits of manhood which one can possess.

After 28 years of service in which Speaker Lyon has served with 1,680 Legislators, only three members whom he formerly served with grace these halls, Assemblyman George Clarke, Senator Herbert Slater and himself. As he leaves here let us think of the little fellow who was walking along the streets of a lonely city and made these remarks while a gentleman casually passed by:

While walking down the crowded street the other day
I heard a little urchin to a comrade turn and say
"Hi, Charlie, I'd be as happy as a clam
If I only was de feller dat me mudder 'tinks I am
She 'tinks I'm a wonder, 'cause she knows her little lad
Would never stand for nuttin' that was
Ugly, mean or bad.
Oft times I sit and oft times I think

(Gee Whiz)
If a feller was de feller dat his mother
Tinks he is."

Fellow legislators and friends :

Be yours or mine a life of toil
Or undulated joy,
We can all take a lesson
From this small untutored boy.
Let's not try to be an earthly saint
With our eyes pinned on a star
But just the honest true fellow
That Charlie Lyon's mother and your mother
Know we are.

Charlie Lyon, on behalf of the Members of the Assembly, I wish you and your family continued luck, continued good health and the best wishes of each and every Member of this Assembly for the future. God bless you.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Second Committee on Conference concerning :

Assembly Bill No. 66—An act to add Section 6060.5 to the Business and Professions Code, relating to bar examinations of veterans.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORT OF SECOND COMMITTEE ON CONFERENCE

The following report of second Committee on Conference was received and read :

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: The second Committee on Conference concerning :

Assembly Bill No. 66—An act to add Section 6060.5 to the Business and Professions Code relating to bar examinations of veterans ;
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 February 14, 1946, be further amended as follows :

Amendment No. 1

On page 1, line 10, of the printed bill after the words "United States", insert "before taking an examination for admission to the Bar".

Amendment No. 2

On page 1, line 13, of the printed bill, strike out the words "one year", and insert "two years".

CARTER
DORSEY

Senate Second Committee on Conference

ROBERTSON
ALLEN

Assembly Second Committee
on Conference

The roll was called, and the report adopted by the following vote :

AYES—Allen, Anderson, Beal, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Debs, Dickey, Dills, Clayton A., Doyle, Dunn, Emlay, Erwin, Evans, Fletcher, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Johnson, Kilpatrick, King, Leonard, Lyons, Maloney, Massion, McCollister, McMillan, Mid-dough, Miller, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—55.

NOES—Call, Davis, Dills, Ralph C., Pelletier, and Stephenson—5.

Assembly Bill No. 66 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 62—An act to make an appropriation to the Veterans' Welfare Board to carry out the provisions of Section 699.5 of the Military and Veterans Code.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 62—An act to make an appropriation to the Veterans' Welfare Board to carry out the provisions of Section 699.5 of the Military and Veterans Code; Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate, as amended in Senate February 12, 1946, be concurred in

Amendment No. 1

On page 2, line 18, of the printed bill, as amended in the Assembly on January 15, 1946, strike out "Ninety-fifth and Ninety-sixth", and insert "Ninety-seventh and Ninety-eighth".

SUTTON
QUINN
DILWORTH

Senate Committee on Conference

MCCOLLISTER
BURKHALTER
GEDDES

Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Allen, Anderson, Beek, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fourt, Gaffney, Gannon, Geddes, Haggerty, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—65.

NOES—None.

Assembly Bill No. 62 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

Mr. Burkhalter asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 19, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 19

Senate Concurrent Resolution No. 19—Relative to providing funds for the Joint Committee on Water Problems.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beek, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Davis, Debs, Dekker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Fourt, Gaffney, Gannon, Geddes, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Sawallsch, Sheridan, Sherwin, Stephenson, Stewart, Stream, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—64.

NOES—None.

Resolution ordered transmitted to the Senate.

Hon. Ralph C. Dills Presiding

At 2.40 p.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day adopted, as amended:

Assembly Concurrent Resolution No. 3

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Concurrent Resolution No. 3—Relative to creating a Joint Committee on Pre-School and Primary Training of Children.

The question being: Shall the Assembly concur in the following amendments to Assembly Concurrent Resolution No. 3?

Amendment No. 1

On page 2, line 13, of the printed measure, strike out "three", and insert "five".

Amendment No. 2

On page 2 of the printed measure, strike out line 47, down to and including page 3, line 6, and insert "The committee is hereby authorized to advise and consult with experts having technical and professional training in the fields of education, school finance and other allied subjects, as well as representative citizens interested in the field of pre-school and primary training of children."

Amendment No. 3

On page 3, line 7, of the printed measure, strike out "twenty thousand dollars (\$20,000)", and insert "twenty-five thousand dollars (\$25,000)".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Concurrent Resolution No. 3 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Collins, George D., Collins, Sam L., Crichton, Davis, Debs, Deker, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Rosenthal, Sawallisch, Sheridan, Sherwin, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Mr. Speaker—63.

NOES—None.

Assembly Concurrent Resolution No. 3 ordered enrolled.

RESOLUTIONS

The following resolution was offered:

By Messrs. Robertson, Beck, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Debs, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Gannon, Haggerty, Heisinger, Johnson, Kilpatrick, King, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Mrs. Niehouse, Messrs. O'Day, Pelletier, Rosenthal, Sawallisch, Sheridan, Sherwin,

Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, Wollenberg, and Lyon :

House Resolution No. 126

Relative to commending Assemblyman Raup Miller

WHEREAS, Assemblyman Raup Miller, representing the Twenty-eighth Assembly District, has announced that he will not seek reelection at the conclusion of his present term of office ; and

WHEREAS, Raup Miller has been, during his membership in this Assembly, devoted to the interests of the people of his district and of the State of California, and has given outstanding service to this Assembly as a member of the Rules Committee and the Committee on Ways and Means and has made a host of warm friends among the members of this Assembly ; now, therefore, be it

Resolved by the Assembly of the State of California, That Raup Miller is hereby commended for his diligent service to the State of California as a Member of this Assembly ; and be it further

Resolved, That the Chief Clerk of this Assembly is directed to transmit a suitably prepared copy of this resolution to our colleague, Assemblyman Raup Miller, as a token of the friendship and good wishes of the Members of this Assembly.

Request for Unanimous Consent

Mr. Robertson asked for, and was granted, unanimous consent to take up House Resolution No. 126, at this time, without reference to committee or file.

Resolution read and adopted.

REQUEST FOR UNANIMOUS CONSENT TO PRINT POEM

Mr. Robertson asked for, and was granted, unanimous consent that the following poem by Assemblyman Raup Miller, representing the Twenty-eighth District, be ordered printed in the Journal :

Poem by Assemblyman Raup Miller

Down thru these marble corridors
 There trail the faltering footsteps of succeeding ghosts
 Where echoes of a wilder freer past
 Of scouts and frontiersmen and trading posts
 All fade at last.
 So where our minds have met,
 Succeeding thoughts shall go
 Till none can know
 The separate, endless, legislative acts
 That grooved the way we went
 Forward to a better government.—*Raup Miller.*

Speaker Presiding

At 2.44 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered :

By Mr. Sam L. Collins :

House Resolution No. 127

Relative to congratulating Assemblyman Ralph C. Dills upon his birthday

WHEREAS, Ralph C. Dills, our genial colleague from the Sixty-ninth Assembly District, will celebrate his 36th birthday on the nineteenth day of February, 1946 ; and

WHEREAS, During his membership in this Assembly Ralph C. Dills has been ever courteous and cooperative in the work of this Assembly and by his warm and friendly manner has won the friendship of his colleagues ; and

WHEREAS, His colleagues are indebted to him for bringing to these sessions his lovely wife, Effie, she of the charming smile and gracious manner, whose presence has never failed to lend cheer to this Assembly ; now, therefore, be it

Resolved by the Assembly of the State of California, That our friend and colleague Ralph C. Dills is hereby doubly congratulated, and the members of this Assembly convey to him hearty felicitations upon his birthday; and be it further

Resolved, That the Chief Clerk of this Assembly transmit a suitably prepared copy of this resolution to Assemblyman Ralph C. Dills.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 127, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Pursuant to the provisions of Assembly Concurrent Resolution No. 3, Speaker Lyon announced the appointment of Messrs. Johnson, Davis, Geddes, Debs, and Dunn as members of the Joint Committee on Pre-School and Primary Training of Children.

Pursuant to the provisions of Assembly Concurrent Resolution No. 26, Speaker Lyon announced the appointment of Messrs. Debs, Waters, McMillan, Burkhalter, Crichton, Sawallisch, and Collins, Sam L., as members of the Joint Interim Committee on Aviation.

Pursuant to the provisions of House Resolution No. 132, Speaker Lyon announced the appointment of Mrs. Niehouse as a member of the Interim Committee on Crime Prevention and Correction, vice Mr. Carey, resigned.

Pursuant to the provisions of House Resolution No. 94, Speaker Lyon announced the appointment of Messrs. Gaffney and Sheridan as members of the Assembly Committee on Conservation and Planning.

Pursuant to the provisions of Assembly Concurrent Resolution No. 20, Speaker Lyon announced the appointment of Messrs. Stewart and Field as members of the Joint Committee on the Housing Emergency.

Pursuant to the provisions of Senate Bill No. 124, Speaker Lyon announced the appointment of Mr. Clarke as a member of the Agricultural Research Study Committee.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Clarke, Thorp, Butters, Lowrey, Thompson, Stephenson, Erwin, McCollister, and Heisinger:

House Resolution No. 128

Relative to providing an adequate quota of wheat and other grains to feed California livestock and poultry

WHEREAS, California has had a greater population increase during the last five years than any State in the Union with consequent increased demand for animal food, including milk, meat, eggs and other products, and a greatly increased production of these products has been brought about here at the urgent demand of Federal agencies.

California imports of wheat and equivalents such as corn, sorghums, barley and oats, in recent years approached 1,200,000 tons annually, and our increased population demands a highly developed and maintained food production.

Wheat is a primary feed ingredient in the Pacific Northwest, a surplus area, and in California, a deficit area. California is critically short of corn, barley, wheat or mill feeds, or other grains for animal feeds, while WFO 144 now effective further drastically reduces the amount of wheat used in animal feeds.

ICC-SO No. 450 permits use of box cars only for foreign export of wheat via Pacific Northwest railroads shutting California off from its normal source for a material portion of its wheat requirements; except that a few cars may be allocated daily under special permit to bring wheat, flour, mill feeds, from that area

Alfalfa hay and meal supplies are strictly limited here and will be very difficult to obtain until the new crop season.

Assembly Joint Resolution No. 12, adopted by the California Legislature February 5, 1946, points out that California and other West Coast states are desperately short of animal and vegetable proteins, whereas WFO 9, amended, now greatly reduces use of any available proteins in mixed feeds to conserve and spread remaining supplies.

No present relief is in sight from foreign sources for proteins or grains, due to Federal import policies, and the new wheat export program, with other causes cited in Assembly Joint Resolution No. 12.

This may result in liquidation amounting to as much as 45 percent of our livestock and poultry, unless grains as well as proteins are made available in this deficit area, and is most unfair when the national program for livestock liquidation is not in excess of 15 percent under proposed 1946 goals.

These protracted and accumulative shortages of feeds for animals creates havoc and disruption of normal and essential food production in this area; now, therefore, be it

Resolved by the Assembly of the State of California, That we urgently appeal to the several Federal agencies to consider critical needs in California, and provide adequate wheat quotas from available stocks now scheduled for export from the Pacific Northwest, or grains from other areas, to feed our reasonable share of livestock and poultry, and protect our producers from serious losses due to excess liquidation, animal starvation, and forced marketing of efficient livestock units, with a possible food shortage eventually equalling that in foreign countries;

We further appeal for greater flexibility in orders issued on a nation-wide basis to care for special and urgent problems in deficit areas; and be it further

Resolved, That copies of this resolution be transmitted by the Chief Clerk of the Assembly to the Secretary of Agriculture, and to other appropriate Federal agencies dealing with this problem.

Request for Unanimous Consent

Mr. Clarke asked for, and was granted, unanimous consent to take up House Resolution No. 128, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Sam L. Collins:

House Resolution No. 129

Resolved, That Arthur A. Ohnimus, Chief Clerk of the Assembly, is hereby directed to take charge of arranging and preparing the bills, books and all other records of the Assembly, and filing the same with the Secretary of State, as provided by law, subsequent to adjournment of this First Extraordinary Session of the Fifty-sixth Legislature, and shall have charge of correcting, comparing and proof-reading, and otherwise preparing the Journal of the Assembly of this First Extraordinary Session, such proof-reading, comparing and indexing of the Assembly Journals shall be performed by the State Printer under the direction of the Chief Clerk of the Assembly, making the information therein contained readily available for the use of the Members of the Legislature, State officers and the general public, as a permanent record of the business transacted during this First Extraordinary Session. He shall also have charge of compiling, preparing and having printed after adjournment, a Final Calendar of the Legislative Business of the First Extraordinary Session of the Fifty-sixth Legislature, said calendar to comprise a history of all bills introduced and their authors, the numbers that shall have become law; those that have been refused passage; and any and all such information as will provide a complete history of the session's business and a guide for the information of subsequent sessions of the Legislature.

When the Final Calendar is prepared, said Arthur A. Ohnimus, Chief Clerk, is directed to forward one copy of the Final History to each public library in the State, which may apply for same, and one copy to each Member of the Assembly, and one copy of the complete unbound chapters to each Member of the Assembly; and be it further

Resolved, That the State Controller is hereby authorized and directed to pay weekly compensation in such amounts and to such persons as may be certified to him by the Chief Clerk as being entitled to the same, and such sums shall be payable from the unexpended balance of the fund provided for the payment of officers and attaches of the Assembly.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 129, at this time, without reference to committee or file.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burkhalter, Burns, Call, Carey, Collins, George D., Collins, Sam L., Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Haggerty, Hawkins, Heisinger, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Middough, Miller, Niehouse, O'Day, Pelletier, Robertson, Rosenthal, Sheridan, Sherwin, Thomas, Thompson, Thorp, Thurman, Waters, Weber, Werdel, and Mr. Speaker—59.

NOES—None.

By Mr. Sam L. Collins:

House Resolution No. 130

Resolved, That Frank N. Killam, Chief of the Bureau of Buildings and Grounds, be and he is hereby directed to leave the Assembly Chamber and all of the committee rooms and other rooms used by the Assemblymen and officers of the Assembly in such condition that they will be available for use of the Assembly at any time; and it is further directed that no persons other than the members, officers and attaches of the Assembly be permitted to occupy or use the offices, committee rooms and other rooms now occupied by the Assembly without permission as hereinafter provided, and that the desks, furniture, and other equipment of the Assembly be at the disposal of the Chief Clerk of the Assembly pursuant to adjournment of this session until the Assembly shall reconvene, and that no person except Members of the Assembly be permitted to occupy any of the Assembly's offices or make use of Assembly equipment without permission of the Chief Clerk, approved by the Speaker or Chairman of the Committee on Rules; and be it further

Resolved, That such request for use of the chamber or committee rooms shall be made to the Chief Clerk at least seven days prior to the requested date for the use of the Assembly Chamber or committee rooms.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 130, at this time, without reference to committee or file.

Resolution read, and adopted.

By Messrs Fourt, Dickey, Crichton, Burkhalter, Call, Price, Collins, Sam L., Wollenberg, Allen, Kraft, Maloney, McMillan, and Weber:

House Resolution No. 131

Relative to adjournment in respect to the memory of Homer L. Chaillaux

Last night a Soldier of America fell in combat. He fell fighting for the thing he had loved all his life and to which he had given in large measure through all his years, the American ideal of life and liberty.

Homer L. Chaillaux was born in Indiana. In 1916 he enlisted in the United States Army and participated in the campaign of the Mexican border disputes. He remained in the Army during World War I and went to France with the famous Second Infantry Division where he was commissioned in the field as a Lieutenant during the great Allied push of September, 1917 which broke the power of the German army.

Following the war, Homer L. Chaillaux returned to his home in Inglewood, California, where he became one of the original founders and organizers of the American Legion, serving as Post Commander of Inglewood Post, District Commander, and as State Commander of the American Legion in 1934.

Immediately thereafter he was appointed National Director of Americanism for the American Legion at National Headquarters in Indianapolis where he became Nationally famous for over 10 years promoting a program to maintain the American way of life for which he had fought and sacrificed in battle. Using the strongest defense a Soldier knows, he directed a forceful, sustained attack at everything which threatened the American way of life, whether it was foreign organization, mistaken zealot, or undesirable circumstance. He exposed and destroyed organizations seeking

to weaken our National Government. He was constructive in his work for the future of America. He organized and promoted the junior baseball leagues for boys as a means of combatting juvenile delinquency. Under his direction Boys State became a part of the youth training program of the American Legion.

Last night in San Fernando, in his capacity as Department Adjutant for the American Legion in California, he delivered a rousing address into which he poured the energy and enthusiasm which only he could command. It was an effort which his physical being could not longer sustain. His gallant heart was stricken, then stilled. At 48 years of age, Homer L. Chaillaux died, as he had lived, champion of the American ideal.

Comrades in arms and in the American Legion, knowing the life-long service of Homer L. Chaillaux to the ideals of Americanism for which they fought, will pause in tribute to a fallen comrade. Hearts will be saddened, and once again they will hear the last clear call of taps: solace, hope, and requiem:

Day is done. Gone the sun,
From the lake, from the hill, from the sky.
All is well. Safely rest.
God is nigh.

now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend deepest sympathy to Mrs. Mimi Chaillaux, widow of Homer L. Chaillaux, and to his son, Pierre, who has just returned from four years of distinguished service with the American Army in the China-Burma-India Theater; and be it further

Resolved, That the Chief Clerk of this Assembly is requested to transmit suitably prepared copies of this resolution to the family of Homer L. Chaillaux; and be it further

Resolved, That when this Assembly adjourns this nineteenth day of February, 1946, it do so out of respect to the memory of a gallant Soldier and great American, Homer L. Chaillaux.

Request for Unanimous Consent

Mr. Fourt asked for, and was granted, unanimous consent to take up House Resolution No. 131, at this time, without reference to committee or file.

Resolution read, and adopted.

By Messrs. Dekker, Rosenthal, and Beck:

House Resolution No. 132

Relative to commending the members of the Capitol Correspondents Association for their work during this session

WHEREAS, There has been in constant attendance in this Assembly Chamber and at committee meetings during this special session a group of men and women who write for the press; and

WHEREAS, These men and women have been industrious, patient, tolerant and comprehensive in their coverage of the California Legislature; and

WHEREAS, Regardless of their personal views they have at all times sought to present fairly and accurately the transactions of this honorable body and have distinguished themselves by doing so to a remarkable degree; and

WHEREAS, Without the close cooperation of the press of California our deliberations here would lack much of their effectiveness and the processes of democracy would be endangered; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly does hereby commend the Capitol Correspondents Association and its membership for its splendid service to this body, the State and the newspapers it serves; and be it further

Resolved, That this Assembly and its entire membership do hereby congratulate the Capitol Correspondents Association on the high quality of its work in handling legislative news and express to it the hope that the friendly relations now existing between legislators and the Association's members will continue indefinitely; and be it further

Resolved, That the Association members individually, virtually all of whom are members of the American Newspaper Guild, be personally commended and their names

inscribed in the Journal as a part of this resolution. The accredited members being as follows:

Archie Wells	Herbert L. Phillips	Joe Benetti
Kirt MacBride	Alfred Lyons	James Adam
Newton Stearns	Thomas Arden	Earl C. Behrens
Norman Bell	Richard Rodda	Nan Tucker
Garber Davidson	Walter P. Jones	Royal W. Jimerson
Roger Barr	Hamilton Hintz	Jack Welter
Al Barton	Myron V. DePew	Peggy Ferris
A. Neil Shaw	Rudy Hickey	Lloyd Lapham
Jackson A. Doyle	George Helmer	J. F. McLaughlin
Carl Greenberg	Robert Handsacker	Ruth Lambert
L. E. Claypool	Charles J. Lilley	Douglas Jaques
Chester G. Hanson	Jean Paulson	William C. Vincent
Tony Koester	Joe Cullivan	Margaret Ralston.
Don Thomas	Jeanne Pollett	

Request for Unanimous Consent

Mr. Dekker asked for, and was granted, unanimous consent to take up House Resolution No. 132, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Speaker Pro Tempore Presiding

At 2.48 p.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 58
Assembly Bill No. 71
Assembly Bill No. 149
Assembly Bill No. 154

Assembly Bill No. 155
Assembly Bill No. 156
Assembly Bill No. 166
Assembly Bill No. 170

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dekker:

House Resolution No. 133

Relative to requesting the Attorney General to prepare a Handbook for prospective candidates to legislative office

WHEREAS, Persons have become candidates for election as Members of the Legislature without being fully apprised of the extent and nature of the duties involved and the rights and obligations incidental to such office; and

WHEREAS, The amount of time and work required and the extent of the obligations and duties have sometimes been vaguely presented by persons urging the candidacy of individuals for election to legislative office; now, therefore, be it

Resolved by the Assembly of the State of California, That the Attorney General of the State of California is requested to prepare, for distribution to candidates and prospective candidates for legislative office, a Handbook or other suitable document outlining the rights, duties, remuneration and obligations of Members of the Legislature, the nature of the duties required to be performed, the length of the regular sessions for the past 10 bienniums, and the number and length of extraordinary sessions in the same period, the number and nature of Interim Committees upon which Members of the Legislature might be called upon to serve, and such other information as the Attorney General deems appropriate, to serve as a guide to prospective Members of the Legislature in determining whether they should seek election to such office; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Attorney General.

Request for Unanimous Consent

Mr. Dekker asked for, and was granted, unanimous consent to take up House Resolution No. 133, at this time, without reference to committee or file.

Resolution read, and adopted.

By Messrs. Haggerty, Collins, George D., Berry, Maloney, Wollenberg, and O'Day:

House Resolution No. 134

Relative to the traffic hazards on the Sears Point Cut-off and Black Point Road

WHEREAS, The San Francisco Call-Bulletin has called attention in its editorial and news columns to the traffic hazards on the Sears Point Cut-off and Black Point road, which are part of the State Highway System, because of the narrow width and steep curve and crooked alignment; and

WHEREAS, The road in question is only two lanes in width but is an important feeder route between U. S. Highway 101 and U. S. Highway 40, as well as an essential farm-to-market road for agriculturists in Northern California; and

WHEREAS, Several serious automobile accidents have occurred on this stretch of road, which is often fog-bound and dangerous to motorists and truck operators; and

WHEREAS, It has been suggested that widening and straightening of the road would remedy the situation, and if improved, provide a more adequate route to and from San Francisco via U. S. Highway 101 and thus relieve traffic congestion on U. S. Highway 40, the main road into San Francisco, and contribute to the public safety and convenience; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the State of California request the Director of the State Department of Public Works to investigate the cost of widening and straightening State Route 37 and its connection State Route 48 (Black Point Road-Sears Point Cut-off) to its junction with State Route 29, and report its recommendations and findings as soon as possible to the Joint Legislative Fact-Finding Committee on Highways, Streets and Bridges, and to the Assembly at its regular session in 1947.

Request for Unanimous Consent

Mr. O'Day asked for, and was granted, unanimous consent to take up House Resolution No. 134, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Sam L. Collins:

House Resolution No. 135

Resolved, That Arthur A. Ohnimus, Chief Clerk, be and he is hereby authorized and empowered to receipt for any warrants that may be due Members, officers, or other attaches of the Assembly, after the close of the session, or that may be drawn upon the Contingent Fund of the Assembly.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 135, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. John C. Lyons:

House Resolution No. 136

Resolved, That the thanks of the Members of the Assembly are extended to Geraldine B. Hadsell, Minute Clerk, for the competent and efficient manner in which she has conducted the business of her office during this First Extraordinary Session.

Request for Unanimous Consent

Mr. Lyons asked for, and was granted, unanimous consent to take up House Resolution No. 136, at this time, without reference to committee. Resolution read, and adopted unanimously.

By Messrs. Gannon and Rosenthal:

House Resolution No. 137

Resolved, That the Assembly extends to the Sergeant-at-Arms, Wilkie Ogg, its thanks for the efficient and courteous manner in which he and his assistants have performed the duties of their office during this First Extraordinary Session.

Request for Unanimous Consent

Mr. Rosenthal asked for, and was granted, unanimous consent to take up House Resolution No. 137, at this time, without reference to committee or file.

Resolution read and adopted unanimously.

By Mr. Lyon:

House Resolution No. 138

Resolved, *By the Assembly of the State of California*, That we, the members, hereby extend to Jim Doyle, our sincere appreciation for the able and competent manner in which he has operated the Assembly's public address system during this First Extraordinary Session.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 138, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Sam L. Collins:

House Resolution No. 139

Resolved, That the thanks of the Members of the Assembly are extended to Harold Lewright, Assistant Chief Clerk, for the competent and efficient manner in which he has conducted the business of his office during this First Extraordinary Session.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 139, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. McCollister:

House Resolution No. 140

Resolved, That the thanks of the Members of this Assembly are extended to Arthur A. Ohnimus, Chief Clerk, for the able, competent and efficient manner in which he has conducted the business of his office, and the uniform courtesy that he has shown to each and every member during this First Extraordinary Session.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up House Resolution No. 140, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

Hon. Ralph C. Dills Presiding

At 2.50 p.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

By Messrs. Fourt, Burns, Carey, Clarke, Stream, Dills, Ralph C., O'Day, Haggerty, Gaffney, Massion, Brady, Collins, George D., Lowrey, Thurman, Wollenberg, and Berry :

House Resolution No. 141

Relative to commending Speaker Pro Tempore Thomas A. Maloney

WHEREAS, For the past two regular sessions and intervening special sessions of the Legislature of California, Thomas A. Maloney has served as Speaker pro tempore of this Assembly ; and

WHEREAS, His long years of experience in this Legislature have adequately fitted him to fill his office capably and with understanding ; and

WHEREAS, Thomas A. Maloney is endowed by nature with a wit so ready, a smile so warm, and a heart so large that all who know him call him friend ; and

WHEREAS, In the conduct of his office and in his relations with fellow members, Thomas A. Maloney wields the shillelagh only on St. Patrick's Day, and then with full approval and enjoyment on the part of this Assembly ; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby commend Thomas A. Maloney for his capable performance of the duties of Speaker pro tempore, and thank him for the careful, courteous, and considerate manner he always maintains, and finally just for being Thomas A. Maloney, Himself.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 141, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. Price, Rosenthal, Kilpatrick, and Bennett :

House Resolution No. 142

Relative to augmenting the funds of the Assembly
Interim Committee on County and City Jails

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of three thousand five hundred dollars (\$3,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Interim Committee on City and County Jails (Created by House Resolution No. 253, Fifty-sixth Regular Session, adopted June 16, 1945) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from the Contingent Fund of the Assembly and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Request for Unanimous Consent

Mr. Rosenthal asked for unanimous consent to take up House Resolution No. 142, at this time, without reference to committee or file.

Mr. Sam L. Collins withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Mr. Rosenthal moved that the Rules be temporarily suspended for the purpose of considering House Resolution No. 142, at this time.

The roll was called, and the Rules temporarily suspended by the following vote :

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Debs, Dekker, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Geddes, Haggerty, Kilpatrick, King, Knight, Lowrey, Lyons, Maloney, Massion, McMillan, Mid-

dough, Niehouse, O'Day, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Thomas, Thompson, Thorp, Thurman, Waters, and Weber—48.

NOES—Collins, Sam L., Field, Johnson, and Stream—4.

The question being on the adoption of House Resolution No. 142.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Butters, Carey, Clarke, Collins, George D., Collins, Sam L., Debs, Dills, Clayton A., Dills, Ralph C., Dunn, Emlay, Evans, Fletcher, Gaffney, Gannon, Haggerty, Hawkins, Johnson, Kilpatrick, King, Knight, Lowrey, Lyons, Maloney, Massion, McMillan, Middough, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Stephenson, Stream, Thomas, Thompson, Thorp, Waters, Weber, and Wollenberg—48.

NOES—None.

Speaker Presiding

At 2.52 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 119

Assembly Bill No. 137

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered to unfinished business file.

Speaker Pro Tempore Presiding

At 2.53 p.m., Hon. Thomas A. Maloney, Speaker pro tempore of the Assembly, presiding.

MOTION TO TEMPORARILY SUSPEND THE RULES

Mr. Lowrey moved that the Rules be temporarily suspended for the purpose of considering Senate amendments to Assembly Bill No. 119, without reference to file, at this time.

Motion carried.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 119—An act providing for a Program of School District Public Works, creating the State School Building Commission, establishing the State School Building Fund, and making an appropriation to carry out the provisions of this act.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 119?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on February 15, 1946, strike out "school district public works", and insert "public works construction for distressed school districts".

Amendment No. 2

In lines 2 and 3 of the title of said bill, strike out "establishing the State School Building Fund,".

Amendment No. 3

On page 1, line 3, of said bill, before "school", insert "distressed".

Amendment No. 4

On page 1, line 7, of said bill, after "State.", insert "The Legislature finds that there exist in this State many school districts which have insufficient financial resources to provide necessary and adequate facilities for the proper care and education of the pupils, and that such distressed school districts must be assisted."

Amendment No. 5

On page 1, line 8, of said bill, after "SEC. 2.", strike out "The", and insert "A "distressed school district," as used in this act, is one that the State School Building Commission, hereinafter created, determines, after investigation and hearing, has insufficient financial resources, including the power of such district to issue bonds and to levy taxes in the amounts prescribed by Section 6357 of the Education Code, to provide adequately for the facilities specified in this section.
The".

Amendment No. 6

On page 1, line 9, of said bill, after "to", insert "distressed".

Amendment No. 7

On page 2, line 2, of said bill, strike out "such public works.", and insert "public works in which there is a State interest."

Amendment No. 8

On page 2, lines 4 and 5, of said bill, strike out "thirty million dollars (\$30,000,000)", and insert "to the State School Building Commission the sum of fifteen million dollars (\$15,000,000)".

Amendment No. 9

On page 2, line 19, of said bill, after "eligibility of", insert "distressed".

Amendment No. 10

On page 2, line 23, of said bill, strike out "provisions", and insert "Purposes".

Amendment No. 11

On page 2, lines 25 and 26, of said bill, strike out "three-fourths of 1", and insert "2".

Amendment No. 12

On page 2, of said bill, strike out lines 27 to 50, inclusive; and strike out all of page 3; and on page 4, strike out lines 1 to 3 inclusive, and insert

"SEC. 6. Any school district may apply to the State School Building Commission for an apportionment of the money hereby appropriated. Upon receipt of such application the State School Building Commission shall set the matter for hearing. After hearing the Commission shall determine whether the school district is in fact a distressed school district, as defined in Section 2, the amount of money which should be apportioned to the distressed school district, and the purposes to which such money shall be applied. The commission shall also determine the extent to which the distressed school district is able and shall be required to raise additional funds.

No apportionment shall be made to any school district hereunder unless it is made to appear to the commission that the school district has for the school year during which application is made levied the maximum tax rate prescribed by Section 6357 of the Education Code and that the total amount of bonds issued or authorized by the school district is or exceeds 80 per cent of the total amount of bonds the school district is permitted to issue pursuant to the Education Code, or that the school district will authorize and issue bonds up to 80 per cent of the amount authorized in furtherance of the purposes of Section 2

In determining the purposes to which any apportionment hereunder may be applied, the commission shall consider the standardization of school buildings for maximum utility as recommended by the Division of Architecture of the Department of Public Works, after consultation with the Department of Education.

If the commission determines that the distressed school district shall raise additional funds, it shall set aside for that district the sum to be apportioned to it and shall make the money available only if the distressed school district does raise and make available for the purpose of Section 2 the amount of additional money required. The commission shall determine the time within which the distressed school district shall raise the required sum, and may from time to time make such modifications in its order as it deems proper. If the distressed school district fails to comply with the order of the commission within the time limit imposed as it may be modified, the amount of money set aside for the distressed school district shall not be made available for the district, but shall revert to the State School Building Commission to be again apportioned pursuant to this act.

The State School Building Commission shall consult with and request the advice of the State Commission on School Districts or may consult with any other department or agency of the State."

Amendment No. 13

On page 4, line 4, of said bill, strike out "SEC. 8." and insert "SEC. 7."

Amendment No. 14

On page 4, line 6, of said bill, after "to a", insert "distressed".

Amendment No. 15

On page 4, line 13, of said bill, strike out "consolidation", and insert "unionization or reorganization".

Amendment No. 16

On page 4 of said bill, strike out lines 14, 15, and 16, and insert "districts, but shall be used only for the purposes for which said moneys were apportioned to the distressed school district and for no other purpose"

Amendment No. 17

On page 4, line 17, of said bill, strike out "SEC. 9.," and insert "SEC. 8."

Amendment No. 18

On page 4, line 24, of said bill, strike out "State School Building Fund", and insert "appropriation made by this act".

Amendment No. 19

On page 4, line 25, of said bill, strike out "SEC. 10.," and insert "SEC. 9."

Amendment No. 20

On page 4, line 28, of said bill, before "school", insert "distressed".

Amendment No. 21

On page 4 of said bill, strike out lines 31 to 35, inclusive.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Wollenberg moved a call of the Assembly.

Motion lost.

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 119 by the following vote:

AYES—Berry, Brady, Brown, Burns, Butters, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Denny, Emlay, Erwin, Fourt, Gaffney, Johnson, King, Kraft, Lowrey, Maloney, McCollister, Niehouse, Robertson, Sherwin, Stream, Thompson, Thorp, Thurman, Watson, and Wollenberg—31.

NOES—Allen, Anderson, Beck, Bennett, Burke, Burkhalter, Davis, Debs, Dekker, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Field, Fletcher, Geddes, Kilpatrick, Knight, Leonard, Lyons, Massion, McMillan, Pelletier, Rosenthal, Sheridan, Stephenson, Stewart, Thomas, Waters, Weber, and Mr. Speaker—31.

Appointment of Committee on Conference Concerning Assembly Bill No. 119

The Speaker announced the appointment of Messrs. Lowrey, Geddes and Beck as a Committee on Conference concerning Assembly Bill No. 119.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 137—An act to amend Sections 3 and 5 of, and to add Sections 1.5, 38, 38.1, 38.2, 38.3, 38.4, and 38.5 to, the California Food and Fiber Production Act, relating to the providing of housing facilities for agricultural labor, authorizing the granting of assistance to local agencies for the purpose of providing such housing, authorizing such local agencies to provide such housing facilities and defining their powers and duties in respect thereto, making an appropriation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 137?

Amendment No. 1

In the title of the printed bill, as amended in the Assembly on February 15, 1946, strike out lines 1 and 2, and insert

"An act to amend Section 5 of, and to add Sections 1.5, 3.5, 38, and 38.1 to, the California Food".

Amendment No. 2

On page 1 of said bill, strike out lines 3, 4, and 5, and insert

"SEC. 1.5. The Legislature finds that in agricultural areas there is a serious shortage of housing for farm labor and declares that it is the policy of the State to aid".

Amendment No. 3

On page 1, line 9, of said bill, strike out "temporary".

Amendment No. 4

On page 2 of said bill, strike out all of lines 1 to 52, inclusive; and strike out all of pages 3, 4, 5; and on page 6, strike out lines 1 to 3, inclusive, and insert

"Sec. 2. Section 3.5 is added to said act to read:

Sec. 3.5. As used in this act "local agency" means any county, city and county, city, or a housing authority of any thereof.

Sec. 3. Section 38 is added to said act to read:

Sec. 38. The director may assist local agencies in acquiring and using surplus housing or property adaptable for housing from the United States or any of its agencies for housing of agricultural labor, upon such terms and conditions as the director may determine, with the approval of the council. State assistance under this act shall not exceed 90 per cent of the cost of any housing facility acquired or to be acquired by a local agency.

Each local agency may do any and all acts necessary or desirable to enable it to acquire, erect, alter, operate, lease, maintain, and administer any housing facilities for housing farm labor with assistance under this act and to those ends may contract and comply with the requirements of the director and make any other contracts and meet any other requirements.

Veterans seeking and obtaining employment as farm labor shall have first preference for themselves and families in occupying such housing facilities.

Sec. 4. Section 38.1 is added to said act, to read:

Sec. 38.1. In providing housing pursuant to this act, a local agency shall not be subject to any State statute or regulation prescribing standards of construction, repair, maintenance or use of buildings. As to the housing provided for in this act, the governing body of any local agency by which any ordinance or regulation prescribing the use or occupancy of land or standards of construction, repair, maintenance or use of buildings was enacted may by ordinance or resolution suspend or make inapplicable all or a part of any such ordinance or regulation.

A housing authority insofar as its operations under this act are concerned shall not be subject to any provisions of the Housing Authority Law relating to rentals and tenant selection, particularly the limitations in Section 10 and in the second sentence of Section 9 of said act.

Nothing in this act is intended to, nor does it, render any of the provisions of Part 7 of Division 2 of the Labor Code inapplicable to any public works to which it would otherwise apply."

Amendment No. 5

On page 6, line 4, of said bill, strike out "9", and insert "5".

Amendment No. 6

On page 6, lines 6 and 7, of said bill, strike out "Fifty-seventh", and insert "Fifty-sixth".

Amendment No. 7

On page 6, line 26, of said bill, strike out "Fifty-seventh", and insert "Fifty-sixth".

Amendment No. 8

On page 6, line 29, of said bill, strike out "10", and insert "6".

Amendment No. 9

On page 6, line 39, of said bill, strike out "11", and insert "7".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 137 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Johnson, Kilpatrick, King, Knight, Kraft, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Niehouse, Pelletier, Robertson, Rosenthal, Sheridan, Stephenson, Stewart, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, and Mr. Speaker—60.

NOES—None.

Assembly Bill No. 137 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 19

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 19—An act to amend Sections 18540, 18541 and 18973 of the Government Code, relating to veterans' preference in State civil service.

The question being: Shall the Assembly concur in the following amendments to Assembly Bill No. 19?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on February 14, 1946, strike out "Section", and insert "Sections 18540, 18541 and".

Amendment No. 2

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 18540 of the Government Code is amended to read:

18540. "Veteran" means any person who has served in the United States Army, Navy, Marine Corps, Revenue Marine Service, or as an active nurse in the service of the American Red Cross, or in the Army and Navy Nurse Corps in time of war, or in any expedition of the armed forces of the United States, or who served in one of said services during the period September 16, 1940 to December 7, 1941, and received a discharge under conditions other than dishonorable or has been released from active duty under conditions other than dishonorable.

*SEC. 2. Section 18541 of said code is amended to read:

18541. "Disabled veteran" means any person who has served in the United States Army, Navy or Marine Corps in time of war or in any expedition of the armed forces of the United States, and received an honorable discharge or has been released from active duty under conditions other than dishonorable or has received a certificate of honorable active service and who was disabled as a result of such service. Proof of such disability shall be deemed conclusive if it is of record in the United States Veterans' Administration.

SEC. 3. Section 18973 of said code is".

Amendment No. 3

In line 3 of the title of the printed bill, as amended in the Senate on February 16, 1946, after "service", insert ", declaring the urgency hereof, to take effect immediately".

Amendment No. 4

On page 2 of said bill, after line 10, insert

"SEC. 4. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

Many veterans are now available for employment and reemployment by the State. Many State positions are vacant and need to be filled by persons possessing the qualifications and experience of veterans. In order to prevent a stoppage of public business by lack of suitably experienced and suitably qualified personnel, it is necessary that this act take effect immediately."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 19 by the following vote:

AYES—Allen, Anderson, Beck, Bennett, Brady, Brown, Burke, Burkhalter, Burns, Call, Carey, Clarke, Collins, George D., Collins, Sam L., Crichton, Davis, Debs, Dekker, Denny, Dickey, Dills, Clayton A., Dills, Ralph C., Doyle, Dunn, Emlay, Erwin, Evans, Field, Fletcher, Fourt, Gaffney, Geddes, Johnson, Kilpatrick, King, Knight, Leonard, Lowrey, Lyons, Maloney, Massion, McCollister, McMillan, Niehouse, Pelletier, Rosenthal, Sheridan, Stephenson, Stream, Thomas, Thompson, Thorp, Thurman, Waters, Watson, Weber, and Mr. Speaker—57.

NOES—None.

Assembly Bill No. 19 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day refused passage to:

Assembly Bill No. 165

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day refused passage to:

Assembly Bill No. 128

Assembly Bill No. 163

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 146—An act to amend Section 4300c of, and to add Section 4131.5 to, the Political Code, and to amend Section 6107 of the Government Code, relating to the recordation and issuance of certified copies of documents of discharge, service, release, and separation of veterans.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 146 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 174

Assembly Bill No. 175

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 26—An act making an appropriation to the Division of Fish and Game, Department of Natural Resources, for construction, improvements, repairs and equipment.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Assembly Bill No. 26 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No 32

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

RESOLUTIONS

The following resolutions were offered:

By Mr. Pelletier:

House Resolution No. 143

Resolved, That the Members of the Assembly extend a vote of thanks to Marian Hendricks for the efficient and competent manner in which she has conducted the business of the Engrossing-Enrolling Room.

Request for Unanimous Consent

Mr. Pelletier asked for, and was granted, unanimous consent to take up House Resolution No. 143, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Ralph C. Dills:

House Resolution No. 144

Resolved, That the thanks of the Assembly are extended to C. William Queale for the able and efficient manner in which he has handled the position of Assistant Clerk during this First Extraordinary Session.

Request for Unanimous Consent

Mr. Ralph C. Dills asked for, and was granted, unanimous consent to take up House Resolution No. 144, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. McMillan, Collins, George D., and Rosenthal:

House Resolution No. 145

Relative to the retirement of the Honorable Albert Dekker from the Assembly

WHEREAS, The Honorable Albert Dekker, member of this Assembly from the Fifty-seventh District, has announced that he will not be a candidate for reelection; and

WHEREAS, The presence of Assemblyman Dekker in this Assembly has brought to this body not only some of the glamour of Hollywood, but also the services of a man of keen intelligence, pungent wit, and facility in debate; and

WHEREAS, During the relative short period since the beginning of the Fifty-sixth Regular Session Albert Dekker has won numerous friends in this Assembly who are sorry that he will not be with us when the Assembly again convenes; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly hereby express their regret that the Honorable Albert I. Dekker has chosen to retire and hereby express their very best wishes for the future success which his talents and abilities are bound to assure to him.

Request for Unanimous Consent

Mr. McMillan asked for, and was granted, unanimous consent to take up House Resolution No. 145, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. Thompson and Burns:

House Resolution No. 146

Relative to the retirement of the Honorable Paul Denny from the Assembly

WHEREAS, The Honorable Paul Denny has announced that he will not be a candidate for reelection; and

WHEREAS, During his service as a Member of this Assembly, representing the Second Assembly District during the Fifty-fifth and Fifty-sixth Sessions of the Legislature, the Honorable Paul Denny has won for himself the affection and esteem of the members of this body; and

WHEREAS, The Members of this Assembly regret that the Honorable Paul Denny has seen fit to retire from his office of Assemblyman; now, therefore, be it

Resolved by the Assembly of the State of California, That the members of the Assembly hereby express their regret that the Honorable Paul Denny will not be with them when the Legislature next convenes, and their best wishes for the long and successful career which they hope that the future holds for him.

Request for Unanimous Consent

Mr. Burns asked for, and was granted, unanimous consent to take up House Resolution No. 146, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Pelletier :

House Resolution No. 147

In tribute to the Reverend Torrance Phelps

WHEREAS, This Assembly has again prevailed upon the Reverend Torrance Phelps of Sacramento to serve as its Chaplain during this First Extraordinary Session of the Fifty-sixth Legislature; and

WHEREAS, In addition to an inspiring faith, the Reverend Torrance Phelps is possessed of tolerance, vision, and a deep understanding of the hearts of men and the world in which we live; and

WHEREAS, The devout prayers he has offered each morning have been a source of inspiration to the Members of this Assembly, keeping before them a high level of aspiration and a will to faithful performance of the trust imposed in them by those whom they represent; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly, by this resolution, hereby convey to the Reverend Torrance Phelps their kind personal regard for him, and a sincere appreciation of the spiritual guidance and inspiration brought to them through the beautiful prayers offered here each day; and be it **further**

Resolved, That the Chief Clerk is hereby authorized and instructed to have printed 300 copies of a booklet containing the prayers offered in the Assembly at this session, that he send one copy to each Member of the Assembly, and that he transmit the remainder to the Reverend Torrance Phelps, together with a suitable engrossed copy of this resolution.

Request for Unanimous Consent

Mr. Pelletier asked for, and was granted, unanimous consent to take up House Resolution No. 147, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 112
Senate Bill No. 120
Senate Bill No. 83
Senate Bill No. 110
Senate Bill No. 123

Senate Bill No. 114
Senate Bill No. 84
Senate Bill No. 124
Senate Bill No. 49

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day returns without further action:

Assembly Bill No. 9
Assembly Bill No. 39
Assembly Bill No. 43
Assembly Bill No. 63
Assembly Bill No. 64
Assembly Bill No. 76
Assembly Bill No. 79
Assembly Bill No. 83

Assembly Bill No. 90
Assembly Bill No. 99
Assembly Bill No. 124
Assembly Bill No. 132
Assembly Bill No. 160
Assembly Bill No. 168
Assembly Concurrent Resolution No. 11

J. A. BEEK, Secretary of the Senate

RESOLUTIONS

The following resolutions were offered:

By Mr. Sam L. Collins

House Resolution No. 148

Resolved, That each and every officer, attache and employee of the Assembly for the Fifty-sixth (First Extraordinary) Session, is hereby stricken from the pay roll upon completion of work on Tuesday, February 19, 1946.

Request for Unanimous Consent

Mr. Sam L. Collins asked for, and was granted, unanimous consent to take up House Resolution No. 148, at this time, without reference to committee or file.

Resolution read, and adopted.

Hon. C. Don Field Presiding

At 2.55 p.m., Hon. C. Don Field, Member of the Assembly from the Forty-third District, presiding.

By Messrs. Maloney, Allen, Denny, Collins, Sam L., Dekker, Lyon, Doyle, Gaffney, Debs, Fourt, Waters, Fletcher, Berry, Call, Dunn, Burns, Dills, Ralph C., Collins, George D., Johnson, Haggerty, O'Day, Davis, Clarke, Massion, Brown, Weber, Wollenberg, and Robertson:

House Resolution No. 149

Relative to the elevation of thirty-two prelates of the Catholic Church to the rank of Cardinal

WHEREAS, Amid the majestic splendor and tradition of the Roman Catholic Church, Pope Pius XII, on February 18, 1946, elevated to the rank of Cardinal 32 prelates of the church from 19 nations, four of whom are Americans; and

WHEREAS, The keynote of the ceremonies was struck by Francis Cardinal Spellman of New York City when he said:

"One does not need to ponder the powdered remains of Warsaw, Budapest, Manila and Hiroshima to tremble at man's genius and efficiency on destruction.

"Man's potentialities and man's mad inclinations toward chaos and self-destruction should make us realize that if our Country and the world are to endure, there must be a radical change in man's thinking and man's acting.

"There must be a right-about turn to God, a return to faith, in penance and in prayer;" and

WHEREAS, The Roman Catholic Church has thus arrayed its forces all over the world in the battle which civilization is facing to save itself from the misdirection of its own potentialities which may destroy it; and

WHEREAS, It is the common aim of this Assembly in its small field and of the Roman Catholic Church in its worldwide field that man, under God, shall be permitted to live in the image of God, who created him, in peace and with understanding; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly felicitates the newly elevated Cardinals of the Roman Catholic Church upon their elevation, and wishes them strength and determination in the great tasks which now confront them; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to His Holiness, Pope Pius XII at Vatican City, to Francis Cardinal Spellman of New York City, John Cardinal Glennon of St. Louis, Samuel Cardinal Stritch of Chicago, and Edward Cardinal Mooney of Detroit.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 149, at this time, without reference to committee or file.

Resolution read, and adopted.

Speaker Presiding

At 2.56 p.m., Hon. Charles W. Lyon, Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Carter, Keating, and Hatfield as a Committee on Conference concerning:

Assembly Bill No. 119—An act providing for a Program of School District Public Works, creating the State School Building Commission, establishing the State School Building Fund, and making an appropriation to carry out the provisions of this act.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 119—An act providing for a Program of School District Public Works, creating the State School Building Commission, establishing the State School Building Fund, and making an appropriation to carry out the provisions of this act.

J. A. BEEK, Secretary of the Senate
By C. V. TAYLOR, Assistant Secretary

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: The Committee on Conference concerning

Assembly Bill No. 119—An act providing for a program of school district public works construction for distressed school districts, creating the State School Building Commission, and making an appropriation to carry out the provisions of this act; 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 February 19, 1946, be further amended as follows

Amendment No. 1

On page 2 of the printed bill, as amended, strike out lines 4 to 17, inclusive, and insert

"SEC. 2. A "distressed school district" as used in this act, is one that the State School Building Commission, hereinafter created, determines after investigation and hearing, has need for assistance from State funds to provide adequately for class-room facilities which are hereby declared"

Amendment No. 2

On page 4 of said bill, strike out lines 27 to 36, inclusive.

CARTER
KEATING
HATFIELD

Senate Committee on Conference

LOWREY
GEDDES

Assembly Committee on Conference

The roll was called, and the report refused adoption by the following vote:

AYES—Bennett, Berry, Burns, Butters, Call, Clarke, Collins, Sam L., Crichton, Dunn, Erwin, Gaffney, Geddes, Johnson, King, Kraft, Lowrey, Maloney, McCallister, McMillan, Middough, Niehouse, Stephenson, Stream, Thompson, Thorp, Thurman, Watson, and Weber—28.

NOES—Allen, Anderson, Beck, Boyd, Brady, Burke, Burkhalter, Collins, George D., Davis, Debs, Dekker, Dills, Ralph C., Doyle, Field, Fletcher, Fourt, Knight, Leonard, Lyons, Massion, Pelletier, Stewart, Waters, Wollenberg, and Mr. Speaker—25.

**Appointment of Second Committee on Conference Concerning
Assembly Bill No. 119**

The Speaker announced the appointment of Messrs. Burke, Knight, and Erwin as a Second Committee on Conference concerning Assembly Bill No. 119.

RESOLUTIONS

The following resolutions were offered :

By Mr. Maloney :

House Resolution No. 150

Resolved, That the Speaker appoint a Committee of Five to wait upon the Senate and inform it that the Assembly has concluded its labors and ask if it has any further message to deliver to this body.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 150, at this time, without reference to committee or file.

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 150, Speaker Lyon announced the appointment of Messrs. Maloney, Fletcher, Dills, Ralph C., Call, and Middough as such Select Committee to wait upon the Senate.

By Mr. Field :

House Resolution No. 151

Resolved, That the Speaker appoint a Committee of Five to wait upon His Excellency, the Governor of the State of California, and inform him that the Assembly has concluded its labors, is ready to adjourn, and awaits his further pleasure.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up House Resolution No. 151 at this time, without reference to committee or file.

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 151, Speaker Lyon announced the appointment of Messrs. Field, Fourt, Wollenberg, Thorp, and Weber as such Select Committee to wait upon His Excellency, the Governor.

REPORTS OF SELECT COMMITTEES

The Select Committee appointed to wait upon His Excellency, the Governor, appeared before the bar of the Assembly, and reported that it had communicated with the Governor and that he had no further communication to make to the Assembly.

The Select Committee appointed to wait upon the Senate appeared before the bar of the Assembly, and reported that the instructions of the Assembly had been carried out, and that the Senate had concluded its labors and was ready to adjourn.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Agriculture, to which was referred:

Senate Bill No. 34

Respectfully reports the same back without further action.

CLARKE, Chairman

Above reported bill ordered transmitted to the Senate.

Committee on Public Morals

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Public Morals, to which was referred:

Senate Bill No. 17

Respectfully reports the same back without further action.

SAWALLISCH, Chairman

Above reported Senate bill ordered transmitted to Senate.

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Public Morals, to which were referred:

Assembly Bill No. 115

Assembly Bill No. 161

Respectfully reports the same back without further action.

SAWALLISCH, Chairman

Committee on Finance and Insurance

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred:

Assembly Bill No. 89

Assembly Bill No. 159

Respectfully reports the same back without further action.

WATERS, Chairman

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Senate Bill No. 89

Respectfully reports the same back without further action.

FIELD, Chairman

Above reported bill ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 11

Assembly Bill No. 12

Assembly Bill No. 31

Assembly Bill No. 34

Assembly Bill No. 44

Assembly Bill No. 45

Assembly Bill No. 57

Assembly Bill No. 93

Assembly Bill No. 96

Assembly Bill No. 134

Assembly Bill No. 164

Assembly Bill No. 167

Assembly Concurrent Resolution No. 6

Assembly Concurrent Resolution No. 10

Respectfully reports the same back without further action.

FIELD, Chairman

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

Senate Bill No. 22

Senate Bill No. 29

Senate Bill No. 58

Senate Bill No. 113

Respectfully reports the same back without further action.

McCOLLISTER, Chairman

Above reported bills ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Military Affairs, to which were referred:

- Assembly Bill No. 67
- Assembly Bill No. 68
- Assembly Bill No. 116
- Assembly Bill No. 131
- Assembly Bill No. 140
- Assembly Bill No. 162
- Assembly Joint Resolution No. 6

Communication from Mr. Kilpatrick

Respectfully reports the same back without further action.

McCOLLISTER, Chairman

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1946

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

- Assembly Bill No. 118

Respectfully reports the same back without further action.

ALLEN, Chairman

Committee on Conservation and Planning

ASSEMBLY CHAMBER, SACRAMENTO, February 15, 1946

MR. SPEAKER: Your Committee on Conservation and Planning, to which were referred:

- Assembly Bill No. 3
- Assembly Joint Resolution No. 21
- Assembly Concurrent Resolution No. 28

Respectfully reports the same back without further action.

STREAM, Chairman

Committee on Civil Service and State Personnel

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Civil Service and State Personnel, to which were referred:

- Assembly Bill No. 20
- Assembly Bill No. 21
- Assembly Bill No. 22
- Assembly Bill No. 23
- Assembly Bill No. 24
- Assembly Bill No. 25
- Assembly Concurrent Resolution No. 16

Respectfully reports the same back without further action.

STEPHENSON, Vice Chairman

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

- Assembly Bill No. 110
- Senate Bill No. 53
- Assembly Concurrent Resolution No. 5

Respectfully reports the same back without further action.

KNIGHT, Chairman

Senate Bill No. 53 ordered transmitted to the Senate.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

- Communications from Lydia C. Sibley dated July 16, 1945, January 5, 1946.
- One envelope containing purported impeachment proceedings.
- Assembly Concurrent Resolution No. 25

Respectfully reports the same back without further action.

CALL, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Senate Bill No. 79

Senate Bill No. 91

Respectfully reports the same back without further action.

CALL, Chairman

Above reported bills ordered transmitted to the Senate.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Senate Bill No. 121

Respectfully reports the same back without further action.

WATSON, Chairman

Above reported bill ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1946

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 171

Respectfully reports the same back without further action.

WATSON, Chairman

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 13

Assembly Bill No. 97

Assembly Bill No. 29

Assembly Bill No. 98

Assembly Bill No. 30

Assembly Bill No. 107

Assembly Bill No. 33

Assembly Bill No. 114

Assembly Bill No. 38

Assembly Bill No. 123

Assembly Bill No. 77

Assembly Bill No. 157

Assembly Bill No. 86

Assembly Bill No. 158

Assembly Bill No. 92

Respectfully reports the same back without further action

WOLLENBERG, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 78

Senate Bill No. 90

Respectfully reports the same back without further action

WOLLENBERG, Chairman

Above reported bills ordered transmitted to the Senate.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 7

Assembly Concurrent Resolution No. 12

Assembly Concurrent Resolution No. 14

Assembly Concurrent Resolution No. 15

Assembly Concurrent Resolution No. 17

Respectfully reports the same back without further action.

SAM L. COLLINS, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Rules, to which were referred:

Assembly Joint Resolution No. 9

Assembly Joint Resolution No. 24

Assembly Joint Resolution No. 26

Respectfully reports the same back without further action.

SAM L. COLLINS, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred.

Assembly Bill No. 112

Respectfully reports the same back without further action.

SAM L. COLLINS, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Joint Resolution No. 1

Respectfully reports the same back without further action.

SAM L. COLLINS, Chairman

Above reported resolution ordered transmitted to the Senate.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 103

Senate Bill No. 46

Respectfully reports the same back without further action.

JOHNSON, Chairman

Senate Bill No. 46, ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Education, to which was referred:

Assembly Bill No. 103

Respectfully reports the same back without further action.

JOHNSON, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 31

House Resolution No. 37

House Resolution No. 38

House Resolution No. 39

House Resolution No. 41

House Resolution No. 44

House Resolution No. 46

House Resolution No. 49

House Resolution No. 50

House Resolution No. 51

House Resolution No. 52

House Resolution No. 61

House Resolution No. 66

House Resolution No. 69

House Resolution No. 72

House Resolution No. 75

House Resolution No. 84

House Resolution No. 91

House Resolution No. 92

House Resolution No. 93

House Resolution No. 98

House Resolution No. 99

Respectfully reports the same back without further action.

SAM L. COLLINS, Chairman

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 3—Relative to creating a Joint Committee on Preschool and Primary Training of Children;

Assembly Concurrent Resolution No. 20—Relative to the creation of a Joint Committee on the Housing Emergency;

Assembly Concurrent Resolution No. 26—Relative to the creation of a Joint Interim Committee on Aviation;

Assembly Concurrent Resolution No. 33—Relative to investigating the operation of motor vehicles and buses;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the nineteenth day of February, 1946, at 3 p m

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 172—An act to amend Sections 6 and 7 of an act entitled "An act making an appropriation for allocation to cities, counties, and cities and counties for the prevention or alleviation of unemployment through the construction of public works in which there is a State interest, and providing the procedure for making such

allocations, and for assignment of such allocations," Chapter 20, Statutes of 1946, relating to the administration of said act;

Assembly Bill No. 175—An act making an appropriation for the contingent expenses of the Assembly, including expenses of committees, to take effect immediately; And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of February, 1946, at 3 p.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 26—An act making an appropriation to the Division of Fish and Game, Department of Natural Resources, for construction, improvements, repairs and equipment;

Assembly Bill No. 49—An act making an appropriation to the Department of Finance for the acquisition of real property, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 50—An act making an appropriation to the California Youth Authority for the acquisition of real property, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of February, 1946, at 3 p.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 62—An act to make an appropriation to the Veterans' Welfare Board to carry out the provisions of Section 699 5 of the Military and Veterans Code;

Assembly Bill No. 66—An act to add Section 6060 5 to the Business and Professions Code, relating to bar examinations of veterans;

Assembly Bill No. 146—An act to amend Section 4300c of the Political Code, and to amend Section 6107 of the Government Code, relating to the recordation and issuance of certified copies of documents of discharge, service, release, and separation of veterans;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of February, 1946, at 3 p.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 149—An act making an appropriation for construction, improvements, and equipment for the Training Center for Adult Blind, Department of Education, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 154—An act making an appropriation for support of the Division of Fish and Game, Department of Natural Resources, to take effect immediately;

Assembly Bill No. 169—An act to add Section 14126.1 to the Education Code, relating to the placement of veterans on eligibility lists for positions in the classified service of school districts, declaring the urgency thereof, to take effect immediately; And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of February, 1946, at 3 p.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 32—Relative to State revenues and expenditures and the relation of each to the other;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the nineteenth day of February, 1946, at 3 p.m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 19—An act to amend Sections 18540, 18541 and 18973 of the Government Code, relating to veterans' preference in State civil service, declaring the urgency hereof, to take effect immediately;

Assembly Bill No. 58—An act to amend Sections 154 and 460 of the Unemployment Insurance Act, relating to a system of unemployment compensation disability benefit payments within the Unemployment Compensation System;

Assembly Bill No. 71—An act to amend Section 5082 of the Business and Professions Code, relating to the registration of veterans as public accountants;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of February, 1946, at 3 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 137—An act to amend Section 5 of, and to add Sections 15, 35, 38, and 38.1 to, the California Food and Fiber Production Act, relating to the providing of housing facilities for agricultural labor, authorizing the granting of assistance to local agencies for the purpose of providing such housing, authorizing such local agencies to provide such housing facilities and defining their powers and duties in respect thereto, making an appropriation, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 155—An act to amend Section 6951 of the Business and Professions Code, relating to the regulation and licensing of collection agencies, declaring the urgency of this act, to take effect immediately;

Assembly Bill No. 156—An act making an appropriation to carry out the State postwar building program in respect to the Veterans' Home of California;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of February, 1946, at 3 p. m.

PELLETIER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1946

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 166—An act to amend Section 3 of an act entitled "An act to amend Sections 306 and 312 of the Agricultural Code, making an appropriation for carrying out the provisions of said code and declaring the effective date of this act, relating to meat inspection," approved July 10, 1945, relating to meat inspection and providing for an extension of the period within which veterans who own or establish slaughtering or meat food manufacturing establishments may elect to assume State inspection, declaring the urgency of this act, to take effect immediately;

Assembly Bill No. 170—An act to add Sections 20602.3 and 20602.9 to the Government Code, and to repeal Sections 20602.2 and 20602.7 thereof, relating to the State Employees' Retirement System, and providing for the rights and privileges of patrol members and warden members thereof, to take effect immediately;

Assembly Bill No. 174—An act to add Section 20654.5 to the Government Code, relating to veterans, and providing for their rights and privileges as members of the State Employees' Retirement System, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the nineteenth day of February, 1946, at 3 p. m.

PELLETIER, Chairman

MESSAGES FROM THE SECRETARY OF STATE

STATE OF CALIFORNIA, OFFICE OF THE SECRETARY OF STATE

SACRAMENTO 3, February 19, 1946

The following resolutions have this day been chaptered, and filed in the Office of the Secretary of State:

- Assembly Concurrent Resolution No. 3, Chapter 60
- Assembly Concurrent Resolution No. 20, Chapter 61
- Assembly Concurrent Resolution No. 26, Chapter 62
- Assembly Concurrent Resolution No. 32, Chapter 63
- Assembly Concurrent Resolution No. 33, Chapter 64

FRANK M. JORDAN, SECRETARY OF STATE

By CHAS. J. HAGERTY, Deputy

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Pursuant to the provisions of Assembly Bill No. 60, and Assembly Bill No. 172, Speaker Lyon announced the appointments of Messrs. Field and Collins, Sam L. as members of the Allocation Board.

Pursuant to the provisions of Senate Bill No. 37, Speaker Lyon announced the appointment of Messrs. Middough and Knight, T. Fenton as members of the State Public Works Board.

APPOINTMENT OF MEMBERS TO WRITE ARGUMENTS

Pursuant to the provisions of Senate Bill No. 19, Speaker Lyon announced the appointment of Messrs. Allen and Fourn to write arguments on the Veterans Bond Act of 1946.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Denny, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Fred Wolford and Ben Richardson of Yreka.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. William Clifton Berry of San Francisco and Mrs. Albert Dekker of Los Angeles.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Margaret O'Brien, teacher, Patsy Turner and John Abele, pupils of the Wildwood School of Yolo County.

On request of Mr. Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Robert Kirkwood of Saratoga.

On request of Mr. Burke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to David W. Heron, 1st Lt., Inf., San Gabriel, Calif., August T. McColgan, 1st Lt., Inf., Baltimore, Md., and Mitchell Palusinski, 1st Lt., Inf., Detroit, Mich.

On request of Mr. Gaffney and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. and Mrs. Gene Culbertson of Akron, Ohio.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to S. J. Cinnamon and James H. Fisher of Napa.

On request of Mr. O'Day and the San Francisco and San Mateo Delegations, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. James B. Davis, and Mrs. Margaret Maloney of San Francisco.

On request of The Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Nellie Carter, U.S.N., of North Carolina.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to S. 1/c Robert Dennis Murray of Sacramento.

On request of Mr. Pelletier, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Reginald Moss of Berkeley.

On request of Mr. Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Jack Tuggle of Sacramento.

COMMITTEE FROM THE SENATE

Senators Desmond, Tenney, and Breed appeared before the bar of the Assembly and announced that the Senate had concluded its labors and was now ready to adjourn sine die.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Sam L. Collins, the Assembly Journals for Monday, February 18, 1946; and Tuesday, February 19, 1946, were approved as corrected by the Minute Clerk.

ADJOURNMENT SINE DIE

At 3 o'clock p.m., on Tuesday, February 19, 1946, in accordance with the provisions of Senate Concurrent Resolution No. 12, the Honorable Charles W. Lyon, Speaker of the Assembly, announced that the time for final adjournment of the Fifty-sixth (First Extraordinary) Session of the Legislature of the State of California had arrived, and therefore declared the Assembly adjourned sine die, out of respect to the memory of the late Homer L. Chaillaux.

CHARLES W. LYON, Speaker

GERALDINE B. HADSELL, Minute Clerk

RECAPITULATION OF ASSEMBLY
MEASURES

**ASSEMBLY BILLS APPROVED BY THE GOVERNOR, CHAP-
TERED, AND FILED WITH THE SECRETARY OF STATE**

The following bills approved by the Governor, chaptered, and filed with the Secretary of State. Unless otherwise specified, all bills become effective 90 days after adjournment sine die of the Legislature, or on May 21, 1946.

A B Number	Chapter	A B Number	Chapter	A B Number	Chapter
1	1	54	86	113	42
2	3	56	122	121	148
4	105	58	82	122	63
5	27	59	62	125	39
7	34	61	87	126	53
8	8	62	123	127	130
10	4	66	65	129	54
14	13	69	16	130	89
15	14	71	124	135	90
16	9	72	32	136	78
17	51	73	38	137	139
18	15	74	22	138	59
19	121	75	152	139	26
26	106	78	75	142	91
27	28	80	137	143	131
28	72	82	23	146	92
35	33	84	24	147	150
36	55	85	85	148	79
37	31	88	56	149	151
40	10	94	41	151	64
41	73	95	75	153	140
42	74	100	40	154	141
46	21	101	41	155	126
*47	147	102	77	*156	127
48	52	*104	155	166	132
49	100	105	138	169	128
50	101	106	36	170	102
51	136	108	25	172	103
52	29	109	84	174	93
53	11	111	125	175	80

Number of Assembly Bills approved by Governor.....90

* Bills approved by Governor with reductions and eliminations (Constitution, Article IV, Section 34)

**ASSEMBLY BILLS VETOED BY THE GOVERNOR
DURING SESSION**

60, 70.

Total.....2

ASSEMBLY BILLS POCKET VETOED BY GOVERNOR

65, 117, 144, 152.

Total.....4

**ASSEMBLY BILLS REMAINING ON INACTIVE FILE IN
ASSEMBLY WITHOUT FURTHER ACTION**

6, 32, 81, 87, 141, 145.
Total-----6

**ASSEMBLY BILLS REMAINING IN CONFERENCE COMMITTEE
WITHOUT FURTHER ACTION**

119.
Total-----1

**ASSEMBLY BILLS MADE LAW NOTWITHSTANDING
GOVERNOR'S VETO**

60.
Total-----1

**ASSEMBLY CONCURRENT RESOLUTIONS CHAPTERED, AND
FILED WITH THE SECRETARY OF STATE**

Number	Resolution Chapter	Author	Subject of Title	Date filed with Secretary of State
1	2	Collins, Sam L et al	Honoring memory of Philip A. Stanton	Jan 10
2	2	Etwin and Lyon	Honoring memory of Walter F. Dexter	Jan 10
3	60	Johnson et al	Creating Joint Committee on Pre-School and Primary Training of Children	Feb 19
4	8	O'Day et al	Approving charter amendments to City and County of San Francisco	Jan 15
8	25	McCollister et al	Presentation of suitable pins to honorably discharged members of State Guard	Feb 1
9	13	Dunn et al	Honoring memory of Edward K. Strobridge	Jan 17
13	20	Sawalisch et al	Participation in March of Dimes	Jan 28
18	36	Field et al	Requesting State Controller and Director of Finance furnish information on condition of State funds	Feb 7
19	26	Price and Armstrong	Commending members of safety meeting of representative citizens of Upland and Ontario, California	Feb 4
20	61	Stewart et al	Creating Joint Committee on the Housing Emergency	Feb 19
21	31	Pelletier et al	Motor vehicle parking facilities in Los Angeles	Feb 5
22	27	Maloney et al	Investigation and report on proposed World Trade Center at San Francisco	Feb 4
23	57	Doyle and Maloney	Commending General Douglas MacArthur	Feb 19
24	44	McCollister	Memorializing State Park Commission in regard to the operation and maintenance of State park known as Camp Taylor	Feb 16
26	62	Debs et al	Creating Joint Interim Committee on Aviation	Feb 19
29	34	Fletcher et al	Honoring the memory of Harry B. Riley	Feb 7
30	58	Weber et al	Procurement and disposal of surplus agricultural machinery	Feb 19
31	42	Maloney et al	Relative to respectful tribute to Victor J. Canepa	Feb 14
32	63	Knight et al	Relative to State revenues and expenditures and the relation of each to the other	Feb 19
33	64	Lyon et al	Relative to investigating the operation of motor vehicles and buses	Feb 19
Total-----				20

**ASSEMBLY JOINT RESOLUTIONS CHAPTERED AND FILED
WITH SECRETARY OF STATE**

Number	Resolution Chapter	Author	Subject of Title	Date filed with Secretary of State
1	1	Maloney et al	Memorializing General Assembly of the United Nations Organization to select the City of San Francisco as U N O Capitol	Jan 9
2	14	Burkhalter and Debs	Requesting Federal Government to declare and release surplus building materials for housing construction for veterans	Jan 18
3	33	Lyons et al	Memorializing Congress to establish National housing policy	Feb 7
4	22	Anderson et al	Memorializing Congress to allocate housing appropriations upon basis of need of population	Jan 29
5	18	Butters et al	Modification of application of price controls in sale of lumber	Jan 28
7	19	Burkhalter et al	Memorializing Congress to provide wage adjustment for postal service employees	Jan 28
8	40	Kilpatrick et al	Relative to amendment and extension of the Federal Social Security Act in respect to public assistance	Feb 14
10	30	Middough	Conference for prevention of juvenile delinquency	Feb 5
11	35	Thomas et al	Establishment of foreign trade zones in California	Feb 7
12	28	Thorp et al	Relative to protein feed concentrates	Feb 4
13	29	O'Day et al	Assignment of Aircraft Carrier Saratoga as National Shrine in San Francisco Bay area	Feb 5
14	37	Allen et al	Bills concerning California Indians, pending in Congress	Feb 11
15	41	Heisinger et al	Relative to migratory birds and the open season for taking thereof	Feb 14
16	52	Call et al	Memorializing Congress of United States to provide survey of fisheries of Pacific Ocean	Feb 19
17	53	Call et al	Tuna fishing in Pacific Ocean, development of	Feb 19
18	54	Maloney et al	Memorializing Congress to provide for increase in National minimum wage structure	Feb 19
19	39	Lyon et al	Change in Office of Price Administration regulations covering Douglas Fir Lumber	Feb 13
20	43	Call et al	Relative to the surplus potato crops in California	Feb 16
22	55	Thompson et al	Memorializing Congress to make farm machinery, implements and housing available	Feb 19
23	56	Allen	Veterans' housing	Feb 19
25	45	Dills, Ralph C et al	Memorializing President of United States to appoint a Westerner as Secretary of the Interior	Feb 18
Total			21	

**HOUSE RESOLUTIONS REMAINING ON FILE IN ASSEMBLY
WITHOUT FURTHER ACTION**

62.

Total.....1