CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

FIRST LEGISLATIVE DAY

FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Monday, March 1, 1948

Pursuant to the requirements of the Constitution of the State of California, at the hour of 12 o'clock meridian, the 1948 Regular Session of the Assembly of the Legislature of California was called to order by Arthur A. Ohnimus, Chief Clerk of the 1947 Regular Session.

In conformity with the law, the following officers of the 1947 Regular Session were also present: Geraldine B. Hadsell, Minute Clerk, and Wilkie Ogg, Sergeant-at-Arms.

PRAYER

Upon invitation of the Chief Clerk, the following prayer was offered by the Reverend Raymond Renwald, Chaplain of the Assembly for the 1947 Regular Session:

Open our mouths, O Lord, to praise Thy Name. Purify our hearts from all vain, bad, and distracting thoughts; that our Legislators may worthily, attentively and devotedly apply themselves to the making of decisions for the State. In all the measures that they pass let the common good of the people of this State and the glory of Thy Name be foremost in their minds O Lord, give them the grace for this. AMEN.

CERTIFICATES FROM SECRETARY OF STATE

The Reading Clerk read the following certificates of duly elected Members of the Assembly of the 1948 Regular Session of the Legislature of the State of California:

CERTIFICATE OF ELECTION

STATE OF CALIFORNIA
OFFICE OF THE SECRETARY OF STATE

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

ARTHUR H. CONNOLLY, JR.

was elected to the office of Member of the Assembly—Twenty-first Assembly District at the special election held in said district on the fourth day of November, 1947, as appears by the official returns of said election and statement thereof on file in my office

WITNESS my hand and official seal this twenty-fourth day of November, A. D. 1947.

(SEAL) FRANK M. JORDAN, Secretary of State

OATH OF OFFICE OF ASSEMBLYMAN ARTHUR H. CONNOLLY, JR.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of California, and that I will faithfully discharge the duties of the office of Member of the Assembly—Twenty-first Assembly District, according to the best of my ability.

ARTHUR H. CONNOLLY, JR.

Subscribed and sworn to before me, this twenty-eighth day of November, A. D. 1947.

FRANK M. JORDAN,
Secretary of State of the State of California

ENDORSED, FILED in the Office of the Secretary of State of the State of California, November 28, 1947.

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

CERTIFICATE OF ELECTION

STATE OF CALIFORNIA
OFFICE OF THE SECRETARY OF STATE

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

GLENARD P. LIPSCOMB

was elected to the office of Member of the Assembly, Fifty-sixth Assembly District at the special election held in said district on the fourth day of November, 1947, as appears by the official returns of said election and statement thereof on file in my office.

WITNESS my hand and official seal this fourteenth day of November, A.D. 1947.

(SEAL) FRANK M. JORDAN, Secretary of State

OATH OF OFFICE OF ASSEMBLYMAN GLENARD P. LIPSCOMB

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of California, and that I will faithfully discharge the duties of the Office of Member of the Assembly, Fifty-sixth Assembly District, according to the best of my ability.

GLENARD P. LIPSCOMB

Subscribed and sworn to before me, this twenty-fifth day of November, A.D. 1947.

FRANK M. JORDAN, Secretary of State

ENDORSED, FILED in the Office of the Secretary of State of the State of California, November 25, 1947.

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

CERTIFICATE OF ELECTION

STATE OF CALIFORNIA
OFFICE OF THE SECRETARY OF STATE

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

G. DELBERT MORRIS

was elected to the office of Member of the Assembly, Sixty-third Assembly District at the special election held in said district on the fourth day of November, 1947, as appears by the official returns of said election and statement thereof on file in my office.

WITNESS my hand and official seal this fourteenth day of November, A.D. 1947.

(SEAL) FRANK M. JORDAN, Secretary of State

OATH OF OFFICE OF ASSEMBLYMAN G. DELBERT MORRIS

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of California, and that I will faithfully discharge the duties of the Office of Member of the Assembly, Sixty-third Assembly District, according to the best of my ability.

G. DELBERT MORRIS

Subscribed and sworn to before me, this twenty-fifth day of November, A.D. 1947.

FRANK M. JORDAN, Secretary of State

ENDORSED, FILED in the Office of the Secretary of State of the State of California, November 25, 1947.

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

ANNOUNCEMENT

The Chief Clerk announced that the next order of business was the nomination and election of officers for the 1948 Regular Session of the Assembly, and declared that nominations for officers of the Assembly were now in order.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

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 1948 Regular Session, with the per diem as fixed by statute or resolution:

Hon. Sam L. Collins—*Speaker*
Hon. Thomas A. Maloney—*Speaker pro Tempore*
Arthur A. Ohnimus—*Chief Clerk*
Harold F. Lewright—*Assistant Chief Clerk*
Geraldine B. Hadsell—*Minute Clerk*
Wilkie Ogg—*Sergeant-at-Arms*
Andrew J. Cecchettini—*Chief Assistant Sergeant-at-Arms*
Rev. Raymond Renwald—*Chaplain*

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 1, 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, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, and Weber—69.

NOES—None.

Appointment of Select Committees

Chief Clerk Ohnimus announced the appointment of Messrs. Dickey, Cooke, and Geddes, as a Select Committee to escort to the rostrum the Hon. Sam L. Collins, newly elected Speaker.

Chief Clerk Ohnimus announced the appointment of Messrs. Sherwin, Ralph C. Dills, and Hollibaugh as a Select Committee to escort to the rostrum the Hon. Thomas A. Maloney, newly elected Speaker pro Tempore.

OATHS OF OFFICE ADMINISTERED

Upon arriving at the bar of the Assembly, Hon. Sam L. Collins, Speaker-elect; Hon. Thomas A. Maloney, Speaker pro Tempore-elect; Arthur A. Ohnimus, Chief Clerk-elect; Harold F. Lewright, Assistant Chief Clerk-elect; Geraldine B. Hadsell, Minute Clerk-elect; Wilkie Ogg, Sergeant-at-Arms-elect; Andrew J. Cecchettini, Chief Assistant Sergeant-at-Arms-elect; and Rev. Raymond Renwald, Chaplain-elect, took and subscribed to the following oath, administered by Hon. Frank M. Jordan, Secretary of State:

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of California, and 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 12.15 p.m., Honorable Sam L. Collins, Speaker of the Assembly, presiding.

REMARKS BY SPEAKER SAM L. COLLINS

Upon being escorted to the rostrum, and after taking his oath of office, Speaker Collins addressed the Assembly as follows:

First let me thank each and every one of you for once again having named me your Speaker.

While, of course, I feel personally honored, my being here—in the last analysis—reflects the cooperation of *all* the Members of the Assembly in the conduct of our affairs for the people of the State of California.

I cannot help but emphasize that this, the first budget session in the legislative history of our State is an historic one!

The people, by their vote at the last general election, wisely, I think, decided that the business of our great commonwealth could best be conducted if the matters of revenues and expenditures were decided *each year*.

This, of course, is simply the exercise of good business judgment.

Thinking of our State, for the moment, as a great corporation, the people—as the stockholders—have told the Members of the Legislature—the directors of the corporation—that fiscal matters can best be considered and decided annually.

I take it as a mandate from the people that we implement that decision to the very best of our ability.

To do that we must concentrate on the immediate matters at hand.

This, according to the Constitution, declares that the budget session shall be confined to matters in connection with the Budget Bill for the fiscal year—revenue acts necessary therefor, urgency measures requiring a two-thirds vote, acts calling special elections, proposed constitutional amendments, and like matters.

By our actions at this historic session we set the pattern and the precedent for all legislators and for all Legislatures in the succeeding years.

The crux will be our decision—our attitude—on the determination of the definition of "emergency."

It is my opinion that we should use great caution before we decide that a legislative problem falls in the category of an "emergency" and requires extracurricular activity, shall I say, during the period we have been called into session to deal solely with budgetary matters.

It is further my opinion that we best fall back on the accepted legal concept that an "emergency"—from the legislative level—is that which has been created by fire, flood, pestilence, or war.

Should we let down the bars at this session, succeeding Legislatures will accept our acts as precedents for their actions in introducing more and more legislation tagged "emergency."

Such procedure can but flood the courts for years to come with actions to determine the legality of so-called "emergency legislation."

I do not believe the people had this in mind when they voted for budget sessions.

To further what I believe to be the expression of the electorate, it is my hope that you as Members of the Assembly, will decide to create a

"*Screening* Committee" to meet with a similar committee from the Senate to make a thorough study first and then make a recommendation to the members of both houses as to the *actual* urgency of legislation presented to us in the guise of being an emergency!

Before we get into the routine matters of the session, I know I express the feelings of all when I tell you how shocked I was and how filled was my heart with sorrow when I learned of the passing of our late and dearly beloved colleague Assemblyman James E. Thorp of Lockeford.

Undoubtedly it will be your desire to send an appropriate expression of sympathy to members of the Thorp family.

Not only have we lost to the Grim Reaper, but I note with a sincere feeling of regret that my good friend and yours—C. Don Field—after 16 years of outstanding continuous legislative service for the people of California, has decided to retire.

It is with that same feeling of loss that I note with regret the announced retirement of Assemblymen T. Fenton Knight, Phil Boyd and M. Philip Davis.

I note also that our fine friend and sturdy pillar from the Redwoods, Mike Burns, has announced senatorial aspirations and no doubt will soon leave us

Special elections, held during the fall, have sent us three fine replacements.

I speak of Assemblyman Arthur Connolly of San Francisco who comes to us to take the place of our good friend Al Wollenberg, whose appointment to the superior court bench by Governor Warren was applauded by all.

I speak of Assemblyman Glenard P. Lipscomb who is taking the seat of the now Los Angeles Councilman, Ernest E. Debs.

I speak of Assemblyman G. Delbert Morris who comes to us to take the seat of the now Los Angeles City Councilman, Don Allen.

Already, in the short time these gentlemen have been among us, it is more than evident that the people of their respective districts have chosen wisely and well in sending them to us.

Speaking for the Members of the Assembly, to you, Mr. Morris, Mr. Lipscomb, and Mr. Connolly, to your families and friends who have accompanied you proudly to Sacramento, let me offer you a hearty handshake and a sincere welcome!

One final personal word on our membership—

I am at a loss as to how to express my feelings for the departure of our good friend "Scoop" Thurman who has left us to go to what is sometimes laughingly called the "Upper House."

I say that, of course, facetiously.

Naturally, all of us wish for the continued success of our beloved and respected—ex-Assemblyman and now *Senator* Thurman!

As to the physical changes—

You will note that there have been plenty of them! And, I believe, they have long been needed and something we all deserve in addition to our "great" salaries of $100 per month.

These changes, while they are appreciated now, will be most noted should our *next* session extend into the time of year when Sacramento is "enjoying" unusual weather.

My new office is now located in the far corner of this floor. I need not emphasize that the welcome mat is out at all times to all of you.

Also, as a part of the new changes, I am *told* that a campaign started years ago by Miss Miller and later espoused by Mrs. Daley, has been crowned with the modest blush of success by our charming Mrs. Kathryn Niehouse.

I turn now to the immediate business at hand.

I thank you again for the confidence you have, by your votes, expressed in me.

I hope, by my actions as your presiding officer, to merit and to continue to maintain that confidence in this our first and certainly—for the reasons I have outlined—our most important budget session in our State's history!

I thank you.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

COMMUNICATIONS

By Speaker Collins:

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

CHICAGO, ILLINOIS, March 1, 1948

Hon. Sam L. Collins
Speaker, California Assembly, Sacramento, California

Have transportation difficulty returning from Tideland Committee. Arrive as soon as possible.

Regards,

ASSEMBLYMAN JOHN W. EVANS.

ANNOUNCEMENT

Speaker Sam L. Collins announced that the State Printer will deliver to each Member of the Assembly bound volumes of the Assembly Journals for the 1947 General and Special Sessions.

COMMITTEE FROM THE SENATE

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

RESOLUTIONS

The following resolutions were offered:

By Mr. Doyle:

House Resolution No. 2

Resolved by the Assembly of the State of California, That the Speaker appoint a Select Committee of Five 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.

Request for Unanimous Consent

Mr. Doyle asked for, and was granted, unanimous consent to take up House Resolution No. 2, 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. 2, the Speaker announced the appointment of Messrs. Doyle, Cooke, Erwin, Caldecott, and Lyons, as such Select Committee to wait upon the Governor.

By Mr. Maloney:

House Resolution No. 3

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

Speaker—Sam L. Collins
Speaker pro Tempore—Thomas A. Maloney
Chief Clerk—Arthur A. Ohnimus
Assistant Chief Clerk—Harold F. Lewright
Minute Clerk—Geraldine B. Hadsell
Sergeant-at-Arms—Wilkie Ogg
Chief Assistant Sergeant-at-Arms—Andrew J. Cecchettini
Chaplain—Rev. Raymond Renwald

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 3, 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. 3, the Speaker announced the appointment of Messrs. Geddes, Rosenthal, and Carey as such Select Committee to wait upon the Senate.

By Mr. Dickey:

House Resolution No. 4

Resolved by the Assembly of the State of California, That the Standing Rules of the 1947 Regular Session as amended in 1947, be and the same are hereby adopted as the Temporary Rules of the 1948 Regular Session

Request for Unanimous Consent

Mr. Dickey 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—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—74.

NOES—None.

REPORTS OF SELECT COMMITTEES

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

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

RESOLUTIONS

The following resolutions were offered:

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	Lester Thomas Davis	Portola, Plumas County	136	40	--	176	352	17 60
3	Lloyd W Lowrey	Rumsey, Yolo County	23	36	--	59	118	5 90
4	Bert W Loomis	Chico Butte County	86	22½	--	108½	217	10 85
5	Ernest C Crowley	Fairfield, Solano County	40	--	--	40	80	4 00
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	George Miller, Jr	Richmond, Contra Costa County	62	22	--	84	168	8 40
11	Charles M Weber	Stockton, San Joaquin County	48	--	--	48	96	4 80
13	Francis Dunn, Jr	Oakland, Alameda County	84	--	--	84	168	8 40
14	Randal F. Dickey	Alameda Alameda County	84	5	--	89	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	Thomas W Caldecott	Berkeley Alameda County	84	--	1	83	166	8 30
19	Bernard R 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	Arthur H Connolly, Jr.	San Francisco, San Francisco County	90	--	--	90	180	9 00
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
25	Raymond W Blosser	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	Richard J Dolwig	South San Francisco San Mateo County	119	--	11	108	216	10 80
28	Robert C Kirkwood	Saratoga, Santa Clara County	128	12	--	140	280	14 00
29	John F 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	Planada, Merced County	114	10	--	124	248	12 40
32	Donald L Grunsky	Watsonville, Santa Cruz County	198	20	--	218	436	21 80
33	*James W Silliman*	*Soledad, Monterey County*	208	25	--	233	466	23 30
34	James G Crichton	Fresno, Fresno County	169	--	--	169	338	16 90
35	S L Heisinger	Calwa, Fresno County	169	5	--	174	348	17 40
36	Harry J Johnson	Porterville, Tulare County	206	28	--	234	468	23 40
38	John B Cooke	Ventura, Ventura County	490	--	--	490	980	49 00
39	W E James	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	*Walter R Hinton*	*Burbank, Los Angeles County*	447	--	11	436	872	43 60
43	C Don Field	Glendale, Los Angeles County	447	--	10	437	874	43 70
44	Edward E Elliott	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 J Stewart	Pasadena Los Angeles County	447	13	--	460	920	46 00
48	T Fenton Knight	La Canada, Los Angeles County	447	16	--	463	926	46 30
49	Ernest R Geddes	Pomona, Los Angeles County	447	30	--	477	954	47 70
50	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 I Holibaugh	Huntington Park, Los Angeles County	447	6	--	453	906	45 30
53	Montivel A Burke	Alhambra, Los Angeles County	447	9	--	456	912	45 60
54	John L E Collier	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
55	Vernon Kilpatrick	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
56	Glenard P Lipscomb	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
57	Charles J Conrad	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
58	Laughlin E Waters	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
59	Willard M Huyck	Beverly Hills, Los Angeles County	447	8	--	455	910	45 50
60	M Philip 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

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
62	Augustus F Hawkins	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
63	G Delbert Morris	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
64	John C Lyons	Los Angeles, Los Angeles County	447	--	--	447	894	44 70
66	Gordon R Hahn	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	William S Grant	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*	*Upland, San Bernardino County*	508	--	23	485	970	48 50
73	L Stewart Hinckley	Redlands, San Bernardino County	508	9	--	517	1,034	51 70
74	Earl W Stanley	Newport Beach, Orange County	481	4	--	485	970	48 50
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	Brawley, Imperial County	661	--	14	647	1,294	64 70
78	Frank Luckel	San Diego, 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	Howard K Cramer	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 Ohnimus	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 or file.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—74.

NOES—None.

By Mr. Dickey:

House Resolution No. 6

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 amount of one thousand nine hundred twenty-five dollars ($1,925), 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

twenty-five dollars ($1,925) in the aggregate, as shall be necessary for the use of the Members of the Assembly 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. Dickey 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—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—74.

NOES—None.

By Mr. Dickey:

House Resolution No. 7

Resolved by the Assembly of the State of California, That the Controller be and he is hereby authorized and directed to draw his warrants on the Contingent Fund of the Assembly in favor of Arthur A. Ohnimus, Chief Clerk of the Assembly, and the State Treasurer is hereby directed to pay the same, for the sum of two hundred fifty dollars ($250), said amount being for the payment of postage, telegraphing, expressage, and incidental expenses of the Chief Clerk's Office.

Request for Unanimous Consent

Mr. Dickey 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.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—74.

NOES—None.

By Mr. Geddes:

House Resolution No. 8

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

Request for Unanimous Consent

Mr. Geddes 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.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—74.

NOES—None.

By Messrs. Dickey and Waters:

House Resolution No. 9

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 seventy-eight (78) sets of the 1947 Edition of the Larmac Index, at_____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_____in payment for seventy-eight (78) sets of the 1947 Edition of the Larmac Index.

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Dickey:

House Resolution No. 10

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 three (3) sets of the latest edition of Deering's Codes of the State of California; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby directed to deliver one (1) complete set of the codes to the three (3) newly elected members, Assemblymen Connolly, Lipscomb and Morris.

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Dickey:

House Resolution No. 11

Resolved, That the Chief Clerk of the Assembly be and he is hereby authorized and instructed to purchase through the State Purchasing Department, twelve (12) new typewriters.

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Cooke:

House Resolution No. 12

Resolved by the Assembly of the State of California, That the Sergeant-at-Arms or the Chief Clerk be 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. Cooke asked for, and was granted, unanimous consent to take up House Resolution No. 12, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Lyons:

House Resolution No. 13

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 Division on requisition, for the use of the Members of the Assembly, all necessary stationery and supplies.

Request for Unanimous Consent

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

Resolution read, and adopted.

By Mr. Dickey:

House Resolution No. 14

Relative to the standing committees of the 1948 Regular Session

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

1 The standing committees of the 1948 Regular Session shall each have the same number of members as the corresponding standing committees of the 1947 Regular Session

2. The membership of each such committee shall be the same as the membership of the corresponding committee immediately prior to the convening of this session.

3. The Speaker of the Assembly is authorized to fill vacancies existing in the membership of any such committee.

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Hahn:

House Resolution No. 15

Relating to purchase of pocket parts to Deering's Codes of California

WHEREAS, This Assembly purchased eighty-four (84) copies of the latest edition of Deering's Codes of the State of California in 1947 for the use of its members and officers; now, therefore, be it

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 _____ dollars ($_____), said amount being for the purchase of eighty-four (84) sets of 1947 pocket parts for Deering's Codes of the State of California, and be it further

Resolved, That the Chief Clerk be and he is hereby directed to purchase eighty-four (84) sets of 1947 pocket parts for Deering's Codes of the State of California.

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Hahn:

House Resolution No. 16

Relating to purchase of codes published by the State of California

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 obtain eighty (80) copies of each of the codes published by the State of California for the use of the Members of the Assembly.

Resolution read, and ordered referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, CALIFORNIA, March 1, 1948

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

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

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

COMMUNICATIONS

By Speaker Collins:

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

REPORT OF THE JOINT FACT-FINDING COMMITTEE ON LEGISLATIVE PROCEDURE

Mr. President, Mr. Speaker, and Members of the 1948 Regular Session of the Legislature:

The Joint Fact-Finding Committee on Legislative Procedure was created by Senate Concurrent Resolution No 65, adopted in the Senate June 20, 1947, and in the Assembly June 20, 1947. The resolution creating the committee reads in part as follows:

> "1. The Joint Committee on Legislative Procedure is hereby created and authorized and directed to ascertain, study and analyze all facts relating to legislative procedure and parliamentary practices, the Joint Rules of the Senate and Assembly, and particularly such rules as will be required for proper procedure at budget sessions of the Legislature, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation.
>
> "2. The committee shall consist of the President pro Tempore and two Members of the Senate appointed by the Committee on Rules thereof, and the Speaker of the Assembly and two Members of the Assembly, 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, and after final adjournment until the commencement of the 1948 Regular Session, with authority to file its final report not later than the fifteenth legislative day of that session."

The remaining provisions of the resolution are identical with the provisions in other resolutions creating interim committees.

Pursuant to Senate Concurrent Resolution No. 65, the Senate Committee on Rules appointed Senators Byrl R. Salsman and T. H. DeLap to act as Senate members with President pro Tempore Harold J. Powers, and the Speaker of the Assembly appointed Assemblymen Randal F. Dickey and Charles M. Weber to act with him as members of the committee from the Assembly.

At the organization meeting of the committee Senator DeLap was chosen as chairman, and thereafter the committee held meetings and conferred with Mr. Lawrence G. Allyn of the Legislative Counsel concerning the legal aspects of the questions before it.

The members of the committee were unanimous in their belief that the primary reason for the appointment of the committee was to determine and recommend a legislative procedure that would effectively accomplish the intention of the Legislature and the people in adopting

provisions for annual sessions of the Legislature. The ballot argument favoring adoption of that provision declared:

> "The primary purpose of this proposal is to deal annually with state fiscal affairs. It will *not* throw the session open to all types of legislation. Regular law-making sessions of the Legislature will remain on a two year basis."

The primary problem that will confront the Legislature at this budget session involves the enactment of urgency measures. It is contrary to the intent of the Constitution to permit the indiscriminate adoption of bills under the guise that they are necessary for the immediate preservation of the public peace, health, or safety. Further, any such action conceivably can result in a judicial determination invalidating measures where it appears from the facts that they do not meet the standard for such measures prescribed by the Constitution. It is therefore necessary that the Legislature carefully scrutinize all urgency measures introduced at the budget session, weigh the facts as to the need for such measures carefully, and enact only such measures as clearly cannot await consideration at the next regular session.

It is the unanimous opinion of this committee that the restriction of the budget session primarily to fiscal affairs and the assurance that such urgency measures as may be enacted will be sustained as valid by the courts can most effectively be accomplished by the creation of a joint standing committee with power to consider and report upon the propriety of the enactment of all measures proposed for consideration at the budget session.

As to urgency measures, it would be the particular duty of that committee to hold such hearings as are necessary to determine whether the proper facts exist that require the enactment of the bill as necessary for the immediate preservation of the public peace, health or safety, as provided by the Constitution.

The committee recommends the adoption of a joint rule creating such a committee to consist of three Members of the Senate appointed by the Senate Committee on Rules and five Members of the Assembly appointed by the Speaker. In considering such measures the Senate and Assembly members would vote separately, following a procedure similar to that of a conference committee, and an affirmative vote of two of the Senate members and three of the Assembly members would be required to refer such a bill back to the house of origin for further consideration.

Bills referred to this committee could be withdrawn from it after two days notice and by a two-thirds vote of the house in which the bill originated.

It is further recommended that the joint rule instruct the committee that it shall not report out an urgency measure for further consideration unless the committee determines that there is a bona fide urgency and that the enactment of the bill cannot await the convening of the next regular session.

Dated: Monday, March 1, 1948.

Respectfully submitted.

T. H. DELAP, Chairman	BYRL R. SALSMAN
SAM L. COLLINS	HAROLD J. POWERS
RANDAL F. DICKEY	CHARLES M. WEBER

IN JOINT CONVENTION

ASSEMBLY CHAMBER, SACRAMENTO
Monday, March 1, 1948

At 1 p.m., the Senate and Assembly met in Joint Convention. Hon. Sam L. Collins, Speaker of the Assembly, presiding. Chief Clerk Arthur A. Ohnimus at the desk.

ANNOUNCEMENT

Speaker Collins announced the presence in the Assembly Chamber of the Hon. Goodwin J. Knight, Lieutenant Governor of the State of California and President of the Senate; and the Hon. Harold J. Powers, President pro Tempore of the Senate, and invited them to the rostrum.

SENATE ROLL CALL

Hon. Goodwin J. Knight, President of the Senate, declared a quorum of the Senate present.

ASSEMBLY ROLL CALL

Hon. Sam L. Collins, Speaker of the Assembly, declared a quorum of the Assembly present.

APPOINTMENT OF JOINT COMMITTEE ON ESCORT

Hon. Goodwin J. Knight, President of the Senate, announced the appointment of Senators Hatfield, Swing, and Crittenden as the Senate Committee to escort His Excellency, Hon. Earl Warren, Governor of the State of California, to the bar of the Assembly.

Hon. Sam L. Collins, Speaker of the Assembly, announced the appointment of Messrs. Stewart, Doyle, and Clarke as the Assembly Committee to escort His Excellency, Hon. Earl Warren, Governor of the State of California, to the bar of the Assembly.

REPORT OF JOINT COMMITTEE ON ESCORT

The Joint Committee on Escort, appointed to wait upon the Governor, and escort him to the Joint Convention, appeared at the bar of the Assembly, and announced the presence of His Excellency, Hon. Earl Warren, Governor of the State of California.

PRESENTATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE

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

PRESENTATION OF THE LIEUTENANT GOVERNOR

Senator Harold J. Powers, then presented the President of the Senate, Lieutenant Governor Goodwin J. Knight, to the Joint Convention.

PRESENTATION OF THE GOVERNOR

Hon. Goodwin J. Knight, Lieutenant Governor of California, then presented Governor Warren to the Joint Convention.

ADDRESS BY THE GOVERNOR

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

MESSAGE FROM GOVERNOR EARL WARREN TO THE CALIFORNIA STATE LEGISLATURE BUDGET SESSION

STATE CAPITOL, March 1, 1948

Mr. Speaker, Lieutenant Governor Knight, President pro Tempore Powers, Speaker pro Tempore Maloney and Members of the Legislature:

I welcome you back to Sacramento for this annual session under the constitutional amendment of 1946. It is an historic session, the first of its kind in the life of our State. It will be a precedent-making session, because what is done will make the pattern for future budget sessions.

The Constitution limits consideration in this session to the "Budget Bill for the succeeding year, revenue acts necessary therefor, urgency measures requiring a two-thirds vote, acts calling elections, proposed constitutional amendments, the approval or rejection of charters and charter amendments of cities, counties, and cities and counties, and acts necessary to provide for the expenses of the session."

I assume that this language was used by the Legislature in proposing the constitutional amendment for the purpose of preventing the budget session from becoming a regular session. In order to conform to the spirit as well as the letter, I sought the counsel of President pro Tempore Powers and of Speaker Collins. We were all agreed that the words "urgency measures" meant what they imply: Namely, emergency matters that cannot await the regular session.

I, therefore, shall refrain from recommending a legislative program at this session, despite the fact that I have in mind a number of measures that in my opinion could be called needed legislation. I shall, therefore, recommend to you only a few matters that appear to me to be urgent, leaving what may be merely desirable for the regular session next year.

Our State is confronted with a serious water and power shortage that threatens to ruin crops, slow down industry, and create unemployment. The Public Utilities Commission is taking whatever steps are open to it in order to minimize the effects of the shortage. However, regardless of what it may do, many hardships will be undergone unless a sizeable amount of power can be saved. The one way that appears to be feasible is through daylight saving. I know that many of our people object to this procedure in normal times, but those I have talked to recently are willing to undergo the inconvenience for the period of the drought because of the emergency conditions and for the common good.

I, therefore, urge that you give serious consideration at the earliest possible moment to the enactment of a daylight saving statute for a period of one year, with an automatic expiration date at the end of that time or sooner if conditions warrant it. I am told that the enactment of such a statute will save approximately the amount of electricity normally used by the City and County of San Francisco.

I also believe that the Legislature should determine the future of child care centers, which automatically expire on May 30th of this year. No new centers could be established since February 20th. These child care centers were established first by the Federal Government in wartime, but federal aid has long ago been discontinued, and they have since been maintained by the State on a year-to-year basis. If they are not to be maintained beyond May 30, 1948, provision must be made for the care of many of these children in another manner. Your committees have studied the matter exhaustively, and I am told that another study made by the University of California will soon be available to you.

Another activity originally established by the Federal Government and recently abandoned by it, now calls for consideration by the Legislature. In 1935, the Federal Government established farm labor camps for migratory farm labor in many parts of our State. They were continued thereafter as a war activity. Recently the government decided to close and dispose of them either to the State or to farmer or labor groups. Up to the present time it has been impossible to ascertain from the Secretary of Agriculture the price or conditions under which the sale will be made. It is imperative, however, that these camps remain open, as other housing is not available for the farm workers. I believe it is important for the Legislature to determine at this time what the policy of the State should be with relation to these camps. At the present time they are being operated under revocable leases by farmers groups in the various communities.

Schools

The rapid increase in our population and the increasing birth rate in the past several years have swollen our school population far beyond the capacity of our present school plant to accommodate. The State has previously made available the sum of $20,000,000 to assist impoverished school districts in constructing the buildings necessary to meet this load. Substantially all of this amount has already been allocated. It is far from sufficient to relieve the situation, and I am including in the budget $30,000,000 additional for this purpose. Even this amount will eventually be inadequate but is all that is available from state finances

In 1946 when the Legislature adopted the measure appropriating $90,000,000 for a postwar building program for cities and counties, provision was made whereby this money *could be made available* for use of schools. However, they have benefited scarcely at all from this source. In fact, of this huge sum, only $517,870 has been allocated for schools. Over half of this $90,000,000 is still unallocated, and I am suggesting that the Legislature investigate the possibility of making at least a part of the unexpended balance of this fund available for this pressing need When all of the children born during the war years are ready for school, the classroom shortage will make the present housing shortage look mild by comparison. It is primarily a problem of local government and all local agencies should cooperate to the extent of their ability.

These are the only matters that I desire to call to your attention at this time. Should there be others during the time you are in session, I will communicate them to you by special message.

I will now discuss briefly the main purpose for which you are gathered here—the budget.

As has been the case with every Governor, almost without exception, at each regular session of the Legislature since our State was admitted to the Union, I must present to you the largest budget ever submitted to date. This invariable practice of Governors is not a matter of choice, but of necessity

This rising curve of expenditure coincides with the most phenomenal growth ever experienced by any state in the history of our Country It reflects the insistence of our people upon ever higher standards of education, public health, social welfare, institutional care, public works, and other necessary governmental services. It demonstrates the tendency to shift the costs of government from local taxation to state taxation It represents the practice of increasing through constitutional amendment, initiative measures and legislative action, the fixed charges of government whereby state expenditures are controlled by legislative formula as distinguished from administrative discretion.

It also reflects the *inflationary* forces which have accelerated during recent years —the same forces that bear down so heavily on the budgets of all workmen, housewives, and businessmen.

But, beyond all of these factors, these expanding budgets mean that those of us who are charged with the administration of State Government are responding to the demands of a considerate and progressive people who want better standards of living, and a utilization and conservation of our great natural resources, as well as humane and efficient government. When our State Government does not move fast enough in this direction to suit them, the people themselves initiate and adopt their own legislation through the ballot box.

The growth of our State in recent years has been beyond the expectation or even imagination of anyone. According to census estimates, since 1940 our population has grown over three million people, the equivalent of a new city of 40,000 people every month for the past seven years Two and a half millions of that increase have occurred since I was first elected to the governorship in 1942 To say merely that this growth has called for expansion in governmental activities, and has placed a strain upon state and local facilities, is an understatement. Whether it is our hospitals, our correctional institutions, our highways, our office buildings, our Capitol, our University, colleges or schools, we are crowded—often to the point of suffocation.

These conditions are aggravated, of course, by the fact that neither during the depression years of the '30s—when we also gained a million and a quarter in population—nor during the war, did we have a normal amount of construction to keep pace with need Throughout the depression this was due to the fact that we did not have the funds, but, during the war and since, it was because we did not have the materials. Fortunately, during the war our revenues were high, and at my suggestion the Legislature wisely set aside reserves from the surplus to liquidate our bonded indebtedness and to provide a large construction fund to take care of our accumulated needs These construction funds remain largely unspent, not because of lack of need, but because we have not wanted to contribute to inflation We have not wanted to compete with home building, business and industry, for materials and manpower Private enterprise needs these in order to maintain employment and production at high levels

But some things cannot be delayed In this budget, highway construction and other very essential work represent a sizable percentage of its total.

All of these factors change our budget-making, and it might be well at this time to make a comparison between our present budget and the expenditures of six years ago, in order to see where we are moving and why. It will demonstrate some of the trends

and conditions I have mentioned. I select the expenditures of six years ago because the Fiscal Year 1943 was the first year of my administration.

The present budget, which I herewith submit to you according to the Constitution, represents a total of $919,943,287. This is $669,000,000 more than the $250,861,000 of expenditures during 1942-43—a staggering increase. Now, let us see what accounts for most of that increase.

More than one-half of this increase represents payments to local government—the cities, the counties, and the school districts of our State—as required by law.

One hundred fifty-eight million, eight hundred thousand dollars of the increase represents the State's greater expenditures for the Public School System of California. Under the constitutional amendment proposed and adopted by the people in 1946, the State's support of elementary schools was doubled; its support of secondary schools was increased 33 percent, and its support to kindergartens was provided for the first time. Under legislative enactments, the State also assumed the deficit in the Teachers Retirement System, and has undertaken to assist distressed school districts in meeting their building needs. In the meantime, school attendance has gone up by 43 percent—all of which adds up to an increase of $158,800,000 in the budget now being submitted to you.

Sixty-three million, five hundred sixty-three thousand dollars of the increase represents increased subventions for social welfare. It results in part from a greater number of recipients of aid to the aged, the blind, and needy children. In 1948-49 there will be 60,000 more in these categories than in 1943. It will also be remembered that during that period old-age assistance was raised by the Legislature from $40 to $60 per month, aid to the blind from $50 to $75 per month, and aid to needy children from $10.40 to $23.80 per month. In addition, the Legislature transferred to the State additional financial responsibility formerly borne by the counties.

Seven million, four hundred ninety-five thousand dollars of the increase represents larger subsidies to local government in the field of public health for tuberculous patients, for hospital construction, for county and city health departments and for mosquito-abatement activities.

Thirty million, four hundred seventy-seven thousand dollars of the increase represents payments to local governments for sites, plans and construction of public works and for local costs of flood control projects.

Eighty-three million, four hundred six thousand dollars of the increase represents augmented payment of shared revenues to cities and counties. Most of this is found in the increased motor vehicle fuel tax and larger apportionments therefrom for county roads and city streets. The remainder of this item reflects the relinquishment by the State to the cities and counties of its former 50 percent of liquor license fees and of its share of motor vehicle license fees. Increases in other miscellaneous subsidies aggregate approximately $2,800,000.

These items of increase, occasioned by subsidies to local government, aggregate $346,600,000, or 52 percent of the increase over the Budget of 1942-43.

Because, during the depression and war years and while we were growing so rapidly, practically no building construction was undertaken, it is absolutely essential that many of the agencies of government be provided with additional facilities during the coming year. By far the greater part of the money for these buildings, while showing as an expenditure in this budget, will not come from current taxes. The people have paid for these improvements in prior years. The money for them is now in the building reserve funds. The total increase of these expenditures, and for highway construction, is $181,300,000 over 1943.

This increase for construction added to the increase for subventions over 1943 totals $527,900,000.

As a matter of fact, when all of these items, and other miscellaneous ones are accounted for, there remains for the operation of State Government during 1948-49 the total sum of $222,741,000. This represents an increase of $135,183,000 over the total expenditures for the same purpose in 1942-43. Now, let us see what some of the reasons are for that increase.

For the University of California, there is in this budget $14,600,000 more than was spent for the same purpose in 1942-43. But, there will be 23,000 more students enrolled in 1948 than there were in 1942-43.

For the state colleges and special schools and the Department of Education, there is $10,800,000 more than was spent in 1942-43. But, again, there will be 14,500 more students than at that time.

It will cost $21,400,000 more to operate our mental hospitals and clinics than in 1943. The 40-hour week, salary increases and an additional 7,400 patients, as well as the increased cost of food and commodities and improved care for the 36,000 patients, account largely for this increase.

The expansion of the Highway Patrol from 970 to 1,290 officers, highway planning by the Department of Public Works for the new highway program, and the 1,250,000 increase in motor vehicle registration account for a six-year increase of $22,800,000.

In the Department of Corrections, we have 4,800 more prisoners in our penitentiaries and wards in our youth institutions than we had in 1943. We have many new

institutions to operate. The cost of operating these facilities now is $10,400,000 more than was spent in 1942-43.

These four services alone account for $80,000,000 of the increase over 1942-43.

One of the important factors in the cost of State Government since 1942 is the statutory salary increases which aggregate $43,208,000 in the entire State Government. Another is the 40-hour week, established by the Legislature in 1947, which called for 1,700 new employees at an annual expense of $8,000,000.

This is indeed a large budget, but it has been carefully prepared in a manner to promote efficiency and to carry out the policies of the Legislature. It has also been kept in line with anticipated revenues in order that it will be a balanced budget. The normal expenditures from the General Fund are well within the estimated revenues.

State revenues of $784,748,947 are estimated for the 1948-49 Fiscal Year on the basis of continuing the tax reductions effected in 1943, 1945 and 1947, which continuation I recommend.

This amount, plus allocations from the building reserves for construction, and from surplus for nonrecurring and abnormal items, is sufficient to finance this budget.

The accumulated General Fund surplus as of June 30, 1948, will be $135,525,771. Of this sum, $44,689,000 will be required to finance abnormal and nonrecurring items of expenditure in the 1948-49 Fiscal Year which I am recommending, such as additional aid needed by impoverished school districts

I recommend that $37,800,000 of this surplus be transferred to the Postwar Employment Reserve to finance the following future expenditure items which are not now covered in the State's postwar building program but which have been given the highest priority by the affected agencies:

University of California—To enlarge sewage plant at Davis; to provide a second engineering unit at Los Angeles and additional engineering laboratories at Berkeley; to extend utilities at Los Angeles to serve the additional buildings projected at that campus—$5,000,000

Department of Education—To provide additional needed funds for construction of buildings on new campus of Fresno State College—$3,000,000.

California Youth Authority—To construct adequately and furnish complete facilities as Los Guilucos, Paso Robles, and north and south clinics—$2,000,000.

Department of Corrections—To augment present inadequate funds for construction of medium security prison, vocational and medical facility, and to provide additional capacity at these institutions—$5,500,000.

Department of Mental Hygiene—To permit completion of first new mental hospital and for expanding inmate capacity at Pacific Colony—$8,300,000.

National Guard—To cover partially the additional cost of permanent statewide armory-building program—$5,000,000.

Department of Finance—To provide for additional state office buildings in Sacramento—$5,000,000.

State Agricultural Society—To provide additional needed funds for construction at new State Fair site—$4,000,000. The urgency of this is connected with the possible use of the present site by the new Sacramento State College.

It will be necessary to reserve in the General Fund as of June 30, 1949, the sum of $33,000,000. This will provide for balances in appropriations made at prior legislative sessions which will remain unexpended but still available for expenditure after the close of the next year.

After making this transfer and this reservation, there will remain in the General Fund a free and uncommitted surplus of $20,037,000 This amount is available for appropriation by the Legislature for items on which legislative policy is to be determined, such as child care centers, provision for new state colleges, the construction of academies authorized at the last session of the Legislature, and other expenditures.

In closing, I want you to know that I am in sympathy with those who are seeking to keep taxes down I initiated the tax reductions of 1943, 1945, and 1947. The accumulated savings to the taxpayers under these statutes amount to $422,000,000 I urge you to pass the same tax reduction bill this year. It will save the taxpayers another $119,000,000. I would go even further if I believed our financial condition would warrant doing so However, all of the expert advice I have received is to the effect that we should not be more optimistic concerning anticipated revenue than we have been in the preparation of this budget Should a recession occur, our income would be cut substantially and we would be forced to draw upon our reserves. We have a "rainy day fund" for that purpose and it should be faithfully preserved until it is actually needed, but we should not voluntarily place ourselves in a position where we are obliged to spend it. To touch the building reserves would be immoral, because as large as those reserves are they are far from sufficient to take care of the building deficiencies which accumulated during the years of depression and war, while we were growing faster than any other part of the Nation. If we should spend this money for purposes other than to build our governmental plant in keeping with the times and adequate to our greatly increased population, the people of our State would

pay dearly for our shortsightedness for at least a generation. In this connection, it should be remembered that the money in our building reserves will buy only half of what it would buy six years ago because construction costs are now double what they were then.

Members of the Legislature, I submit this budget to you as having been honestly made in accordance with your policies and the needs of our people. I say your policies, not to distinguish them from my own, because we have worked together in planning a solvent future for our State. With one notable exception, I have signed every bill since 1942 which affects this budget. I refer to your policies, only to emphasize that our government is a cooperative enterprise. You make the policy for spending. We spend accordingly. I am happy to say that not only is this a balanced budget, but during the past few years provision has been made for paying off our bonded indebtedness and for establishing reserves that will cushion a depression and in a large measure take care of building needs. We have kept on the narrow road of solvency and have reduced taxes as we went along.

I wish you success in your work and offer you every cooperation.

INTRODUCTIONS

Speaker Sam L. Collins then introduced Mrs. Earl Warren, First Lady of the State of California, and Mrs. Goodwin J. Knight, wife of the Lieutenant Governor of the State of California, to the Members and guests of the Joint Convention.

ADJOURNMENT OF JOINT CONVENTION

At 1.45 p.m., there being no further business, the Speaker of the Assembly declared the Joint Convention adjourned sine die.

IN ASSEMBLY

At 1.46 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

LEAVES OF ABSENCE FOR THE BALANCE OF THE LEGISLATIVE DAY

Mr. Rosenthal asked for, and was granted, unanimous consent that Messrs. Evans, Robertson, and Sheridan be excused for the balance of the legislative day.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 1: By Messrs. Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Mrs. Niehouse, Messrs. Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, and Weber—Relative to adjournment in respect to the memory of Assemblyman James E. Thorp.

Request for Unanimous Consent That Names of All Members Present Be Placed Upon Resolution

Mr. Weber asked for, and was granted, unanimous consent that the names of all members present be placed upon Assembly Concurrent Resolution No. 1, as co-authors.

Request for Unanimous Consent

Mr. Weber 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 adjournment in respect to the memory of Assemblyman James E. Thorp.

Resolution read, and adopted unanimously by a rising vote.

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. Lester T. Davis, Burns, Doyle, Maloney, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Morris, Mrs. Niehouse, Messrs. Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, and Weber—Relative to adjournment in respect to the memory of Richard E. Collins.

Request for Unanimous Consent That Names of All Members Present Be Placed Upon Resolution

Mr. Lester T. Davis asked for, and was granted, unanimous consent that the names of all members present be placed upon Assembly Concurrent Resolution No. 2, as co-authors.

Request for Unanimous Consent

Mr. Lester T. Davis 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 adjournment in respect to the memory of Richard E. Collins.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT REMARKS BE PRINTED IN THE JOURNAL

Mr. Connolly asked for, and was granted, unanimous consent that the remarks made in tribute to the memory of Assemblyman James E. Thorp, and Mr. Richard E. Collins be ordered printed in the Journal.

REMARKS BY MR. WEBER IN MEMORY OF ASSEMBLYMAN JAMES E. THORP

In arising to ask for the adoption of this resolution, I do so with a deep sense of sympathy for the relatives of Jim Thorp, and with a feeling of sorrow as a Member of this Legislature who expresses the sentiments of the other members.

Jim Thorp was a fine man. In his character we found simple virtues and friendliness, the unheralded charity, the extending of the helping hand, and the lifting upward of his fellowman.

Jim was gifted in social graces; his popularity in this State enabled him to bring to this Legislature the grand entertainment and good times which are a happy memory to those of us who have served in these halls with him during past years. His record as a Legislator is widely known, particularly in the field of agriculture where he brought his abilities to serve and to devise legislation which would facilitate production. In animal husbandry Jim Thorp was an expert—it was his life's greatest activity. He daily lived that life. His herd of swine were famous as prize winners throughout the Nation and the State.

He sought by his example in selected breeding of hogs to improve the production in this State, and he carried on this activity as an example to the junior farmers whom he encouraged and trained in proper breeding methods.

Jim Thorp could have been a wealthy man, had he desired to produce livestock for profit, but he preferred to serve the public and to set a high standard for others to follow.

As a Legislator—and how important is this calling—perhaps the highest service after the religious life! Jim served the State with honor and distinction. Reward? How little of this there can be here.

May God grant Jim Thorp eternal reward.

In asking for the adoption of the resolution, I request that all members be permitted to add their names as authors.

REMARKS BY MR. MALONEY IN MEMORY OF ASSEMBLYMAN JAMES E. THORP

Absent from the seat which he occupied for so many years, and from the place where he represented his constituents so well, is our late brother, James E. Thorp of Lockeford, California.

Today, with sorrow in our hearts we pay tribute to the memory of our esteemed and beloved colleague.

Today, we bid him farewell on his voyage to his eternal home, and from his heavenly place on high we pray that he is blessed with the rest of heaven from the toils of earth that wearied his spirit.

Jim Thorp was kind, he was gentle, he was humane, he was possessed of a disposition that made each and every one of us; yes, and those who had the privilege of knowing him, marvel how mild he was in defeat or victory. His years of membership in this body bespeak the great love he had for his Country and the State of California, under whose protection he was so proud to live.

The memory of Jim Thorp, of his lovable character and kindly deeds, which even death cannot stifle, lingers with those who loved him, to soften their grief at the dissolution of earthly ties.

To Mrs. Thorp and her daughter and son: We unite our hearts and sympathize with you in mourning the loss of one so dear to you by the ties of blood, and dear to us by the ties of friendship. May he rest in peace.

REMARKS BY MR. HEISINGER IN MEMORY OF ASSEMBLYMAN JAMES E. THORP

It is with profound sorrow that I join in this memorial for the passing of our former member and personal friend, James Thorp.

Probably I was as closely associated with Mr. Thorp as was any other member of this body.

As has been stated by Mr. Weber, Mr. Thorp was an expert in livestock problems, and he devoted much of his time and energy to livestock legislation.

For several sessions, Mr. Thorp was Chairman of the Livestock and Dairy Committee, of which I was Vice Chairman. Many times during the days of his last services when he did not feel physically able to do all the work of chairman, I was glad to assist him in the work he so freely gave to help the people of his State.

James Thorp helped others even when he could have conserved his own strength. May it be true of each of us that we may serve others rather than ourselves, and, in this respect, follow the admonition of the Golden Rule.

REMARKS BY MR. LESTER T. DAVIS IN MEMORY OF MR. RICHARD E. COLLINS

The Honorable Richard E. Collins, age 75, was born in Weaverville in March of 1873.

In 1902 he was elected Assessor of Shasta County, and also elected to the Board of Equalization, of which he was made chairman in 1906.

The board personnel at that time consisted of one man; now it is one of the State's largest departments with some 1,700 employees.

Because of ill health, Mr. Collins retired in 1945 after serving his native State for 45 consecutive years.

He leaves behind him a fine record of public service.

REMARKS BY MR. WEBER IN MEMORY OF MR. RICHARD E. COLLINS

Richard Collins came from the timber and rocks of the northern mountain country. He brought into the service of the public, both as county assessor and as a member of the State Board of Equalization, the rugged individualism of the pioneers of the generation before him.

He served the State with clarity of thought and action, despite the confusion which is brought to us who serve the public by the tumult of the times.

The State has lost a distinguished and able veteran public servant.

RESOLUTIONS

The following resolutions were offered:

By Mr. Loomis:

House Resolution No. 17

Relative to adjournment in respect to the memory of John E. Frazier

WHEREAS, John E. Frazier, a Member of this Assembly from 1931 to 1937, representing the Fifth Assembly District, died on November 30, 1947, in his sixty-sixth year; and

WHEREAS, John E. Frazier was born in the historic town of Sawyer's Bar, Siskiyou County, later attended school and entered business for a time in the San Francisco Bay area, then returned to the community of his youth, and established automobile distribution and farming enterprises at Gridley, California, soon becoming one of the most outstanding civic leaders in that area; and

WHEREAS, His love for his community and his kindly interest in all people were evidenced by his many friends and his membership in various civic and fraternal organizations, including North Butte Lodge No 231 of Masons of Gridley, Oroville Elks, Native Sons of the Golden West at Oroville, and Odd Fellows Lodge at Gridley; and

WHEREAS, His wide interests soon brought him into civic and political prominence resulting in many years of public service: As many times Mayor of Gridley, city councilman from 1921 to 1938 and from 1942 to 1946, and for a time chief of police of that city, and his three terms as Member of this Assembly where he served ably and well the people of the Fifth Assembly District and of the State of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly express their deep regret upon learning of the death of their friend, John E Frazier, and the loss of his services to his community and State; and be it further

Resolved, That the Chief Clerk of this Assembly transmit a suitably prepared copy of this resolution to Mrs. Alice Frazier of Gridley, widow of John E. Frazier; and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to the memory of John E. Frazier of Gridley, California.

Request for Unanimous Consent

Mr. Loomis 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.

By Messrs. Grunsky, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Mrs. Niehouse, Messrs Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, and Weber:

House Resolution No. 18

Relating to adjournment in respect to the memory of George G. Radcliff

WHEREAS, The Members of this Assembly are profoundly moved upon learning of the death, on February 15, 1948, of George G. Radcliff, for decades a leader in the public and political life of California; and

WHEREAS, George G. Radcliff was born in Grass Valley, California, February 6, 1868, and as a young man traveled throughout the State, engaging in newspaper work, and becoming acquainted with the many facets of government; and

WHEREAS, After holding the office of City Clerk of Watsonville, he was elected to the Assembly from that district and served in this Assembly from 1899 to 1901, and thereafter as Postmaster for Watsonville from 1902 to 1907; and

WHEREAS, George G. Radcliff came into prominence again in state political affairs as a member of the committee which helped bring the late Hiram Johnson to the Governorship of California, and thereafter was appointed State Superintendent of Buildings and Grounds; and

WHEREAS, In later administrations he served as Chairman of the State Board of Control, introducing those principles in expenditure of state moneys which now operate through the State Bureau of Purchases; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby express their profound regret upon the loss of the conscientious

and able public service of George G. Radcliff to the people of California; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a copy of this resolution as an expression of sympathy to the widow of George G. Radcliff, Mrs. Harriett A Radcliff; and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to the memory of George G Radcliff.

Request for Unanimous Consent That Names of All Members Present Be Placed Upon Resolution

Mr. Grunsky asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No 18, as co-authors

Request for Unanimous Consent

Mr. Grunsky 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 a rising vote.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 3: By Messrs. Sam L. Collins, Maloney, Anderson, Beck, Blosser, Brown, Burke, Burns, Caldecott, Clarke, Collier, Cooke, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Field, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Lipscomb, Loomis, Lyons, McMillan, Morris, Price, Rosenthal, Sherwin, Silliman, Stanley, Thompson, Waters, and Weber—Relative to the selection of the Legislative Counsel of California.

Request for Unanimous Consent

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

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 3

Assembly Concurrent Resolution No. 3—Relative to the selection of the Legislative Counsel of California.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—74.

NOES—None.

Resolution ordered transmitted to the Senate.

ANNOUNCEMENT

Speaker Collins announced that copies of Senate Concurrent Resolution No. 2 and Senate Concurrent Resolution No. 4 will be available in the Legislative Bill Room tomorrow; and urged Members of the Assembly to secure copies of them and read them.

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

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

Assembly Bill No. 1: By Mr. Sherwin—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, to take effect immediately.

Referred to Committee on Ways and Means.

ANNOUNCEMENT

Speaker Collins announced that all committees, committee chairmen, and committee members, as appointed by him at the previous session, in 1947, will serve as the Standing Committees of the 1948 Regular Session; and that all vacancies on committees will be filled, and appointments be announced, within the next few days.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 1, 1948

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

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. 1—Relative to approving amendments to the charter of the City of Stockton, State of California, ratified by the qualified electors thereof, at the general municipal election held therein on Tuesday, October 14, 1947.

Referred to the Committee on Rules.

Senate Concurrent Resolution No. 3—Relative to the adjournment of the Legislature in honor of Senator Charles H. Deuel.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 3, at this time, without reference to committee, print, or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 3

Senate Concurrent Resolution No. 3—Relative to the adjournment of the Legislature in honor of Senator Charles H. Deuel.

Resolution read, and adopted unanimously by a rising vote.

Resolution ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Collins:

The following opinions of the Legislative Counsel were received, read, and ordered printed in the Journal:

Opinions of Legislative Counsel

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 1, 1948

Hon. Sam L. Collins
Speaker of the Assembly

MR. SPEAKER: In our opinion of February 16, 1948, on "Legislation Which May Be Considered at a Budget Session," we stated that "non-legislative business, such as confirmation of appointments" may be transacted at a budget session.

Under this head comes the selection of the Legislative Counsel in view of Section 10201 of the Government Code, which provides that the Legislative Counsel shall be selected "by concurrent resolution at the beginning of each regular session."

Very truly yours,

FRED B. WOOD, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, February 16, 1948

Hon. Sam L. Collins
Speaker of the Assembly of California

Legislation Which May Be Considered at a Budget Session

MR. SPEAKER: In response to a request of the Assembly therefor, I have prepared and transmit herewith my opinion on the subject of "Legislation which may be considered at a budget session."

In accordance with the request, I am also sending a copy of this opinion to each Member of the Assembly.

Yours very sincerely,

FRED B. WOOD, Legislative Counsel

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, February 16, 1948

Legislation Which May Be Considered at a Budget Session—No. 6267

California's first budget session will convene Monday, March 1, 1948. It is designated a regular session but is limited as to subject-matter.

At such a session the Legislature *may consider only:*

(a) The Budget Bill for the next ensuing fiscal year.
(b) Revenue acts necessary therefor.
(c) Urgency measures requiring a two-thirds vote.
(d) Acts calling elections.
(e) Proposed constitutional amendments.
(f) Approval or rejection of charters and charter amendments.
(g) Acts providing for the expenses of the session.

Generally

The session will be designated the "1948 Regular Session," pursuant to Joint Rule No. 39, adopted at the 1947 Regular Session. When the session convenes, each house will elect officers for the session, adopt Rules, and provide for the appointment of such standing committees as may be necessary.

Insofar as the Constitution specifies and limits the subjects upon which the Legislature may act at budget sessions, such a session will be similar to special sessions convened by the Governor. In order to enact any specified measure, it must come within one of the classes specified in the Constitution.

Unlike a special session, the budget session is convened pursuant to the provisions of the Constitution and not by proclamation of the Governor. Neither the Governor nor the Legislature nor either house has any power to enlarge the scope of a budget session. If legislation becomes necessary on any subject not authorized at a budget session by the Constitution, it can be considered only at a separate special session convened by the Governor for that purpose.

There is no constitutional requirement for a recess during the budget session as is the case at a general session. Each house may, however, recess for a period of more than three days, with the consent of the other house, pursuant to Section 14 of Article IV of the Constitution.

There is no constitutional limitation upon the number of bills which a member may introduce at a budget session, nor as to the time of their introduction, nor any requirement for consent of the house to introduce a bill. Regulations, if any, of this kind would be the subject of the Standing or the Joint Rules.

Budget Bill

At the 1948 Budget Session the Legislature may enact the Budget Bill for the succeeding fiscal year, that is, the general appropriation bill for expenditures to be made during the period from July 1, 1948, through June 30, 1949.

In this connection it should be noted that the Budget Bill may contain only items of appropriation and not general legislation. For example, it could not contain provisions authorizing the increase of a statutory salary, or providing for expenditure of funds for purposes not authorized under other provisions of law. However, it would appear proper to include in the Budget Bill items to pay claims against the State such as are ordinarily considered in the form of separate claim bills.

The Budget Bill is the only appropriation bill specifically authorized. Any proposal for the appropriation of money to be spent during the ensuing fiscal year will have to be submitted as an amendment to the Budget Bill and not as a separate bill, unless the proposal can be enacted as an urgency measure.

Revenue Acts

"Revenue acts" are acts which affect the income of the State Government. The term is broader than merely "taxes," and the Legislature has broad powers to enact legislation affecting the income of the State. It may increase or decrease the rates of existing taxes, repeal tax laws, or enact new ones, and likewise increase or decrease license and inspection fees.

The Legislature could not, however, enact new regulatory legislation in a field not covered by existing law on the theory that such legislation constituted a revenue act.

The term "revenue acts" is used in the Constitution with reference to state expenditures contemplated by the budget and the Budget Bill, and hence does not authorize legislation affecting taxes or revenues of local governmental agencies.

Urgency Measures

Insofar as proposals for general legislation may be considered at a budget session, they can be enacted only in the form of urgency measures.

An urgency measure may be enacted only by a two-thirds vote of all the members elected to each house of the Legislature. Particular attention must be given to the nature of such a measure and to the restrictions imposed by Section 1 of Article IV of the Constitution. That section vests in the people the right of referendum as to all legislative acts with certain exceptions. These exceptions include "urgency measures," which are acts that go into immediate effect as "necessary for the immediate preservation of the public peace, health or safety." The facts as to such necessity must be set forth in a separate section of the bill which must be voted upon by separate roll call.

The Constitution further provides that "*no measure creating or abolishing any office or changing the salary, term or duties of any officer, or granting any franchise or special privilege, or creating any vested right or interest, shall be construed to be an urgency measure.*" In view of these restrictions, legislation cannot be enacted at a budget session which would create a new governmental agency or office or impose upon existing officers new duties or functions substantially different from those provided by existing law.

The question whether or not a particular legislative bill is an urgency measure (a measure necessary for the immediate preservation of the public peace, health or safety) has a significance at a budget session which it does not have at any other session of the Legislature.

At a budget session that question goes to the very power of the Legislature to enact the measure. At other sessions it is merely a question whether the act takes effect immediately and is not subject to the referendum, or 90 days after final adjournment and is subject to the referendum.

Clearly the responsibility for making a correct decision as to the facts of the necessity is correspondingly greater at a budget session than at any other session—a responsibility primarily that of the Legislature. Thus far, the courts have entertained an almost conclusive presumption in favor of the Legislature's finding of facts. It does not necessarily follow that the same degree of credit need be given to that finding when upon its accuracy the very power to legislate depends. Whether that presumption be maintained or modified, it is competent for the houses by rule to provide special facilities to aid them in the determination of the necessary facts whenever a proposed urgency measure is under consideration at a budget session.

Acts Calling Elections

Such acts are not frequent and may, perhaps, be necessary only when it is desired to place a constitutional amendment or other proposition on the ballot prior to, or concurrently with, the ensuing general election.

Constitutional Amendments

The Constitution does not impose limitations on the adoption of constitutional amendments by the Legislature at budget sessions. These may relate to any subject.

Such amendments adopted at the 1948 Regular Session will not automatically be placed on the 1948 November general election ballot, in view of the provisions of Sections 1502 and 1505 of the Elections Code relating to the time for the preparation and submission of arguments for and against proposed constitutional amendments. If it is desired that constitutional amendments adopted at the 1948 Session be placed on the ballot for the 1948 general election, it would be necessary to enact legislation for that purpose, either by an act calling a special election or by an urgency measure which would make appropriate amendments to the Elections Code.

Charters

Proposed county or city charters and amendments thereto may be approved or rejected.

Expenses of Session

As to the expenses of the session, legislation may be enacted providing for the expenses of the session, such as contingent expenses of the two houses, legislative printing, and mileage and expenses of members and officers. The money so appropriated will be available only for expenses incurred in connection with the budget session itself. It would not be available, for example, for the expenses of interim committees created by the 1947 Regular Session.

Legislative Committees

At a budget session, the Legislature or either house may create such standing or special committees as may be deemed necessary properly to carry out the business under consideration during the session.

It is questionable whether investigating committees can be created with power to act after final adjournment. The courts have held in substance that the creation of such a committee is an act of legislation even though accomplished by means of a resolution. The power to legislate at a budget session is limited to the subjects specified in the Constitution, defined by reference to types of legislative measures: The Budget Bill, revenue acts necessary therefor, urgency measures, acts calling elections, constitutional amendments, charters and charter amendments, and acts providing for the expenses of the session. The resolution creating an interim committee is not one of them.

Perhaps so narrow a view of the interim committee power at a budget session is not necessary. It may be that such a committee could be created to study any phase of state revenues and expenditures, or the subject of any constitutional amendment proposed or urgency measure adopted at the same session. We deem the narrow view the safer. If a study proposed at a budget session is within the scope of the work of an interim committee created at the preceding general session, it

would seem safer in law to instruct that committee to conduct the study, rather than to create a new committee for the purpose.

It is our opinion that at the budget session either house of the Legislature may augment the funds authorized for expenditure by interim committees heretofore created, insofar as money is available for that purpose. This may be done by a resolution authorizing such a committee to expend money previously allocated to another committee or by a resolution allocating money appropriated for contingent expenses in the 1948-1949 Budget Bill, which will become available on July 1, 1948. However, such allocations are not properly "expenses" of the budget session, and money appropriated pursuant to the constitutional authorization to provide for the expenses of the budget session could not be used for this purpose.

Nonlegislative Business

We are of the opinion that nonlegislative business, such as confirmation of appointments, may be transacted at a budget session without limitation, as at any other session.

FRED B. WOOD, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

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

The following resolution was offered:

Assembly Concurrent Resolution No. 4: By Mr. Gannon—Relative to approving amendments to the charter of the City of Sacramento, a municipal corporation in the County of Sacramento, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the fourth day of November, 1947.

Referred to Committee on Rules.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 3.45 p.m.

Ways and Means.

At 4 p.m.

Interim Committee on Agriculture and Livestock.

On Tuesday at 9.30 a.m.

Rules.

ANNOUNCEMENT

There having been a number of requests made that matters leading to proposed emergency legislation in the matter of transit problems be given a hearing, the Assembly Interim Committee on Highways, Streets, and Bridges will meet at the State Capitol next week Date to be announced.

GEDDES, Chairman

COMMUNICATIONS

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

By the Chief Clerk:

ASSEMBLY, CALIFORNIA LEGISLATURE
FULLERTON, CALIFORNIA, July 24, 1947

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

DEAR MR. OHNIMUS: This is to advise you that I have appointed Messrs. Loomis, Crowley, and Thurman to represent the Assembly as a legislative committee to attend the funeral of Senator Charles H. Deuel.

Sincerely yours,

SAM L. COLLINS, Speaker

By the Chief Clerk:

ASSEMBLY, CALIFORNIA LEGISLATURE
FULLERTON, CALIFORNIA, August 13, 1947

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

DEAR ARTHUR: I have just been advised by telephone that Senator Herbert W. Slater has passed away.

I have appointed Assemblymen McCollister, Lowrey, Crowley, and Speaker pro Tempore Maloney as a committee to attend Senator Slater's funeral at Santa Rosa.

I would appreciate your notifying these members of their appointment.

With kind personal regards, I am

Sincerely yours,

SAM L. COLLINS, Speaker

By the Chief Clerk:

ASSEMBLY, CALIFORNIA LEGISLATURE
FULLERTON, CALIFORNIA, January 28, 1948

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

DEAR ARTHUR: I have just been advised that Assemblyman James E. Thorp has passed away, and I have appointed Messrs. Weber, Thompson, and Brown, as a Select Committee of the Assembly to attend the funeral of our departed member in Stockton.

Will you please notify these members of their appointment.

Sincerely yours,

SAM L. COLLINS, Speaker

By the Chief Clerk:

THE ASSOCIATION OF PIONEER WOMEN OF CALIFORNIA
SAN FRANCISCO, CALIFORNIA, June 25, 1947

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

HONORABLE SIR: On behalf of the members of The Association of Pioneer Women of California, we wish to express our thanks and appreciation to you and the Honorable Members of the Assembly, California Legislature Fifty-Seventh Session, for the resolution, honoring our late member, MRS. Josephine Laude Mahé, upon her passing.

This resolution will have a place of honor in our Log Cabin in Golden Gate Park, and we shall treasure it highly.

Again thanking you, we remain

Sincerely yours,

THE ASSOCIATION OF PIONEER WOMEN OF CALIFORNIA
MRS. ALMA DIMPFEL, President
MRS. JOSIE LINDMAN, Recording Secretary

(SEAL)

By the Chief Clerk:

LOS ANGELES, CALIFORNIA, June 27, 1947

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

DEAR MR. OHNIMUS: On behalf of my mother and myself, I wish to express to you and to the Assembly our very sincere and deep appreciation of the memorial given us in memory of my father, Judge Ruben S. Schmidt.

We appreciate the dignity, brevity, and sincerity of the resolution, and are grateful to have received copies.

Sincerely,

GEORGE R. SCHMIDT

By the Chief Clerk:

LOS ANGELES, CALIFORNIA, July 3, 1947

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

MY DEAR SIR: I wish to thank you for the beautiful copies of the resolution in memory of my husband, Dana Reid Weller. It is something to be cherished always

Knowing him so well, I can realize that he would have been surprised, yet thrilled, to know that he was held in such esteem. He was a modest man, and whatever he did was not for self aggrandizement, but those of us who knew him so well realized his real greatness and worth. His place can never be filled, yet we should all feel that we were privileged and blessed by having known and loved him.

With my kindest regards, and again my thanks for your courtesy, I am,

Sincerely yours,

MARY CATHERINE WELLER

By the Chief Clerk:

WASHINGTON, D. C., July 19, 1947

Assembly, California Legislature, Fifty-Seventh Session and The Senate

GENTLEMEN: I wish to thank you for your words of praise of Admiral Mitscher so beautifully expressed in the resolution adopted by you February 5, 1947

I am most grateful for your touching expression of your sympathy for me and send my most sincere thanks to each Member of the Assembly and Senate who so thoughtfully subscribed to and signed this resolution.

Sincerely yours,

FRANCES SMALLEY MITSCHER

By the Chief Clerk:

August 6, 1947

To The Honorable Fifty-seventh Assembly of the State of California
Sacramento, California

GENTLEMEN: Being more or less inarticulate, I cannot find words to thank you for the wonderful tribute you have paid Mrs. Gleason. All I can say is, you have the deepest gratitude and profound thanks of my family and myself.

Thank you, my very dear fellow American citizens sans race, creed, color or party.

Gratefully,

JAMES GLEASON

By the Chief Clerk:

THE UNIVERSITY OF SOUTHERN CALIFORNIA
OFFICE OF THE CHANCELLOR, UNIVERSITY PARK
LOS ANGELES, CALIFORNIA, September 18, 1947

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

MY DEAR MR. OHNIMUS: After an extended absence from the office during the summer I returned to find your letter together with a copy of House Resolution No 51 relative to the passing of Mrs. von KleinSmid. I thank you cordially for your services in this matter. I cannot write adequately to the Legislature my sense of appreciation and gratitude for the expression of sympathy which entered into the action of the California Legislature in this matter. It brought me both pride and comfort and I shall hold both the resolution and the memory of this courtesy among my dearest possessions.

With warm personal regards, I am,

Faithfully yours,

R. B. VON KLEINSMID, Chancellor

By the Chief Clerk:

SACRAMENTO, CALIFORNIA, December 8, 1947

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

DEAR MR. OHNIMUS: The four copies of House Resolution No 27, adopted during the First Extraordinary Session of the California Legislature, honoring my

late husband was gratefully received and shall be cherished by the members of my family and his brother.

Please convey my thanks to Assemblyman Chester F. Gannon of Sacramento, and Messrs. Thurman, Heisinger, Lowrey, Weber, and Field and thank you sincerely.

MRS. JENNETTE WAUGH

By the Chief Clerk:

LOCKEFORD, CALIFORNIA, February 3, 1948

Members of the Assembly
State Capitol, Sacramento, California

GENTLEMEN: Your kind expression of sympathy is deeply appreciated and gratefully acknowledged.

THE FAMILY OF JAMES E. THORP

By the Chief Clerk:

THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY
SAN FRANCISCO 5, CALIFORNIA, July 7, 1947

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

DEAR MR. OHNIMUS: Dr. Gilbert Grosvenor and Mrs. Grosvenor, daughter of Alexander Graham Bell, wish to extend their sincere thanks to the California Assembly for the inspiring tribute paid to Alexander Graham Bell through House Resolution No. 18 of the Fifty-seventh (First Extraordinary) Session. They assure me that the handsomely engrossed resolution will be treasured by Mrs. Grosvenor and all of Dr. Bell's descendants.

Yours sincerely,

M. R. SULLIVAN, President

By the Chief Clerk:

MEDFORD, OREGON, August 1, 1947

Assembly, California Legislature
Sacramento, California

GENTLEMEN: Thank you for your resolution honoring Alexander Graham Bell. Also, you selected our Mr. Gifford, Mr. Sullivan, and Mr. Pawley to receive copies. These men are outstanding business leaders, directing many thousands of us and our teamwork. Of course we take pride in giving folks service the way they want it. The service is improving and we hope there will not be any more strikes. Our managers deserve your confidence. They certainly have our best wishes.

Thank you again.

J. A. GORBY
Medford, Oregon Plant Department

By the Chief Clerk:

(Copy)

THE WHITE HOUSE
WASHINGTON, D. C., July 21, 1947

Hon. Arthur A. Ohnimus
Chief Clerk of the Assembly
California Legislature, Sacramento 14, California

MY DEAR MR. OHNIMUS: I want to thank you for your kindness in sending me the two illuminated copies of House Resolution No. 178 adopted by the Assembly of the State of California, and referred to in your letter of July fifteenth.

This action by the Members of the Assembly honoring my birthday has moved me very, very deeply, and I shall be obliged if you will convey to each member an expression of my profound appreciation. I am especially grateful to them for the confidence which prompted such a generous thought of me.

Very sincerely yours,
(Signed) HARRY S. TRUMAN

By the Chief Clerk:

COMMANDANT'S OFFICE, ELEVENTH NAVAL DISTRICT
SAN DIEGO, CALIFORNIA, June 23, 1947

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

DEAR MR. OHNIMUS: The two illuminated copies of Assembly Concurrent Resolution No. 75 relative to the observance of Naval Reserve Week, by the State of California, have been received.

It is gratifying to me to observe the intense interest and patriotism being exhibited by the California State Assembly, and by the people of California, relative to the Naval Reserve Program.

Please extend my sincere thanks to the Assembly for the splendid manifestation of their interest.

O. C. BADGER
Rear Admiral, U. S. Navy
Commandant, Eleventh Naval District

By the Chief Clerk:

DEPARTMENT OF COMMERCE
OFFICE OF THE SOLICITOR, WASHINGTON, D. C., June 30, 1947

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

DEAR MR. OHNIMUS: The White House has referred to this department a copy of Assembly Joint Resolution No. 12, which was adopted by the California Legislature on June 3, 1947, and transmitted by you to the President under cover of letter dated June 9, 1947.

This department has gone on record, with the appropriate committees of both houses of the Congress, in favor of the general objectives of certain legislation which would control the introduction and movement in interstate commerce of articles of wearing apparel and fabrics which are dangerously flammable. Although our comments on the bills thus far introduced for this purpose expressed reservations as to certain of their provisions, technicians of this department have been working with the committees to assist them in evolving legislation, along these lines, which we would regard as both effective and workable.

Sincerely yours,

NORMAN A. STOLL, Chief, Legislative Section

By the Chief Clerk:

WAR DEPARTMENT
WAR DEPARTMENT GENERAL STAFF
ORGANIZATION AND TRAINING DIVISION G-3
WASHINGTON, D. C., July 23, 1947

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

DEAR MR. OHNIMUS: In regard to your letter dated July 2, 1947, concerning Joint Resolutions Nos. 27 and 38 of the California Legislature, I wish to inform you that the Commanding General, Army Ground Forces, Ft. Monroe, Virginia, has been directed this date to initiate the necessary action to replace the 19th Armored Division by the 13th Armored Division.

Sincerely yours,

C. P. HALL, Lieutenant General, GSC
Director of Organization and Training

By the Chief Clerk:

UNITED STATES DEPARTMENT OF JUSTICE
WASHINGTON, D. C., July 28, 1947

Hon Arthur A. Ohnimus
Chief Clerk, California Legislature Assembly
Sacramento 14, California

DEAR MR. OHNIMUS: Your letter of July 1, 1947, to the President, with the attached Resolution Number 210 of the Assembly of the State of California, has been forwarded to this department for its attention. It is to be noted that the resolution urges the National Government to enact effective legislation to prevent lynchings

The President, in December, 1946, because of his conviction that the National Government should afford better protection of the civil rights of the people of this Country, appointed a Committee on Civil Rights to explore the whole problem The committee was directed, upon the completion of its work, to report to the President, and to make appropriate recommendations designed to achieve this result. Since its appointment, the committee has been steadily at work investigating all phases of the matter. It has received and is receiving the cooperation and assistance of this department. As soon as its work is completed and the President has received its report and recommendations, he will be in a position to take appropriate action with respect to lynchings and other deprivations of civil rights requiring action by the National Government.

Respectfully,

FOR THE ATTORNEY GENERAL
T. VINCENT QUINN
Assistant Attorney General

By the Chief Clerk:

STATE BUILDING, CIVIC CENTER
SAN FRANCISCO, CALIFORNIA, October 20, 1947

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

DEAR ARTHUR: Thank you very much for your letter of October 7th informing me that you had delivered to my Sacramento office an illuminated copy of House Resolution No. 291, in connection with San Francisco's St. Patrick's Day Celebration.

You may be sure that I am humbly grateful for this resolution, and I hope you will express to the Members of the Assembly my heartfelt thanks and my assurance that the illuminated copy will be carefully preserved among my most treasured mementoes.

With kindest personal regards.

Cordially,

GEORGE R. REILLY

By the Chief Clerk:

THE CHRISTIAN SCIENCE PUBLISHING SOCIETY
BOSTON 15, MASSACHUSETTS, October 21, 1947

To the Members of the State Assembly
Sacramento, California

DEAR FRIENDS: Our Los Angeles office told us about the attractive printed resolution which you sent them in appreciation of the free copies of The Christian Science Monitor which you received.

We should like to add our thanks along with that of our Western Circulation Service Bureau for this courteous acknowledgment.

Cordially yours,

H. PHELPS GATES, Circulation Manager

By the Chief Clerk:

MOTION PICTURE ASSOCIATION OF AMERICA, INC
WASHINGTON, D. C., December 11, 1947

Mr. Arthur A. Ohnimus
State Capitol Building
Sacramento, California

DEAR ARTHUR: As requested by Kent Redwine, I presented today to Mr. Eric Johnston the book containing the resolution adopted by the California Legislature expressing appreciation of the entertainment furnished by our industry during the last session.

Mr. Johnston was pleased to receive this expression from your body and has asked me to express his appreciation and let you know how much he treasures the thought expressed therein.

With best wishes always to your own good self,

Sincerely,

JACK BRYSON

By the Chief Clerk:

PUBLIC UTILITIES COMMISSION
CALIFORNIA STATE BUILDING
SAN FRANCISCO, CALIFORNIA, December 12, 1947
File No. S-605

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

DEAR MR. OHNIMUS: In response to House Resolution No. 162, which you transmitted to us on June 4, 1947, I am forwarding herewith copies of a report prepared by engineers of our Public Utilities Department entitled "Reduction of Klamath River Fluctuations at the Copco Plants."

One hundred and twenty-five copies of the report are being forwarded to you, one of which is enclosed herewith, the balance being forwarded under separate cover.

I trust that the information and suggestions contained in the report will meet the requirements of the Interim Committee on Fish and Game, which were anticipated by Members of the Assembly in adopting the resolution, and will prove helpful in developing a satisfactory solution to this complex and difficult problem.

Very truly yours,

HAROLD P. HULS, President

One copy of the above mentioned report ordered filed with the Secretary of State, and the balance ordered distributed to the Members of the Assembly and to the Interim Committee on Fish and Game.

By the Chief Clerk:

WESTERN INSULATED WIRE CO
LOS ANGELES, CALIFORNIA, June 25, 1947

California Legislature
Sacramento, California

GENTLEMEN: This is in reference to Assembly Bill No. 1930 relating to State Board of Registration for Civil and Professional Engineers.

May we suggest that the following clause be inserted in the law as one of its exemptions:

"Engineering work of a technical character similar to that of a Professional Engineer when not for hire to the public and when not in public employment Engineering work and services as done by employees of a company engaged in manufacturing operations, which are incidental to the manufacture and sale and installation of the products of the company"

I think with this exemption included the law would be more feasible.

Very truly yours,

E. H. LEWIS

By the Chief Clerk:

NATIONAL ASSOCIATION OF ASSESSING OFFICERS
CHICAGO, ILLINOIS, January 2, 1948

Clerk, House of Representatives
State of California
State Capitol, Sacramento, California

DEAR SIR: In accordance with its terms, I am sending herewith a copy of a resolution adopted by the National Association of Assessing Officers at a meeting held on December 4, 1947, in Miami Beach, Florida

Sincerely,

ALBERT W. NOONAN, Executive Director

Above resolution ordered referred to Committee on Revenue and Taxation.

By the Chief Clerk:

CITY OF LOS ANGELES
OFFICE OF CITY CLERK
CITY HALL, LOS ANGELES, CALIFORNIA, February 6, 1948

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

MY DEAR MR. OHNIMUS: At a meeting of the Council in the City of Los Angeles, held this day, the following motion was adopted:

"Mr. Davies, being recognized by the chair, moved that the California State Legislature be requested to furnish the City of Los Angeles with a copy of the report and recommendation of its Assembly Interim Committee on Public Morals, and that upon receipt of same, said report be referred to the Police and Fire Committee and the Public Health and Welfare Committee of this Council, jointly, for study of said conditions and recommendations as to local legislation; further, that Assemblymen Lester McMillan and Carl Fletcher be commended and thanked for their perseverance in investigating public morals in Los Angeles.

Which motion was duly seconded by Mr. Davenport

Mr. Davies asked that the rules be suspended and said motion adopted

Upon calling the roll, the rules were suspended and said motion was adopted by a unanimous vote."

Will you kindly forward the report referred to to me, and I will see that same is presented to the committees referred to without delay.

Very truly yours,

WALTER C. PETERSON, City Clerk
By A. M. MORRIS, Assistant City Clerk

By the Chief Clerk:

UNITED STATES DEPARTMENT OF COMMERCE
BUREAU OF FOREIGN AND DOMESTIC COMMERCE
OFFICE OF MATERIALS DISTRIBUTION, WASHINGTON, D. C., July 3, 1947

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

DEAR MR. OHNIMUS: This will acknowledge receipt of your letter of June 20th which enclosed a copy of the Assembly Joint Resolution No. 48 of the California Legislature.

I wish to advise you that the Office of Materials Distribution has no controls over distribution of iron and steel products, with the exception of certain export programs. It has been the policy of the Government to discontinue wartime controls as soon as possible, and our steel organization has been disbanded.

It is recognized that certain steel products are in short supply, but the steel industry has put its customers on a quota basis, and are hopeful that with no work stoppages the supply of steel products will be sufficient to meet peacetime demand by the end of this year.

Very truly yours,

H. B. McCOY, Director

By the Chief Clerk:

STATE OF CALIFORNIA
DEPARTMENT OF SOCIAL WELFARE
SACRAMENTO, CALIFORNIA, August 4, 1947

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

DEAR MR. OHNIMUS: The Social Welfare Board and the Department of Social Welfare have considered Senate Concurrent Resolution No. 49 relating to adequate budgets for recipients of Old Age Security.

As of August 1, 1947, the new budget was put into effect increasing the amount permitted for food and other items in the budget. The department is preparing to make another survey of prices beginning September 1st, throughout the State of California, and when the results of those pricings have been tabulated old age security budgets will be changed to the extent that such prices justify.

Very sincerely yours,

CHARLES M. WOLLENBERG, Director
Department of Social Welfare

By the Chief Clerk:

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA
SAN FRANCISCO, CALIFORNIA, July 1, 1947

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

DEAR SIR: This will acknowledge your letter of June 22, 1947, which encloses a copy of House Resolution No. 56 concerning the Public Utilities Commission relative to trucking rates coming under its jurisdiction.

You may be assured that the commission will take the appropriate action required in this matter.

Yours very truly,

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
By R. J. PAJALICH, Secretary

By the Chief Clerk:

STATE OF CALIFORNIA PRINTING DIVISION
SACRAMENTO, CALIFORNIA, August 25, 1947

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

DEAR MR. OHNIMUS: This is to advise that we have this day drawn Check No. 81, in favor of the State Treasurer, in the sum of $25,000, to cover collections made from the sale of Legislative Bill Room publications from January 1, 1947, to July 31, 1947. This will be placed to the credit of the Legislative Printing Fund.

Very truly yours,

PAUL E GALLAGHER, State Printer

By the Chief Clerk:

A communication from Earl and Eileen Kain of Los Angeles relative to canceling flight training under G I. Bill of Rights, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from William J. Bence of Los Angeles relative to discontinuance of flying instruction under G. I. Bill of Rights, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from F. J. Wisenberg of San Diego, relative to canceling flight training under G. I. Bill of Rights, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Dorothy K. Stackhouse of Los Angeles, relative to curbing women's rights, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Deloris McCormack of Los Angeles, relative to proposed ban on unescorted women in bars, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from L. Cutter of Los Angeles, relative to increasing rents and short notice evictions, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Mrs. C. M. Dexter of The Dalles, Oregon, relative to abuse of afflicted service men, and enclosing a clipping from the American Veterans' News relative to the death of Don Ebert, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Mary McCaffrey and family of Los Angeles, relative to certain legislation of the Fifty-seventh (General) Session, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from James Eddens of Stockton, relative to working an apprentice barber in own barber shop under certain conditions, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

CALIFORNIA LEGISLATURE, FIFTY-SEVENTH SESSION
SUBCOMMITTEE ON PUBLIC MORALS
LOS ANGELES, CALIFORNIA, February 4, 1948

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

DEAR ARTHUR: I am enclosing herewith a report of the Subcommittee on Public Morals which I wish you would file for the record.

I am also submitting a copy of this report to the Chairman, Mr. Jack Thompson. Looking forward to seeing you the first of March, I am

Sincerely yours,

LESTER A. McMILLAN

Above mentioned report ordered printed in the Journal in 10-point type.

REPORT OF THE SUBCOMMITTEE ON PUBLIC MORALS FOR SOUTHERN CALIFORNIA RELATIVE TO MORALITY IN SOUTHERN CALIFORNIA

The Honorable Sam L. Collins
Speaker of the Assembly

The Honorable John F. Thompson, Chairman
Assembly Interim Committee on Public Morals

Your Subcommittee on Public Morals for Southern California has conducted extensive inquiries and held numerous hearings relative to morality in Southern California. We have directed our investigation into conditions surrounding the sale and consumption of alcoholic beverages in various taverns, night clubs, and other establishments where alcoholic beverages are dispensed and consumed.

Among those who were subpenaed and who gave testimony were numerous licensees, members of the clergy, representatives of chambers of commerce, service clubs, city councils, police officers, sheriff's office, and members of the Social Welfare Commission of Los Angeles County.

Because of reports in the daily press that conditions surrounding the sale and consumption of alcoholic beverages have been unwholesome, and not in accordance with public morals and welfare, there has been sentiment that the sale and consumption of alcoholic beverages should be prohibited.

Your committee felt that prohibition would result in the loss of tremendous revenue to the Federal Government, the State of California, and to the various county and city governments.

Such prohibition would throw out of employment upwards of 830,000 persons who depend on this industry for the livelihood of themselves and their families.

Such prohibition would bring virtual ruin to California agriculture. California vineyards would be uprooted Our hop growers would be forced to destroy their hop vines. Our grain growers would find a diminishing market for their crops. California now ranks as the greatest agricultural state in the Union and this preeminence would be destroyed. California would be the loser of hundreds of millions of dollars in farm crop values.

Such prohibition would devaluate real estate holdings and peril the investments of hundreds of thousands of citizens.

Your subcommittee felt that it should do all in its power to ascertain if moral conditions were such as to justify the drastic loss of revenue to federal, state and local governments; to justify widespread unemployment; to justify the economic chaos from depressed property values; to justify the bringing about of an economic depression of major proportions which would affect the continued prosperity and growth of California, and bring poverty and hardship to many hundreds of thousands of California citizens; to justify the destruction of California agriculture.

We are loath to believe that the mere sale and consumption of alcoholic beverages, in itself, was immoral or that the consumption of spirits in

well-conducted premises did result in the breakdown of the morals of our citizens.

At the outset, let us make it very clear and stress emphatically that our investigations and hearings developed no instances of licensees serving drinks to minors, serving drinks to already intoxicated persons, illegal sales after hours, or other violations of the Alcholic Beverage Control Act.

Your subcommittee did find that there were instances in which tavern management was responsible for a disregard of public welfare and morals and types of entertainment which did not come under the direct jurisdiction of liquor enforcement agencies of the State Board of Equalization. And here we want to stress that where such conditions existed it was because either local police authorities did not exercise their police powers to correct them, or there was a lack of local legislation which permitted such conditions to exist.

We have in mind certain establishments, particularly in the Hollywood area, commonly known as "the strip," which were staging indecent, lewd, and lascivious entertainment and in which tavern managements were permitting their premises to be used as the gathering place for perverts and other immoral persons.

We have in mind, also, certain establishments where it was virtually impossible to ascertain the individual responsible for the management.

Your subcommittee commends without reservation the honesty, integrity, and conscientiousness of the various individuals of the Enforcement Division of the State Board of Equalization. Your subcommittee deplores, however, the fact that funds of the Liquor Division of the Board of Equalization are not sufficient to provide an adequate force of investigators to report on, and control, instances of unmoral conditions in connection with the consumption of alcoholic beverages.

Your subcommittee cites the provision of the Alcoholic Beverage Control Act, Section 66.5, which makes it the duty of every peace officer and every district attorney in the State to enforce provisions of the act. Your subcommittee also cites the fact that counties and cities are reimbursed with the entire amount paid by alcoholic beverage licensees in the community. These funds can be, and should be, used by local communities to enforce and supervise conditions which do or might tend to create a violation of public morals.

Your subcommittee heartily commends the action of Los Angeles County District Attorney William Simpson in bringing abatement proceedings against certain establishments for violation of public morals and welfare. We urge that he move to abate similar establishments whenever in his judgment such action is deemed desirable.

It is recommended by your subcommittee that local police exercise greater control in issuing entertainment permits, and that such permits be immediately revoked when licensees allow their premises to become obnoxious to good morals.

Your subcommittee recommends that in the case of establishments in county territory of Los Angeles County that the Board of Supervisors of Los Angeles County immediately empower the County Social Welfare Commission to issue and exercise control over permits for entertainment.

We recommend that other boards of supervisors throughout the State take similar action.

Your subcommittee recommends that city councils and boards of supervisors adopt ordinances providing for adequate lighting of all places where alcoholic beverages are sold at retail.

Your subcommittee was completely unable to ascertain the individual or individuals responsible for the management of the Flamingo Club, 1027 North La Brea Street. The license for this premises has been issued in the name of a corporation (John-nie's Cafe, Inc.) but neither the president of the corporation nor the secretary-treasurer, or other officers would assume responsibility for the proper conduct of the premises. Your subcommittee found, through public hearing and a thorough investigation, that this premises was frequented by unescorted women and moral perverts, and that the entertainment provided there was lewd and lascivious and a flagrant violation of good morals. Your subcommittee recommends that the Board of Equalization immediately and forthwith revoke this license.

Also in the interest of public welfare and morals, the subcommittee recommends the revocation of licenses issued to the following establishments: The Greenwich Village, 8852 Sunset Boulevard; Billy Berg's, 1336 North Vine Street; Bradley's, 6651 Hollywood Boulevard; Cafe Continental, 7823 Santa Monica Boulevard; Suzie-Q, 6700 Hollywood Boulevard; Slim Gordon's, 6721 Hollywood Boulevard; Swing Club, 6687 Hollywood Boulevard.

Your subcommittee recommends legislation be enacted at the next regular session of the Legislature to clearly define exactly what will be required in the way of proper food, equipment for preparing food, and facilities for serving food which will apply to every place where alcoholic beverages are sold for consumption on the premises. This in accordance with Section 22 of Article XX of the California State Constitution.

Your subcommittee recommends legislation be enacted which will forbid the serving of alcoholic beverages to unescorted women in any tavern, and to clearly define exactly what is meant by an unescorted woman.

Your subcommittee recommends legislation be enacted providing that local authorities must issue entertainment permits for every tavern which provides music or entertainment of any nature in connection with the sale and consumption of alcoholic beverages

Your subcommittee recommends legislation be enacted to provide that all corporations, associations, companies, and partnerships holding an alcoholic beverage license issued by the State Board of Equalization must file notarized affidavits at least three times a year (every four months) setting forth the exact ownership and the name of the individual and/or individuals responsible for the conduct of the business.

Your subcommittee recommends that the compensation of all members of the State Board of Equalization, the Secretary of the Board, the California State Liquor Administrator, and the State Sales Tax Administrator be increased to sums comparable to those paid similar officials in other states.

Your subcommittee recommends the enactment of legislation providing for the employment of additional liquor enforcement officers to

make a career of their employment and give them assurance of economic security for themselves and their families.

Your subcommittee will continue its investigations into this and other phases of morality in Southern California, and will make a full and complete report of such investigations, findings, and recommendations at the next regular session of the Legislature in January, 1949.

Respectfully submitted.

ASSEMBLYMAN CARL FLETCHER, Subcommittee Chairman
ASSEMBLYMAN LESTER McMILLAN

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Anderson and Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Esther Nelson of Manhattan Beach.

On request of Mr. Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Helen A. Dickey of Alameda.

On request of Mr. Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to his wife, Mrs. Mary Thomas, and his sister, Mrs. Jane Clingan, of San Pedro.

On request of Messrs. Grant and Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Prof. David Burcham of Long Beach.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Serene W. Anderson, his mother, of Hawthorne, and her sister, Mrs. Deana Johnson, of Graettinger, Iowa.

On request of the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Charles W. Wollenberg of San Francisco.

On request of Mr. Lyons, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Grace S. Stoermer and Mrs. Ida R. Koverman.

On request of Mr. Morris, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Trinida B. Morris of Los Angeles and Mrs. William A. Day of Sacramento.

ADJOURNMENT

At 2.23 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 12 m., Tuesday, March 2, 1948, out of respect to the memory of the late Assemblyman James E. Thorp of Lockeford, the late Richard E. Collins of Red Bluff, the late George G. Radcliff of Sacramento, the late Senator Charles H. Deuel of Chico, and the late John E. Frazier of Gridley.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

SECOND LEGISLATIVE DAY

SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, March 2, 1948

The Assembly met at 12 m.

Hon. Sam L. Collins, 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:

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

Quorum present.

PRAYER

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

O God, we pray for divine guidance for the Speaker of this House. Give him, O Lord, the virtues of prudence, justice, and fortitude. Prudence, so that in all circumstances he may be guided by Thy divine wisdom in his judgments; justice, so that he may help to safeguard the rights of groups and individuals; fortitude, so that in difficult situations he may always choose what is right. Give him these graces, O Lord, because with Thine approval he has been chosen our leader. AMEN.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following members were granted leave of absence for the day, because of legislative business elsewhere:

Mr. Evans, on motion of Mr. Dickey.
Mr. Field, on request of Mr. Sam L. Collins.
Mr. Robertson, on request of Mr. Sam L. Collins.
Mr. Sheridan, on request of Mr. Sam L. Collins.

COMMUNICATIONS

By Speaker Collins:

A communication from Mr. Charles M. Hanley of Sacramento, relative to the procedure used by Members of the Assembly in the appointment of committees, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from the Capitol Correspondents Association, relative to the approval of press cards for accredited press representatives for this legislative session, was received, and ordered referred to the Committee on Rules.

By the Chief Clerk:

The following communication was received, read and translated by Mr. Geddes at the invitation of Speaker Collins, and ordered printed in the Journal with the accompanying translation:

PRESIDENCIA DE LA REPUBLICA
CORRESPONDENCIA DEL OFICIAL MAYOR DE LA SECRETARIA
LOS PINOS, a 5 de agosto de 1947

Sr. Arthur A. Ohnimus, Chief Clerk
H. Legislatura del Estado
Sacramento 14, California, U. S. A.

Muy estimado señor: El Primer Magistrado recibió con agrado la amable carta de usted fecha 18 del mes de julio último, a la que se sirvió acompañar cinco ejemplares del Acuerdo Núm. 171 tomado por los miembros de la H. Legislatura de esa Entidad, en ocasión del aniversario de la Batalla del 5 de Mayo.

El Señor Presidente de la República agradece a ese propio Congreso, por el estimable conducto de usted, el contenido de dicho Acuerdo que constituye un eslabón más de los lazos de fraternidad que privan entre el pueblo de California y el de México.

Aprovecho esta oportunidad para suscribirme de usted afectísimo y atento servidor,

LIC. ROBERTO AMORÓS G.

PRESIDENCY OF THE REPUBLIC
CORRESPONDENCE OF THE CHIEF OFFICE OF THE SECRETARY
LOS PINOS, August 5, 1947

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

MY DEAR SIR: The Chief Magistrate has received with pleasure the friendly letter from you of 18 July last which accompanied five copies of Resolution No 171 authored by the members of your Honorable Legislature commemorating the Battle of the fifth of May.

The President of the Republic thanks your Assembly for your esteemed action as contained in the resolution which constitutes a statement of the fraternal ties which exist between the people of California and Mexico.

I grasp this opportunity of subscribing myself as your respectful and attentive servant.

(Signed)

ROBERTO AMORÓS, G.
(Attorney)

MESSAGES FROM THE GOVERNOR

Budget Message

To the Senate and the Assembly of the State Legislature of California:

I welcome you back to Sacramento for this annual session under the constitutional amendment of 1946. It is an historic session, the first of its kind in the life of our State. It will be a precedent-making session, because what is done will make the pattern for future budget sessions.

The Constitution limits consideration in this session to the "Budget Bill for the succeeding year, revenue acts necessary therefor, urgency measures requiring a two-thirds vote, acts calling elections, proposed constitutional amendments, the approval or rejection of charters and charter amendments of cities, counties, and cities and counties, and acts necessary to provide for the expenses of the session."

I assume that this language was used by the Legislature in proposing the constitutional amendment for the purpose of preventing the budget session from becoming a regular session. In order to conform to the spirit as well as the letter, I sought the counsel of President pro Tempore Powers and of Speaker Collins We were all agreed that the words "urgency measures" meant what they imply: Namely, emergency matters that cannot await the regular session.

I, therefore, shall refrain from recommending a legislative program at this session, despite the fact that I have in mind a number of measures that in my opinion could be called needed legislation. I shall, therefore, recommend to you only a few matters that appear to me to be urgent, leaving what may be merely desirable for the regular session next year.

Daylight Saving

Our State is confronted with a serious water and power shortage that threatens to ruin crops, slow down industry, and create unemployment. The Public Utilities Commission is taking whatever steps are open to it in order to minimize the effects of the shortage. However, regardless of what it may do, many hardships will be undergone unless a sizeable amount of power can be saved. The one way that appears to be feasible is through daylight saving. I know that many of our people object to this procedure in normal times, but those I have talked to recently are willing to undergo the inconvenience for the period of the drought because of the emergency conditions and for the common good.

I, therefore, urge that you give serious consideration at the earliest possible moment to the enactment of a daylight saving statute for a period of one year, with an automatic expiration date at the end of that time or sooner if conditions warrant it. I am told that the enactment of such a statute will save approximately the amount of electricity normally used by the City and County of San Francisco.

Child Care Centers

I also believe that the Legislature should determine the future of child care centers, which automatically expire on May 30th of this year. No new centers could be established since February 20th These child care centers were established first by the Federal Government in wartime, but federal aid has long since been discontinued and they have since been maintained by the State on a year-to-year basis. If they are not to be maintained beyond May 30, 1948, provision must be made for the care of many of these children in another manner Your committees have studied the matter exhaustively and I am told that another study made by the University of California will soon be available to you.

Another activity originally established by the Federal Government and recently abandoned by it, now calls for consideration by the Legislature. In 1935, the Federal Government established farm labor camps for migratory farm labor in many parts of our State. They were continued thereafter as a war activity. Recently the government decided to close and dispose of them either to the State or to farmer or labor groups. Up to the present time it has been impossible to ascertain from the Secretary of Agriculture the price or conditions under which the sale will be made. It is imperative, however, that these camps remain open, as other housing is not available for the farm workers I believe it is important for the Legislature to determine at this time what the policy of the State should be with relation to these camps. At the present time they are being operated under revocable leases by farmers' groups in the various communities.

Impoverished School Districts

The rapid increase in our population and the increasing birth rate in the past several years have swollen our school population far beyond the capacity of our present school plant to accommodate. The State has previously made available the sum of $20,000,000 to assist impoverished school districts in constructing the buildings necessary to meet this load Substantially all of this amount has already been allocated. This amount is far from sufficient to relieve the situation, and I am including in the budget $30,000,000 additional for this purpose. Even this amount will eventually be inadequate but is all that is available from state finances.

In 1946 when the Legislature adopted the measure appropriating $90,000,000 for a postwar building program for cities and counties, provision was made whereby this money could be made available for use of schools. However, they have benefited scarcely at all from this source. In fact, of this huge sum, only $517,870 has been allocated for schools. Over half of this $90,000,000 is still unallocated, and I am suggesting that the Legislature investigate the possibility of making at least a part of the unexpended balance of this fund available for this pressing need. When all of the children born during the war years are ready for school, the classroom shortage will make the present housing shortage look mild by comparison. It is primarily a problem of local government and all local agencies should cooperate to the extent of their ability.

These are the only matters that I desire to call to your attention at this time. Should there be others during the time you are in session, I will communicate them to you by special message.

Expenditure Trends

I will now discuss briefly the main purpose for which you are gathered here—the budget.

As has been the case with every Governor, almost without exception, at each regular session of the Legislature since our State was admitted to the Union, I must present to you the largest budget ever submitted to date This invariable practice of Governors is not a matter of choice, but of necessity.

This rising curve of expenditure coincides with the most phenomenal growth ever experienced by any state in the history of our Country. It reflects the insistence of our people upon ever higher standards of education, public health, social welfare, institutional care, public works, and other necessary governmental services. It demonstrates the tendency to shift the costs of government from local taxation to state taxation. It represents the practice of increasing through constitutional amendment, initiative measures and legislative action, the fixed charges of government whereby state expenditures are controlled by legislative formula as distinguished from administrative discretion.

It also reflects the inflationary forces which have accelerated during recent years—the same forces that bear down so heavily on the budgets of all workmen, housewives and businessmen.

But, beyond all of these factors, these expanding budgets mean that those of us who are charged with the administration of State Government are responding to the demands of a considerate and progressive people who want better standards of living, and a utilization and conservation of our great natural resources, as well as humane and efficient government. When our State Government does not move fast enough in this direction to suit them, the people themselves initiate and adopt their own legislation through the ballot box.

Influence of Growth

The growth of our State in recent years has been beyond the expectation or even imagination of anyone According to census estimates, since 1940 our population has grown over three million people, the equivalent of a new city of 40,000 people every month for the past seven years Two and a half millions of that increase have occurred since I was first elected to the governorship in 1942. To say merely that this growth has called for expansion in governmental activities and has placed a strain upon state and local facilities is an understatement Whether it is our hospitals, our correctional institutions, our highways, our office buildings, our Capitol, our University, colleges or schools, we are crowded—often to the point of suffocation.

These conditions are aggravated, of course, by the fact that neither during the depression years of the '30s—when we also gained a million and a quarter in population—nor during the war, did we have a normal amount of construction to keep pace with need. Throughout the depression this was due to the fact that we did not have the funds, but, during the war and since, it was because we did not have the materials. Fortunately, during the war our revenues were high, and at my suggestion the Legislature wisely set aside reserves from the surplus to liquidate our bonded indebtedness and to provide a large construction fund to take care of our accumulated needs. These construction funds remain largely unspent, not because of lack of need, but because we have not wanted to contribute to inflation. We have not wanted to compete with home building, business and industry, for materials and manpower. Private enterprise needs these in order to maintain employment and production at high levels.

But some things cannot be delayed. In this budget, highway construction and other very essential work represent a sizeable percentage of its total.

Six-Year Comparison

All of these factors change our budget-making, and it might be well at this time to make a comparison between our present budget and the expenditures of six years ago, in order to see where we are moving and why. It will demonstrate some of the trends and conditions I have mentioned. I select the expenditures of six years ago because the Fiscal Year 1943 was the first year of my administration.

The present budget, which I herewith submit to you according to the Constitution, represents a total of $919,943,287 This is $669,000,000 more than the $250,861,000 expenditures of 1942-43—a staggering increase. Now, let us see what accounts for most of that increase.

More than one-half of this increase represents payments to local government—the cities, the counties and the school districts of our State—as required by law.

$158,800,000 of the increase represents the State's greater expenditures for the Public School System of California. Under the constitutional amendment proposed and adopted by the people in 1946, the State's support of elementary schools was doubled; its support of secondary schools was increased 33 percent, and its support to kindergartens was provided for the first time. Under legislative enactments, the State also assumed the deficit in the Teachers Retirement System, and has undertaken to assist distressed school districts in meeting their building needs In the meantime, school attendance has gone up by 43 percent—all of which adds up to an increase of $158,800,000 in the budget now being submitted to you.

$63,563,000 of the increase represents increased subventions for social welfare It results in part from a greater number of recipients of aid to the aged, the blind, and needy children In 1948-49 there will be 60,000 more in these categories than in 1943. It will also be remembered that during that period old-age assistance was raised by the Legislature from $40 to $60 per month, aid to the blind from $50 to $75 per month, and aid to needy children from $10.40 to $23 80 per month. In addition, the Legislature transferred to the State additional financial responsibility formerly borne by the counties.

$7,495,000 of the increase represents larger subsidies to local government in the field of public health for tuberculosis patients, for hospital construction, for county and city health departments and for mosquito-abatement activities.

$30,477,000 of the increase represents payments to local governments for sites, plans and construction of public works and for local costs of flood control projects

$83,406,000 of the increase represents augmented payment of shared revenues to cities and counties Most of this is found in the increased motor vehicle fuel tax and larger apportionments therefrom for county roads and city streets The remainder of this item reflects the relinquishment by the State to the cities and counties of its former 50 percent of liquor license fees and of its share of motor vehicle license fees. Increases in other miscellaneous subsidies aggregate approximately $2,800,000

These items of increase, occasioned by subsidies to local government, aggregate $346,600,000, or 52 percent of the increase over the budget of 1942-43

Construction Reserves

Because, during the depression and war years and while we were growing so rapidly, practically no building construction was undertaken, it is absolutely essential that many of the agencies of government be provided with additional facilities during the coming year. By far the greater part of the money for these buildings, while showing as an expenditure in this budget, will not come from current taxes. The people have paid for these improvements in prior years. The money for them is now in the building reserve funds. The total increase of these expenditures, and for highway construction, is $181,300,000 over 1943.

This increase for construction added to the increase for subventions over 1943 totals $527,900,000

As a matter of fact, when all of these items, and other miscellaneous ones are accounted for, there remains for the operation of State Government during 1948-49 the total sum of $222,741,000. This represents an increase of $135,183,000 over the total expenditures for the same purpose in 1942-43 Now, let us see what some of the reasons are for that increase.

Education

For the University of California, there is in this budget $14,600,000 more than was spent for the same purpose in 1942-43. But, there will be 23,000 more students enrolled in 1948 than there were in 1942-43

For the state colleges and special schools and the Department of Education, there is $10,800,000 more than was spent in 1942-43. But, again, there will be 14,500 more students than at that time.

Mental Hygiene

It will cost $21,400,000 more to operate our mental hospitals and clinics than in 1943 The 40-hour week, salary increases and an additional 7,400 patients, as well as the increased cost of food and commodities and improved care for the 36,000 patients, account largely for this increase

Highways and Motor Vehicles

The expansion of the Highway Patrol from 970 to 1,290 officers, highway planning by the Department of Public Works for the new highway program, and the 1,250,000 increase in motor vehicle registration account for a six-year increase of $22,800,000.

Corrections

In the Department of Corrections, we have 4,800 more prisoners in our penitentiaries and wards in our youth institutions than we had in 1943. We have many new institutions to operate. The cost of operating these facilities now is $10,400,000 more than was spent in 1942-43.

These four services alone account for $80,000,000 of the increase over 1942-43.

One of the important factors in the cost of State Government since 1942 is the statutory salary increases which aggregate $43,208,000 in the entire State Government. Another is the 40-hour week, established by the Legislature in 1947, which called for 1,700 new employees at an annual expense of $8,000,000.

This is indeed a large budget, but it has been carefully prepared in a manner to promote efficiency and to carry out the policies of the Legislature. It has also been kept in line with anticipated revenues in order that it will be a balanced budget. The normal expenditures from the General Fund are well within the estimated revenues.

State revenues of $784,748,947 are estimated for the 1948-49 Fiscal Year on the basis of continuing the tax reductions effected in 1943, 1945 and 1947, which continuation I recommend.

This amount, plus allocations from the building reserves for construction, and from surplus for nonrecurring and abnormal items, is sufficient to finance this budget.

The accumulated General Fund surplus as of June 30, 1948, will be $135,525,771. Of this sum, $44,689,000 will be required to finance abnormal and nonrecurring items of expenditure in the 1948-49 Fiscal Year which I am recommending, such as additional aid needed by impoverished school districts.

I recommend that $37,800,000 of this surplus be transferred to the Postwar Employment Reserve to finance the following future expenditure items which are not now covered in the State's postwar building program but which have been given the highest priority by the affected agencies:

University of California—To enlarge sewage plant at Davis; to provide a second engineering unit at Los Angeles and additional engineering laboratories at Berkeley; to extend utilities at Los Angeles to serve the additional buildings projected at that campus—$5,000,000.

Department of Education—To provide additional needed funds for construction of buildings on new campus of Fresno State College—$3,000,000.

California Youth Authority—To construct adequately and furnish complete facilities at Los Guilucos, Paso Robles and north and south clinics—$2,000,000.

Department of Corrections—To augment present inadequate funds for construction of medium security prison, vocational and medical facility, and to provide additional capacity at these institutions—$5,500,000.

Department of Mental Hygiene—To permit completion of first new mental hospital and for expanding inmate capacity at Pacific Colony—$8,300,000.

National Guard—To cover partially the additional cost of permanent statewide armory-building program—$5,000,000.

Department of Finance—To provide for additional state office buildings in Sacramento—$5,000,000.

State Agricultural Society—To provide additional needed funds for construction at new State Fair site—$4,000,000. The urgency of this is connected with the possible use of the present site by the new Sacramento State College.

It will be necessary to reserve in the General Fund as of June 30, 1949, the sum of $33,000,000. This will provide for balances in appropriations made at prior legislative sessions which will remain unexpended but still available for expenditure after the close of the next year.

After making this transfer and this reservation, there will remain in the General Fund a free and uncommitted surplus of $20,037,000. This amount is available for appropriation by the Legislature for items on which legislative policy is to be determined, such as child care centers, provision for new state colleges, the construction of academies authorized at the last session of the Legislature, and other expenditures.

Tax Reduction

In closing, I want you to know that I am in sympathy with those who are seeking to keep taxes down. I initiated the tax reductions of 1943, 1945 and 1947. The accumulated savings to the taxpayers under these statutes amount to $422,000,000. I urge you to pass the same tax reduction bill this year. It will save the taxpayers another $119,000,000. I would go even further if I believed our financial condition would warrant doing so. However, all of the expert advice I have received is to the effect that we should not be more optimistic concerning anticipated revenue than we have been in the preparation of this budget. Should a recession occur, our income would be cut substantially and we would be forced to draw upon our reserves. We have a "rainy day fund" for that purpose and it should be faithfully preserved until it is actually needed, but we should not voluntarily place ourselves in a position where we are obliged to spend it. To touch the building reserves would be immoral because as large as those reserves are they are far from sufficient to take care of the building deficiencies which accumulated during the years of depression and war.

while we were growing faster than any other part of the Nation. If we should spend this money for purposes other than to build our governmental plant in keeping with the times and adequate to our greatly increased population, the people of our State would pay dearly for our shortsightedness for at least a generation. In this connection, it should be remembered that the money in our building reserves will buy only half of what it would buy six years ago because construction costs are now double what they were then.

Members of the Legislature, I submit this budget to you as having been honestly made in accordance with your policies and the needs of our people. I say your policies, not to distinguish them from my own, because we have worked together in planning a solvent future for our State. With one notable exception, I have signed every bill since 1942 which affects this budget. I refer to your policies, only to emphasize that our government is a cooperative enterprise. You make the policy for spending. We spend accordingly. I am happy to say that not only is this a balanced budget, but during the past few years provision has been made for paying off our bonded indebtedness and for establishing reserves that will cushion a depression and in a large measure take care of building needs. We have kept on the narrow road of solvency and have reduced taxes as we went along.

I wish you success in your work and offer you every cooperation.

EARL WARREN, Governor

March 1, 1948.

Governor's Budget accompanying the above message ordered filed with the Secretary of State.

ANNOUNCEMENT

Mr. Waters announced that Mr. William Lyons, Administrative Engineer of the Department of Water and Power of the City of Los Angeles, has been seriously injured in an automobile accident, and is in the Kern County Hospital in Bakersfield.

MOTION TO INSTRUCT CHIEF CLERK TO WRITE LETTER TO MR. WILLIAM LYONS

Mr. Waters moved that the Chief Clerk be instructed to write a letter to Mr. William Lyons, who has been seriously injured in an automobile accident, and is now in the Kern County Hospital, and express, on behalf of the Members of the Assembly, best wishes for a rapid recovery.

Mr. Conrad seconded the motion.

Motion carried unanimously.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, March 1, 1948

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 in accordance with that section, I have the honor to transmit to you herewith a list of all appointments so made since the last session of Legislature.

Respectfully,

EARL WARREN, Governor

List of Appointments Made by Governor Warren

JAMES G. BRYANT, A resident of Burlingame, member of the Employment Stabilization Commission and Chief of the Division of Public Employment Offices and Benefit Payments since September 23, 1943, was appointed September 19, 1947, as Director of Employment.

PAUL SCHARRENBERG, A resident of San Francisco, Director of Industrial Relations since September 15, 1945, was reappointed August 30, 1947, as Director of Industrial Relations.

RICHARD S CROKER, A resident of San Francisco, Chief of the Bureau of Marine Fisheries of the State Fish and Game Commission, was appointed September 19, 1947, as Commissioner of the Pacific Marine Fisheries Commission.

EUGENE D BENNETT, A resident of San Francisco, attorney, was appointed September 19, 1947, as Commissioner of the Pacific Marine Fisheries Commission.

SENATOR JESSE M MAYO, A resident of Angels Camp, Vice Chairman of the California Commission on Interstate Cooperation, was appointed September 19, 1947, as Commissioner of the Pacific Marine Fisheries Commission.

THOMAS COAKLEY, A resident of Walnut Creek, attorney, member of the Board of State Harbor Commissioners for San Francisco Harbor since May 4, 1943, was reappointed September 19, 1947, vice self, term expired.

W. G. WILT, A resident of San Francisco, retired railroad conductor, member of the Board of State Harbor Commissioners for San Francisco Harbor since May 4, 1943, was reappointed September 19, 1947, vice self, term expired.

N. LOYALL MCLAREN, A resident of San Francisco, certified public accountant, member of the Board of State Harbor Commissioners for San Francisco Harbor since March 18, 1946, was reappointed September 19, 1947, vice self, term expired.

EDGAR E. LAMPTON, A resident of Los Angeles, Director of Motor Vehicles since March 15, 1946, was temporarily appointed October 1, 1947, as Commissioner of the California Highway Patrol, pending the time Chief Clifford E. Peterson could arrive to assume the position.

CLIFFORD E. PETERSON, A resident of San Diego, former Chief of Police of the City of San Diego, was appointed October 15, 1947, as Commissioner of the California Highway Patrol.

ROBERT B FOWLER, A resident of Modesto, attorney, was appointed September 19, 1947, as member of the Board of Trustees, Modesto State Hospital.

REVEREND JOHN C MILLS, A resident of Modesto, St. Stanislaus Catholic Church, was appointed September 19, 1947, as member of the Board of Trustees, Modesto State Hospital.

CARL R. PETERSON, A resident of Turlock, businessman, was appointed September 19, 1947, as member of the Board of Trustees, Modesto State Hospital.

ARTHUR PUCCINELLI, A resident of Modesto, businessman, was appointed September 19, 1947, as member of the Board of Trustees, Modesto State Hospital.

MILTON M. REIMAN, A resident of Planada, rancher, was appointed September 19, 1947, as member of the Board of Trustees, Modesto State Hospital

NORMAN LARSON, A resident of Burbank, owner and operator, Pacific Aircraft Sales Company at Lockheed Air Terminal, Burbank, President of the California Aviation Trades Association; was appointed October 31, 1947, as member of the California Aeronautics Commission.

JOHN FELTON TURNER, A resident of Oakland, attorney, Chairman of the Aviation Committee of the Oakland Chamber of Commerce, was appointed October 31, 1947, as member of the California Aeronautics Commission.

DAVID G. FLEET, A resident of San Diego, aviation executive, was appointed October 31, 1947, as member of the California Aeronautics Commission.

T BRUCE CHURCH, A resident of Salinas, experienced in shipping agricultural products by air, was appointed October 31, 1947, as member of the California Aeronautics Commission.

FRED D. FAGG, JR., A resident of Los Angeles, President of the University of Southern California, Los Angeles, Director, Air Commerce, United States Department of Commerce, 1937-1938; was appointed October 31, 1947, as member of the California Aeronautics Commission.

M T KELLY, A resident of Placerville, real estate and insurance business, was appointed October 7, 1947, as member of the Board of Trustees, DeWitt State Hospital.

DR. ROBERT A. PEERS, A resident of Colfax, President of the California Medical Association in 1935, was appointed October 7, 1947, as member of the Board of Trustees, DeWitt State Hospital.

C. H BARKER, A resident of Grass Valley, real estate and insurance business, was appointed October 7, 1947, as member of the Board of Trustees, DeWitt State Hospital.

GUY BRUNDAGE, A resident of Auburn, businessman, was appointed October 7, 1947, as member of the Board of Trustees, DeWitt State Hospital.

PHILIP C. WILKINS, A resident of Sacramento, attorney, was appointed October 7, 1947, as member of the Board of Trustees, DeWitt State Hospital.

CHARLES W. DULLEA, A resident of San Francisco, formerly Chief of Police of City and County of San Francisco, was appointed October 16, 1947, as member of the Adult Authority, Department of Corrections, vice Lewis Drucker, resigned.

GERALD C KEPPLE, A resident of Whittier, attorney, former member of the State Social Welfare Board, Member of the State Assembly from 1937-1942; was appointed October 8, 1947, as member of the Youth Authority, vice William B McKesson, resigned.

CLIFFORD E. PETERSON, A resident of San Diego, Commissioner of the California Highway Patrol, was appointed October 17, 1947, as member of the California State Communications Advisory Board

DEWITT NELSON, A resident of Sacramento, State Forester, was appointed October 17, 1947, as member of the California State Communications Advisory Board.

WILLIAM J. TAYLOR, A resident and Fire Chief of the City of Burbank, was appointed October 17, 1947, as member of the California State Communications Advisory Board.

JOHN A GREENING, A resident of Oakland, Division Chief, Sheriff's Office, Alameda County, was appointed October 17, 1947, as member of the California State Communications Advisory Board.

WILLIAM E. WHITING, A resident of Bakersfield, Director, Communications Department, Kern County, was appointed October 17, 1947, as member of the California State Communications Advisory Board.

JOSEPH REED, A resident of Los Angeles, Assistant Chief of Police, City of Los Angeles, was appointed October 17, 1947, as member of the California State Communications Advisory Board.

RALPH PLOTKIN, A resident of Glendale, Captain of the Glendale Fire Department President of the California State Firemen's Association, was appointed December 10, 1947, as member of the State Fire Advisory Board.

WILLIAM L BLAIR, A resident of Pasadena, member of the Board of Education since May 4, 1943, was reappointed January 15, 1948, vice self, term expired.

FRED W. SMITH, A resident of Ojai, member of the State Board of Education since May 4, 1943, was reappointed January 15, 1948, vice self, term expired.

MRS MARGARET H STRONG, A resident of Palo Alto, member of the State Board of Education since June 18, 1945, was reappointed January 15, 1948, vice self, term expired.

RAYMOND J. ARATA, A resident of San Francisco, attorney, was appointed February 10, 1948, as member of the State Board of Education, vice Eugene T Broderick, resigned.

MISS MAURINE MCKEANY, A resident of Berkeley, member of the Board of Social Work Examiners since September 26, 1945, was reappointed January 30, 1948, vice self, term expired

WILLIAM P. DARSIE, A resident of Walnut Grove, member of the Agricultural Prorate Advisory Commission since May 13, 1944, was reappointed January 15, 1948, vice self, term expired.

DOMINGO HARDISON, A resident of Santa Paula, member of the State Board of Forestry since January 10, 1944, was reappointed February 2, 1948, vice self, term expired.

A T SPENCER, A resident of Winters, member of the State Board of Forestry since March 19, 1945, was reappointed February 2, 1948, vice self, term expired.

F W. SANDELIN, A resident of Ukiah, member of the California Highway Commission since September 14, 1943, was reappointed January 15, 1948, vice self, term expired.

HOWARD F. COZZENS, A resident of Salinas, member of the State Water Resources Board since November 1, 1945, was reappointed February 2, 1948, vice self, term expired

R. V. MEIKLE, A resident of Turlock, member of the State Water Resources Board since November 1, 1945, was reappointed February 2, 1948, vice self, term expired.

ORLN W. TODD, A resident of San Diego, member of the California Veterans Board since May 21, 1946, was reappointed January 15, 1948, vice self, term expired.

LAURENCE W. CARR, A resident of Redding, member of the California Veterans Board since May 21, 1946, was reappointed January 29, 1948, vice self, term expired.

JOSEPH R KNOWLAND, A resident of Oakland, member of the State Park Commission since March 22, 1943, was reappointed February 2, 1948, vice self, term expired

GEORGE A. SCOTT, A resident of San Diego, member of the State Park Commission since June 19, 1947, was reappointed February 2, 1948, vice self, term expired.

RALPH E MUSTOE, A resident of Los Angeles, member of the Industrial Accident Commission since September 24, 1945, was reappointed January 29, 1948, vice self, term expired.

JOHN T. MARTIN, A resident of San Diego, member of the Social Welfare Board since January 15, 1944, was reappointed January 29, 1948, vice self, term expired.

MESSAGES FROM THE GOVERNOR

Acts of Executive Clemency of California Granted for Period January 6, 1947, to March 1, 1948

Message of the Governor Concerning Pardons, Commutations and Reprieves

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO

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

In accordance with the provisions of Section 1 of Article VII of the Constitution of California, I hereby transmit to you a report of the cases of pardon, commutation of sentence, and reprieve issued by me from January 6, 1947, to March 1, 1948.

Respectfully submitted.

EARL WARREN, Governor of California

Reprieves

WILLIAM MARVIN LINDLEY, San Quentin No. A-648, was convicted on November 18, 1944, in Sutter County, of murder first degree, and scheduled to be executed January 31, 1947. Reprieve granted upon request of the Supreme Court of the State of California in order to enable the Supreme Court to complete their findings on the writ of habeas corpus. Granted January 24, 1947, extending date of execution to June 6, 1947.

THOMAS H. McMONIGLE, San Quentin No. A-3302, was convicted on February 19, 1946, in Santa Cruz County, of murder first degree, and scheduled to be executed on June 20, 1947. Reprieve granted upon request of the Supreme Court of the State of California in order to allow the Supreme Court to appoint a referee to hear and take testimony upon certain issues of fact in the habeas corpus proceeding pending in the Supreme Court. Granted June 18, 1947, extending date of execution to September 19, 1947.

THOMAS H. McMONIGLE, San Quentin No. A-3302, was convicted on February 19, 1946, in Santa Cruz County, of murder first degree, and scheduled to be executed on September 19, 1947. Reprieve granted upon request of the Supreme Court of the State of California because of the continued pendency of the hearings before the referee on the habeas corpus proceeding. Granted September 12, 1947, extending date of execution to December 19, 1947.

THOMAS H. McMONIGLE, San Quentin No. A-3302, was convicted on February 19, 1946, in Santa Cruz County, of murder first degree, and scheduled to be executed on December 19, 1947. Reprieve granted upon request of the Supreme Court of the State of California. Granted December 9, 1947, extending date of execution to February 20, 1948.

Pardons

Granted pursuant to Chapter 3.5, Sections 4852.01 to 4852.2 of the Penal Code, under which persons who have been released from state prison can demonstrate to the superior court of the county of their residence that they have rehabilitated themselves and earned the right to be considered for a pardon.

In each of the following cases the pardon has been granted pursuant to a certificate of rehabilitation issued by the superior court of the county of residence recommending the applicant to the Governor for a pardon

EDWIN ALBRIGHT, San Quentin No. 43408, plead guilty to the crime of robbery first degree (2 counts) in Los Angeles County during March, 1927. He served 4 years and 8 months in prison and 3 years on parole, being discharged therefrom on November 26, 1934 Certificate of rehabilitation issued March 13, 1946, by the Superior Court of Los Angeles County Pardon recommended by a majority of the Justices of the California Supreme Court. Granted December 22, 1947.

STANLEY AMEY, San Quentin No. 58383, plead guilty to the crime of burglary first degree in San Bernardino County during December, 1935. He served approximately 3 years and 8½ months in prison, being discharged therefrom on August 14, 1939. Certificate of rehabilitation issued June 3, 1946, by the Superior Court of San Bernardino County. Granted April 8, 1947.

EARL JONES ARMSTRONG, San Quentin No. 64137, plead guilty to the crime of manslaughter in Los Angeles County during October, 1939. He served 1 year and 11½ months in prison and approximately 2 years on parole, being discharged therefrom on September 24, 1943. Certificate of rehabilitation issued June 12, 1946, by the Superior Court of Los Angeles County. Granted December 22, 1947.

EARL M. BARNES, San Quentin No. 64008, plead guilty to the crime of falsification of public records (11 counts) in San Diego County during September, 1939. He served 2 years in prison and 1 year and 3 months on parole, being discharged

therefrom on December 1, 1942. Certificate of rehabilitation issued April 26, 1946, by the Superior Court of San Diego County. Issued December 22, 1947.

FRANK BEIDLEMAN, San Quentin No. 66460, plead guilty to the crime of violation of Section 448a of the Penal Code (willful and malicious burning of property) in Shasta County during April, 1941. He served approximately 1 year and 5½ months in prison and approximately 2 years and 7½ months on parole, being discharged therefrom on May 21, 1945 Certificate of rehabilitation issued May 10, 1946, by the Superior Court of the City and County of San Francisco. Granted December 22, 1947.

JULIUS M. BLUMEN, San Quentin No. 43562, plead guilty to the crime of grand larceny in the City and County of San Francisco during April, 1927. He served 6 years and 2½ months in prison and 4 months on parole, being discharged therefrom on October 29, 1933 Certificate of rehabilitation issued November 13, 1946, by the Superior Court of the City and County of San Francisco. Granted December 17, 1947.

LEOPOLD BLUMEN, San Quentin No. 43563, plead guilty to the crime of grand larceny in the City and County of San Francisco during April, 1927. He served 6 years and 2½ months in prison and 4 months on parole, being discharged therefrom on October 29, 1933. Certificate of rehabilitation issued November 13, 1946, by the Superior Court of the City and County of San Francisco. Issued December 17, 1947.

PASQUALE BRUNO, San Quentin No. 48328, was convicted of the crime of murder second degree in Los Angeles County during April, 1930. He served approximately 11 years and 8½ months in prison and approximately 3 years and 11½ months on parole, being discharged therefrom on December 5, 1945. Certificate of rehabilitation issued April 24, 1946, by the Superior Court of Los Angeles County. Granted December 22, 1947.

ALFONSO BUSINI, San Quentin No. 41655, was convicted of the crime of robbery second degree in San Mateo County during January, 1926. He served approximately 4 years and 5 months in prison and approximately 1 year on parole, being discharged therefrom on June 17, 1931. Certificate of rehabilitation issued September 19, 1945, by the Superior Court of the City and County of San Francisco. Granted April 8, 1947.

FRANK CAPACCHIONE, Folsom No. 16272, was convicted of the crime of extortion (2 counts) in Los Angeles County during May, 1930 He served 3 years and 3 months in prison and 3 years and 3 months on parole, being discharged therefrom on November 23, 1936. Certificate of rehabilitation issued September 13, 1945, by the Superior Court of Los Angeles County. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted December 22, 1947.

RICHARD CLINTON, San Quentin No. 56760, plead guilty to the crime of robbery first degree in Los Angeles County during October, 1934 He served approximately 3 years and 6½ months in prison and 2 years on parole, being discharged therefrom on May 11, 1940. Certificate of rehabilitation issued April 10, 1946, by the Superior Court of Kern County. Granted December 22, 1947.

ED J. CONNER, San Quentin No 59034, plead guilty to the crime of burglary second degree in San Joaquin County during May, 1936, and was granted 2 years' probation, with the condition that he serve 6 months in the San Joaquin County jail. However, probation was revoked as a result of his having been charged with attempted escape. He served approximately 1 year and 10 months in prison and approximately 1 year and 9½ months on parole, being discharged therefrom on December 20, 1939. Certificate of rehabilitation issued July 25, 1945, by the Superior Court of San Joaquin County. Issued December 22, 1947.

HARVEY S. CRAIG, San Quentin No. 64960, plead guilty to the crime of grand theft (2 counts) in Alameda County during April, 1940. He served approximately 1 year and 2½ months in prison and approximately 1 year and 5½ months on parole, being discharged therefrom on December 19, 1942. Certificate of rehabilitation issued August 3, 1945, by the Superior Court of Alameda County. Granted February 20, 1947.

RICHARD DONNELLY, San Quentin Nos. 42624 and 42624a, plead guilty to the crime of robbery first degree (2 counts) in Los Angeles County during September, 1926. He served 7 years and 7 months in prison, being paroled therefrom on March 12, 1934. However, parole was revoked as a result of his conviction for the crime of violation of Section 503 of the Vehicle Code in Orange County during December, 1938 He served 2 years and 5½ months in prison, and 1 year on parole, being discharged therefrom on June 6, 1942. Certificate of rehabilitation issued October 24, 1945, by the Superior Court of Los Angeles County. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted December 17, 1947.

O. W. EBRIGHT, San Quentin No. 67616, was convicted of the crime of violation of Section 68 of the Penal Code (asking or receiving bribe by public officer) in Alameda County during December, 1941. He served 1 year in prison and approximately 2 years and 5½ months on parole, being discharged therefrom on June 1, 1945. Certificate of rehabilitation issued January 4, 1946, by the Superior Court of Alameda County. Granted December 22, 1947.

WALTER J. EVERHART, Folsom No. 22437 and San Quentin No. 65543, plead guilty to the crime of robbery first degree in Los Angeles County during June, 1939. He served 2 years and 2 months in prison and 2 years on parole, being discharged therefrom on September 6, 1943. Certificate of rehabilitation issued November 29, 1944, by the Superior Court of Los Angeles County. Granted December 22, 1947.

GUS FARBER, San Quentin No. 60100, was convicted of the crime of robbery first degree in the City and County of San Francisco during March, 1937. He served approximately 2 years and 9 months in prison and approximately 2 years and 3½ months on parole, being discharged therefrom on March 31, 1942. Certificate of rehabilitation issued October 22, 1945, by the Superior Court of the City and County of San Francisco. Granted April 8, 1947.

ROBERT A. FEDER, San Quentin No. 53119, plead guilty to the crime of forgery in Los Angeles County during November, 1932. He served 2 years and 1 month in prison and 2 years and 1 month on parole, being discharged therefrom on January 5, 1937. Certificate of rehabilitation issued November 28, 1945, by the Superior Court of Los Angeles County. Granted March 10, 1947.

WALTER FERRY, San Quentin No. 49810, plead guilty to the crime of burglary second degree in Placer County during March, 1931. He served approximately 1 year and 1½ months in prison and approximately 6½ months on parole, being discharged therefrom on November 6, 1932 Certificate of rehabilitation issued July 10, 1946, by the Superior Court of Sacramento County. Granted December 22, 1947.

AUGUST FERRERIA, San Quentin No. 45805, plead guilty to the crime of violation of Chapter 277 of the Statutes of 1927 in Alameda County during August, 1928. He served approximately 1 year and 2½ months in prison and approximately 1 year and 1½ months on parole, being discharged therefrom on December 9, 1930. Certificate of rehabilitation issued June 18, 1946, by the Superior Court of Alameda County. Granted December 22, 1947.

LEON FIELDS, San Quentin No. 55336, plead guilty to the crime of burglary second degree in Los Angeles County during January, 1934. He served 2 years and 4 months in prison, being discharged therefrom on May 22, 1936. Certificate of rehabilitation issued September 5, 1945, by the Superior Court of Los Angeles County. Granted December 22, 1947.

ALAN A. FISHER, San Quentin No. 60168, plead guilty to the crime of grand theft in San Bernardino County during March, 1937. He served 2 years and 1 month in prison and approximately 1 year and 9 months on parole, being discharged therefrom on January 24, 1941. Certificate of rehabilitation issued February 6, 1946, by the Superior Court of Los Angeles County. Granted April 8, 1947.

ROBERT FUNK, San Quentin No. 62309, plead guilty to the crimes of burglary second degree and attempt grand theft in Stanislaus County during August, 1938. He served 1 year and 9 months in prison and 1 year and 9 months on parole, being discharged therefrom on February 3, 1942 Certificate of rehabilitation issued June 29, 1946, by the Superior Court of Stanislaus County. Granted December 22, 1947.

STEVE GAVDAS, San Quentin No. 30689, plead guilty to the crime of murder second degree in Shasta County during June, 1917. He served approximately 4 years in prison and 2 years on parole, being discharged therefrom on June 20, 1923. Certificate of rehabilitation issued July 15, 1946, by the Superior Court of Sacramento County. Granted December 22, 1947.

EMILE GROSSMAN, San Quentin No. 61373, was convicted of the crimes of conspiracy to commit grand theft, attempt to commit grand theft, violation of Section 556 of the Insurance Code, subdivision A, violation of Section 556 of the Insurance Code, subdivision B (2 counts) and conspiracy to violate Section 556 of the Insurance Code in Alameda County during January, 1938. He served 1 year and 8 months in prison and 1 year and 7½ months on parole, being discharged therefrom on May 13, 1941. Certificate of rehabilitation issued October 26, 1945, by the Superior Court of Alameda County. Granted March 10, 1947.

VALENTINE GUIDI, San Quentin No. 30545, was convicted of the crime of grand larceny in Fresno County during April, 1917. He served 2 years in prison and 1 year on parole, being discharged therefrom on April 17, 1920 Certificate of rehabilitation issued January 7, 1946, by the Superior Court of Merced County. Granted February 20, 1947.

VICTOR J. HILL, San Quentin No. 58044, plead guilty to the crimes of issuing check without sufficient funds and grand theft in Los Angeles County during September, 1935 He served approximately 2 years and 3½ months in prison, being discharged therefrom on December 30, 1937. Certificate of rehabilitation issued June 26, 1946, by the Superior Court of Los Angeles County. Granted December 17, 1947.

WM B HOWERTON, San Quentin No 46103, plead guilty to the crime of forgery in Los Angeles County during October, 1928 He served approximately 3 years and ½ month in prison and approximately 11 months on parole, being discharged therefrom on September 29, 1932. Certificate of rehabilitation issued October 17, 1945, by the Superior Court of Los Angeles County. Granted April 8, 1947.

GUS LAIOS, San Quentin No. 60202, was convicted of the crime of violation of Section 518 of the Penal Code (extortion) (2 counts) in Alameda County during April, 1937. He served approximately 4 years and 9 months in prison and approximately 1 year and 9 months on parole, being discharged therefrom on October 8, 1943 Certificate of rehabilitation issued December 13, 1945, by the Superior Court of Alameda County Granted December 23, 1947.

P J. LASSEN, San Quentin No. 39327, plead guilty to the crime of robbery first degree in Los Angeles County during April, 1924. He served 5 years and 4 months in prison and 2 years and 4 months on parole, being discharged therefrom on December 25, 1931. Certificate of rehabilitation issued April 25, 1946, by the Superior Court of Los Angeles County. Granted December 23, 1947

ELMER MARTIN, San Quentin No. 55372, was convicted of the crimes of grand theft, conspiracy, and keeping a bucket shop in Kern County during January, 1934 He served approximately 1 year and 8¼ months in prison and approximately 1 year and 10½ months on parole, being discharged therefrom on August 25, 1937. Certificate of rehabilitation issued September 5, 1945, by the Superior Court of Kern County. Granted March 10, 1947.

PIERCE JENNINGS MATHEWS, San Quentin No. 56922, was convicted of the crime of receiving stolen property in San Diego County during November, 1934. He served approximately 1 year and ½ month in prison and approximately 11½ months on parole, being discharged therefrom on November 26, 1936. Certificate of rehabilitation issued May 8, 1946, by the Superior Court of Los Angeles County. Granted December 23, 1947.

JAMES J. McDEVITT, San Quentin No. 64451 and Chino No. 68, plead guilty to the crime of robbery first degree in Ventura County during January, 1940 He served approximately 1 year and 9½ months in prison and approximately 3 years and 6 months on parole, being discharged therefrom on May 9, 1945 Certificate of rehabilitation issued September 26, 1945, by the Superior Court of Los Angeles County. Granted April 8, 1947.

ISADORE A MILLER, San Quentin No 65878, was convicted of the crime of arson in Los Angeles County during December, 1940. He served 1 year and 5½ months in prison and 1 year and 5½ months on parole, being discharged therefrom on November 14, 1943 Certificate of rehabilitation issued July 25, 1945, by the Superior Court of Los Angeles County. Granted March 10, 1947

GEORGE MOULAT, San Quentin No. 58272, plead guilty to the crimes of burglary first degree and assault with intent to commit robbery in Napa County during November, 1935. He served 3 years and 7 months in prison and 1 year and 5½ months on parole, being discharged therefrom on November 24, 1940 Certificate of rehabilitation issued September 13, 1946, by the Superior Court of Napa County. Granted December 17, 1947.

MARIE PAPPENS, Tehachapi No. 57629, was convicted of the crime of violation of Chapter 14, Statutes of 1911 (pandering) (4 counts) in the City and County of San Francisco during April, 1934. She served 1 year and 6 months in prison and 1 year and 6 months on parole, being discharged therefrom on May 3, 1938 Certificate of rehabilitation issued August 26, 1946, by the Superior Court of the City and County of San Francisco Granted December 23, 1947

CHARLES O PREMO, San Quentin No. 58260, plead guilty to the crime of grand theft (2 counts) in Tulare County during November, 1935. He served 2 years in prison and 2 years and 2 months on parole, being discharged therefrom on January 7, 1940. Certificate of rehabilitation issued October 23, 1946, by the Superior Court of Kern County Granted December 17, 1947.

MATT. REITZ, San Quentin No. 44489, was convicted of the crime of perjury in the City and County of San Francisco during December, 1927. He served approximately 2 years and 4 months in prison and 2 years on parole, being discharged therefrom on April 22, 1932 Certificate of rehabilitation issued December 17, 1945, by the Superior Court of Los Angeles County Granted February 20, 1947.

MARGARET B. CONNELL SCOBEY, Tehachapi No. 474, was convicted of the crimes of (Group 1), grand theft (11 counts) and (Group II), forgery (20 counts) and forgery of endorsement (2 counts) in Los Angeles County during May, 1939. She served 2 years and 5 months in prison and approximately 2 years and 2 months on parole, being discharged therefrom on October 1, 1943. Certificate of rehabilitation issued November 15, 1945, by the Superior Court of Los Angeles County. Granted February 20, 1947.

J. R SHORT, San Quentin No 46961, plead guilty to the crime of forgery in Alameda County during April, 1929. He served approximately 2 years and 8 months in prison and approximately 1 year on parole, being discharged therefrom on December 23, 1932. Certificate of rehabilitation issued February 27, 1946, by the Superior Court of Alameda County Granted December 23, 1947.

MICHAEL AUGUST SIMON, San Quentin No 65673, plead guilty to the crime of grand theft in Alameda County during October, 1940 He served approximately 2 years and 1½ months in prison and approximately 1 year and 5½ months on

parole, being discharged therefrom on March 31, 1944 Certificate of rehabilitation issued February 6, 1946, by the Superior Court of Alemada County. Granted April 8, 1947.

URBAN SMITH, San Quentin No. 66538, was convicted of the crime of grand theft (2 counts) in Los Angeles County during May, 1941. He served approximately 1 year and 4 months in prison and approximately 1 year and 8 months on parole, being discharged therefrom on May 10, 1944. Certificate of rehabilitation issued February 21, 1946, by the Superior Court of the City and County of San Francisco. Granted April 8, 1947.

JOHN SOUZA, San Quentin No. 54857, was convicted of the crime of violation of Section 141 of the California Vehicle Act in San Joaquin County during October, 1933. He served 1 year and 6 months in prison and 10 months on parole, being discharged therefrom on February 25, 1936. Certificate of rehabilitation issued March 27, 1946, by the Superior Court of Alameda County. Granted December 23, 1947.

C. T. VALLIER, San Quentin No 48846, was convicted of the crime of murder second degree in Los Angeles County during July, 1930. He served approximately 7 years and 6 months in prison and approximately 4 years and 10 months on parole, being discharged therefrom on November 19, 1942. Certificate of rehabilitation issued May 1, 1946, by the Superior Court of Los Angeles County. Granted December 23, 1947.

W. E. WADSWORTH, San Quentin No. 48758, plead guilty to the crime of manslaughter in Fresno County during July, 1930. He served 1 year and 7 months in prison and 2 years on parole, being discharged therefrom on February 3, 1934 Certificate of rehabilitation issued September 6, 1946, by the Superior Court of Glenn County. Issued December 17, 1947.

CARL WHITAKER, San Quentin No. 58803, was convicted of the crimes of pandering, pimping, conspiracy to commit pandering and conspiracy to commit pimping in Los Angeles County during March, 1936. He served approximately 1 year and 6½ months in prison and approximately 1 year and 5½ months on parole, being discharged therefrom on March 21, 1939 Certificate of rehabilitation issued February 13, 1946, by the Superior Court of Los Angeles County. Granted December 23, 1947.

HENRY CLAY WILKEY, San Quentin No 64002, was convicted of the crime of violation of Section 503 of the Vehicle Code (theft of motor vehicle) in Los Angeles County during April, 1939, and was sentenced to serve a term of 9 months in the Los Angeles County jail and 5 years on probation. However, on May 5, 1939, he escaped from the Los Angeles County jail and thereafter plead guilty to the crimes of violation of Section 503 of the Vehicle Code (theft of motor vehicle) (probation revoked) and violation of Section 503 of the Vehicle Code (theft of motor vehicle) and escape (violation of Section 107 of the Penal Code) in Los Angeles County during May, 1939. He served 2 years in prison and 2 years on parole, being discharged therefrom on September 2, 1943. Certificate of rehabilitation issued January 31, 1945, by the Superior Court of Los Angeles County. Pardon recommended by a majority of the Justices of the California Supreme Court. Granted December 23, 1947.

RAYMOND YOUNGMAN, San Quentin No. 63734, plead guilty to the crime of grand theft in the City and County of San Francisco during June, 1939. He served 1 year and 1½ months in prison and approximately 1 year and 7½ months on parole, being discharged therefrom on March 23, 1942. Certificate of rehabilitation issued October 31, 1945, by the Superior Court of the City and County of San Francisco. Granted April 8, 1947.

JOE W. YURGY, San Quentin No. 63441, was convicted of the crime of violation of the State Narcotic Act in Los Angeles County during April, 1939. He served approximately 2 years and 10½ months in prison and approximately 1 year and 4½ months on parole, being discharged therefrom on July 29, 1943. Certificate of rehabilitation issued January 2, 1946, by the Superior Court of Alameda County. Granted April 8, 1947.

Pardons

Granted without reference to Chapter 3.5, Sections 4852.01 to 4852.2 of the Penal Code, after favorable recommendation.

ARMANDO CHACON, San Quentin No. 43542, was convicted of the crime of rape in Los Angeles County on April 8, 1927. He served approximately 5 years and 1 month in prison and approximately 10 years and 2 months on parole, being discharged therefrom on July 23, 1942. Pardon recommended by Clinton T. Duffy, Warden of San Quentin Prison, and the Adult Authority. Granted March 10, 1947.

ALFONZO FERNANDEZ, Los Angeles Police Department Number 27078 D 19, plead guilty to the crime of petty theft in Los Angeles County on February 21, 1928. He served thirty days in the Los Angeles City jail. Alfonzo Fernandez is subject to deportation to Mexico. Pardon recommended by the Adult Authority. Granted March 10, 1947.

EDWARD P. FREEMAN, San Quentin No. 56973, was convicted of the crime of robbery first degree in Los Angeles County on November 18, 1934. He served

approximately 4 years and 5 months in prison, being discharged therefrom on May 14, 1939. Pardon recommended by Arthur C. Mosley, Sheriff, St. Louis County, Missouri, and the Adult Authority. Granted December 17, 1947.

JACK GOODMAN, San Quentin No. 49938, plead guilty to the crime of grand theft in Alameda County during March, 1931. He served approximately 1 year and 5½ months in prison and approximately 1 year and 5½ months on parole, being discharged therefrom on March 6, 1934. Pardon recommended by the Adult Authority. Granted December 17, 1947.

HARRY GUMP, San Quentin No. 59389, was convicted of the crimes of robbery first degree and burglary first degree in Los Angeles County during September, 1936. He served 2 years and 7 months in prison and approximately 1 year and 10 months on parole, being discharged therefrom on January 31, 1941. Pardon recommended by Allen Moore, former Chief State Parole Officer, and the Adult Authority. Granted February 20, 1947.

HENRY KRABBENSCHMIDT, San Quentin No. 53885, plead guilty to the crimes of conspiracy in violation of Section 83 of the Bank Act of California and making loan to self in violation of Section 83 of the Bank Act of California (3 counts) in Los Angeles County during March, 1933. He served 3 years in prison and 3 years and 6 months on parole, being discharged therefrom September 25, 1939. Pardon recommended by the Adult Authority. Granted December 17, 1947.

CLYDE KENNETH OWENS, San Quentin No. 69812, plead guilty to the crime of robbery first degree in Kern County on April 27, 1943. He served approximately 7½ months in prison, being released therefrom on December 28, 1943, on a Special Service Parole, pursuant to Chapter 396, Statutes of 1943. On April 26, 1945, while serving as a member of the United States Army, Clyde Kenneth Owens was killed in action during the Luzon invasion. Pardon recommended by Warren Stockton, Judge of the Superior Court of Kern County, Tom Scott, District Attorney of Kern County, John E. Loustalot, Sheriff of Kern County, and the Adult Authority. Granted March 10, 1947.

Commutations of Sentence

EDWARD WESLEY BROWN, San Quentin No. A-3735, was convicted of kidnapping for the purpose of robbery, rape, and two counts of robbery in Sacramento County on May 3, 1946, and was sentenced to be executed. Commutation of sentence recommended by Dal M. Lemmon, Judge of the Superior Court of Sacramento County. Commutation of sentence to life imprisonment without possibility of parole granted May 14, 1947. (Conditional commutation of sentence.)

FREDERICK R. HILLS, JR., San Quentin No. A-4510, was convicted of murder first degree in Los Angeles County on September 6, 1946, and was sentenced to be executed. Commutation of sentence to life imprisonment granted January 13, 1948.

WILLIAM MARVIN LINDLEY, San Quentin No. A-648, was convicted of murder first degree in Sutter County on November 15, 1944, and was sentenced to be executed. Commutation of sentence to life imprisonment recommended by the Justices of the California Supreme Court. Commutation of sentence to life imprisonment without possibility of parole granted May 21, 1947. (Conditional commutation of sentence.)

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 5: By Messrs. Maloney, Gaffney, Berry, George D. Collins, Brady, Connolly, and Blosser—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 election held therein on the fourth day of November, 1947.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 2, 1948

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

Assembly Concurrent Resolution No. 5

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

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

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

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 5

Assembly Concurrent Resolution No. 5—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 election held therein on the fourth day of November, 1947.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Waters, Weber, and Mr. Speaker—67.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 2, 1948

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

Assembly Concurrent Resolution No. 4
Senate Concurrent Resolution No. 1

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

DICKEY, Chairman

Above reported Assembly Concurrent Resolution No. 4 ordered engrossed.

Above reported Senate Concurrent Resolution No. 1 ordered on file for adoption.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 2, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 4

And reports the same correctly engrossed.

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Gannon asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 4, at this time, without reference to print or file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 4

Assembly Concurrent Resolution No. 4—Relative to approving amendments to the charter of the City of Sacramento, a municipal corporation in the County of Sacramento, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the fourth day of November, 1947.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Waters, Weber, and Mr. Speaker—67.

NOES—None

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Weber asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 1, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 1

Senate Concurrent Resolution No. 1—Relative to approving amendments to the charter of the City of Stockton, State of California, ratified by the qualified electors thereof, at the general municipal election held therein on Tuesday, October 14, 1947.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Waters, Weber, and Mr. Speaker—67.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 2, 1948

MR SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 9
House Resolution No. 10
House Resolution No. 11

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

DICKEY, Chairman

CONSIDERATION OF HOUSE RESOLUTION NO. 9

House Resolution No. 9

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 seventy-eight (78)

sets of the 1947 Edition of the Larmac Index, at _____ 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 _____ in payment for seventy-eight (78) sets of the 1947 Edition of the Larmac Index.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Waters, Weber, and Mr. Speaker—67.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 10

House Resolution No. 10

Resolved by the Assembly of the State of California, That the Chief Clerk of of the Assembly be and he is hereby authorized and directed to purchase three (3) sets of the latest edition of Deering's Codes of the State of California; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby directed to deliver one (1) complete set of the codes to the three (3) newly elected members, Assemblymen Connolly, Lipscomb, and Morris.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Waters, Weber, and Mr. Speaker—67.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 11

House Resolution No. 11

Resolved, That the Chief Clerk of the Assembly be and he is hereby authorized and instructed to purchase through the State Purchasing Department, twelve (12) new typewriters.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Waters, Weber, and Mr. Speaker—67.

NOES—None.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 19

MR SPEAKER: Your Committee on Rules respectfully begs to report that it has carefully considered the applications for the various positions and desires to submit the following resolution:

Resolved, That the following named persons be and they are hereby appointed to the positions hereinafter set forth as provided by law, with the compensation set opposite their names payable weekly, 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:

Commencing Monday, March 1, 1948	*Per day*
Chief Clerk, Arthur A. Ohnimus	$20 00
Minute Clerk, Geraldine B. Hadsell	15 00
Sergeant-at-Arms, Wilkie Ogg	15 00
Chaplain, Rev. Raymond Renwald	5 00
Assistant Chief Clerk, Harold F. Lewright	15 00
Engrossing-Enrolling Clerk, Charles W. Robbins	14 00
History Clerk, Ethel E Brockelbank	13 00
File Clerk, Ruth Riley	12 00
Assistant Clerk, Arthur R. Bridgeman	12 00
Assistant Clerk, Dave Fisher	12 00
Assistant Clerk	12 00
Journal Clerk, Walter Feeley	12 00
Assistant at Desk, William J. Greene	10 00
Chief Assistant Sergeant-at-Arms, Andrew J. Cecchettini	12 00

Resolved, That the compensation of the above named attaches shall be on a seven-day week basis.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 19, 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, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Huckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Waters, Weber, and Mr Speaker—67.

NOES—None

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 2, 1948

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

House Resolution No 15

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 15, at this time.

CONSIDERATION OF HOUSE RESOLUTION NO. 15

House Resolution No. 15

Relating to purchase of pocket parts to Deering's Codes of California

WHEREAS, This Assembly purchased eighty-four (84) copies of the latest edition of Deering's Codes of the State of California in 1947 for the use of its members and officers; now, therefore, be it

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 _____ dollars ($_____), said amount being for the purchase of eighty-four (84) sets of 1947 pocket parts for Deering's Codes of the State of California; and be it further

Resolved, That the Chief Clerk be and he is hereby directed to purchase eighty-four (84) sets of 1947 pocket parts for Deering's Codes of the State of California.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 1, of the resolution, after "purchase", strike out "eighty-four (84)", and insert "seventy-nine (79)".

Amendment No. 2

On page 1, line 10, of said resolution, after "purchase of", strike out "eighty-four (84)", and insert "seventy-nine (79)".

Amendment No. 3

On page 1, line 14, of said resolution, after "to purchase", strike out "eighty-four (84)", and insert "seventy-nine (79)".

Amendments read, and adopted.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 15, as amended, at this time.

Consideration of House Resolution No. 15, as Amended

House Resolution No. 15

Relating to purchase of pocket parts to Deering's Codes of California

WHEREAS, This Assembly purchased seventy-nine (79) copies of the latest edition of Deering's Codes of the State of California in 1947 for the use of its members and officers; now, therefore, be it

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_____ dollars ($_____), said amount being for the purchase of seventy-nine (79) sets of 1947 pocket parts for Deering's Codes of the State of California; and be it further

Resolved, That the Chief Clerk be and he is hereby directed to purchase seventy-nine (79) sets of 1947 pocket parts for Deering's Codes of the State of California.

Resolution read, as amended.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Waters, Weber, and Mr. Speaker—67.

NOES—None.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Maloney, Sam L. Collins, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Morris, Mrs. Niehouse, Messrs. Price, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, and Weber:

House Resolution No. 20

Relative to the passing of Mrs. Celestine J. Sullivan

WHEREAS, The Members of the Assembly have learned with sincere sorrow of the passing of Mrs. Celestine J. Sullivan who regularly attended sessions of the Legislature with her husband, our good friend, Dr. Celestine J. Sullivan; and

WHEREAS, By her charity, spirit of kindness, amiable temper, good will and unselfish cooperation, Mrs. Sullivan endeared herself to all who knew her and has long been highly esteemed by many throughout the State; and

WHEREAS, As a teacher in the public schools of San Francisco, San Mateo and Mendocino Counties, Mrs. Sullivan engaged in the proper training of children, well equipped to guide students in the paths of useful knowledge and take a helpful interest in all they thought, said and did; and

WHEREAS, No one can measure the enduring influence to the individual pupils and to the State of a true teacher who by inspiration and example exemplifies the noble duties of a conscientious teacher, who gives vital effect to the principles of justice, liberty, loyalty and American ideals on which our Country is founded; and

WHEREAS, As a truly Christian mother her home was a sanctuary where the deepest view of life was the fulfillment of the Divine Will and the greatest commandment, thou shalt love the Lord thy God with all thy heart and thy neighbor as thyself; and

WHEREAS, In expressing our sympathy to the bereaved family, to Dr. Celestine J. Sullivan, the husband, to the daughter, Mrs. John Paul Jennings, the two sons, Rev. Father Hartrick Sullivan, C.M. of Yukiang Diocese, Kiangsi, China, and Professor Celestine J. Sullivan, Jr., University of Oregon, Eugene, Oregon, and the grandchildren, Christopher Jennings and Elizabeth Starr Sullivan, we extend, in the words of Tennyson, "all who sigh for the touch of the vanished hand and the sound of the voice that is still," that the earthly termination of the beautiful life of Mrs. Sullivan is not an ending, but the beginning of life immortal—the gateway of our Father's heavenly home; now, therefore, be it

Resolved by the Assembly of the State of California, That the Chief Clerk is directed to transmit an appropriately engrossed copy of this resolution to the bereaved family

Request for Unanimous Consent That Names of All Members Present Be Placed Upon Resolution

Mr. Maloney asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 20 as co-authors.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 20, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Messrs. Gannon, Stephenson, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad,

Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Mrs. Niehouse, Messrs. Price, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Waters, and Weber:

House Resolution No. 21

Relative to adjournment in respect to the memory of Joseph B. O'Neil

WHEREAS, The death of Joseph B. O'Neil on February 29, 1948, has brought to the people of Sacramento deep sorrow in the loss of a favorite son; and

WHEREAS, Joseph B. O'Neil was born in Sacramento on June 18, 1889, the son of Thomas W. O'Neil, who served as Sheriff of Sacramento County, and Minnie R. O'Neil, County Superintendent of Schools for eight years, and Assistant Superintendent of City Schools for 16 years, and from his distinguished parents acquired at an early age a keen sense of responsibility toward his community and a genuine love for his fellowmen, which led him through 58 years of a life which was devoted in large part to some manner of public service, beginning with his service in the Signal Corps during World War I; and

WHEREAS, Joseph B. O'Neil attained great success in his business life as a distributor and retailer of gasoline and oil, which business he originally established and operated with his brother John O'Neil; and

WHEREAS, Joseph B. O'Neil, as receiver for a number of banks, through his unusual gift for business management salvaged for thousands of depositors much that would otherwise have been utter loss, his most notable achievement in that regard being his receivership for the California National Bank of Sacramento which paid out to its depositors 100 cents on the dollar; and

WHEREAS, He was active as well in political life, and in 1942, upon the death of the candidate selected at the primary election, he was appointed as the Democratic Party candidate for Congressman in the Third Congressional District, and after a brief campaign polled over 53,000 votes in the five county districts; and

WHEREAS, Although respected and admired for his business and political ability, the quality for which Joseph B. O'Neil was most widely known and which endeared him to all was his great love of sports, for in this field in particular all the great warm human qualities of his character were expressed in many ways: As when, combining his wholesome pride of family and love of sports, he fielded the famous Rooney-O'Neil baseball team, made up entirely of brothers and first cousins and which enjoyed notable success; and

WHEREAS, His interests extended also to golf, in which he took great pleasure, and to his membership in many civic and fraternal organizations, including the Eagles, Sacramento Elks Lodge, American Legion Post 61, The Sutter Club, The La Salle Club, and the Del Paso Country Club; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly express their sorrow and regret upon the passing of Joseph B. O'Neil, and request the Chief Clerk of the Assembly to transmit a suitably prepared copy of this resolution to the family of Joseph B. O'Neil: to his widow, Mrs. Margaret Cavanaugh O'Neil, to his brothers, Dr Thomas O'Neil of Oakland and Stephen O'Neil of Sacramento, and to his sisters, Miss Mary O'Neil of Sacramento, and Mrs. Donald Wilkie of Mendocino City, as a token of the esteem of the Members of this Assembly for Joseph B. O'Neil, and as an expression of sympathy to his family; and be it further

Resolved, That when this Assembly this day adjourns it do so out of respect to the memory of Joseph B. O'Neil.

Request for Unanimous Consent That Names of All Members Present Be Placed Upon Resolution

Mr. Gannon asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 21 as co-authors.

Request for Unanimous Consent

Mr. Gannon 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.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 6: By Mr. Dickey—Relative to adding Rule No. 3.5 to the Joint Rules of the Senate and Assembly, to provide for a Joint Committee to Consider Bills Introduced at Budget Sessions.

Referred to Committee on Rules.

NOTICE OF MOTION TO AMEND JOINT TEMPORARY RULES

Mr. Dickey gave notice that on the next legislative day he will move to amend the Joint Temporary Rules to conform to the provisions as contained in Assembly Concurrent Resolution No. 6.

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

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

Assembly Concurrent Resolution No. 7: By Mr Ralph C. Dills—Relative to approving the charter of the City of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the third day of December, 1947.

Referred to Committee on Rules.

Assembly Constitutional Amendment No. 1: By Mr. Elliott—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article I thereof a new section to be numbered 26, relating to the availability of justice and free access to legal rights and privileges.

Resolution ordered printed.

Assembly Bill No. 2: By Messrs. Hawkins, Anderson, Beck, Rosenthal, Bennett, George D. Collins, Cramer, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Fletcher, Heisinger, Kilpatrick, Luckel, McMillan, Miller, Mrs. Niehouse, and Mr. Thomas—An act to amend Sections 19601 and 19617 of the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

REQUEST FOR UNANIMOUS CONSENT THAT MR. BECK BE PERMITTED TO INTRODUCE A BILL

Mr. Hawkins asked for unanimous consent that Mr. Beck be permitted to introduce a bill, in his place, at this time.

Mr. M. Philip Davis withheld unanimous consent.

Motion That Mr. Beck Be Permitted to Introduce a Bill for Mr. Hawkins

Mr. Hollibaugh moved that Mr. Beck be permitted to introduce a bill for Mr. Hawkins, at this time.

Mr. Ralph C. Dills seconded the motion.

Motion carried.

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

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

Assembly Bill No. 3: By Messrs. Hawkins, Anderson, Beck, Rosenthal, Bennett, George D. Collins, Cramer, Clayton A. Dills, Ralph C. Dills, Elliott, Fletcher, Kilpatrick, McMillan, Miller, Mrs. Niehouse, and Mr Thomas—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 4: By Messrs. Burns, Sam L. Collins, McCollister, Carey, Clarke, Dolwig, Loomis, Luckel, Maloney, and Weber—An act providing for daylight saving time, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Constitutional Amendment No. 2: By Messrs. Conrad, Geddes, Cooke, Waters, and Thomas—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 1c to Article IV of said Constitution, relating to amendments to the Constitution proposed by the initiative.

Resolution ordered printed

Assembly Bill No. 5: By Messrs. M. Philip Davis, Beck, Maloney, Geddes, Boyd, Brown, Burke, Caldecott, Collier, Connolly, Conrad, Cooke, Cramer, Dickey, Ralph C. Dills, Doyle, Dunn, Erwin, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Lipscomb, Lyons, McCollister, McMillan, Morris, Mrs Niehouse, Messrs Rosenthal, Stanley, Stewart, Thomas, and Waters—An act making an appropriation for the support of child care centers, and declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 6: By Messrs Dickey and Thompson—An act to provide for daylight saving time within this State, declaring the urgency of this act, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 7: By Messrs. Ralph C. Dills, Fletcher, Grant, Anderson, Clayton A. Dills, Erwin, Hawkins, Hollibaugh, and Thomas—An act to provide for the establishment of a State College in Los Angeles County, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 8: By Messrs. Dolwig and Dunn—An act to add a new division to the Vehicle Code, to be numbered 9b, relating to the regulation, control and policing of vehicles and vehicular traffic on privately owned toll bridges and the approaches thereto, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 9: By Messrs. Geddes, Doyle, Ralph C. Dills, Maloney, Beck, Blosser, Brown, Burke, Caldecott, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Clayton A. Dills, Dunn, Erwin, Fletcher, Grant, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, McMillan, Morris, Mrs. Niehouse, Messrs. Rosenthal, Stanley, Thomas, Waters, and Weber—An act to amend Section 19607 of the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 10: By Messrs. Heisinger, Geddes, Hollibaugh, Cooke, Dolwig, Lowrey, and McCollister—An act to repeal Section 370 of, and to add Section 370 to, the Vehicle Code, relating to registration fees for vehicles, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 11: By Messrs. Geddes, Hollibaugh, Dickey, Bennett, Blosser, Cramer, Clayton A. Dills, Doyle, Fletcher, Hahn, Hinton, Kilpatrick, Luckel, Morris, Mrs Niehouse, Messrs Rosenthal, and Weber—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill ordered printed.

Assembly Bill No. 12: By Mr. James—An act to amend Section 533 of the Vehicle Code, relating to school busses and the regulation of traffic in connection therewith, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill ordered printed.

Assembly Bill No. 13: By Mr Loomis—An act to provide for leasing additional facilities and service for the extension, maintenance and operation of the teletypewriter system of communication by the State Department of Justice making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 14: By Messrs. Lowrey, Beck, M. Philip Davis, Erwin, Anderson, Bennett, Boyd, Brown, Burke, Butters, Clarke, Cooke, Cramer, Crichton, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Huyck, Kilpatrick, Kirkwood, Lipscomb, Loomis, Luckel, Lyons, Maloney, McMillan, Miller, Morris, Mrs. Niehouse, Messrs. Rosenthal, Stanley, Thomas, and Thompson—An act to amend Sections 5026, 5026.1, and 5033 of the Education Code, relating to distressed school districts, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Joint Resolution No. 1: By Messrs. Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Conrad, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Lipscomb, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Mrs. Niehouse, Messrs. Rosenthal, Stanley, Stewart, Thomas, Thompson, and Waters—Relative to memorializing Congress to continue its Veteran Flight Training Program.

Resolution ordered printed.

Assembly Bill No. 15: By Mr. McCollister—An act making an appropriation for the construction of one or more armories for the California National Guard, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 16: By Mrs. Niehouse, Messrs. Grant, Burke, Cramer, Luckel, Lyons, McMillan, Morris, Stanley, and Waters—An act providing for daylight saving time, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 17: By Mr. Rosenthal—An act to provide for the payment of a bonus to the California veterans of World War II, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 18: By Mr. Stanley—An act to add Section 20894.2 to the Government Code, relating to employees of contracting agencies in the State Employees' Retirement System, declaring the urgency hereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 19: By Mr. McCollister—An act to amend Section 1425 of the Penal Code, relating to criminal jurisdiction of justices', municipal and police courts, declaring the urgency hereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 20: By Mr. James—An act to add Section 459.6 to the Vehicle Code, relating to local regulation of traffic meeting or passing school busses, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 21: By Messrs. Dickey, Doyle, Hollibaugh, Anderson, Crichton, Crowley, Hinton, McCollister, and Silliman—An act to amend Sections 101, 1200, 1201, 1202 and 2500 of, and to add Sections 2529, 2866 and Chapter 7, comprising Sections 7076 and 7077 to Division 4 of the Water Code, and to amend Section 5413 of, and to add Section 5410.1 to, the Health and Safety Code, relating to water and

its pollution, and declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 22: By Messrs. M. Philip Davis, Grunsky, Maloney, Beck, Bennett, Boyd, Brown, Burke, Caldecott, Collier, Conrad, Cooke, Cramer, Ralph C. Dills, Doyle, Dunn, Erwin, Fletcher, Geddes, Grant, Hahn, Hinton, Hollibaugh, Huyck, James, Kirkwood, Knight, Lipscomb, Lyons, McMillan, Morris, Mrs. Niehouse, Messrs. Rosenthal, Stanley, Stewart, Thomas, and Waters—An act to amend Section 19607 of the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 23: By Mr. McCollister—An act to add Section 984 to Article 3, Chapter 6, Division 4 of the Military and Veterans Code, relating to farm and home purchases, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Concurrent Resolution No. 8: By Mr. McCollister—Relative to memorializing Congress to propose an amendment to the Constitution of the United States concerning taxes on incomes, inheritances and gifts.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 9: By Mr. McCollister—Relative to good will trip to Mexico.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 9, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 9

Assembly Concurrent Resolution No. 9—Relative to good will trip to Mexico.

Resolution read.

Motion That Assembly Concurrent Resolution No. 9 Be Referred to the Committee on Rules

Mr. M. Philip Davis moved that Assembly Concurrent Resolution No. 9 be referred to the Committee on Rules.

Mr. Anderson seconded the motion.

Motion carried.

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

The following resolutions were offered:

Assembly Constitutional Amendment No. 3: By Messrs McCollister and Ralph C. Dills—A resolution to propose to the people of the

State of California to amend Sections 2 and 34 of Article IV of the Constitution of said State, relating to the Legislature.

Resolution ordered printed.

Assembly Joint Resolution No. 2: By Mr. McCollister—Relative to the acquisition of Angel Island in San Francisco Bay as a State Park.

Resolution ordered printed.

Assembly Joint Resolution No. 3: By Mr. McCollister—Relative to memorializing the President and the Congress of the United States in relation to the retention of the National Guard under state control.

Resolution ordered printed.

RESOLUTIONS

The following resolutions were offered:

By Messrs. McCollister, Dolwig, Cooke, Crichton, Doyle, Burns, Fletcher, Maloney, Thompson, Dunn, Lyons, and Waters:

House Resolution No. 22

Relative to expressing appreciation to the Honorable Randal F Dickey

WHEREAS, These Assembly Chambers have remained unchanged through the many years of legislative service in the history of California, and the elected members, attaches, and attending newspaper writers have had to use old and antiquated equipment; and

WHEREAS, The continued use of such worn equipment and quarters would have placed a handicap upon the free exercise of Democracy; and

WHEREAS, Assemblyman Randal F. Dickey, as Chairman of the Committee on Rules for the 1947 Regular Session of the Legislature, proposed and presented a plan for remodeling and modernizing these Chambers, designed to beautify the premises and most especially designed to facilitate the work of each individual member and of the persons working with the Assembly; and

WHEREAS, Said Assemblyman Randal F. Dickey has had the responsibility of constant supervision, approval and scheduling of the vast project so undertaken, requiring his presence and constant attention, the making of many extra trips to the State Capitol and the expending of many long hours away from his own private business in order to complete the modernization we now behold; now, therefore, be it

Resolved by the Assembly of the State of California, That the entire membership of this Assembly and its attaches hereby extend a rising vote of thanks and appreciation to the Honorable Randal F. Dickey for his outstanding accomplishment and service as expressed in this resolution; and be it further

Resolved, That the Chief Clerk is duly instructed to prepare and deliver a suitable engrossed copy of this resolution to the Honorable Randal F. Dickey

Request for Unanimous Consent

Mr. McCollister 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, and adopted, by a rising vote.

By Messrs. McCollister, Dolwig, Cooke, and Doyle:

House Resolution No. 23

Relating to interim services

WHEREAS, In previous years the Members of this Assembly have been returned to their districts upon adjournment of the session without any continuing source of central information and without any continuing services for the handling of correspondence with their constituents; and

WHEREAS, In previous years there has been no central office clearing or scheduling committee meetings and so informing the legislative members and segments of the public so interested; and

WHEREAS, During the interim just past a constant service to members has for the first time been maintained, such that all persons have been informed and found available office space and experienced attaches at their service; and

WHEREAS, Said services were provided in conformity with the terms of a resolution introduced by the Speaker of the Assembly, the Honorable Sam L Collins, and administered and guided by the Chairman of the Legislative Process Committee, the Honorable Randal F. Dickey; now, therefore, be it

Resolved by the Assembly of the State of California, That the entire membership of this Assembly does hereby rise to extend its thanks and appreciation to Speaker Sam L. Collins and the Honorable Randal F Dickey for the excellent and splendid services so rendered in this connection; and be it further

Resolved, That the Chief Clerk be and he is hereby instructed to prepare and deliver suitably engrossed copies of this resolution to both members of this Assembly so especially mentioned and honored by this resolution

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Knight:

House Resolution No. 24

Relative to adjournment in respect to the memory of Raymond L. Haight

WHEREAS, Raymond L Haight, long one of California's most distinguished citizens and political leaders, died in Los Angeles, California, on September 2, 1947; and

WHEREAS, Raymond L Haight was born in San Jose, California, on July 18, 1897, the son of a pioneer California family, and devoted much of his life to the service of his native State, including service in the United States Army Air Corps during World War I. Graduated from the University of Southern California in 1919, he received his J.D. from the same university in 1921 and was admitted to the bar in the same year and immediately entered upon the law practice he maintained throughout his life; and

WHEREAS, Raymond L. Haight, having become early established as an able and successful lawyer, was soon called upon by public appointment to serve as City Attorney of the City of Venice; as a member of the Playground Commission of the City of Los Angeles, and as a member of the Los Angeles Police Commission; and

WHEREAS, In 1931 he was appointed Commissioner of Corporations for the State of California, bringing to that office great administrative ability, integrity and courage, and during his term effecting great reforms in the marketing of corporate securities in California, supporting the enactment of legislation beneficial in that field; and

WHEREAS, Raymond L. Haight continued throughout his lifetime in political leadership, serving as campaign chairman and as a national committeeman from California for his party, and becoming the gubernatorial nominee in this State of the Progressive and Commonwealth Parties in 1934 and of the Progressive Party in 1938, thus exemplifying the best in the ideal of American Democracy, which envisions participation by the citizen in all realms of political activity; and

WHEREAS, He was a man of great affections and loyalties, Raymond L. Haight also continued to give of his time and talents to those many nonpolitical organizations of which he was a member, serving on the Board of Directors of the Wilshire YMCA, as Trustee of the Los Angeles Bar Association, and as Editor of the Southern California Alumni Review from 1923 to 1932; and

WHEREAS, Raymond L. Haight was known to, and was a close personal friend of, many Members of the Legislature of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislature of California hereby expresses profound regret upon learning of the untimely death of Raymond L. Haight and the loss to the State of California of one who has given so much able and devoted public service; and be it further

Resolved, That the Chief Clerk of the Assembly, as an expression of the sympathy and esteem of the Members of this Legislature, transmit suitably prepared copies of this resolution to the widow of Raymond L. Haight, Mrs. Heloise M. Haight, to his sons, Raymond L. Haight, Jr., and Fulton W. Haight, and to his daughter, Maureen Haight; and be it further

Resolved, That when the Legislature of California this day adjourns, it do so out of respect to the memory of Raymond L. Haight.

Resolution read, and ordered referred to the Committee on Rules.

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

The following resolution was offered:

Assembly Joint Resolution No. 4: By Messrs. Erwin, Clarke, Hinckley, Lowrey, Beck, Burns, Butters, Cramer, Crichton, Ralph C. Dills, Geddes, Heisinger, Johnson, Kirkwood, Loomis, Silliman, Thompson, and Weber—Relative to memorializing Congress to con-

sider certain California products in any bill authorizing European relief under the Marshall Plan.

Resolution ordered printed.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2.30 p.m.
Interim Committee on Ways and Means.
At 3 p.m. in Room 426
Interim Committee on Public Morals.
At 8 p.m.
Interim Committee on Ways and Means.
At 9 a.m., tomorrow, Wednesday.
Interim Committee on Ways and Means.
At 2 p.m., tomorrow, Wednesday.
Education.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Lipscomb, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ernest E. Debs, Paul E. Lipscomb, C. Roy Lion, and Leslie Phillips of Los Angeles.

ADJOURNMENT

At 1.35 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a.m., Wednesday, March 3, 1948, out of respect to the memory of the late Joseph B. O'Neil of Sacramento.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

THIRD LEGISLATIVE DAY

THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, March 3, 1948

The Assembly met at 11 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—74.

Quorum present.

PRAYER

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

Come, Holy Ghost, and enkindle in our hearts the fire of Thy Divine Love. Send forth Thy Spirit, and they shall be created, and Thou shalt renew the face of the earth. Let us pray: O God, who didst instruct the hearts of the faithful by the light of the Holy Spirit, give us by the same Holy Spirit ever to relish what is right and good, and ever to enjoy the help of Thy consolation, through Christ our Lord. AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Cramer, 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. Price, on motion of Mr. Hollibaugh.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Hinckley, on motion of Mr. Collier.

ANNOUNCEMENT OF APPOINTMENTS

Speaker Collins announced that the following Members of the Assembly have been appointed to the below named standing and interim committees:

Mr. McCollister to the Interim and Standing Committees on Public Morals;

Mr. Thompson to the Interim Committee on Interstate Cooperation;

Mr Stephenson as Chairman of the Standing Committee on Livestock and Dairies.

UNANIMOUS CONSENT REQUESTED FOR LEAVES OF ABSENCE

Mr. McCollister asked for, and was granted, unanimous consent that he and Messrs. Crichton, Ralph C. Dills, Thomas, and Thompson be granted leaves of absence for the legislative day, tomorrow, Thursday, March 4th, for the purpose of attending a joint meeting in San Francisco of the Interstate Cooperation Committee and the Harbor Commission, and desired that their per diems be waived.

Mr. Conrad asked for, and was granted, unanimous consent that he be granted leave of absence for the legislative day, tomorrow, March 4th, because of legislative business elsewhere.

Mr. McMillan asked for, and was granted, unanimous consent that he and Mr. Fletcher be granted leaves of absence for the legislative day, tomorrow, March 4th, for the purpose of attending a meeting in Los Angeles of the Athletic Commission.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 24: By Messrs. Heisinger and Johnson—An act making an appropriation to the Regents of the University of California to be expended for an investigation of the control of Pierce's disease of grapevines in Fresno County, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 2, 1948

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 Concurrent Resolution No. 3

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

Above resolutions ordered enrolled.

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

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

Assembly Bill No. 25: By Mr. Hollibaugh—An act to add Section 104.1 to the Revenue and Taxation Code, defining real estate and real property, and declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Constitutional Amendment No. 4: By Mr. Hollibaugh—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article XIII thereof a new section to be numbered 5, relating to property taxation.

Resolution ordered printed.

Assembly Bill No. 26: By Mr. Stephenson—An act to amend Sections 509, 661, 667, 689 of, and to add Section 707.5 to, the Agricultural Code, relating to dairy and milk products licenses and inspection fees.

Bill ordered printed.

MOTION THAT ADDITIONAL COPIES OF BUDGET BE PROVIDED FOR MEMBERS

Mr. Dickey moved that additional copies of the Budget, not to exceed five copies, be provided for each Member of the Assembly.

Mr. Crichton seconded the motion.

Motion carried.

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

The following resolution was offered:

Assembly Constitutional Amendment No. 5: By Mr. Elliott—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article XX thereof a new section to be numbered 23, relating to health and hospital insurance.

Resolution ordered printed

Speaker Pro Tempore Presiding

At 11.15 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 3, 1948

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

Assembly Concurrent Resolution No 6

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

DICKEY, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 3, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 6

And reports the same correctly engrossed.

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 6, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 6

Assembly Concurrent Resolution No. 6—Relative to adding Rule 3.5 to the Joint Rules of the Senate and Assembly, to provide for a Joint Committee to Consider Bills Introduced at Budget Sessions.

Resolution read.

Motion to Amend

Mr. Beck moved the adoption of the following amendment:

Amendment No. 1

On page 2, lines 7 and 8, of the printed measure, strike out "two-thirds", and insert "majority".

Amendment read.

Point of Order

Mr. Thomas arose to the following point of order: That Mr. Doyle is not speaking to the subject.

Ruling by Speaker Pro Tempore

Speaker pro Tempore Maloney ruled the point of order well taken.

The question being on the adoption of the amendment offered by Mr. Beck to Assembly Concurrent Resolution No. 6.

Demand for Previous Question

Messrs. Silliman, Loomis, Hinton, Stewart, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. Beck to Assembly Concurrent Resolution No. 6.

Roll Call Demanded

Messrs. George D. Collins, Beck, and Rosenthal demanded a roll call.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brown, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Field, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Kilpatrick, Knight, Lowrey, Rosenthal, Stanley, and Thomas—29.

NOES—Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, Connolly, Conrad, Dickey, Dolwig, Doyle, Erwin, Evans, Fletcher, Gannon, Grant, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Loomis, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—41.

The question being on the adoption of Assembly Concurrent Resolution No. 6.

Motion to Amend

Mr. Boyd moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed measure, after "Bill", insert "*and revenue acts necessary therefore.*"

Amendment read, and adopted.

Resolution ordered reprinted, and re-engrossed.

Rush Order on Printing of Assembly Concurrent Resolution No. 6

Mr. Dickey moved that a rush order be placed upon the printing of Assembly Concurrent Resolution No. 6.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 2, 1948

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

Senate Concurrent 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 Concurrent Resolution No. 5—Relative to the adjournment of the Legislature in respect to Senator Herbert W. Slater.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 5, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 5

Senate Concurrent Resolution No. 5—Relative to the adjournment of the Legislature in respect to Senator Herbert W. Slater.

Resolution read, and adopted unanimously by a rising vote.

Resolution ordered transmitted to the Senate.

REQUEST TO PRINT REMARKS IN JOURNAL

By request of Speaker pro Tempore Maloney, the following remarks, expressed in tribute to Senator Herbert Slater, were ordered reduced to writing, and printed in the Journal:

REMARKS BY MR. McCOLLISTER

As evidenced by the resolution just read, you know that the community of Santa Rosa, as well as the entire State of California, was severely shocked last August over the sudden passing of Senator Herbert Slater. Senator Slater had endeared himself to thousands of our people, and, as you know, he was the Dean of this Legislature. His record of 37 years of continuous service is so outstanding that few, if any of us, will achieve a like accomplishment. Herb Slater served here in the

Assembly in his early years and, as Assemblyman Clarke was just saying, he occupied the seat directly behind Mr. Clarke. He was then rewarded with election to the Senate where he served with distinction. I wish it were possible for all of us in this Assembly to become co-authors of this memorializing resolution, but that cannot be done since the resolution originated in the Senate, and was introduced by his dear friend and seat mate through the many years of Herb Slater's service in the Senate.

Perhaps my own words are too humble for a full account of Herb Slater. I should like, therefore, to read the words of Leland W. Cutler who wrote of Herb Slater as follows:

> "Although God took from Herbert one of His greatest gifts, He gave him back a compensating one. Herbert cannot see the color and the form of life, nor with his eyes watch men come and go, but compassed clear within his mind is the understanding of it all. As men take pictures home to contemplate when the day is done, so Herbert in his blindness muses clearly upon all the things he loves. God made him sensitive to fairness and to chivalry and to the quiet exchange of banter which only friends can give and only friends can take."

It is an honor to have participated in this occasion in honoring the man who served as such a leader among us, and it is one moment that I will carry with me for the rest of my days.

I move the adoption of the resolution.

REMARKS BY MR. DOYLE

Mr Speaker and Members of the Assembly:

I attended the funeral of our dearly beloved friend, Senator Slater, in Santa Rosa, and it was very gratifying to me to see by the multitude of people present the love and respect they had in their hearts for him.

It is difficult to pay the proper tribute to such a man with a character such as his No mention was made in the resolution of a fact which I would like to relate here. For many years Senator Slater supported his sisters in England. In all those years they were never cognizant of the fact that their brother had lost his eyesight.

That alone shows how kind and considerate he was of the feelings of others. May God rest his soul.

REMARKS BY MR. CROWLEY

One of the many qualities of the late Senator Slater was his ability to meet and know people, and in doing so to acquire their lifelong friendship. I believe he knew more people personally than any other man in California. His acquaintance not only extended to the political field of this State and of the Nation, but it also extended to prominent figures from across the seas.

His acquaintance not only extended to the political world but also to the financial, literary, and almost every other field of human endeavor.

Senator Slater had a lot of color; and I hope that if someone in the near future writes a history of California he will study the life and character of this man thoroughly; and if he does so, Senator Slater will be placed in the annals of our California history as one of our greatest men

REMARKS BY MR. GAFFNEY

Mr. Speaker and Members of the Assembly:

I, too, wish to add a few words of eulogy on the passing of our beloved friend, Herbert Slater.

Senator Slater was in sterling qualities as one towering above the multitude. He loved his fellowman with an intensity bordering on saint-hood, and all who knew him responded to this wise, but kindly man's affection.

Saint Anthony once said "The way men treat each other, one would think they were to live this mortal life forever." Herbert Slater, on the contrary, appraised his neighbor with as much sympathy, understanding and favor as though he expected a summons any hour to appear before his Maker and render an accounting. I had the honor of being present at his funeral in Santa Rosa and witnessed the phenomena of the streets blocked off to afford the pilgrimage of his neighbors of the town he loved so well and its countryside.

The loss of his sight, great as it was to a man who observed and loved all God's creatures, only served to increase his interest and affection for others.

His philosophy of kindliness did not sentimentalize his lofty concept of statesmanship. He understood fully there was but truth or error, justice or tyranny, in the final judgment on all matters affecting human relations, and Herbert Slater sternly championed truth and justice.

In conclusion, let us recall in analogy, a poem known to us in our early youth. "Abou Ben Adhem dreamed of a visit by an angel bearing a scroll. Curiously Abou asked the nature of the scroll. Being informed it contained the names of those who loved God and that his name did not appear, Abou Ben Adhem said, 'Put me down as one who loves his fellow man.' On the following night the angel again appeared and displayed the scroll with the name of Abou Ben Adhem at its head."

ANNOUNCEMENT

Mr. Hahn announced that Mr. William Lyons, who was reported injured yesterday, is still in the Kern County Hospital in a critical condition; and that he is the gentleman who, for so many years, escorted Senator Slater around, after he became blind.

RESOLUTIONS

The following resolution was offered:

By Mr. Crowley:

House Resolution No. 25

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
65	John W. Evans	Los Angeles, Los Angeles County	447	--	--	447	894	$44 70

Resolution read.

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

AYES—Beck, Bennett, Berry, Blosser Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—64.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 3, 1948

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

House Resolution No. 24

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

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Knight asked for, and was granted, unanimous consent to take up House Resolution No. 24, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 24

House Resolution No. 24

Relative to adjournment in respect to the memory of Raymond L. Haight

WHEREAS, Raymond L. Haight, long one of California's most distinguished citizens and political leaders, died in Los Angeles, California, on September 2, 1947; and

WHEREAS, Raymond L. Haight was born in San Jose, California, on July 18, 1897, the son of a pioneer California family, and devoted much of his life to the service of his native State, including service in the United States Army Air Corps during World War I. Graduated from the University of Southern California in 1919, he received his J. D. from the same university in 1921 and was admitted to the Bar in the same year and immediately entered upon the law practice he maintained throughout his life; and

WHEREAS, Raymond L. Haight, having become early established as an able and successful lawyer, was soon called upon by public appointment to serve as City Attorney of the City of Venice; as a member of the Playground Commission of the City of Los Angeles, and as a member of the Los Angeles Police Commission; and

WHEREAS, In 1931 he was appointed Commissioner of Corporations for the State of California, bringing to that office great administrative ability, integrity and courage, and during his term effecting great reforms in the marketing of corporate securities in California, supporting the enactment of legislation beneficial in that field; and

WHEREAS, Raymond L. Haight continued throughout his lifetime in political leadership, serving as campaign chairman and as a national committeeman from California for his party, and becoming the gubernatorial nominee in this State of the Progressive and Commonwealth Parties in 1934 and of the Progressive Party in 1938, thus exemplifying the best in the ideal of American Democracy, which envisions participation by the citizen in all realms of political activity; and

WHEREAS, He was a man of great affections and loyalties, Raymond L. Haight also continued to give of his time and talents to those many nonpolitical organizations of which he was a member, serving on the Board of Directors of the Wilshire YMCA, as Trustee of the Los Angeles Bar Association, and as Editor of the Southern California Alumni Review from 1923 to 1932; and

WHEREAS, Raymond L. Haight was known to, and was a close personal friend of, many Members of the Legislature of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislature of California hereby expresses profound regret upon learning of the untimely death of Raymond L. Haight and the loss to the State of California of one who has given so much able and devoted public service; and be it further

Resolved, That the Chief Clerk of the Assembly, as an expression of the sympathy and esteem of the Members of this Legislature, transmit suitably prepared copies of this resolution to the widow of Raymond L. Haight, Mrs. Heloise M. Haight, to his sons, Raymond L. Haight, Jr., and Fulton W. Haight, and to his daughter, Maureen Haight; and be it further

Resolved, That when the Legislature of California this day adjourns, it do so out of respect to the memory of Raymond L. Haight.

Resolution read, and adopted unanimously.

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

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

Assembly Concurrent Resolution No. 10: By Messrs. Johnson, Clarke, Lowrey, and Heisinger—Relative to requesting the Director of Agriculture to extend the quarantine on "Quick Decline" disease of citrus trees.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 11: By Mr. James—Relative to approving certain amendments to the charter of the City of Bakersfield, County of Kern, State of California, voted for and ratified by the electors of said City of Bakersfield at a special election held therein on the twelfth day of August, 1947.

Referred to Committee on Rules.

Assembly Bill No. 27: By Messrs. Sherwin, Caldecott, Dickey, Dunn, Carey, and Miller—An act to amend Section 2150 of the Streets and Highways Code, relating to moneys received by counties from the Highway Users Tax Fund, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 28: By Messrs. Waters, Boyd, Cooke, M. Philip Davis, Burke, Burns, Butters, Caldecott, Clarke, Dolwig, Erwin, Evans, Grant, Grunsky, James, Johnson, Kirkwood, Knight, Loomis, Lyons, Maloney, Sherwin, Stanley, Stewart, and Thompson—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203 5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill ordered printed.

Assembly Bill No. 29: By Messrs. Rosenthal, Beck, Hahn, Brown, Anderson, Bennett, Brady, Burke, Caldecott, George D. Collins, Conrad,

M. Philip Davis, Ralph C. Dills, Elliott, Fletcher, Geddes, Hawkins, Huyck, James, Kilpatrick, Knight, Lipscomb, Lyons, McMillan, Morris, Thomas, and Waters—An act to amend Sections 31452 and 31595 of and to add Sections 31601, 31602, 31603, 31604, 31605, 31606, and 31607 to the Government Code relating to county employees retirement systems, and authorizing the investment of the funds of such systems in courthouses and other public buildings, prescribing the limitations upon such investments and declaring the urgency thereof to take effect immediately

Bill ordered printed.

Assembly Bill No. 30: By Mr. Sherwin—An act making an appropriation for the support of the Department of Motor Vehicles, declaring the urgency of this act, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 31: By Messrs. Dunn, Grunsky, Boyd, Thompson, and Kirkwood—An act to amend Section 5026 of the Education Code, relating to distressed school districts, and declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

REQUEST FOR UNANIMOUS CONSENT TO CALL COMMITTEE MEETING OUT OF ORDER

Pursuant to the provisions of the Temporary Standing Rules, Mr. Hollibaugh asked for, and was granted, unanimous consent that he be permitted to call a meeting of the Committee on Revenue and Taxation, out of order, on Thursday, March 11th.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2 p.m.

Education.

Ways and Means.

At 8 p.m.

Ways and Means.

At 9 a.m., Thursday, March 4th.

Ways and Means.

At 2.30 p.m., Thursday, March 11th.

Revenue and Taxation.

At 8 p.m., Thursday, March 11th.

Revenue and Taxation.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. McCollister and Thomas, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Andrew Zankich of Bodega Bay.

On request of Messrs. Lester T. Davis and Weber, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. R. F. Casey of Stockton.

On request of Mr. Stanley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mel Faget and Stanley Bates of Santa Ana.

On request of Mr. Lester T. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Barbara Berray of Sacramento.

On request of Mr. Anderson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. H. Fred Heisner of Inglewood and Dr. Everett Calvert of Pasadena.

ADJOURNMENT

At 12.50 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned, until 10.30 a.m., Thursday, March 4, 1948, in respect to the memory of the late Senator Herbert W. Slater of Santa Rosa, and Raymond L. Haight of Los Angeles.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

FOURTH LEGISLATIVE DAY

FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Thursday, March 4, 1948

The Assembly met at 10.30 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, Morris, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—63.

Quorum present.

PRAYER

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

Let us pray for rain:

"By the work of the Lord the heavens were made, and all their hosts by the breath of His mouth He gathers together the waters of the sea as in a vessel: He puts the waves in storehouses. The thoughts of His heart from generation to generation—are—that He may deliver the souls of them that fear Him, from death and nourish them in hunger." (Ps. 32.)

Now then, Almighty and Most Merciful Providence, hear the prayers of Thy people humbly begging for rain Send forth Thy Spirit and they shall be created; and Thou shalt renew the face of the earth. AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Luckel, 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. Price, on motion of Mr. Stanley.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Fletcher, on motion of Mr. Maloney.
Mr. Hinckley, on motion of Mr. Collier.
Mr. Cramer, on motion of Mr. Collier.
Mr. Kirkwood, on motion of Mr. Collier.
Mr. Conrad, on motion of Mr. Collier.
Mr. McMillan, on motion of Mr. Maloney.
Mr. Robertson, on motion of Mr. Cooke.
Mr. Miller, on motion of Mr. Dunn.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. McCollister, by unanimous consent.
Mr. Crichton, by unanimous consent.
Mr. Ralph C. Dills, by unanimous consent.
Mr. Thomas, by unanimous consent.
Mr. Thompson, by unanimous consent.

REFERENCE OF BILLS

By order of the Speaker, the following bills were referred as follows:

Assembly Joint Resolution Nos. 1, 2, 3 and 4 referred to Committee on Rules.

Assembly Bill No. 11 referred to Committee on Revenue and Taxation.

REQUEST FOR UNANIMOUS CONSENT TO PRINT COMMUNICATION IN JOURNAL

Mr. Doyle asked for unanimous consent that a communication and a resolution from the Board of Supervisors of the County of Los Angeles be ordered printed in the Journal.

Mr. Dunn withheld unanimous consent.

Above mentioned communication and resolution ordered referred to the Committee on Rules.

COMMUNICATIONS

By Speaker Collins:

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

SAN FRANCISCO, CALIFORNIA, March 3, 1948

Hon. Sam L. Collins, Speaker
California Assembly, State Capitol
Sacramento, California

Following vote by Association Board of Directors, we urge immediate passage of temporary Daylight Saving Bill to remain in effect only during time of power

shortage and to contain automatic short term expiration date. Further, at meeting of our Industrial Fuel and Power Committee with representatives of PG&E and State Public Utilities Commission this morning commission representatives informed us that, "If we don't have average rain from here on we are approaching disaster."

Association taking every step to urge all California industry to conserve power to minimize possibility of employment disruption. Further urging all employees to recognize that their jobs may depend on their own home and on-the-job conservation measures. Northern California industry already receiving 20 percent emergency power shutdown on momentary notice and was informed this morning by PG&E that we may get emergency shutoffs of as much as 50 percent.

We respectfully urge you to use your position fully to impress upon all homes, offices, etc, that the economic life of California this year depends upon water and power conservation. Situation appears to be going beyond just a power shortage and approaching basic water shortage condition. Further urge you use every possible means to insure immediate operation of new 75,000 kilowatt generator at Shasta Dam which will increase Shasta's output nearly 50 percent, but insuring that no Shasta generator is shut down for alleged overhaul at this critical period and that every kilowatt producible at Shasta is delivered immediately and without picayune controversy to alleviate shortage.

This is time for strong leadership and no "too little too late" action. Jobs are at stake as well as agriculture.

Respectfully,

L. A. JOHNSON, President
CALIFORNIA MANUFACTURERS ASSOCIATION

By Speaker Collins:

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

Letter of Transmittal

March 2, 1948

To the Legislature of the State of California:

In accordance with the instructions contained in Chapter 57, Statutes of 1947, reading as follows:

> "SECTION 1. The State Department of Education of California and the Regents of the University of California are hereby authorized and directed to make a joint survey of the organization of publicly supported higher education in the State and need for additional publicly supported higher education facilities in the State. Two Members of the Senate appointed by the Senate Committee on Rules, and two Members of the Assembly appointed by the Speaker, shall meet and advise with the person or persons under whose immediate supervision the survey is conducted * * * The survey shall, among other appropriate matters, analyze the present and future needs of the State for education above the high school, with particular reference to the needs of each area of the State. In the making of the survey, account shall be taken of the need for varying types of publicly supported higher education, the need, if any, of change in the organization of publicly supported higher education and the manner of support thereof. As a part of the survey the State Department of Education and the Regents of the University of California shall investigate the emergency needs of the State for higher education, including such as may exist in Los Angeles County and in Sacramento County, and report on such emergency needs, with recommendations, to the Legislature not later than May 15, 1947. The State Department of Education and the Regents of the University of California shall report the results of the entire survey, together with their recommendations, to the Legislature at its 1948 Regular Session within five days after the convening thereof * * *"

the State Department of Education of California and the Regents of the University of California submit herewith a Report of a Survey of the Needs of California in Higher Education to the Legislature of the State of California, Fifty-eighth Session.

The State Board of Education of California, the Director of Education of California, and the Regents of the University of California, meeting separately, have voted to endorse and approve the Report of a Survey of the Needs of California in Higher

Education, and recommend to the Legislature of the State of California that appropriate legislative action at the 1948 Regular Session of the Legislature be taken to carry out the recommendations contained in said report, with the following exception:

(a) That the Regents of the University of California make no recommendations regarding that part of the report which pertains to the creation of state scholarships and fellowships.

Respectfully submitted.

ROY E. SIMPSON, Director
State Department of Education of California, Secretary and Executive Officer, State Board of Education of California

ATTEST:

MARJORIE J. WOOLMAN
Assistant Secretary, the Regents of the University of California

ROBERT G. SPROUL
President of the University of California

The above mentioned report has been ordered filed with the Office of the Secretary of State, and individual copies have been distributed to Members of the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Mr. Crowley:

House Resolution No. 26

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. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 26, 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, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Collier, George D Collins, Connolly, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Dunn, Erwin, Field, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, Morris, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, Weber, and Mr Speaker—55.

NOES—None

By Mr. Dickey:

House Resolution No. 27

Resolved by the Assembly of the State of California, That the Chief Clerk be authorized to receive from the Members of the Assembly, a mailing list of all bills, resolutions, and Histories; to be directed to libraries, chambers of commerce, and other public centers, and to individuals, for general inspection. This list is to be limited to 10 names each, and shall be forwarded to the Legislative Bill Room for

regular mailing. No member shall include on the list any state department or employee thereof The Chief Clerk is further authorized to place accredited newspaper representatives on the regular mailing list as well as the Attorney General, Legislative Counsel Bureau, and the Governor's Office. That in addition to the above, the Chief Clerk shall forward to the Legislative Bill Room for regular mailing, five copies of said bills, resolutions and Histories to be mailed to the State Commander of the American Legion, or to such parties as he shall name; and be it further

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

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

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 32: By Mr. Beck—An act to amend Section 14702 of the Education Code, relating to school district retirement plans, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Concurrent Resolution No. 12: By Mr. James—Relative to adjournment in respect to the memory of Honorable George W. Wear.

Request for Unanimous Consent

Mr. James asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 12, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 12

Assembly Concurrent Resolution No. 12—Relative to adjournment in respect to the memory of Honorable George W. Wear.

Resolution read, and adopted unanimously by a rising vote.

Resolution ordered transmitted to the Senate.

ANNOUNCEMENT

Mr. James announced that he had attended the funeral of the late George W. Wear, former Assemblyman, as the representative of the Legislature.

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

The following resolution was offered:

Assembly Constitutional Amendment No. 6: By Messrs. Hahn, Beck, Bennett, and Rosenthal—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 14 of Article VI thereof, relating to attaches of the superior courts.

Resolution ordered printed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 4, 1948

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

Assembly Concurrent Resolution No. 5

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

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 3, 1948

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 C. V. TAYLOR, Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 4, 1948

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 C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

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

Resolution ordered held at the desk.

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

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

Assembly Bill No. 33: By Messrs. Evans, Luckel, Cooke, Hahn, Anderson, Berry, Blosser, Burns, Clarke, Connolly, Crowley, Clayton A. Dills, Doyle, Elliott, Gaffney, Hawkins, Hinton, Huyck, Johnson, Lipscomb, Lyons, Maloney, Morris, Mrs. Niehouse, Messrs. Sheridan, Stanley, Waters, and Weber—An act to amend Section 252 of the Revenue and Taxation Code, relating to affidavits for exemption and declaring the urgency thereof to take effect immediately.

Bill ordered printed.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1948

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

Assembly Concurrent Resolution No. 7
Assembly Concurrent Resolution No. 11

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

DICKEY, Chairman

Above reported resolutions ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 6

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1948

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.

DICKEY, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1948

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

A communication from the Capitol Correspondents Association relative to accredited press representatives

Has had the same under consideration, and reports the same back with the recommendation: That the press cards be issued to those persons named thereon.

DICKEY, Chairman

CONSIDERATION OF COMMUNICATION FROM CAPITOL CORRESPONDENTS ASSOCIATION

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA

STATE CAPITOL, SACRAMENTO, March 1, 1948

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

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

Approved for press cards:

Associated Press—W. A. Wells, Joe Cullivan, Roger Barr, Allen Barton, Wayne Harbert, William Hornby, Robert Turner, Carol Ann Carlson.
United Press—Lloyd Lapham, J F McLaughlin, Thomas Goff, William C. Glackin, Boruff Smith, Allen Merriam, Robert Young.
International News Service—A. Neil Shaw, Frederic J. Rupp
Western News Service—Earl G. Waters, Henry C. MacArthur, Gordon Dettner.
Sacramento Bee—Herbert L. Phillips, Johnson D. Hill, Jr., Thomas Arden, Richard Rodda, S J. Archibald, Walter P. Jones, Myron V. Depew, Hamilton Hintz, Alfred Lyons, Robert Handsacker.
Sacramento Union—Norman B. Deuel, Stanley I. Wilson, Chapin Day, Arthur F Irwin.
San Francisco Examiner—Royal W. Jimerson, Jack Welter
San Francisco Call-Bulletin—C. Lyn Fox.
San Francisco News—Mary Ellen Leary.
People's World (San Francisco)—Douglas Ward.
Oakland Tribune—Don Thomas.
San Francisco Chronicle—Earl C. Behrens.
Los Angeles Examiner—Carl Greenberg.
Los Angeles Times—Chester G. Hanson
Los Angeles Daily News—Leslie E. Claypool
McClatchy Broadcasting Company—George E. Helmer, Tony Koester.
Radio Station KROY—Clyde F. Coombs, William J. Ratcliff, Vincent Paul Sullivan, Gene Desimone.

Respectfully,

EARL C. BEHRENS, President

By unanimous consent, the above action of the Capitol Correspondents Association of California was ratified by the Assembly.

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

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

Assembly Bill No. 34: By Messrs. Brown, Heisinger, Butters, Weber, Clarke, James, Johnson, Loomis, and Sheridan—An act to add Section 532.5 to the Revenue and Taxation Code relating to assessments, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill ordered printed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 4, 1948

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 C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 9—Relative to memorializing Congress to keep open the Veterans Administration Office at Modesto.

Referred to Committee on Rules.

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

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

Assembly Bill No. 35: By Mr. Sherwin—An act making an appropriation for Emergency Fund in augmentation of the appropriation in Item 325 of the Budget Act of 1947, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 36: By Mr. Sherwin—An act making an appropriation in augmentation of the appropriation in Item 81 of the Budget Act of 1947, for Vocational Rehabilitation, Department of Education, removing restriction for matching of state and federal funds under said item, and declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Hon. George R. Butters Presiding

At 11.10 a.m., Hon. George R. Butters, Member of the Assembly from the Seventy-seventh District, presiding.

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

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

Assembly Bill No. 37: By Messrs. Boyd, Erwin, Ralph C. Dills, Geddes, Beck, M. Philip Davis, Hollibaugh, Knight, Rosenthal, and Waters—An act authorizing the sale, exchange, or other disposition of

certain state property located in the City of Los Angeles, appropriating the proceeds thereof, and declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Concurrent Resolution No. 13: By Messrs. Grant, Doyle, Geddes, and Waters—Relative to approving a certain amendment to the charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-fourth day of February, 1948.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT BE PRINTED IN THE JOURNAL

Mr. Geddes asked for, and was granted, unanimous consent that the following Report of the Assembly Interim Committee on Highways, Streets, and Bridges, be ordered printed in the Journal in 10-point type:

PROCEEDINGS

ASSEMBLY INTERIM COMMITTEE ON HIGHWAYS, STREETS, AND BRIDGES, MEETING HELD AT 1006 STATE BUILDING, LOS ANGELES, CALIFORNIA, FEBRUARY 6, 1948

PRESENT:

ERNEST R. GEDDES, Chairman
EARL W. STANLEY, Newport Harbor
CHARLES WEBER, Stockton
J. D. STRAUSS, Legal Counsel

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LOS ANGELES, CALIFORNIA, Friday, February 6, 1948, 10 a.m.

CHAIRMAN GEDDES: The committee will please come to order. This meeting is an open hearing. This meeting is called by the Chairman of the Assembly Interim Committee on Highways, Streets, and Bridges, at which formal testimony can be taken.

It comes after two informal meetings, where testimony was received in written form, but not sworn to, and where conferences were had by members of the committee with interested citizens in other parts of the State.

I will introduce the members of the committee:

Mr. Earl W. Stanley, Assemblyman from Newport Harbor, on my right; Mr. Charles Weber, Assemblyman from Stockton, on my left. My

name is Ernest R. Geddes, of Pomona. Mr. J. D. Strauss, on my extreme left, attorney, assigned to us by the office of the Legislative Counsel.

Miss Cristine Harrison is secretary of the committee.

No one has been so far subpenaed to attend this meeting. Notice has been given to those who have written, asking that notice be given. And, particularly, we have been requested to hear what has developed, what problem exists in the San Fernando Valley.

One name handed to the chairman is Mr. Jim Wilson. Mr. Wilson, will you first introduce yourself, giving us your name, your address, and whom you represent and how you represent them. Then you may proceed and make any statement you wish.

MR. WILSON: Mr. Chairman, my name is Jim Wilson. I live at 354 South Kenmore Street, Los Angeles Formerly I lived in the San Fernando Valley, for about 30 years. I represent chambers of commerce and citizens groups in the valley who protest the present route of the Hollywood Freeway from Pomona Avenue westward to the intersection of Cahuenga and Highland Avenues, through Whitley Heights, believing an alternate could be found more satisfactory, insofar as transportation and convenience of access to Hollywood and to Los Angeles is concerned.

CHAIRMAN GEDDES: If you will be seated, close to the reporter, and proceed with your statement.

MR. WILSON: We believe that the route as presently planned by the State Highway Department comes through Whitley Heights and northerly of the main business section of Hollywood, down to Pomona Avenue, is not and will not be ever satisfactory to the people who use the highway for transportation.

There are, at the present time, according to the best estimates available, about 300,000 people living in the San Fernando Valley.

CHAIRMAN GEDDES: How many?

MR. WILSON: About 300,000 people. And it is expected to take in 55,000, according to the testimony of experts, that there will be from 675,000 to 900,000 people in the valley.

As you gentlemen know, there are not today in the State of California more than four cities having a population of 300,000 or more, excepting Oakland, San Diego, San Francisco, and Los Angeles.

We are so located that our only access to Los Angeles is through this very bottle-necked route at the foot of the pass.

CHAIRMAN GEDDES: You are referring to what pass?

MR. WILSON: Cahuenga Pass If this present plan is carried out and transportation is what we think will go on that line, if it follows according to the testimony of Colonel Bland, of the Public Utilities and Transportation Committee, the day that freeway as it is now planned is opened, it will be saturated; and the situation in that area, at the intersection of Cahuenga and Highland Avenue is such, it will be practically impossible, with transportation there, to widen any traffic arteries which will be constructed at this time.

There are at the present time about 80,000 automobiles a day under the Pilgrimage Bridge. And it is increasing rapidly.

We believe that adequate facilities for very heavy mass transportation should be provided in the Hollywood Freeway and that it cannot be done with the plans as they are now provided for by the State Highway Commission.

May I present this?

CHAIRMAN GEDDES: Yes, if you will pass that paper up. Is that your statement?

MR. WILSON: This is not my statement. This is a protest from the North Hollywood Chamber of Commerce.

CHAIRMAN GEDDES: Are they here to verify this?

MR. WILSON: I do not believe anybody is here. If you like, I would mail you a certified statement.

CHAIRMAN GEDDES: If you will read it. It was handed to you—

MR. WILSON: I have not read it myself.

CHAIRMAN GEDDES: Read it, please.

MR. WILSON: It is on the stationery of the North Hollywood Chamber of Commerce, dated February 5, 1948. It is signed North Hollywood Chamber of Commerce, Freeway Committee, by J. D. Lorenzen, Chairman.

CHAIRMAN GEDDES: That will be Exhibit 1 of this meeting.

(The letter referred to was read to the committee by Mr. Wilson.)

CHAIRMAN GEDDES: If you will take your seat again.

MR. WEBER: In analyzing this situation, have any of your groups or members in any way made alternative suggestions, based upon studies?

MR. WILSON: To my knowledge, they have not. They have made suggestions, but as far as anything in an engineering way and providing for any other definite plan, they have not.

They believe an alternate route can be found, and that the city engineers and state highway engineers should be able to find it. They very definitely have another plan, but it is not the result of a designed engineering layout.

CHAIRMAN GEDDES: Roughly, what is this plan? Do you feel it has a nucleus where studies could be developed?

MR. WILSON: I believe it is, because we believe that instead of following the present route from Vermont Avenue, going northerly of the main business section of Hollywood and going through Whitley Heights, with a 35-foot cut and big fill, that the same and better results could be obtained by keeping farther south and striking westerly about where Santa Monica Boulevard comes off, and going through Hollywood somewhere between Sunset and Hollywood Boulevard, arriving at the same point, missing entirely the hills.

MR. WEBER: Are there any accurate aerial topographic maps in the general area of Los Angeles that could be used for preliminary studies of those matters?

MR. WILSON: There are aerial photographs.

MR. WEBER: But not topography.

MR. WILSON: Yes, there is topography made up of studies from each side.

CHAIRMAN GEDDES: Do your groups take into consideration the laws as they now exist whereby it might be possible or impossible for the Division of Highways, even if so disposed, to share the freeway right of way with rail transportation utilities?

MR. WILSON: Yes.

CHAIRMAN GEDDES: You have taken that into consideration?

MR. WILSON: Yes.

CHAIRMAN GEDDES: It is your understanding—what is your understanding as to the law?

MR. WILSON: My understanding it is difficult on account of the fact that money has been allocated; and it is also impossible for the State of California or the Highway Commission to obtain rights of way for public utilities to operate lines on. That would have to be done by the city or some other agency.

CHAIRMAN GEDDES: If we are going to talk about mass transportation of rail transit, we would have to preface it by saying no method exists, to your knowledge, and of those whom you represent at present, under the law for state funds to be used in that kind of venture; and that it will take enabling legislation by the State or a change in the present law, to make that possible, or it would have to be undertaken by the City of Los Angeles?

MR. WILSON: That is quite true. And it is a fact that a large group of responsible citizens in Los Angeles are considering plans for that very thing at the present time, which they will be ready to divulge within the next 30 days.

MR. WEBER: How are these plans being developed—through formal meetings of regional county planning commissions?

MR. WILSON: Being developed by city-wide city setup by Mayor Bowron, of which Neil Petree is chairman. They have been working diligently for the past six months on this. And, they think they are making progress enough to warrant asking for consideration.

MR. WEBER: These will be considered by your planning commission?

MR. WILSON: Yes.

CHAIRMAN GEDDES: Have you or the groups you represent had opportunity to come before the Los Angeles County Regional Planning Commission or the Planning Commission of Los Angeles, or any area planning commissions for discussion and consideration of these plans and problems?

MR. WILSON: I might say this: While I am a member of the committee of which Mr. Neil Petree is chairman, deliberations so far have been in executive sessions and I am not at liberty to divulge anything they have investigated or what they propose to do. But they will, in a short time, make a full report of their findings.

At the present time I am not at liberty to say what they are.

MR. WEBER: I hope your committee will not make the same mistake that the State Highway Commission has made.

MR. WILSON: That is not in my hands. I am only one member of one committee.

CHAIRMAN GEDDES: You feel it is proper for you to make this disclosure that plans are under consideration?

MR. WILSON: Very definitely.

CHAIRMAN GEDDES: In other words, the general public up to date has not had any opportunity to consider this; the plan to be presented is more or less a fact accomplished, rather than something which they have had an opportunity to take part in the building of?

MR. WILSON: They will be given every opportunity to consider any plan which that committee will offer.

CHAIRMAN GEDDES: How do you propose that will be done? Through hearings by various planning commissions empowered to hold such hearings, or by hearings conducted by Mr. Neil Petree's organization?

MR. WILSON: The very fact that any proposal to provide public moneys for this sort of a thing first must come to the State Legislature for authorization to set up some kind of authority, and be adopted by a public vote, means the people will have to know about it.

CHAIRMAN GEDDES: That is more or less true. But, on the other hand, it does not always follow that the people who come to the Legislature, purporting to represent the people, or large groups actually do so, for when we get home we find out that the citizens there did not know a great deal about it.

However, I think we have learned a lesson, and I will agree with you, this matter should be very fully discussed.

MR. WEBER: I would like to make a report, insofar as I am a member of the committee. I am attempting to impress upon all citizens that we have procedures under the Planning Act and are attempting to consider all these requirements of the people.

CHAIRMAN GEDDES: I think we will divide the question. If I am wrong, correct me, Mr. Wilson. There are two proposals here—one is the matter of a road being provided in order to serve the valley; and, second, that the presently constituted or considered road includes provisions for incorporating rapid rail transit.

MR. WILSON: That is correct.

CHAIRMAN GEDDES: And you yourself said that, insofar as rapid rail transit is under consideration, there would have to be a change in the law before the Legislature could make such a change?

MR. WILSON: Yes.

CHAIRMAN GEDDES: Probably it would be considered by the coming session which starts in March, unless your committee does some pretty active work. There are two ways in which such a proposal could be presented to the Legislature. Either this committee can come up there and call it to the attention of the Legislature, or else they can use the mechanism already set up, which is this committee. On the other hand, this committee can merely report at the next session, as to this matter, that there is some indication that something is being done. But inasmuch as the matters are being conducted in closed meetings, we have no actual knowledge of what the proposal may be.

However, this may offer a solution to those problems, not only in the San Fernando Valley, but in other areas in California.

Do you wish to add anything, Mr. Wilson?

MR. WILSON: Nothing more.

CHAIRMAN GEDDES: We have the list of names that were asked for awhile ago. Elba N. Coucher, Executive Director of the Hollywood Citizens Committee, come forward, please.

MISS COUCHER: My name is Elba N. Coucher, I live at 1922 Carmen Avenue, Hollywood.

I should like, first, if I may, to read into the record a letter from the Rector of St. Stephen's Church, which has been very actively working with our committee for over nine months. If I may do that at this time.

CHAIRMAN GEDDES: Please, and that will be Exhibit 2.

(Whereupon Elba N. Coucher read to the committee a letter dated February 5, 1948, from Charles Howard Perry, Rector, St. Stephen's Church, 6129 Carlos Avenue, Hollywood 28, California.)

CHAIRMAN GEDDES: Hand that letter to the reporter, please.

MISS COUCHER: I would like to read also a protest from Mother Mary Gabriel, President of the Monastery of the Angels, located at the end of my street.

CHAIRMAN GEDDES: What address is that?

MISS COUCHER: 1977 Carmen Place.

CHAIRMAN GEDDES: That will be received as Exhibit 3.

(Whereupon the letter referred to was marked Exhibit 3.)

MISS COUCHER: I should like to add I have lived 26 years in Hollywood, and I have watched that locality develop, and there are dead-endings—Vista Del Mar and Gower—where I live there is an open front; that ends there, just an open valley, opening up there; and Vista Del Mar has a dead-ending. And they left out the alley to get out down to Hollywood Boulevard.

In studying this proposed freeway, we find from Cahuenga Pass to Western Avenue, we have 27 dead-end streets. And, to be honest, four streets are alleys, but the rest are major streets. And you can imagine what that will mean to the people who live north of the boulevard.

And I may say that has been the best residential section of Hollywood ever since I have lived there. It is the only place to build up new residences and homes in Hollywood.

So, we feel a realignment is necessary to save the growth of our city, because you are practically cutting Hollywood in two.

When you were talking to Mr. Wilson about the people knowing about this, I should like to state here that it is the protest of the people that has brought action of the—Independent Transit Committee, perhaps. We know about the situation and we know that there is, directly or indirectly, perhaps a new realignment. In fact, we are almost convinced of it, because those improvements as to the Hollywood Freeway, to exist, would be a large detriment to the community there. I can give you one instance: It goes up, I am told, 14 feet at Gower, and two engineers said 28 feet. Fourteen feet was told me by a layman, and the engineers said 28 feet is elevated right behind the Christian Church, and they have property, as mentioned, at this corner at a terrific expense of building. It runs right by these properties. We have chimes and beauty in that church, and we don't desire to have traffic to compete with our church.

When I say we studied this, I mean it. We have gone and walked members of this committee over the freeways that have been built. And you may not believe it, but some of these are inadequate. They cut down to two lanes in some places.

And this high wire fence, I do not think it belongs to a city like Hollywood. We are world-famous, and I do not think we should be destroyed in order to get rapid transit downtown.

The high wire fence out over there, it would be like a roller-coaster, when finished.

MR. WEBER: Outside the restrictions are the grounds improper for rapid transit?

MISS COUCHER: If you knew the terrain—

MR. WEBER: I know it.

MISS COUCHER: Then, I should think you could answer your own question. It goes under and over. If you want rapid transit you should have, at least, 50 miles.

We have suggested alternate plans south of the boulevard, where the terrain is level, where you can have rapid transit and where it will not run through a cut that will cost $100,000 to $200,000. And we feel, as taxpayers, we have a right to come in and ask you to help us get an adequate freeway that will serve the public and the greatest number of people, not just a few. This is not going to serve Hollywood adequately.

MR. WEBER: Evidently some proposals have been made. They are in your mind. Is this new alignment to be lower, it will be lower and along the margin hills, while—

MISS COUCHER: Do you mean it will be below Hollywood Boulevard? It will be below Hollywood Boulevard, near the business section, not in the residential section. You see, this helps, but it does not help the residential sections.

We are asking for the same things Los Angeles will have. We don't see why we should have our streets dead-ended. They can go under the streets if they want to, let them go under.

CHAIRMAN GEDDES: How many people are there in this community that you have mentioned? How is your committee organized, first?

MISS COUCHER: We have had meetings in school buildings, various places. We represent the people we have talked with. They like us to represent them. I would say we have reached over 4,000 people.

CHAIRMAN GEDDES: You do not have any formal organization, you are not incorporated?

MISS COUCHER: No, we are not incorporated. We are citizens, a citizens' committee, and most of us go to business daily. We have a civic interest in this We want this to be a freeway that we can be proud of. We feel we are guinea pigs, so to speak, and we feel there should be a movement—a three-lane freeway will be inadequate before it is built.

CHAIRMAN GEDDES: Have you had any contact with your city council?

MISS COUCHER: Mr. Davis, a very good friend of mine—

CHAIRMAN GEDDES. Have you appeared before the city council?

MISS COUCHER: No, we have not yet, but on December 11th, we appeared before the State Highway Commission.

CHAIRMAN GEDDES: Do you understand the status in which the present proposed route is—as to whether or not the City of Los Angeles, which is the only power, let us say, that can stand between the people of the community and the Division of Highways and treat with the highways, for the status of the Hollywood Freeway—that they have approved and given permission for these dead-end streets, and the Division of Highways may be acting pursuant to contract already entered into?

MISS COUCHER: I think I could best answer that, but I will say we were very well received at Sacramento. And we asked for an hour's time, and they gave us an hour and a half. The hour and a half is in the record. But I think they talked to us another half hour, and I think they will be willing to change it.

We were told to come home and to contact certain bodies. And they can change it from Vermont on to Cahuenga Pass, providing these bodies meet in a body and work with us.

I am quite certain you will find every word I am saying is true.

CHAIRMAN GEDDES: That information was conveyed to you at Sacramento?

MISS COUCHER: It was conveyed to us—exactly what we were told—by the Highway Commission. And Mr. Wilson told you he cannot divulge just what is taking place. And he is correct in that.

We do know there is a definite plan on to realign this freeway.

CHAIRMAN GEDDES: Do you believe, when you have these troubles, that if all our meetings were conducted, not in secret, but opportunity was afforded the people to discuss their long-range planning, we would probably be a long ways ahead when we started doing our talking afterwards?

MISS COUCHER: The whole trouble of this situation is it was done in secret. People did not know where the freeway was going. I think your suggestion, if you talked to the people, you would have an adequate freeway. After all, we like to know, all of us, like to know what we are buying. We don't want to buy a "pig in the poke," as the saying goes. We want to know what is in the background.

I may say I went down to find out where this line was going. They said, "Where do you live?" And I said, "On Carmen Avenue." They said, "Here it is." And I said, "I want to know where the freeway is going." They said, "You are not interested in it, you are not on it." I said, "No, I am interested in Hollywood."

I saw a small part of the map.

CHAIRMAN GEDDES: You were shown just a small portion of the map?

MISS COUCHER: Yes, I went back again several months later.

CHAIRMAN GEDDES: Did you see it then?

MISS COUCHER: They rolled it out and they said, "Here it is. But we don't know whether it will be that way or not."

MR. WEBER: In the testimony in other cities it is very obvious to me there have been difficulties in the methods in which consideration of these comprehensive plans have been made. The Division of Highways finds itself unprepared, you might say, to disclose all of its plans, as it were, and, also, the people in many localities have been negligent in not having their own planning commissions—even not devising plans for such structures.

I was about to ask whether you thought it was proper for your planning commission to design and plan the rights of way for these proposed freeways, rather than wait upon the State to do that, irrespective as to whether the State is to furnish the money or not.

MISS COUCHER: I know Mr. Charles Bennett. He is a very competent man, and had said if we could get the plans in his hands for this freeway that it would serve the people—

MR. WEBER: I do not know, insofar as the Planning Act is concerned, I don't know if there is any restriction on the County Regional Planning Commission from making such plans or ordering them if they desire. However, there has been some negligence on the part of both sides.

I think the Division of Highways has not used the coordinating cities highway plan. They are caught, however, in a jackpot sometimes.

MISS COUCHER: I am here, I want you to understand I am not in any way knocking the Highway Commission. They do not know the terrain as well as we do and as well as our planning commission does and, naturally—

We have gone to the trouble to get the plan and lay it on the freeway system in New York, and it nearly matches. That is an island. This is not an island. We don't need to conserve dead-end space, like that.

Suppose we did have this freeway, even a third of a mile long. The P. E. experts say a rapid transit, even a third of a mile longer, there is only two minutes difference in the time.

We call this the dog leg, through our property in Hollywood. The difference in the dog leg and this, a third of a mile longer, making a difference of, maybe, two minutes.

I can't think it is good common sense to do it.

CHAIRMAN GEDDES: You said you gave some consideration to an alternate route.

MISS COUCHER: We did. We did not employ an engineer.

As I say, I have lived there 26 years. And our honorary chairman is 82 years old, and he knows the terrain probably better than the engineers.

We did have some friendly advice. I cannot tell you who gave it, or I would be getting in trouble.

We did take an alternate route to Sacramento. We asked them to join at Crenshaw and Santa Monica. join the Crenshaw and Santa Monica Freeways, to Wilshire and Hollywood Boulevard, and being cut by 12 separate islands—Normandie, Santa Monica, Olympic, and Crenshaw. We don't care what they call it—just so they join it. By doing that you save the cost of a freeway and those two freeways, the Crenshaw and Hollywood, converge almost in front of the Hollywood Bowl.

I was disputed by the engineers, but I was told by our engineer it takes 35 acres to make such an intersection. And there isn't 35 acres there.

I think we should build a freeway that would last, at least, 50 years.

CHAIRMAN GEDDES: Do you believe this alternate route you have proposed would be more satisfactory to the people in whose back yard or front yard it ended?

MISS COUCHER: We have covered that. We want to put it in somebody's back yard. Down on Santa Monica the properties are not sprawled out. At inflationary value, I would say it wouldn't average over $10,000. It would be much less expensive. And Radio City is building up. And I think they would like a freeway.

CHAIRMAN GEDDES: You feel the cultural and aesthetic value would bar the particular disturbance in the community? In other words, you realize somebody's property has to be taken, but there would be less community damage?

MISS COUCHER: Yes, you can build up a slum area. But how are you going to build up Whitley Heights, where there are homes worth $50,000? It will cost a million dollars to cross there. We do not want to become a slum area when it has been built already to the highest peak.

Why not build up an area that is going down?

CHAIRMAN GEDDES: Has any move been made by the city council to obtain further grounds for this, or to delay plans?

MISS COUCHER: I can't give you the exact date, but I was in the Horseshoe, when Mr. Davis told Mr. Moore—and I can't remember all the gentlemen present—from Sacramento, that the council was willing to reopen this. And I think you will find—I don't think you will find that Mr Davis and the councilman over that district, I don't think you will find he is—in fact, he has said he does not think this is the proper route; it should go south of the boulevard. In fact, he stated he would rather not see any at all—

CHAIRMAN GEDDES: He is your councilman and he is in a position to act, where we are not, in the particular instance.

MISS COUCHER: Frankly, I think he is working.

CHAIRMAN GEDDES: Are there any further questions? Mr. Stanley asks if there have not already been acquisitions of properties.

MISS COUCHER: I think about 100 percent has been bought to Vermont, and they have started buying beyond Western. But not very much. And the properties they have bought, I assure you, they wouldn't lose much money on them. They could resell them, I am sure, for more than they gave; and in some instances the prices were not as high—some high and some low. They would average—I think they would average out.

CHAIRMAN GEDDES: Are there any further questions?

MR. WEBER: I have no questions. It seems to me this matter should have been taken care of four or five years ago.

MISS COUCHER: I assure you if it had been we would not be here before you today. If we had known what they were going to give us they wouldn't have gotten this far.

I appreciate that remark, and thank you.

CHAIRMAN GEDDES: John M. Wright. I have your name. You are with the Valley Times, of North Hollywood. What is your residence address?

MR. WRIGHT: 5137 Willowcrest, North Hollywood.

CHAIRMAN GEDDES: Are you speaking for the Valley Times, yourself, or in combination?

MR. WRIGHT: I will speak, as a policy, for the paper; personally, as a taxpayer and mouthpiece for a group of people to the extent of helping them coordinate their affairs.

CHAIRMAN GEDDES: You may proceed.

MR. WRIGHT: In April, 1946, in discussing the plans for the Hollywood Freeway, which was the first time we had ever been able to have access to them—even though we have friends on various city boards, we couldn't get them.

We found facilities for rapid rail transit lines had not been provided for in the Hollywood Freeway. We immediately began a study as to why it had not been done. And it has taken us up to now to find out those answers.

Evidently it was so planned by whoever made the plans. We have reports from various out of town committees that these plans were adopted by the city council as what they term a "package" deal, because they did not feel qualified to question engineers' findings or selection of routes.

There was no public hearing at the time the city council adopted this. I think part of the reason for this not becoming public property was due to the war and the people's interest, and everything else. But after that when some publicity had been given to the routes people's objections began coming to us, as a newspaper, and that spurred us on to further investigation. We found this freeway would go through county highways in a manner that would not serve the community properly, and would not provide for any public transportation except busses and automobiles.

Later we found a route with rail lines would handle five times as many people as one without.

This caused us to ask for an alternate route, because we had been told that the present route could not be changed; and due to terrain, we agreed that rail lines, if it could be changed, would not be practicable from the standpoint of skirting Hollywood.

We then asked for an alternate route. And I believe three routes have been suggested, all with a center or concerted area south of Hollywood Boulevard on Las Palmas and east of Highland, and into the pass in a manner so that the Hollywood Bowl would not be jeopardized and to avoid creating any Chinese walls, as they have been termed, through communities and using the streets as service roads, in a manner that could serve the areas better and also the people with automobiles.

The matter was crystallized when we found that Cahuenga Pass handles more automobiles and truck traffic than any other single artery in the United States. Such construction of a freeway that would not handle any more cars would be antiquated before built.

After certain facts were pointed out we received cooperation from all interested agencies, highway departments, and engineers, and various committees working on it.

CHAIRMAN GEDDES: You say you received consideration. How far would that consideration go? Do you feel there is a backing up or anything is being held in suspension in connection with the originally proposed Hollywood Freeway for going along the adopted route?

MR. WRIGHT: We believe that sufficient interest has been brought about in an alternate route that engineers, city and state, I believe, are considering an alternate route on the basis of, at least, determining once and for all in their minds, and in the minds of the people, if the route is proper or if another route is necessary.

MR. WEBER: Is it your plan and procedure to act through your county and regional planning commission formally?

MR. WRIGHT: Yes, we have only acted as an informative agent to the various agencies through which this must be officially adopted or turned down. And it rests entirely in their hands as to what is done.

This point of public interest, if that could have been done when the plan was first started, that would have been an important factor. However, a few people knew these plans, and have supported the present route of the Hollywood Freeway. But it is a few, that can be named on, at least, 10 fingers. And the people, when they found out where the route was, became very unhappy over the fact that the thing that was going to be built would not adequately serve San Fernando Valley through Hollywood to downtown Los Angeles.

It was no easy matter for the merchants of the San Fernando Valley to be thoroughly convinced that this route transcends business. Oftentimes a merchant will say, "Let's don't take them to Los Angeles, let's don't take them to Hollywood."

But they did determine it did transcend business; and that estimate of 300,000 people who could live in the valley and commute to downtown work would be of considerable advantage from a monetary standpoint; but, at least, the valley is destined for half a million or three quarters of a million people. It was the determined and concentrated and sincere effort that a freeway, when it is built, must be one that will do the job, because you cannot put two freeways through the pass.

If you put rail lines through there it will absorb a terrific amount of automobile traffic because its speed would be cut down better than half. The travel time from the valley downtown, and the cost of parking and buying new fenders every week, and so on, would make it very attractive to the commuters and shoppers.

And when we found freeway estimates indicating, with rails, would handle 37,000 people per hour as against 7,000 in the proposed freeway, that caused us to present the facts to other agencies. And through that I believe they have come to the point that it is common sense to build a freeway now; first, one that will handle more people; and, second, freeways come as necessary. First things first.

CHAIRMAN GEDDES: Your newspaper office is on Magnolia Avenue?

MR. WRIGHT: Yes.

CHAIRMAN GEDDES: Somewhere close to Lankershim?

MR. WRIGHT: Yes.

CHAIRMAN GEDDES: Coming in Los Angeles, do you drive down Lankershim until you get to the present, what would be Ventura Boulevard?

MR. WRIGHT: Depending on the stops I have to make If I come down directly, I go via Riverside Drive.

CHAIRMAN GEDDES: Coming into the downtown section?

MR. WRIGHT: Yes.

CHAIRMAN GEDDES: If you have business in the Hollywood area you come in past Hollywood Bowl and hit one of the cross streets and find your way in?

MR. WRIGHT: Yes. That has been determined the biggest distribution point, in area, and I know the pass carries more automobile traffic.

CHAIRMAN GEDDES: North Hollywood, the edge adjacent to the Burbank-Van Nuys area, started expanding, and the vacant land started to become residential areas, while business moved in on the cross streets—like Van Nuys, Victory Boulevard, Magnolia—quite a bit of business in that area, but it was a narrow street, more or less self-retaining at the time. And, again, up on Laurel Canyon Drive, business moved into those places. But, primarily, it is a bedroom area, and people moved there, not to work, but to live there and work in Hollywood or Los Angeles. And they go some considerable distance across town

Insofar as local business is concerned, that would be based on the fact that families live there; while papa might come in town, mama stayed at home and did the shopping there.

MR. WRIGHT: Yes, the crux of the situation came when we found Hollywood Freeway, without rail lines, would have to use busses. And we

determined busses would be bumper to bumper from San Fernando to Los Angeles. And that is not mass transportation. In order to get mass transportation, we were confronted with the fact it could not be made on the Hollywood Freeway.

If the Hollywood Freeway is constructed today, as planned, without rail transportation, busses will go in and the rail line will be milked dry. There will be no rail lines.

And, engineers tell us, property values would be stabilized with, at least, $1,000,000 increase with rail lines.

Why we want the Hollywood Freeway to be built first with rail lines is to be able to get in. If you put busses on that, then we are a cooked goose, because 10 years ago we had a fight in keeping the rail lines in use by bus feeder lines. In cross-valley our system of transportation will work ideally. The P.T.A. members have told us where there is one family car the wife can drive the husband to the train and the wife have the car for shopping. To fast areas you can jump, leapfrog, fast from one community to another. Well, it takes one hour to go four miles in certain areas.

CHAIRMAN GEDDES: The present rail line through there—what is the terminal in the valley?

MR. WRIGHT: Van Nuys.

CHAIRMAN GEDDES: That goes in front of the Hollywood Bowl approximately, now, for some half a mile?

MR. WRIGHT: All the way through Cahuenga Pass and, I should say, about 1,500 feet affects the Hollywood Bowl.

CHAIRMAN GEDDES: That is two tracks there?

MR. WRIGHT: Yes.

CHAIRMAN GEDDES: In your plans, do you contemplate following more or less that rail line?

MR. WRIGHT: Yes, follow that rail line, and where Cahuenga and Highland are split by Whitley Heights, there is more or less a V, after you pass there, Cahuenga going one way and Highland another; rather than traverse Whitley Heights, drop it down to the foot of the mountain on the east of Highland Avenue.

This is a layman's philosophy of what seems to be possible. You follow the draped area, the road passing Hollywood Bowl will be depressed in a cut and covered, and when that is covered—it has been proposed that these areas (indicating), if they are cut and covered, to provide some parking space and recreational space—space for recreational purposes.

I have talked to friends of mine, engineers, who have said—

MR. WEBER: In view of the fact that Mr. Wright is a newspaper man, and has access to give information to the public, I want to call attention to and discuss certain features of the Planning—Conservation and Planning Act. I call your attention to the fact there are nine sections in the Conservation and Planning Act which set up all types of places, and planning is not restricted to the provisions of those nine sections.

> "Sec. 40. Streets and Highway Plan—Showing the general locations and widths of a comprehensive system of major traffic thoroughfares and other traffic ways and of streets; the recommended treatment thereof, building line setbacks, and a system of street naming or numbering, and house numbering, with recommendations concerning proposed changes.

"Sec. 41. Transportation Plan—Showing a comprehensive transportation system, including locations of rights of way, terminals, viaducts and grade separations Such plan may also include port, harbor, aviation and related facilities.

"Sec. 42. Transit Plan—Showing a proposed system of transit lines, including rapid transit, street car, motor coach and trolley coach lines and related facilities."

Those three sections cover the authority necessary for the local people to have consideration in such problems as these.

One of the difficulties has been that provisions have not been made in local budgets to enable the planning authorities and consultants to hire enough engineering help to make these studies. There has been a scarcity of such experts during the war years. That has left the problem in a difficult position The only alternative was that the Division of Highways afford some, probably not sufficient, engineering staffs. But we have been considering these problems. And the weakness, the break in the link that has brought about this trouble, according to the testimony I have and my general knowledge of the situation, is that they did not act through the Planning Act and use their engineers to work through a regional county planning commission in this particular county in a proper manner. They have done it to a certain extent, but in most instances the general procedures provided for in the Planning Act were not followed. I call that to your attention to show that there is a law and procedure which has not been fully administered in this State by local and state governments.

I suggest you make yourself familiar with this law, the Conservation and Planning Act, and I hope you can pass the information on to your public

MR. WRIGHT: May I say we recognize all the weaknesses you have mentioned. But we are asking, now that it has been brought to the light, that construction from Vermont to Cahuenga Pass be stopped, pending a complete study.

CHAIRMAN GEDDES: That is the recommendation you make—that the construction be stopped, pending further analysis and recommendation?

MR. WRIGHT: Yes.

MR. WEBER: I think the Division of Highways has competent engineering people.

CHAIRMAN GEDDES: Might I say, as has been pointed out in the testimony of three or four people this morning, that this committee be asked to do something. We are a fact-finding committee, and we would hardly want to put ourselves in the position of being engineers or judges or anything else. However, it is our duty to ascertain the facts. And the facts are: There is considerable public unrest and public dissatisfaction and public lack of information on the whole thing. That we will report to the Legislature. Also, these definite suggestions that you have made are included in the testimony, and will be presented to the Legislature for consideration.

We appreciate very much your coming here, because very often newspaper publishers don't care to get out on a limb on one side or another. And we believe what you are doing is a worth-while service in the community.

MR. WRIGHT: I have practically eaten and slept with this since April, 1946.

CHAIRMAN GEDDES: Have you folks had any opportunity to be in these meetings of Mr. Petree's committee?

MR. WRIGHT: Yes, I attended most of them, without benefit of pencil and paper, because—I would like to explain my feeling, that this committee is working in secrecy, as such. It is working in secrecy until it can compile its entire plan. And that plan then will be really kicked around. They feel if we give it, piecemeal, for public consumption one end might not fit with the middle or with the other end. And, until such time as that is completed, it will not be given adequate publicity or public hearings.

This committee has called before it groups of citizens, and has obtained records on mass transportation; and it has relied primarily upon the officials and engineers of the city and State actively engaged in work with this committee—some of whom have contributed 90 percent of their time for the last six months without pay. The whole thing is in secrecy. It will be out of secrecy as soon as—the reason it has been in secrecy was it was thought if it was publicized it might encourage land grabs.

But I believe now it is the conclusion that the plans be made public.

CHAIRMAN GEDDES: I think that may be one of the recommendations of this committee—that we have full publicity to the plans, and people be given the opportunity to come in and protest, as, heretofore, many times people have had no opportunity to protest. On the other hand, sometimes people with too much zeal tie up the commission's hands. That we are seeking to avoid, too.

MR. WRIGHT: There is a great deal of confusion in the Hollywood Freeway, a great deal of the confusion is due to misunderstanding. Some say they know the people knew it. The people had no conception of it whatever. I know I didn't know it. We had to try to find out what the route was, and we couldn't find out for a couple of years. We were given the opportunity that the freeway was proper and it had provision for mass transportation for a rail line. I do not believe deliberately, although the person telling us, had access to it, but he had not studied it.

So, there is some dereliction.

CHAIRMAN GEDDES: It does not do any good to set up laws and procedures whereby the citizens can take part if they don't live up to their opportunity. Next on the list is Lee Shoemaker.

MR. SHOEMAKER: I am just an interested citizen.

CHAIRMAN GEDDES: You sign your name as being present.

MR. SHOEMAKER: Yes.

CHAIRMAN GEDDES: Mr. C. E. Toberman.

MR. TOBERMAN: Yes.

CHAIRMAN GEDDES: You are President of the Hollywood Bowl Association, and your place of business is where?

MR. TOBERMAN: 6763 Hollywood Boulevard.

CHAIRMAN GEDDES: That North Highland address, is that your residence?

MR. TOBERMAN: No, that is the Bowl Office.

CHAIRMAN GEDDES: You may proceed.

MR. TOBERMAN: I represent in excess of $10,000,000 worth of taxable property affected by this freeway. We have a building and loan association that has made many loans in the valley and in Hollywood.

Six years ago, as President of the Hollywood Bowl, I became keenly interested in the effect it would have on the Hollywood Bowl. And soon thereafter I discovered that the plans and views people had in construction of this freeway would, naturally, create a very great hardship on the Hollywood Bowl in many ways. And for six years we have been approaching the subject from the standpoint of the Bowl's interest. But, to my surprise, only recently I awakened to the condition there which I think any layman in Los Angeles can recognize, and one every man in this room will sooner or later be affected by unless he promptly wakes up as to what is taking place.

I immediately realized that the only opportunity of entering or leaving the city through a chain of hills that extends from the east side of Griffith Park to Oxnard, with any convenience, is Highland Avenue and Cahuenga Pass. By nature, it happens to be the shortest space through that barrier of hills, and the only one through which all these arteries would be constructed and maintained.

There is not an engineer in this room who will contend he can substitute or parallel any similar right of way through the hills. The nearest approach would be tunnels which would be tremendously expensive. Then we begin to realize that nature had made this thing possible—the shortest space—and on the north side, Barham Road and Ventura Boulevard, and on the south side are Cahuenga and Highland, natural opportunities for the creating of that—when you realize then that the traffic at the present time runs about—and I am taking Dr. Dorsey's figures for it, and I have seen them, and I have been in Hollywood 41 years in the development of the area—Dr. Dorsey has stated that the peak in the traffic through the pass reaches a maximum of 9,275 cars, at the morning peak, per hour.

Think of that. That is more travel through that pass than goes over the San Francisco Bay Bridge at the present time.

Therefore, I think every one of us in this room, be we engineer or not—and I have been building roads for 41 years and studying the proposition—everyone will recognize then, the intersection of Highland, Cahuenga and Cahuenga Pass is the most vital distributory point in the entire State because of certain conditions there.

You will have to take care of busses, street cars; you will have to take care of heavily laden trucks, because, whether we like it or not, the San Fernando Valley will be the location of all material—houses and materials brought into Los Angeles have to go through that pass.

In addition to that, that road is a military highway, the only one that would be adaptable for our use at any time.

Therefore, the intersection of that road at the present time becomes a most vital thing and should be properly engineered, and all these arteries should be taken into consideration so that they could connect with it.

I have never opposed a freeway because I recognize you have to take care of travel if you are going to be successful in the business world or in any other kind of world.

These engineers who devised this plan 15 years ago never gave it any more consideration than you or I, as to the ultimate needs of this arterial connection. Think about it You can go north of that intersection and you can widen it. I have widened it myself, in the past.

Look to the south. You can widen Highland, you can widen Cahuenga. But what would that avail if you cannot get through the bottleneck? If that is to serve for 50 or 100 years that bottleneck has to be provided for.

Now they are taking the underpass out, putting it over the hill through Whitley Heights, and putting in a concrete barrier that forever stops them from going on and making proper alterations and improvements without tearing it all out.

Visualize this: At the present time, where in the world are you going to bypass that travel when you have to go in and do major construction work? The hills have you tied.

You probably can go through Highland and up this outpost, but are we going to work five years and put a big barrier in the throat of that canyon, in concrete, and then stop all the progress of Los Angeles north? People will not get to work, perhaps, unless they go down on Riverside Drive. Does it make sense to put that kind of construction in there at the present time, with this in front of you? What are you going to do with the present conceived construction? Are you going to put the Hollywood Bowl and the Pilgrimage Play out of commission for two seasons with this construction, because you are putting concrete construction in there?

If you don't think you are going to put them out of business, take a trip to Beaudry and Sunset and see what shambles they have made of that neighborhood for 10 blocks around.

In construction of this kind, you don't just bore a little hole and go through it. I am not trying to advance any particular engineering, but there must be some engineers who will devote their time to that 1,600-foot space that makes up this arterial neck, and figure how they will put Crenshaw Freeway on and the street car and bus and truck lines on it, and how they will fit automobile travel and freeway travel into the proposition.

Look what the engineers did at the Golden Gate Bridge and Bay Bridge. Unlike San Francisco Bay, they can build another bridge, and use the same bridge at the same time. But what are you going to do with Cahuenga Pass? How can you handle it? It is most vital. And if I were sitting in the Legislature they would not get one dollar until they took into consideration the funds for that arterial highway. That arterial highway should be as wide as the banks on either side will allow. And they should explore the subterranean possibilities, too.

I have been building buildings and I have had visions for years. I built buildings 20 years ago that were successful, when other people would not think of putting a building in there. In building those buildings, like the Hollywood Bowl and the Roosevelt Hotel and the Chinese Theater—they are my construction; I didn't do it myself—but I got the best engineers I could to do it. And we went in and explored the subterranean possibilities—what we could make out of down below, to get the most out of it—with the result one of the buildings has a double basement, a sub-basement.

Why in the world shouldn't the throat of that canyon be explored and engineered? It is only 1,600 feet. It may cost several million dollars to do it, but what will it be worth later? If they stop that trade through the canyon you cannot evaluate the loss that will be sustained.

This is aside from the Bowl's present plans and the Pilgrimage Play. But this will probably be, in time, the greatest city in the United States, barring only New York.

We are talking about travel, and at the present time, according to Dorsey, 87,000 cars go through there. And, I will bet in five years there will be 127,000 cars going through there.

Now, I have been in the real estate business 41 years. And I can build veterans' houses 20 miles from town. You cannot take care of them with automobiles, because they cannot stand the cost of transportation. They have to have busses or street cars. It costs about 5 or 6 cents a mile, using an automobile, and you take a man that is 20 miles from town, and he pays more on his transportation than on his home—his interest and amortization.

I have fought these engineers six years. I have gone to every committee, and I will keep going, after having this published, and I am having 20,000 distributed. And I am going on the radio and I am going to tell the citizens what a rotten blunder they are making in the throat of that canyon. If you want to go up north you will have to go through that pass. You do not want to stop at somebody dropping a little bomb in there and putting it out of commission by reason of the fact you have stuck something on the top where that goes over Whitley Heights.

Three years ago they had a meeting at the University Club. I attended the meeting. I called attention to the fact then. I said, "Listen, you have Crenshaw Freeway in mind." They said, "No."

They would not come out in the open and admit such a thing as Crenshaw Freeway. Crenshaw is in your lap today and it cannot be overlooked, because you cannot take care of streetcar and bus transportation without taking it into consideration. And you cannot take care of traffic through there unless you take care of Cahuenga and Highland and Crenshaw Freeway, the whole thing as a package proposition. It should be done at this time.

You said something that is correct. The City of Los Angeles has been so meager and short in the spending of money in connection with its engineering that it is critical. Aldrich has not shown anything in here. He does nothing but sit there. I am not trying to get his scalp.

I am not coming in here and presenting an alternate plan. That is too big a job for any of us to figure out. That most vital spot, 1600 feet, somebody must first hook up those things. You don't get into those things by climbing a hill and wishing you could get over it. I do not believe there is an engineer in the service of the city and the State who can see that unless he was given an assignment and figure out that thing by itself and nothing else, and spend six months on it and solve that problem.

People have smeared me around here. I haven't any pet scheme. Everything I have is in Hollywood. I have been there 41 years, and I am interested in the community. It is my community and your community.

I want to say now unless that thing is solved through that pass you will not solve anything around here in the way of transportation. I am not trying to say that you will put it somewhere else. I have confined myself to the Bowl, the Pilgrimage, and the intersection.

I don't care what you do, go down the street, on Cahuenga, or in the valley, if you will make that intersection right, the errors you make in the other location can be cured. But that 1600-foot area that constitutes that intersection from the Pilgrimage Bridge down to where that bears up is a bottleneck to the whole thing. And you can imagine coming in New York City with big steam lines—they have engineers figure it out. And we can do that here.

When they do that, they will leave an overhead that will take care of parking at the Hollywood Bowl for all time.

That, gentlemen, is a business engineering proposition. And Mr. Corder knows the fight we have put up with him for six years. And if he can tell me where I am wrong, I will back up on it.

I will leave this booklet with you, "An Engineering Blunder," and read it.

They have gone in there and—if you throw a road in there, and somebody says it is all right, but if you say, "Is that going to serve the next 50 years?" that is a different question. And then he becomes a different kind of engineer. I do not think they are going to pass judgment on what is being done out there in the next 50 years. We have got to build it in the proper way.

We have great visions for Hollywood Bowl. It can become the greatest university of music in the world, and it is self-supporting. All we have asked is that the taxpayers give us time to pay for the buildings. But you will not come the second or third time if you have to walk three or four blocks. The Hollywood Bowl and the Pilgrimage Play builds more publicity, first class publicity, than any other agency in the State of California.

I will give you this little booklet, and I hope you gentlemen will get as pent up and worked up over it as I am. And I eat and I sleep with it. That is, on this highway proposition.

I built this big storage building for Bekin, the finest warehouse in the United States, 175,000 feet of floor space—every inch occupied today. And they said I was crazy when it was built.

I say this, Hollywood at the present time, has all these people that come through the valley, floating by. The trouble with Hollywood, if there is any trouble, lies in the property owner not building the kind of buildings that will let these people trade with him. Whenever they do that they will get the trade. The trade is there—800,000 people a day coming past, through that canyon, going and coming. Think that over. That is a lot of people

CHAIRMAN GEDDES: Mr. Toberman, do you care to give me an extra copy of this pamphlet "An Engineering Blunder"?

MR. TOBERMAN: Yes. I will give you some extra copies.

CHAIRMAN GEDDES: That will be Exhibit 4.

(Whereupon the pamphlet "An Engineering Blunder" was marked Exhibit 4.)

MR. TOBERMAN: Mr. Grumm and I have crossed swords quite often, because he has contended it was too late. I am not going to take that kind of thing sitting down. I have seen prizefighters who thought they were licked, but they got up and started fighting again.

MR. WEBER: The Legislature of the State of California has set up the Division of Highways in such a way that the moneys are appropriated for projects; and the way in which they can act is prescribed by law.

MR. TOBERMAN: That is right.

MR. WEBER: That brings up the proposition, then, of whether or not the Division of Highways, for instance, with its treasury of money, is not responsible for the collateral damages or the cost that it imposes in the community by the structures it builds. That is a vital weakness. You can place a crossing over San Francisco Bay, in San Francisco, that would bring additional problems on the community that would almost bankrupt it. Likewise, you can do the same thing by any structure you create, as well as along the south coast here, toward San Diego; if you place certain highway structures on that coast you can impose burdens and restrict land use to such an amount you have ruined the community and community life.

I think that evidence is coming forth on those lines. But the point is, the Division of Highways is in no way legally responsible, and has not considered the effects of those great structures on human relationships and on economic conditions. There is a great weakness in state policy. The alternative is that the Division of Highways has to release its engineers, and allow their consciences and minds to consider these collateral effects and not build these structures. Scientists and engineers can ruin human relationships by building structures, with their attendant problems, and so forth.

The methods used and directed by the Division of Highways have stifled engineering talent have turned the profession to a lower grade, where it descends lower every year because the mind of the man is not released to consider those projects.

The Planning Act has offered an outlet and a way by which these overall costs would be made by departments of state and by local government. Somebody has to begin using that, and local authorities have to support it with money You spoke in a comprehensive way, and I am giving it back to you There is a routine procedure that must be built up. It is a procedure of comprehensive planning which enters through the general welfare powers of government. It is a new invention in government.

MR. TOBERMAN: We had a petition signed in the Hollywood Bowl with over 12,000 signatures We have never been unmindful, wanting to have a procedure started to stop highway or freeway work. And I have been approached—"Why don't you start an initiative petition and stop this thing from ruining the Bowl?" That is not progress! That is not construction! What men have to do is to find ways to go forward, not backward by stopping things.

So I am asking here, and the Hollywood Bowl has filed with the city council a petition, offering to give them $10,000 if they would match it with another $10,000 for an engineering plan that would take us all into consideration at that intersection.

I have been told that $20,000 would do it. I think it would be nearer $100,000 before you get through with it. The more you get in it the more you think of this complex situation and its future needs, the more you begin to realize that here is an intersection that calls for a Moses, or some man of equal ability, to man that—beyond the Panama Canal, almost.

CHAIRMAN GEDDES: What the Los Angeles City Council may do on that proposal—

MR. TOBERMAN: They have it before them now. We appeared before them a couple of months ago, and they still have it in their desk. I don't know what they are going to do about it.

Most of us here in the city and county don't seem to bother. It has not been an easy matter. I do not think there is a man here that knows what they propose, what they intend to do in the connecting of the intersections.

We had a model in the early days in the city hall, and we had to go and get permission to photograph it And we made one picture of it, trying to get something we could show the public as to what they were going to do. I don't think—I don't know that that is the way to treat the public I think they should be permitted to know whether a bank 10 feet high may be built in front of us. Most people along here are fighting it on general principles, not because they know anything about it—they simply go out and fight.

That is not what I do. I have gone out, tried to find out what I could about the thing. And I know I would have had to have my name on the engineering plans taking care of that intersection if I were the engineer.

CHAIRMAN GEDDES: The Legislature tries to interfere as little as possible with the local governments. The reason I asked that question was to see if we could point out anything—

MR. TOBERMAN: If you gentlemen begin to realize the importance of engineering and, particularly, in that section—you yourselves have as much at stake as I have, because the life or death of this entire community seems to be placed in the balance. We will be one of the first attacked through any difficulties we might have in the future. In the past they designated Highland Avenue as a military highway during the war. We block that pass with 4,000 cars during the season, so that it does not hardly function. Now, they are not adding any factilities in their present plans, yet they will admit you will have 20,000 cars going and coming from the valley added every year, and they are putting plants over there, like General Motors, the studios. And a lot more people will have to use streetcar and bus transportation.

CHAIRMAN GEDDES: You have been very frank, and it is in the record. Thank you.

MR. STANLEY: Weren't there some strings on that offer that was made?

MR. TOBERMAN: We offered 10,000, the State to offer 10,000, and select an engineer qualified to do this job. We can name an engineer, say, "Here is Mr. Jones, that can do this job by a plan that would be

arrived at by the group to devise ways and means. And if they came back and said 'the only way it can be made is to put it in like it is proposed at the present time, you will have to take it or leave it,' we will take it."

We are not asking for anything but a fair selection of an engineer who will devote his time, at the present time, studying this problem, because I don't think there has been six weeks put in on it

We haven't any other interests in this than you have in this thing.

I have never prepared an engineering plan. I think they should do it. But I am asking that it be done through a proper study.

CHAIRMAN GEDDES: Thank you. Is there any one who cannot come back at 2 o'clock? All right, we will hear Mr. Grumm, Mr. Fred J. Grumm, Deputy State Highway Engineer

MR. GRUMM: I want to say this for the sake of getting it in the record again. There has been nothing secret about the routing of the Hollywood Freeway or any of the freeways. But, particularly on this one question, the city council had before it the matter of the Hollywood Freeway for 18 months. And in that interim I attended, at least, six meetings, and I know there were others in regard to routing and other features through Hollywood.

The city council finally adopted an agreement and agreed with the State in the routing and treatment of the intersecting streets. And we have been proceeding in accordance with that agreement and in accordance with the routing, the adopted routing. It has not been varied from that agreement with respect to acquisition of the right of way and construction features and parts of Hollywood Freeway.

There was nothing secret about it, and never will be. We have been operating in accordance with the law and we have been trying to do the best job we can.

I agree with Mr. Toberman that the implications with which we are confronted through Hollywood on the freeway and in the throat of the pass are serious. They are probably as serious as we have found in our entire proceedings throughout the many years that I have been with the Division of Highways. And I can assure Mr. Toberman and the committee that we are not going to proceed with construction until those problems and those implications have been solved. We are going to spend not 1 cent of money for construction until we know the proper answers and have the proper plans developed that will take care of that. And we are not going to interfere with that large traffic on the Cahuenga Pass.

We probably know better than most people what serious matter it is to interfere with a large amount of traffic on the highways.

I would like to say, further, that our considerations and our endeavors in the administration of the State Highway System are not confined simply to engineering matters. They include all of the very numerous things that enter into this question of building a transportation system for motor vehicles. And that is what our job is and nothing else.

In regard to that question of the rapid transit on the Hollywood Freeway, I can say this: We had our plans well along, we had a considerable amount of right of way acquired, we had even undertaken contracts

on the Hollywood Freeway for stone, when, seven months ago we were confronted with a situation that there should be developed a large transit plan in the Los Angeles area. And the idea was advanced that it would be suitable and much cheaper to install such a plan, if it could be installed, on the dividing alterations in this freeway we were planning in Los Angeles and in this area.

We had many meetings with the group; since that time we have conferred with them constantly. We have tried to work with them in a cooperative way so that we could do something, knowing that it was not within our authority to expend any funds for that purpose, some method through which our plan might be perfected.

We have a definite plan and we have a contract under way on the Hollywood Freeway. And the rapid transit plan is still in the early planning stages. They have not advanced to the point where we know, or if it is, it has been very recently, and I think it will be even today that they will select the routes that they will place these rapid transit lines on.

We had a preliminary meeting with the committee Wednesday about the selection of the Hollywood Freeway, about where rapid transit lines were to be placed. We came to an understanding how it could be accomplished. It will require considerable effort on the part of the people who are proponents of the rapid transit plans. They will have to furnish money. Somebody will, since we cannot use state highway funds that are necessary to work out the designs and plans and to purchase the right of way, which is involved in this plan.

We are willing to cooperate and work long hours.

That is the understanding reached the other day.

I see no justification for delaying any work on the Hollywood Freeway, when it is such a serious matter to not only the State, the city authorities, the chamber of commerce, but many people in Los Angeles; and, I think you will find the record of the Collier Committee in its travels through the State, when they came to Los Angeles, they did the same, possibly. Our records show that there was urgent pressure, urgent demand for the construction of the Hollywood Freeway as one of the first projects in the City of Los Angeles.

And we checked up as soon as we could with the designs and with the additional maps that were made available by this Act of 1947; we immediately started in on a larger scale with the construction of the Hollywood Freeway.

We know the Highway Department, at state expense, remodeled or revamped those portions that have been already built; and they will not try to place the rapid transit lines on those portions, because they know it would be too expensive to revamp. But on the portions that have not been built, I think we can reach an agreement, that we may not be delayed in our work.

MR. WEBER: When the city council considered the Hollywood Freeway did the planning commission hold public hearings as to the location, as to the adoption of it as part of the master and precise plan? Did the

county regional commission hold any such public hearings? Did they act through the Planning Act?

MR. GRUMM: I think not, Mr. Weber. As I recall, a representative of the county regional planning commission appeared before this committee, in Sacramento, and he advised us any of the plans they had developed had not been embodied in the city's; that they had indicated routings in the city, but had not embodied those plans or any plans.

The city council held numerous meetings, and in that same interval consulting engineers were called in. The county supervisors consulted a group of engineers to ascertain the routing, and they recommended the route submitted by the commission.

MR. WEBER: The procedure under the Planning Act was not—

MR. GRUMM: Following that, I can't say.

MR. WEBER: The public hearing under the Planning Commission and under the law of the State of California, your department did not recommend that—

MR. GRUMM: That is not their function.

MR. WEBER: It says in the act it is your function.

MR. GRUMM: We submit the recommendations, and so forth. After that it is their function to operate from then on.

MR. WEBER: Along with the carrying out of your functions under the act, it is the obligation of the State—following the act and directing its course through proper channels.

MR. GRUMM: We do. We engineer every department until we get an answer. The final body to pass on it is the city council.

MR. WEBER: It has come to light here that the contract program as coordinated with the freeway program, particularly with relation to the Hollywood Freeway, that that problem is not now apparent. Did the Division of Highways recognize that joint planning is necessary for both systems?

MR. GRUMM: Yes, since it has been brought to our attention.

MR. WEBER: Did you initiate it?

MR. GRUMM: No, we did not, because it is not our business—

MR. WEBER: In your consideration of the requirements of equality in this community, did you limit the field of your planning to state powers so given to you by law only?

MR. GRUMM: Certainly.

MR. WEBER: In other words, you did not take the position you could come to the Legislature and ask for additional appropriations, that limitation under law was sufficient, narrowing the whole field and the welfare of the people of your community to a policy?

MR. GRUMM: You can't wish anything like that on a Highway Department The Highway Department was created for certain purposes and the duties and responsibilities it has are definitely outlined in law. The question for large support in any community, like in the metropolitan area of Los Angeles, is not a matter for State Highway Department investigation, to pass on, or initiate. It is a matter for the local people,

the various city and county authorities in the community to act upon, and not the State Highway Department.

There is nothing, by any conception of the law, in regard to highways being constructed to mean that we must go to San Francisco, Fresno, or some other place and examine as to the possibilities of rapid transit. That is not included in our responsibilities.

MR. WEBER: Not even insofar as it affects the joint use of structures you are building—highway structures you are building?

MR. GRUMM: There is nothing before us until some group puts before us the proposition of putting rapid transit on freeways. We don't like it. We don't think it is proper there. We think the function of rapid transit is quite different to vehicular traffic, and by putting it together in parallel positions you are creating difficulties and problems that make it unusually difficult to decide as to whether the cost to the freeway or highway or State is not increased.

MR WEBER: I am bringing this up. It shows the reactions to comprehensible questions in the minds of engineers, and creative minds, just what solution, the alternative you have thrust in your own system of rights of way on the community. Can the community then afford to have several additional agencies—

MR. GRUMM: I don't agree it is our responsibilty to do that. I think that would be the responsibility of some agency created for that purpose and for planning commissions to look into.

MR. WEBER: If I were an engineer working for the Division of Highways, I would bring that to the chief engineer; and I would do it time and time again! And if he fired me, I would feel I would be proud to be fired! I think the future of this State in those great problems, which must take place, are so far ahead of rules or law, I would resign or I would be fired as a result. I would go to the chief. There is an implied negligence on the part of your chief on this.

MR. GRUMM: I don't admit that.

CHAIRMAN GEDDES: You say the city council—we don't have to pin you down to it exactly—the city council had the plan proposed by the Division of Highways for its consideration for some 18 months?

MR. GRUMM: Yes.

CHAIRMAN GEDDES: After having had it for 18 months, seven months ago, dated back from now, that is, they adopted it?

MR. GRUMM: No, seven months ago the rapid transit people came to us.

CHAIRMAN GEDDES: Then the city council adopted it?

MR. GRUMM: Yes.

CHAIRMAN GEDDES: The two statements were a little confusing to me. The seven months, I mean, after or before plans had been adopted by the city council, did the rapid transit people come in?

MR. GRUMM: At least a year or more after the plans had been adopted. We had even let contracts and built structures and the lines agreed on.

CHAIRMAN GEDDES: With the proposals advanced you are considering making a change in those plans which are already submitted to the city council and approved and accepted?

MR. GRUMM: It will be city-wide right-of-way. The changes in the State will be to take care of the additional space in the center.

CHAIRMAN GEDDES: That will cost more to make a change in construction because there will be a blank space in the center.

MR. GRUMM: Yes.

CHAIRMAN GEDDES: Just who is the "they" you have referred to?

MR. GRUMM: A committee of the city, probably handled by the Los Angeles Chamber and the Mayor. The chairman of the committee is Mr. Neil Petree—these various folks in that committee who are functioning will supply them with information.

CHAIRMAN GEDDES: Did Mayor Bowron appoint this committee?

MR. GRUMM: I do not know.

CHAIRMAN GEDDES: You do not know whether it is a legal or extra-legal committee?

MR. GRUMM: No.

CHAIRMAN GEDDES: But you folks are treating with them, and you consider them a fit group with which to consider this matter?

MR. GRUMM: Yes.

CHAIRMAN GEDDES: You said yesterday at Carlsbad that you would have a bid here today—and we had some discussion with reference to the exhibit filed by the Highway Department, which includes its budget for the next year, submitted to the County of San Diego—this proposal 2701, designated "S.D. 2-B2, grade, pay, and re-surface 4.4 miles, $926.000." Do you know if it is the intention of the Division of Highways to call the attention of the Legislature, when this budget is submitted, that this grading of streets and re-surfacing is, in effect, a change of route in some instances, and converted to freeway standards through the community of Solana Beach?

MR. GRUMM: This four and a half miles that lies north of Leucadia and south of Carlsbad, no community existing at Leucadia Beach, we are going to build along the existing route: the re-surfacing is the re-surfacing of existing lines, and the added work is the creation of two more lanes. We are simply widening.

CHAIRMAN GEDDES: What is the description in the budget of that particular piece of work?

MR. GRUMM: It is not in the budget.

CHAIRMAN GEDDES: The previous surveys you have made?

MR. GRUMM: No, we have not decided on a routing. As I said yesterday, we have made investigation and run some preliminary lines to get data and information to find out where the line should be.

CHAIRMAN GEDDES: Surveying east and west of the tracks—two different roads?

MR. GRUMM: Three, in fact.

CHAIRMAN GEDDES: But those are not in the budget?

MR. GRUMM: No.

CHAIRMAN GEDDES: You have not at that particular portion acquired any right of way?

MR. GRUMM: No.

CHAIRMAN GEDDES: For your further information—and, of course, you said yesterday peoples' property had been damaged some and you would report it to your department—perhaps you would like to know that we saw a hedge which had been deliberately chopped out to run a survey. It might be the polite thing for you people to initiate the procedure to take care of them.

MR. GRUMM: What is their name?

CHAIRMAN GEDDES: I didn't get their name, but it is very easy to see—

MR. GRUMM: I will say this, in the 25 odd years I have been with the commission there has been only one instance of where our survey party made complaint.

CHAIRMAN GEDDES: I am only correcting the record of yesterday. We will now adjourn until 2 o'clock.

(Whereupon an adjournment was taken until 2 o'clock p.m.)

LOS ANGELES, CALIFORNIA, TUESDAY, February 6, 1948, 2 p.m.

CHAIRMAN GEDDES: There are being introduced at the present time exhibits which were filed with the chairman at informal hearings held February 4th and 5th: Exhibit 5, being headed "Encino Sanitary District," and showing assessed valuation of lands; Exhibit 6, being a photograph of freeway access rights and sign posted by the Division of Highways, between Leucadia and Iowieda; Exhibit 7, being a statement signed by D. A. Briggs; Exhibit 8, being a brief signed by San Diegrito Highway Protective Association, also by D. A. Briggs; Exhibit 9, being a reply filed by Mr Fred Grumm, of the Division of Highways, in answer to statements made by protestants at Carlsbad.

These exhibits will be retained by the chairman.

Also, Exhibit 9, being a letter and statement by George Bellis, Buena Park Chamber of Commerce Highway Committee, together with accompanying road map of proposed freeway location at Buena Park.

Come forward, Mrs. Burk, and state your name and address.

MRS ELISE BURK: My name is Mrs. Elise Burk. My address is 6740 Whitley Terrace, Hollywood.

CHAIRMAN GEDDES: You may proceed. Do you wish to present any testimony in addition to testimony that has been presented this morning?

MRS. BURK: Yes.

CHAIRMAN GEDDES: Proceed.

MRS. BURK: I have been a resident of Whitley Heights for over a quarter of a century. When the subdivision was first opened up, Mr.

Whitley gave us such privileges as were to become precedents to start hillside developments. And our place was one of the first homes on the hill. Our location faces Cahuenga Pass. We take in the whole mountains from the Hollywood Bowl to Griffith Park. When Mr. Toberman spoke of the traffic this morning, he spoke of the number of cars that would block that area.

When we tried to see the proposed plan, we went up, and found it was in four sections. One section was on a table, a second section on the floor; and on two adjoining walls, were the other sections. The sections, in fact, that we were most interested in, they had a lot of debris against them, accumulating dust.

MR. WEBER: This display was in the city hall?

MRS. BURK: On the twenty-fourth floor.

MR. WEBER: The officials who made that display were the city officials?

MRS. BURK: Yes.

MR. WEBER: Of the city hall?

MRS. BURK: The city hall. Approximately $25,000 was spent in making that model, I understand, and then it was put there. They said people had seen it, but nobody I ever spoke to had seen it. When we went up to see it we were taken to the twenty-fourth floor, and it was in parts. The only part we could really see was on the table.

MR. WEBER: Is it your belief, then, that such a model should be displayed in the main foyer or some other prominent point?

MRS. BURK: Yes, that was the object, in the first place. It was to be at some public place, where the people could see what the proposed highway looked like.

Then Mr. Toberman had a model made after that. He put in $27,000 of the Hollywood Bowl's to have a duplicate so that the people could see it. And that was put in the Teagarden, at Hollywood Bowl, so that people could see that. It wasn't on the wide scale.

CHAIRMAN GEDDES: A much larger scale?

MRS. BURK: Yes. We wanted to see what it looked like. And Mr. Davis did make that request of the city hall. After that we had more publicity. We had a meeting. Mr. Toberman said this morning he had not offered an alternative plan. The reason we offered one was we had been told to do so by both Senator Jack Tenney and Lloyd Davis. At the meeting we had, Mr. Davis said, "If you don't do any more than take a pencil and paper, do that, give us some idea of your alternate route."

And that is why we suggested an alternate route.

MR. WEBER: Did you send this sketch or plan, whatever it was that you offered, to the planning commission or the city council?

MRS. BURK: No, we had a presentation of it at the American Legion meeting, and it was thrown open to the public so that we could get their responses to it. It was not anything we definitely wanted; but, at least, it was something different than what had been proposed.

MR. WEBER: I take it your idea was to arouse public interest in an alternative plan?

MRS. BURK: Yes.

MR. WEBER: Where probably it would be more effective to submit such suggestions to the authorized authorities—the planning commission or city council.

CHAIRMAN GEDDES: You were advised by your representative, Mr. Davis, and others, and very properly so, that you would be really talking about nothing at all unless you had a concrete suggestion as an alternative?

MRS. BURK: Yes.

CHAIRMAN GEDDES: Therefore, you did go to some work to prepare an alternative plan?

MRS. BURK: Yes.

CHAIRMAN GEDDES: That was discussed at the meeting at the American Legion Hall?

MRS. BURK: Yes.

CHAIRMAN GEDDES: Was it ever called to the attention of the city council or the city planning commission or—

MRS. BURK: No, we felt enough people did not really know enough about it. People right next door, neighbors, didn't know what was going on. And we distributed dodgers, tried to get the neighborhood to come to this meeting so that people could familiarize themselves more or less with it.

I have here—these don't belong to me—if we had time we could have 3,500 copies made, between 3,500 and 4,000 signatures These are not the 12,000 Mr. Toberman mentioned this morning. There are 421 signatures here, not signatures, but authorized by the Commander of the American Legion Post No. 591.

CHAIRMAN GEDDES: Representing 400-odd persons?

MRS. BURK: Yes.

CHAIRMAN GEDDES: Is it your purpose to file that with this committee?

MRS. BURK: No, I was asked not to leave these. If it is necessary we could have a certified copy.

CHAIRMAN GEDDES: It is not necessary. I want to be very careful not to receive anything you cannot leave with us; otherwise you lose possession of it.

MRS. BURK: This (indicating) is signed by William B. Holmes.

CHAIRMAN GEDDES: What is the intent and purpose of that resolution?

MRS. BURK: The petition opposing the Hollywood Freeway.

CHAIRMAN GEDDES: There was a petition in opposition?

MRS. BURK: Yes.

MR. WEBER: That is as to its particular routing?

MRS. BURK: Yes, the proposed route.

CHAIRMAN GEDDES: It will not be necessary to put the protesting committee to the expense of making copies, inasmuch as the original petition, bearing the original signatures and petitioning some other body, rather than us, which is in existence. Your statement that such petitions have been filed, and lacking any statement to the contrary by other persons at the time, is valid testimony.

Do you have any further statement?

MRS. BURK: I just want to tell you we have had any number of city officials taken over this route. We have taken them Some of them were city engineers, that is, from the city engineer's office We have had them come to Whitley Heights and look the situation over and see what it will do to the Bowl.

CHAIRMAN GEDDES: As a resident of Whitley Heights, your feeling in the matter is you more or less coincide with the statements made this morning by Mr. Toberman as to just what will occur in that pass if more ample provision than is contemplated by the present plans is not made?

MRS. BURK: Yes, that is it.

CHAIRMAN GEDDES: I would like to ask a question. You started out by saying that the original discussions were held in secrecy, is that what you said?

MRS. BURK: Yes. We heard rumors in 1939 of a freeway and we heard Whitley Heights was going to be tunneled. Then we heard it was going down Highland, but nothing, just rumors. You could not put your finger where they originated.

CHAIRMAN GEDDES: Being interested, do you think—reviewing the situation now and this much time having elapsed—that, if any public notice of a hearing where this plan was to be considered had been given, and the public had been invited to put in their two bits worth, it is probable they would have been on the job and—

MRS. BURK: I have never talked to but two people that were opposed to that plan. One told me, while his piece of property, he could get $30,000 for, now if he could get $20.000 he would be well paid for. And another was a young man who said that in the name of progress, we have to have a freeway.

Those are the only two people to speak in favor of it. Of course, that is hearsay.

CHAIRMAN GEDDES: However, hearsay, but it is pertinent, I think. They had a different idea to yours after it was made public?

MRS. BURK: Yes.

CHAIRMAN GEDDES: This particular section of the scaled model that was constructed, that you used with some inconvenience you testified, was that the section that might show the effect on the Hollywood Bowl?

MRS. BURK: Yes.

CHAIRMAN GEDDES: Do you remember the contours of that section? Isn't it rather rounded?

MRS. BURK: Yes, and a huge, there is a wall practically up in front of the entrance.

CHAIRMAN GEDDES: The hills that are delineated at the Hollywood Bowl itself, the contours of the land at the south end, are not very jaggy?

MRS. BURK: No.

CHAIRMAN GEDDES: Continuing, as you remember it, the model you have seen exhibited at the Teagarden in the Bowl, which is on a different scale, but does not take into consideration the residents of Whitley Heights, is more representative of the actual contours of that terrain?

MRS. BURK: I would say it is.

CHAIRMAN GEDDES: I would like to point out to the committee that at some future period of time it might be interesting, particularly if we employed the services of a competent engineer, to check the scales of these two relief maps and see whether or not there has been a moving of these contours. The testimony just offered, and concurred in by myself, is that one is a rather smooth, low scale proposition and the other is more jagged and actually represents, in my opinion, the actual appearance of the land. That could have been done in a contour map or relief map and still follow exactly the floor plan, you might say, and where the ridge went, but the scale run vertically appears in one case, at least, to have been fudged In other words, I do not believe that if the map in the city hall were expanded to the same scale as this exhibited in the Hollywood Bowl it would look very much like it. Would that be you opinion?

MRS. BURK: That is my opinion.

CHAIRMAN GEDDES: So, again, if the maps were used for the purpose of arriving at, particularly, a solution of acoustical problems, we might have one or the other The fact that they do not coincide is misleading

MRS. BURK: We don't consider that the acoustical property complaint is the biggest. That is the incidental. If they have Crenshaw and Hollywood Freeways come together in front of that intersection, there will be no Bowl. They say it takes 35 to 70 acres for such a junction point.

CHAIRMAN GEDDES: Do you agree if this were worked out, with some engineering basis where you went underground to a large extent, and it was covered, not with roofs, we will say, but shelving overhead that might provide some parking, to the same extent that parking is provided now?

MRS. BURK: Yes. That is all.

CHAIRMAN GEDDES: Are there any further questions?

I have made these statements myself, because I happen to be very much interested in Doctor Wacker's testimony at Sacramento. And I have checked these several maps, and I have brought out the testimony for what it is worth. While it may or may not be pertinent in the solution which is arrived at finally, still it does indicate that the approaches to the problem by different interested parties have been made under slightly different conditions. I thank you very much.

MRS. BURK: I wanted also to mention that we do appreciate the cooperation of the Valley Times, because we have not been able to get any publicity from our local paper At the hearing on December 9th, John

Kingsley, President of the Hollywood Chamber of Commerce, went on record that he was in favor of a depressed alternate freeway.

CHAIRMAN GEDDES: I will state that Mr. Rouse, of Del Mar, California, came here this morning with another citizen and asked what the status of the presentation was; and I told them that the briefs filed with the committee and which I took yesterday would be filed today, which has been done.

Mr. E. R. Northmore, do you wish to testify?

MR. NORTHMORE: No, I am a property owner. I just wanted to see what it was for.

CHAIRMAN GEDDES: Is Mr. R. W. Owens present?

MR. OWENS: Yes. I enjoyed being here. I am with the Farm Bureau Federation.

CHAIRMAN GEDDES: Do you know if the Farm Bureau Federation has taken any action in the participation that should be played in the development of our highway system by the communities affected?

MR. OWENS: No, so far as I know they have taken no action on that subject.

CHAIRMAN GEDDES: You are vitally interested in some parts of the country on farm and market roads?

MR. OWENS: Very definitely.

MR. WEBER: They plan to work out an opportunity for the local Farm Bureau Federation to cause their planning commissions to present a comprehensive farm highway system for the counties which includes the highways thereon.

MR. OWENS: I am glad to know that our counties are busy now forming committees which will study taxation, highways, things of that kind, and we will be glad to pass that word on.

CHAIRMAN GEDDES: It is a legal procedure of Senator Lawrence.

MR. WEBER: I would like to read the resolution adopted by the committee yesterday and make it a part of the resolution offered by Assemblyman Stanley.

"WHEREAS, In the hearings of the Assembly Interim Committee on Highways, Streets, and Bridges, held along the southern coastal area of the State of California in Los Angeles, Orange, and San Diego Counties it was quite evident that truck and fast through traffic from Los Angeles to San Diego should travel on an inland freeway, or limited access highway; and

"WHEREAS, This route easterly of said alternate coast highway would divert from the coast highway through traffic between Los Angeles and San Diego Cities and would make the coast highway available for use by recreation and tourist travel; now, therefore, be it

"*Resolved by the Assembly Interim Committee on Highways, Streets, and Bridges,* That the California Highway Commission undertake such studies and investigations, in cooperation with interested cities and counties, as may be necessary, to show the

feasibility and necessity for the construction of the alternate through highway suggested herein, and report to this committee thereon, including in its report such proposed legislation as may be necessary for the construction of said alternate highway."

I want to state that this resolution was adopted by a vote of the committee yesterday, on motion put by Mr. Stanley.

MR. WEBER: May I see that? I want to examine this in the light of the matters that were discussed on the planning of such highway.

It seems to me that the wording of this—"fast through traffic from Los Angeles to San Diego", and to other points along the highway, should travel on an inland limited access highway, with its lateral feeder highways to local destinations.

The point is we are making this as if it were a through route to San Diego alone, when, in reality, we desire it be a through route to every one of these points.

CHAIRMAN GEDDES: I think that would be understood. The members of the Highway Commission were there. I will be glad to state that in the letter that will accompany this.

I would like to state while we are still here, that the committee will consider that in making its preliminary report to the Legislature, and probably this matter will be handled in some similar fashion whereby the committee by resolution will request—we cannot even direct—but we will request, on behalf of you, the citizens of that portion of Los Angeles affected, that similar consideration and studies be made.

That is one thing we can do for you, and it ties in with the very general problem we have as to how the money which is coming in for the construction of highways is to be used, with the consideration that the highways are built for the people and that the people are not some nebulous mass, but are the people who exist in every community from the northern to the southern boundaries of the State of California. And I think on this consideration, and working earnestly to solve the many problems that exist, it may be possible to do the greatest amount of good with the least amount of damage.

I would like to report to the committee now that two weeks ago I was the guest of the Central Valley Highway Association, at Hanford.

I journeyed to Hanford, taking the route through Lancaster, then down from Tehachapi, where I could observe the construction of the new highway. And then on 99, on up to Selma, and from Selma to Hanford.

After a very pleasant dinner meeting with the Central Valley Association—they were celebrating their third birthday—I had the pleasure of traveling over the proposed route the next day, in company with county engineers and employees and members of the Central Valley Highway Association.

Part of the proposed highway already consists of state highway sections, part of the proposed highway is now sections of state highway.

But there are several gaps where there is no highway. And it is proposed that the State should undertake the construction of these gaps.

In my opinion—and I will present a detailed report of this and also the papers left with me by the Central Highway Association—this will act as a very fine road and will give these interior cities that are off the highway some benefit from the increased highway funds to which they have contributed.

We have held numerous conferences with the different officials of the highway and, while they have received a great deal of aid from the various counties effective to date, they do not have anything definite from the Division of Highways. And they are getting just a little anxious and would like this to be presented to the Legislature of the State in our forthcoming report. At least, the report we will file next year. I think that may be done.

I am also reporting, for the record, that the Citizens' Committee of Pomona circulated an initiative petition, requesting the city council to grant rights-of-way on street crossings for the proposed freeway only in a restricted area north of the fair grounds.

This came to the attention of the city council in the proper and legal manner, was referred to the city clerk for verification of the sufficiency of the signatures. And he announced at a subsequent meeting of the city council that the signatures were sufficient and that the citizens had complied with the law required by the city charter.

The city council passed the proposed ordinance on its first reading. In the interval that intervened between the first and the second reading of the ordinance, the city attorney was instructed to communicate with the Attorney General's Office, asking for an opinion as to whether or not the proposed ordinance was valid and if it came within the law pertaining to initiative petitions. A member of the Attorney General's staff quite properly replied that the city attorney, having already given an opinion on the matter and being restrained by sections of the law, could not give the opinion requested. But he stated that he would be very glad to hold a conference with the city attorney and the attorney of the Division of Highways, Mr. Montgomery. Whereupon the City Attorney of the City of Pomona reported this matter in his communication to the city council. And the city council instructed him to ask for the conference and also to request that the attorney for the petitioners, the citizens committee, be also invited to attend; that I, as their Assemblyman and member of this committee, be invited to attend. Whereupon those composing the citizens committee requested that their attorney be invited to attend.

All persons I have mentioned were subsequently invited to attend. And we did attend the conference in the Attorney General's Office.

Mr Strauss, the attorney for the committee, from the Office of the Legislative Counsel, was added. Some discussion was had as to whether or not the matter was a problem of legislation.

MR. WEBER: Where was that conference?

CHAIRMAN GEDDES: In the Attorney General's Office, in Los Angeles.

It was immediately apparent that there was a difference of opinion by eminent counsel, as very often happens in any case that comes before the courts.

The suggestion was made by Mr. Montgomery and the attorney for the opposition to the citizens that the city council could force this to be determined by the courts by refusing to act and the citizens committee bringing a mandamus proceeding.

It was agreed that nothing could be determined at the conference which was being held.

The next day the city attorney so reported to the city council that no determination had been made. Whereupon Mr. Montgomery of the Division of Highways stated that he had been instructed by Mr. McCoy, of the same Division of State Highways, to appear and suggest to the city council that this matter be determined through the courts through the procedure of the city council neither putting the matter on the ballot nor adopting it as an ordinance.

Whereupon I called to the attention of the city council, as a citizen and not as a member of this committee, that in my opinion their first duty was to the people who elected them, and that that duty was a compliance with the Constitution of the State of California and the city charter inasmuch as they had already received their properly authorized counsel's opinion.

The motion was put, and the ordinance was adopted on a majority vote of the city council.

As to where this leaves the City of Pomona and the citizens, I am unable to state. It is probably a definite stymie as far as the location of the Pomona Freeway through Pomona is concerned unless the ordinance is declared invalid or unless the Division of Highways is willing to treat with the city, on their invitation, for consideration of a route to occupy some portion of that territory which is made available in the ordinance.

I want to make this report freely to the committee. I know you heard the citizens' committee, at Sacramento, at some length. And in order that the record may be complete, I have made this report so that we know how it stands today.

I feel, as a committee, the matter has gone out of our hands and is now not the property of the citizens' committee, but of the City Council in Pomona, and the responsibility and problem of the Division of Highways.

That is all I have on my agenda. Has anyone anything they would like to bring before the meeting?

MR. WEBER: The ordinance spoken of, was that an ordinance that prescribed a specific route according to the Division of Highway plans?

CHAIRMAN GEDDES: Not as to metes and bounds. You remember the testimony of citizens given in Pomona that showed the route, in their opinion, north of the fair grounds would be feasible, practicable, and not too costly, and furnished us with maps of that. Of course, they

were told that they were wrong. But they followed through and made further surveys and observations and drew up an ordinance specifying that, within a certain band of territory, the city council might enter into negotiation for the location of a freeway. In other words, they did not say it should be on any particular line, but would be perhaps at one point within an area four or five blocks wide and another area maybe two or three miles wide.

MR. WEBER: Would it throw the possibility of the road being outside the densely populated area?

CHAIRMAN GEDDES: Yes, it takes it out of the densely populated area in Pomona, leaves the streets now favorable as through north-south streets open, and does not close any of the north-south arterial streets which were under discussion; and would also throw the heavy traffic of people attending the Los Angeles County Fair down to a spot north of the city. In fact, they would not come through the city at all. And it joins the present Garvey Highway at some distance outside of Pomona. That, of course, is not in the province of the City Council of Pomona to determine, because as soon as it passes out of the city limits they no longer have jurisdiction.

MR. WEBER: The City of Pomona has some jurisdictional powers three miles outside the city.

CHAIRMAN GEDDES: They can, in connection with the Los Angeles Regional Planning Commission. And the plans of the Los Angeles Regional Planning Commission show the location of the highway one or two blocks north of Holt Avenue, and it was pointed out perhaps it would be easier to bring it further north. Moving it north, is what the city objected to.

MR. STANLEY: One thing I would like to have on record. It is quite evident, and I suggest we recommend to the Highway Commission, that wherever possible the freeway bypass small towns.

CHAIRMAN GEDDES: I think that recommendation is well taken.

With the concurrence and recommendation of the committee, I will follow the procedure I have followed on occasions where I have served as chairman before. I will prepare for your perusal the preliminary draft of a preliminary report to the Legislature, and put that in your hands as rapidly as possible so that when we come together in Sacramento the first week in March, we can discuss that and determine what part of it shall be included in our report. Each member will be free to make any minority report, if he so desires, to concur or not concur with the suggested report drawn up. I will be glad to have your suggestion, and it will be incorporated.

I would like to announce we will hold some hearings in Sacramento during the first week of the coming session of the Legislature in order to hear any objections or proposals relating to the proposed budget of the Division of Highways which was furnished this committee and is incorporated in Exhibit 6 of the San Diego hearing.

Is there anything further, Mr. Weber?

MR. WEBER: No, but there is a question suggested by Mr. Strauss that we should discuss.

CHAIRMAN GEDDES: I think it is a question that could be taken up informally, because Mr. Strauss, nor any other lawyer, likes to give a horseback opinion.

Have you anything you want to bring to the attention of the committee at this time, Mr. Strauss?

MR. STRAUSS: No.

CHAIRMAN GEDDES: We want to thank all of you for being here.

(Whereupon the meeting was adjourned at 3 o'clock p.m.)

STATE OF CALIFORNIA }
} ss.
COUNTY OF LOS ANGELES }

I, O. EDGAR ABBOTT, Official Court Reporter, do hereby certify that the foregoing is a full, true and correct transcript of the proceedings had at the time and place aforementioned.

Dated at Los Angeles, California, this twenty-eighth day of February, 1948.

(Signed) O. EDGAR ABBOTT
Official Court Reporter

MR. ROBERTSON EXCUSED BY UNANIMOUS CONSENT

By unanimous consent, Mr. Robertson was granted leave of absence for Wednesday, March 3d, because of legislative business elsewhere.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment at Mr. Dunn's desk.

Interim Committee on Education.

At 2 p.m.

Ways and Means.

At 11 a.m., Monday, March 8th.

Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Brady and Speaker Sam L. Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Col. Oliver Vickery of San Francisco.

On request of Messrs. Thompson and Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Emil Buehser, Superintendent, Mrs. McKee and Mrs. Garner, teachers, and the following pupils of the Santa Clara Union High School: Noreen Adams, Delores Anderson, Rose Blanco, Daisy Borghi, Louisa Borghi, Jeanine Bottorff, Dorothy Jean Bull, Enid Cardena, Nancy Carmody,

Mary Cirigliano, Lorraine Darouze, Pat Enos, Beverly Esperanza, Delphine Fernandez, Joyce Fernandez, Arlene Garcia, Dorothy Garcia, Bertha Hee, Lena DiLonardo, Mary Louise Ibach, Peggy Karnes, Ruth Kiesel, Jeannine Lathrop, Ramona McDonald, Bernice Meiers, Jerry Mendoza, Mary Ruth Morse, Merilyn Orr, Raeann Pinkham, Katherine Sproul, Loretta Storment, Doris Tyler, Mercedes Vasquez, Betty Jean Vierra, Betty Walling, Angie Zenti, and Lois Miller.

On request of Mr. Grant, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Albert Vignola, Jr., of Long Beach.

On request of Mrs. Niehouse, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Hobart C. Brady of Kansas, and Fred Mitchell of San Diego.

ADJOURNMENT

At 11.18 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 12 m., Monday, March 8, 1948, out of respect to the memory of the late George W. Wear, former Assemblyman.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

FIFTH LEGISLATIVE DAY

EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Monday, March 8, 1948

The Assembly met at 12 m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lapscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—76.

Quorum present.

PRAYER

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

O God, we come before Thee at the beginning of this week to offer Thee the homage of our hearts. We acknowledge Thee as Our Creator and Preserver. We know that Thy Providence "reaches from end to end mightily, and disposes all things sweetly." We know that Thou art able to bring good out of evil. We earnestly beg Thee, therefore, to look down upon the people of this State, suffering from lack of rain. We humbly beseech Thee to relieve this need so that Thy people may serve Thee with health of mind and body, through Christ Our Lord. AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Luckel, 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. Hinckley, on motion of Mr. Collier.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

COMMUNICATIONS

By Speaker Collins:

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

APPOINTMENTS TO INTERIM COMMITTEES

ASSEMBLY, CALIFORNIA LEGISLATURE
March 4, 1948

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

DEAR ARTHUR: This will advise you that, since the adjournment of the 1947 Regular Session, I have made the following appointments to legislative interim committees:

Wildlife Conservation Board (Chap. 1325, Stats. 1947)—Mr. Erwin, vice Mr. Thurman.

Allocation Board (Chap. 20, Stats. 1st Ex. Sess., 1946, as amended by Chap. 103, Stats. 1st Ex. Sess., 1946, and Chap. 92, Stats. 1947)—Mr. Maloney, vice Mr. Wollenberg.

Legislative Budget Committee (Res. Chaps. 9 and 202, Stats. 1947)—Mr. Sherwin, vice Mr. Wollenberg.

Legislative Process Committee (H. R. 20, as amended by H. R. 113 and H. R. 167 of the 1947 Regular Session)—Mr. Waters, vice Mr. Wollenberg.

Also, the following members have resigned from committees since the last session:

Mr. Crichton from the Committee on Ways and Means.

Mr. Field from the Joint Committee on Tidelands (Res. Chap. 198, Stats. 1947).

Mr. Blosser from the Committee on Social Welfare.

Sincerely yours,

SAM L. COLLINS, Speaker

ANNOUNCEMENT OF APPOINTMENTS TO STANDING COMMITTEES MADE DURING INTERIM

Speaker Collins announced that, since the adjournment of the 1947 Regular Session, he has made the following appointments to vacancies on standing committees:

Conservation, Planning, and Public Works—Mr. Lipscomb, vice Mr. O'Day.

Education—Mr. Lipscomb, vice Mr. Debs.

Elections and Reapportionment—Mr. Connolly, vice Mr. O'Day.

Judiciary—Mr. Connolly, vice Mr. Wollenberg.

Military Affairs—Mr. Lipscomb, vice Mr. Allen.

Municipal and County Government—Mr. Stewart, Chairman, vice Mr. Thurman; Mr. Connolly, member, vice Mr. Thurman; Mr. Morris, vice Mr. Debs.

Public Health—Mr. Hinton, Chairman, vice Mr. Debs; Mr. Connolly, member, vice Mr. Debs.

Public Utilities and Corporations—Mr. Knight, Chairman, vice Mr. Allen; Mr. Morris, member, vice Mr. Allen.

Revenue and Taxation—Mr. Morris, vice Mr. Wollenberg.

Rules—Mr. Waters, vice Mr. Wollenberg.

Ways and Means—Mr. Sherwin, Chairman, vice Mr. Wollenberg; Mr. Blosser, member, vice Mr. Wollenberg; Mr. Hollibaugh, vice Mr. Crichton, resigned; Mr. Stewart, vice Mr. Allen.

COMMUNICATIONS

By the Chief Clerk:

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

SENATE, CALIFORNIA LEGISLATURE, March 4, 1948

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

DEAR SIR: I am directed to respectfully request that you return to the Senate for further action Senate Concurrent Resolution No. 9

Very truly yours,

J. A. BEEK, Secretary of the Senate

REQUEST FOR UNANIMOUS CONSENT THAT SENATE CONCURRENT RESOLUTION NO. 9 BE WITHDRAWN FROM THE COMMITTEE ON RULES AND BE RETURNED TO SENATE

Mr. Dickey asked for, and was granted, unanimous consent that Senate Concurrent Resolution No. 9 be withdrawn from the Committee on Rules, and be returned to the Senate, pursuant to the above request.

COMMUNICATIONS

By the Chief Clerk:

A communication from the Capitol Correspondents Association of California, relative to approval of press cards for Capitol press representatives, was received, and ordered referred to the Committee on Rules.

By the Chief Clerk:

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

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA
STATE CAPITOL, SACRAMENTO, CALIFORNIA, March 1, 1948

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

DEAR MR. OHNIMUS: The Capitol Correspondents Association has elected the following officers to serve during 1948.

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

Standing committee:

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

Respectfully,

EARL C. BEHRENS, President

RESOLUTIONS

The following resolutions were offered:

By Mr. Crowley:

House Resolution No. 28

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
37	Alfred W Robertson	Santa Barbara, Santa Barbara County	460	--	--	460	920	$46 00

Request for Unanimous Consent

Mr. Crowley 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, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stewart, Thomas, Thompson, Waters, and Mr. Speaker—71.

NOES—None.

By Mr. Erwin:

House Resolution No. 29

Relating to requesting the Assembly Interim Committee on Governmental Efficiency and Economy to investigate the use of state-owned automobiles for other than official purposes and practices in purchasing such automobiles

WHEREAS, The State of California during each fiscal period spends a very large amount of money for purchase, maintenance and operation of automobiles for the purpose of transporting state personnel on official business; and

WHEREAS, It has become increasingly apparent to Members of the Assembly, the press and the public that certain state officers and employees have made use of state-owned automobiles for purposes other than official use and contrary to law; and

WHEREAS, The unlawful use of such automobiles has been observed on Sundays, holidays and nonworking days by state employees accompanied on occasion by non-state employees at times and in areas where the possibility or necessity for official duty of a state employee is nonexistent; and

WHEREAS, Certain heads of state departments have arranged for state purchase of luxury automobiles at a cost far in excess of the cost of other vehicles of less expensive manufacture which are adequately and economically satisfactory for purposes of transportation; and

WHEREAS, The flagrant and open use of state-owned automobiles for private purposes and the purchase of unnecessarily expensive and luxurious vehicles by some state officers and employees tend to bringing into a state of disrepute in the minds of many people the entire system of our State Government; and

WHEREAS, It appears to be desirable to ascertain facts bearing upon these situations relative to state-owned automobiles so that they may be assembled and analyzed to the end that the Legislature shall have the necessary facts and information to enable it to act advisedly upon legislation designed to meet and solve said problems; and

WHEREAS, House Resolution No. 216, adopted on June 20, 1947, created the Assembly Interim Committee on Governmental Efficiency and Economy which was authorized to inquire into the functioning and administration of State Government; be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Governmental Efficiency and Economy created by said House resolution, is hereby directed to ascertain, study and analyze all facts relating to the use and misuse of state-owned automobiles, methods and procedures involved in the purchase of automobiles by state agencies and the state rules and regulations extant in regard to use and purchase of state automobiles, and to include in its report to the Legislature at the 1949 Regular Session its recommendations as to legislation which will effectively and completely bring to an end the improper practices referred to in this resolution.

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Dickey:

House Resolution No. 30

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

Senator Florists (flowers for Assemblyman Thorp)	$21 10
Bancroft-Whitney Company (3 sets Deering's Codes)	398 21
Bancroft-Whitney Company (79 sets 1947 pocket parts to Deering's Codes)	1,360 38
The Recorder Printing and Publishing Company (78 Larmac Index—1947 Edition)	1,399 13
Carithers Sign Company (lettering on door)	7 20

Resolution read, ordered and referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF ASSEMBLY COMMITTEE ON INTERSTATE COOPERATION BE PRINTED IN THE JOURNAL

Mr. McCollister asked for, and was granted, unanimous consent that the Report of the Assembly Committee on Interstate Cooperation, with three accompanying cuts, be ordered printed in the Journal, in 10-point type.

(Above mentioned report and cuts will appear prior to the motion to adjourn.)

REQUEST FOR UNANIMOUS CONSENT THAT COMMUNICATION BE PRINTED IN THE JOURNAL

Mr. Hahn asked for unanimous consent that a communication relative to a constitutional amendment be ordered printed in the Journal.

Mr. Doyle withheld unanimous consent.

Above mentioned communication ordered referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Joint Resolution No. 5: By Mr. McCollister—Relative to memorializing Congress to propose an amendment to the Constitution of the United States concerning taxes on incomes, inheritances and gifts.

Referred to Committee on Rules.

Assembly Joint Resolution No. 6: By Mr. Heisinger—Relative to requesting the Public Utilities Commission to revise its rulings on electric power consumption of agriculturists and memorializing federal agencies and officials to aid in the alleviation of the prevalent deficiency in electric power generation.

Referred to Committee on Rules.

Motion to Place Rush Order on Printing of Assembly Joint Resolution No. 6

Mr. Heisinger moved that a rush order be placed upon the printing of Assembly Joint Resolution No. 6.

Motion carried.

Assembly Bill No. 38: By Messrs. Geddes, Conrad, Doyle, and Knight—An act calling a special election to be consolidated with the General Election of 1948 and to provide for the submission to the electors of the State at such consolidated election of constitutional amendments proposed by the Legislature at the 1948 Regular Session of the Legislature, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 39: By Messrs. Cramer, Luckel, and Mrs. Niehouse—An act to amend Section 1 of an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the Bay of San Diego to the City of Coronado, in furtherance of navigation, commerce and fisheries, and providing for the government, management and control thereof," approved April 27, 1923, relating to tidelands in San Diego Bay.

Bill ordered printed.

Assembly Bill No. 40: By Messrs. Rosenthal, Huyck, Anderson, Bennett, Brown, Caldecott, Cramer, Doyle, Elliott, Evans, Fletcher, Geddes, Grant, McMillan, Mrs. Niehouse, Messrs. Thomas, and Waters—An act to amend Sections 311, 312, 313, and 314 of the Penal Code, relating to obscenity and indecency and punishment therefor and the destruction of materials used for those purposes, declaring the urgency hereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 41: By Messrs. Lowrey, Lester T. Davis, Clarke, Butters, Erwin, James, and Johnson—An act to amend Sections 353.1, 353.5, 353.6, 353.7, 353.8, 353.9, 354 of, and to add Section 354.1 to, the Agricultural Code, relating to hide and brand inspection fees, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 42: By Messrs Huyck, Dunn, Beck, Burke, Ralph C. Dills, Lipscomb, and Rosenthal—An act to add Section 14727.1 to the Education Code, relating to district retirement systems, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 43: By Messrs. Lipscomb, Hahn, Anderson, Lyons, Bennett, Burke, Conrad, Clayton A. Dills, Doyle, Dunn, Elliott, Evans, Geddes, Hawkins, Hinton, Hollibaugh, Huyck, Kilpatrick, McMillan, Morris, Rosenthal, Stanley, and Waters—An act to provide for the purchase of a site and the building or buildings thereon and for the erection, equipment and furnishing of a building or buildings, and for the improvement of grounds for the use of the Los Angeles State College; making an appropriation therefor; and declaring the urgency hereof, to take effect immediately.

Bill ordered printed.

Assembly Bill No. 44: By Mr. Dickey—An act to amend Section 12 of "An act to establish police courts in cities of the second class, to fix their jurisdiction, and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901, relating to places of imprisonment of persons convicted in the courts, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 1—Relative to adjournment in respect to the memory of Assemblyman James E. Thorp;

Assembly Concurrent Resolution No. 2—Relative to adjournment in respect to the memory of Richard E Collins;

Assembly Concurrent Resolution No. 3—Relative to the selection of the Legislative Counsel of California;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the fifth day of March, 1948, at 11 a m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 4—Relative to approving amendments to the charter of the City of Sacramento, a municipal corporation in the County of Sacramento, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the fourth day of November, 1947,

Assembly Concurrent Resolution No. 5—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 election held therein on the fourth day of November, 1947;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the eighth day of March, 1948, at 11 a.m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 7
Assembly Concurrent Resolution No. 11
Assembly Joint Resolution No 4

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

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

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

Assembly Bill No. 45: By Messrs. Stanley and Sam L. Collins—An act to provide for the establishment of a state college in Orange County, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill ordered printed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 4, 1948

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

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 resolution was read:

Senate Joint Resolution No. 2—Relative to memorializing Congress to keep open the Veterans Administration Office at Modesto.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 4, 1948

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

Senate Concurrent Resolution No. 6
Senate Concurrent Resolution No. 7

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. 6—Relative to approving an amendment to the charter of the City of Santa Cruz, a municipal corporation in the County of Santa Cruz, State of California, voted for and ratified by the qualified electors of said city at the special municipal election held therein on the twenty-first day of October, 1947.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 7—Relative to the adjournment of the Legislature in respect to the Honorable Clement Calhoun Young.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO USE ASSEMBLY CHAMBER

Mr. Geddes asked for, and was granted, unanimous consent that the Committee on Highways, Streets, and Bridges be permitted to use the Assembly Chamber for a meeting tomorrow, Tuesday, March 9th, upon adjournment.

MOTION TO SET SPECIAL ORDER

Mr. Sherwin moved that the item in the Budget Bill relating to the National Guard be made a special order of business for Thursday, March 11, 1948, at 1.30 p.m.

Mr. Lowrey seconded the motion.

Amendment to Motion

Mr. Sherwin moved the adoption of the following amendment to his motion to set special order:

That the item in the Budget Bill relating to the National Guard be made a special order of business for Wednesday, March 10, 1948, at 1.30 p.m.

Mr. Lowrey seconded the motion.

Amendment adopted.

The question being on the motion, as amended.

Motion carried.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 14: By Messrs. Heisinger and Crichton—Relative to memorializing the Regents of the University of California to deed Kearney Park to the County of Fresno as a public park.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE

REQUEST FOR UNANIMOUS CONSENT THAT SENATE CONCURRENT RESOLUTION NO. 2 BE TAKEN UP, IN PLACE OF ASSEMBLY CONCURRENT RESOLUTION NO. 6, AT THIS TIME

Mr. Dickey asked for unanimous consent that Senate Concurrent Resolution No. 2, on the Senate third reading file, be taken up at this time in place of Assembly Concurrent Resolution No. 6.

Mr. Field withheld unanimous consent.

Motion That Senate Concurrent Resolution No. 2 Be Taken Up at This Time

Mr. Maloney moved that Senate Concurrent Resolution No. 2 be taken up at this time in place of Assembly Concurrent Resolution No. 6.

Mr. Thomas seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Waters, and Mr. Speaker—56.

NOES—Anderson, Beck, Bennett, Collier, George D. Collins, Lester T. Davis, Elliott, Field, Geddes, Hawkins, Heisinger, Knight, Miller, and Rosenthal—14.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 2

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

Resolution read.

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

AYES—Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Price, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Waters, and Mr. Speaker—58.

NOES—Anderson, Beck, Bennett, Collier, George D. Collins, Lester T. Davis, Elliott, Field, Geddes, Hawkins, Knight, Miller, and Rosenthal—13.

Resolution ordered transmitted to the Senate.

APPOINTMENT OF BUDGET SESSION JOINT STANDING COMMITTEE

Pursuant to the provisions of Senate Concurrent Resolution No. 2, Speaker Collins announced the appointment of the following members to said Budget Session Joint Standing Committee: Messrs. Geddes, M. Philip Davis, Sherwin, Ralph C. Dills, and Beck.

REFERENCE OF BILLS

By order of the Speaker, the following bill was referred as follows:

Assembly Bill No. 28 referred to Committee on Revenue and Taxation.

BILLS ORDERED REFERRED TO THE BUDGET SESSION JOINT STANDING COMMITTEE

By order of the Speaker, all bills being held at the desk were referred to the Budget Session Joint Standing Committee.

RECESS

At 1 p.m., on motion of Mr. Dickey, 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.

LEAVES OF ABSENCE

At 2.01 p.m., by unanimous consent, Mr. Lester T. Davis was excused for the balance of the legislative day, because of illness.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (OUT OF ORDER)
(BY UNANIMOUS CONSENT)

Assembly Concurrent Resolution No. 7—Relative to approving the charter of the City of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the third day of December, 1947.

Resolution read.

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

AYES—Beck, Bennett, Berry, Brady, Burke, Caldecott, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Geddes, Grant,

Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—56.

NOES—None.

Resolution ordered transmitted to the Senate.

MOTION THAT CHIEF CLERK BE INSTRUCTED TO WRITE LETTER

Mr. Ralph C. Dills moved that the Chief Clerk be instructed to write a letter to Mr. Jess Hession, who is ill in the hospital, and express, on behalf of the Members of the Assembly, best wishes for a rapid recovery.

Mr. Doyle seconded the motion.

Motion carried.

Speaker Presiding

At 2.34 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which were referred:

Assembly Bill No 4
Assembly Bill No 16

Has had the same under consideration, and reports the same back with the recommendation: That the urgency clause in each bill being sufficient, the bills be referred to the proper standing committees.

GEDDES, Chairman

Assembly Bills Nos. 4 and 16 ordered re-referred to Committee on Governmental Efficiency and Economy.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 11—Relative to approving certain amendments to the charter of the City of Bakersfield, County of Kern, State of California, voted for and ratified by the electors of said City of Bakersfield at a special election held therein on the twelfth day of August, 1947.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Boyd, Brown, Caldecott, Clarke, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Weber, and Mr. Speaker—58.

NOES—Hahn—1

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 4—Relative to memorializing Congress to consider certain California products in any bill authorizing European relief under the Marshall Plan.

Resolution read, and adopted.

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. 46: By Messrs. Thompson, Kirkwood, Dunn, Crichton, and Clarke—An act to amend Section 5026 of the Education Code, relating to distressed school districts, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 8, 1948

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 C. V. TAYLOR, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 9—Approving certain amendments to the charter of the City of Bakersfield, County of Kern, State of California, voted for and ratified by the electors of said City of Bakersfield at a special election held therein on the twelfth day of August, 1947.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 8, 1948

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

Assembly Concurrent Resolution No. 12

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

Above resolution ordered enrolled.

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

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

Assembly Bill No. 47: By Messrs. Butters, Erwin, Clarke, Beck, Blosser, Boyd, Brown, Burke, Collier, Cooke, Lester T. Davis, M. Philip Davis, Evans, Grant, Heisinger, Hinton, Johnson, Knight, Loomis, Lowrey, Stanley, Thomas, Thompson, Waters, and Weber—An act to add Article 4, comprising Sections 17390 to 17394, inclusive, to Chapter 4, Part 10, Division 2, of the Revenue and Taxation Code, relating to the personal income tax, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

MEMBERS EXCUSED

At 3.17 p.m., Mr. Geddes asked for, and was granted, unanimous consent that the Assembly members of the Budget Session Joint Standing Committee be excused, at this time, for the purpose of attending a meeting in the Senate Rules Committee Room.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1948

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which were referred:

Assembly Bill No. 4
Assembly Bill No. 16

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.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 4—An act providing for daylight saving time, 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, line 9, of the printed bill, strike out "2", and insert "2:01".

Amendment No. 2

On page 1, lines 9 and 10, of the printed bill, strike out "first day after this act takes effect", and insert "fourteenth day of March".

Amendment No. 3

On page 1, line 15, of the printed bill, strike out "fifteenth", and insert "sixteenth".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 4

Mr. Field moved that a rush order be placed upon the printing of Assembly Bill No. 4.

Motion carried.

Assembly Bill No. 16—An act providing for daylight saving time, declaring the urgency thereof, to take effect immediately.

Bill read second time.

By unanimous consent, at the request of Mrs. Niehouse, Assembly Bill No. 16 was ordered held at the desk.

ANNOUNCEMENT

Mr. Burke announced that a committee had called upon Mr. Bill Lyons, who is still ill in the Kern County Hospital, and reported that his condition is improving.

MOTION TO APPROVE JOURNALS

On motion of Mr. Dickey, the Assembly Journals for Monday, March 1st; Tuesday, March 2d; Wednesday, March 3d, and Thursday, March 4th, were approved as corrected by the Minute Clerk.

Hon. Philip L. Boyd Presiding

At 3.30 p.m., Hon. Philip L. Boyd, Member of the Assembly from the Seventy-sixth District, presiding.

Speaker Presiding

At 4.28 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which was referred:

Assembly Bill No. 6

Has had the same under consideration, and reports the same back with the recommendation: That the statement of urgency be considered sufficient, and that the bill be referred to proper standing committee.

M. PHILIP DAVIS, Chairman

Above reported bill ordered re-referred to Committee on Governmental Efficiency and Economy.

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

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

Assembly Bill No. 48: By Messrs. Ralph C. Dills, McCollister, Dolwig, Dunn, Anderson, Blosser, Brady, Cooke, Dickey, Clayton A. Dills, Doyle, Elliott, Evans, Fletcher, Geddes, Hawkins, Hinton, Hollibaugh, Huyck, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Mrs Niehouse, Messrs Price, Sheridan, Stanley, Stewart, and Thomas—An act to amend Section 981.1 of the Military and Veterans Code, relating to educational assistance to veterans, declaring the urgency hereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 31

Relative to requesting the Contractors' State License Board, Department of Professional and Vocational Standards, to separately classify and license water-well drillers

WHEREAS, The underground waters of this State are being polluted through improperly drilled and defective wells; and

WHEREAS, It has been found that more than half of the persons now contracting to drill, and drilling, water wells in this State are not licensed contractors; now, therefore, be it

Resolved by the Assembly of the State of California, That the Contractors' State License Board, Department of Professional and Vocational Standards, is hereby requested and directed to separately classify and effectively license all water-well drillers, including drillers of test holes of all types other than for oil and gas; and be it further

Resolved, That the Contractors' State License Board is hereby requested and directed to include the following requirements in establishing qualifications for water-well driller licensees:

1. Four years experience in drilling water wells, as journeyman, foreman, supervising employee or contractor, at least two years of which have been acquired in this State.
2. Full verification and confirmation of letters of reference.
3. Full verification of record of experience.

4 Successful completion of an examination in addition to general information now covered, which, includes such material as the State Department of Public Health and the Division of Water Resources shall prescribe, including, but not limited to:

a. Familiarity with provisions of the Health and Safety Code, and the Water Code relating to wells

b Knowledge of good standards of water-well construction.

c. Knowledge of standard methods of logging, and methods of sealing-off subsurface strata.

d Knowledge of methods of construction necessary for the complete protection of underground waters from pollution and contamination; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to the Governor of California, to the Director of Professional and Vocational Standards, to the Contractors' State License Board, to the State Engineer, and to the State Director of Public Health.

Resolution read, and ordered referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 4

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Burns:

Resolved, That Assembly Bill No. 4 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—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Nicholson, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Waters, Weber, and Mr. Speaker—73.

NOES—None

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

CONSIDERATION OF ASSEMBLY BILL NO. 4

Assembly Bill No. 4—An act providing for daylight saving time, 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, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon,

Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Waters, Weber, and Mr. Speaker—73.

NOES—None.

The question being on the passage of Assembly Bill No. 4.

Point of Order

Mr. Doyle arose to the following point of order: That Mr. Heisinger is not speaking to the question.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the passage of Assembly Bill No. 4.

Demand for Previous Question

Messrs. Hinton, M. Philip Davis, Luckel, Stanley, and Burke demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 4.

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

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

NOES—Evans—1.

Bill ordered transmitted to the Senate.

Explanation of Vote on Assembly Bill No. 4

I have asked for facts of saving electricity by daylight saving time.

Having been told that President Black of Pacific Gas and Electric Company recommends it, I question if he is now more accurate than he was when he told a congressional committee, "There is no electric shortage and there will be none."

S. L. HEISINGER

ANNOUNCEMENT

Mr. Dunn announced that the Visual Aid Section of the Department of Education will have an exhibit of motion pictures, and film strips, depicting the use of these materials in the teaching of Arithmetic, Spelling, and Geography, on Wednesday, March 10th, at 2 p.m., in Room 219.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2.15 p.m., in Room 215.

Governmental Efficiency and Economy.

At 2.30 p.m.

Assembly Section of the Budget Session Joint Standing Committee.

At 3.30 p.m.

Interim Committee on Ways and Means.

At 8 p.m.
Interim Committee on Ways and Means.

At 9 a.m., tomorrow, Tuesday, March 9th.
Interim Committee on Ways and Means.

At 10 a.m., tomorrow, Tuesday, March 9th.
Rules.

Upon adjournment, Tuesday, March 9th, in Assembly Chamber.
Highways, Streets, and Bridges.

At 9.30 a.m., Wednesday, March 10th.
Budget Session Joint Standing Committee.

REPORT OF THE ASSEMBLY COMMITTEE ON INTERSTATE COOPERATION

SACRAMENTO, CALIFORNIA, March 8, 1948

MR. SPEAKER: Pursuant to the directives contained in House Resolution No. 23, your Committee on Interstate Cooperation desires to report to the full Assembly as follows:

MEETING OF CALIFORNIA COMMISSION

Your committee met with the entire membership of the statutory Commission on Interstate Cooperation in San Francisco September 8, 1947, with the Honorable Goodwin J. Knight, Lieutenant Governor of this State, presiding.

The appointment of Subcommittees on Agriculture, Conservation, Crime and Corrections, Federal Relations, Interstate Trade Barriers, Legislation, Economic and Social Planning, Taxation and Fiscal Problems, and Transportation, was confirmed, and the various chairmen instructed to undertake their duties. The personnel of these committees is as follows:

Committees—California Commission on Interstate Cooperation

September 8, 1947

Agriculture—
James E. Thorp, Chairman, Assemblyman, Lockeford
R. R. Cunningham, Senator, Hanford
James G. Crichton, Assemblyman, 1577 Wishon Ave., Fresno
Fred N. Howser, Attorney General, Civic Center, San Francisco

Non-commission Members

A. A. Brock, Director of Agriculture, State Office Bldg. No. 1, Sacramento 14
Ralph Taylor, Agricultural Council of California, Blue Anchor Bldg., Sacramento
Jess Tapp, Vice President, Bank of America, 300 Montgomery St., San Francisco

Conservation—
Gen. Warren T. Hannum, Chairman, Director of Natural Resources, State Office Bldg. No. 1, Sacramento
Vincent Thomas, Assemblyman, 722 W. 20th St., San Pedro
Fred N. Howser, Attorney General, Civic Center, San Francisco
R. R. Cunningham, Senator, Hanford

Randolph Collier, Senator, 551 N. Main St., Yreka
Charles Brown, Senator, Shoshone
James G. Crichton, Assemblyman, 1577 Wishon Ave., Fresno
James E. Thorp, Assemblyman, Lockeford

Non-commission Member

Edward Hyatt, State Engineer, State Department of Public Works, Public Works Bldg., Sacramento 5

Crime and Correction—

Fred N. Howser, Chairman, Attorney General, Civic Center, San Francisco
Goodwin J. Knight, Lieutenant Governor, State Capitol, Sacramento
James G. Crichton, Assemblyman, 1577 Wishon Ave., Fresno
Ralph C. Dills, Assemblyman, 1505 N. Spring St., Compton
Karl Holton, Director, Youth Authority, State Office Bldg. No. 1, Sacramento 14
Carl Applegate, Assistant Director of Mental Hygiene, State Office Bldg. No. 1, Sacramento
Carley V. Porter, member, Norwalk State Hospital Board of Trustees, 1841 E. 133d St., Compton

Federal Relations—

Ralph C. Dills, Chairman, Assemblyman, 1505 N. Spring St., Compton
Goodwin J. Knight, Lieutenant Governor, State Capitol, Sacramento
James S. Dean, Director of Finance, State Capitol, Sacramento
Randolph Collier, Senator, 551 N. Main St., Yreka
Richard H. McCollister, Assemblyman, 321 Sycamore Ave., Mill Valley
Vincent Thomas, Assemblyman, 722 W. 20th St., San Pedro
James G. Crichton, Assemblyman, 1577 Wishon Ave., Fresno
Gen. Warren T. Hannum, Director of Natural Resources, State Office Bldg. No. 1, Sacramento 14
Chas. Purcell, Director of Public Works, Public Works Bldg., Sacramento 5

Interstate Trade—

James J. McBride, Chairman, Senator, P. O. Box 708, Ventura
Jesse M. Mayo, Senator, Angels Camp
Richard H. McCollister, Assemblyman, 321 Sycamore Ave., Mill Valley
Vincent Thomas, Assemblyman, 722 W. 20th St., San Pedro
James E. Thorp, Assemblyman, Lockeford
Chas. Purcell, Director of Public Works, Public Works Bldg, Sacramento 5

Legislative—

Charles Brown, Chairman, Senator, Shoshone
Goodwin J. Knight, Lieutenant Governor, State Capitol, Sacramento
James S. Dean, Director of Finance, State Capitol, Sacramento
All legislator members of the commission, by vote of the commission, have membership on this committee.

Economic and Social Planning—
R. R. Cunningham, Chairman, Senator, Hanford
Goodwin J. Knight, Lieutenant Governor, State Capitol, Sacramento
Ralph C. Dills, Assemblyman, 1505 N. Spring St., Compton
Jesse M. Mayo, Senator, Angels Camp
Vincent Thomas, Assemblyman, 722 W. 20th St , San Pedro
Randolph Collier, Senator, 551 N. Main St., Yreka

Taxation and Fiscal Problems—
Randolph Collier, Chairman, Senator, 551 N. Main St , Yreka
James S. Dean, Director of Finance, State Capitol, Sacramento

Non-Commission Members

Rolland A Vandegrift, Legislative Auditor, State Capitol, Sacramento
Prof. Malcolm M. Davisson, Chairman, Department of Economics, University of California, Berkeley
Dixwell L. Pierce, Executive Secretary, State Board of Equalization, 1020 N Street, Sacramento
Frank Thille, California Taxpayers Association, Forum Bldg., Sacramento
Fred Alexander, County Supervisors Association, Forum Bldg., Sacramento

Transportation—
James G. Crichton, Chairman, Assemblyman, 1577 Wishon Ave , Fresno
Chas. Purcell, Director of Public Works, Public Works Bldg., Sacramento
Randolph Collier, Senator, 551 N. Main St., Yreka
Charles Brown, Senator, Shoshone
James J. McBride, Senator, P. O. Box 708, Ventura
Gen. Warren T. Hannum, Director of Natural Resources, State Office Bldg. No. 1, Sacramento
John F. Thompson, Assemblyman, Rt. 3, Box 408, San Jose

The commission next received a report by General Warren T. Hannum, Director of the Department of Natural Resources, relating to the Offshore Fisheries Compact involving California, Oregon, and Washington. Since our State already passed the necessary legislation to facilitate this compact, General Hannum's report was unanimously approved.

The commission also received a full report on the *California Tidelands* Case from Honorable Fred N. Howser, Attorney General of California, which report was augmented by a verbal discussion lead by Mr. Frank Bane, Sr., Executive Director, Council of State Governments, Chicago, Illinois. The commission was in full accord with the Attorney General and urged further work and strong measures to protect the position of the states in this matter.

ANGEL ISLAND

As new business, the commission turned to House Resolution No. 280, which directed that the subject of the acquisition of Angel Island, in San Francisco Bay, be undertaken by the Commission on Interstate Cooperation. It was agreed that the matter be and become the work of the Federal Relations Subcommittee of the commission. A delegation from the San Francisco Regional Office of the War Assets Administration, headed by Messrs. Walter Boylen and Ralph Bell, addressed the commission on the status of Angel Island and outlined the various methods and alternatives open to the State of California.

After a full discussion by the commission and a review of reports submitted by the legislative committees which had previously worked on this acquisition, the Committee of Federal Relations was instructed to proceed with negotiations and to contact the proper officials of the War Assets Administration and the United States Department of the Interior, and further directed to present the case in Washington, D. C., as necessary.

Accordingly, a preliminary meeting was held in Los Angeles on October 10, 1947, at which time it was noted that California faced the two main alternatives of making either a direct purchase of the island or aligning a trade of properties with the United States Department of the Interior. The committee learned further that the official appraisal of the island could not be made public until March 15, 1948, under the terms of a resolution adopted by the Federal Congress, but that same would be made available to your committee through the officials of the War Assets Administration in Washington, D. C. Your committee therefore sought a conference with the necessary officials in Washington, which conference was arranged and held in Washington on November 20, 1947, with the following in attendance:

RICHARD H. MCCOLLISTER, Member California Legislature
J. G. CRICHTON, Member California Legislature
VINCENT THOMAS, Member California Legislature
WARREN T. HANNUM, Director of Natural Resources
SAN FRANCISCO CHAMBER OF COMMERCE
U. S. COAST GUARD
    L. G. Jones, Legal Division
DEPARTMENT OF THE INTERIOR
    Ray Deschamps, Bureau Land Management
WAR ASSETS ADMINISTRATION
    T. L. Peyton, Director, Nonindustrial Division
    J. E. McCormack, Director, Appraisal Division
    F. E. Welsh, Chief, Operations No. 3, Nonindustrial Division
    J. J. Hurley, Associate General Counsel Office
    H. S. Weisfield, Associate General Counsel Office
    Walter Kirby, Appraisal Division
    H. W. Clarkson, Operations Branch No. 3, Nonindustrial Division

From this conference it developed that the Federal Government had established the sum of $700,000 as the sale price for Angel Island, including all improvements thereon. No offer for less than this amount could be

considered, although Congress had made provision for the granting of discounts up to 85 percent for purchasers committing the island to certain public services and uses. Your committee, possessing as it does a most favorable report from the California Department of Natural Resources recommending that Angel Island become a State Park, was disappointed to learn that no discount would or could be allowed under the classification of "recreation."

In this connection, your committee sought the services of United States Senator Homer Ferguson, of Michigan, who is faced with a similar situation in his own state, and we were assured that a bill to include the use of "recreation" as an eligible discount classification would be introduced and acted upon by Congress by March 15, 1948.

Your committee explored the possibility of an exchange of lands between the State of California and the United States Department of the Interior, same to be in lieu of a direct purchase, but we abandoned the idea after listening to the difficulties and probable delays that would be encountered in such an arrangement, as explained by the Department of Interior officials present at the conference.

It was noted that the official price of $700,000 set by the War Assets Administration with the approval of the required federal authorities represents only a minute fraction of the total money expended on the island by the Federal Government, and the amount is nowhere near the true value of the 640 acres which comprise the island, and the excellent wharfing facilities, docks, roads, utilities, quarters, barracks, hospitals, dwellings, and improvements which have been built thereon and stand ready for our use. (Refer to previous committee reports appearing in the Assembly *Journals*, Regular Session, 1947.) Your committee has received many supporting resolutions asking that Angel Island become a park, as per the following:

California State Marine Parks Association
Resolution

WHEREAS, It has come to the attention of the California State Marine Parks Association that Angel Island, located in San Francisco Bay, has been declared surplus by the War Department, and is now in the hands of the War Assets Administration for suitable disposal in the public interest; and

WHEREAS, The California State Marine Parks Association, representing leading public and private organizations interested in the development of small boat harbors, commercial and private boating, and the establishment of marine parks throughout the State, has given full consideration to the prospective values of Angel Island as a marine recreational area to include pleasure boating and shoreside facilities for residents and visitors in the Bay Area; now, therefore, be it

Resolved, That the California State Marine Parks Association desires to go on record as favoring the transfer of Angel Island to the California State Park System at the earliest possible time, and that it be developed as a state recreational area with facilities available to Bay Area and Northern California residents; and be it further

Resolved, That the proper branches of the Federal, State and local Government, including the Congress, the Executive Branches, the Department of the Army and the War Assets Administration, be advised of this resolution and urged to take the recommended action necessary to make it effective.

General Warren T. Hannum, Director of our Department of Natural Resources, has advised your committee that ample funds remain on hand with his department to make a direct purchase of Angel Island, same having originated with our 1945 appropriation of $10,000,000 for the acquisition of parks and beaches. The general has also pointed out that

our 1945 Appropriation Act specifically waives the usual matching fund requirements should an acquisition be available from the Federal Government. Therefore, a resolution adopted by this Legislature, directing his department to negotiate for this property, is the proper action for us to undertake.

Your committee is therefore offering such a resolution at this session, and we thoroughly recommend its adoption.

FOREIGN TRADE ZONES

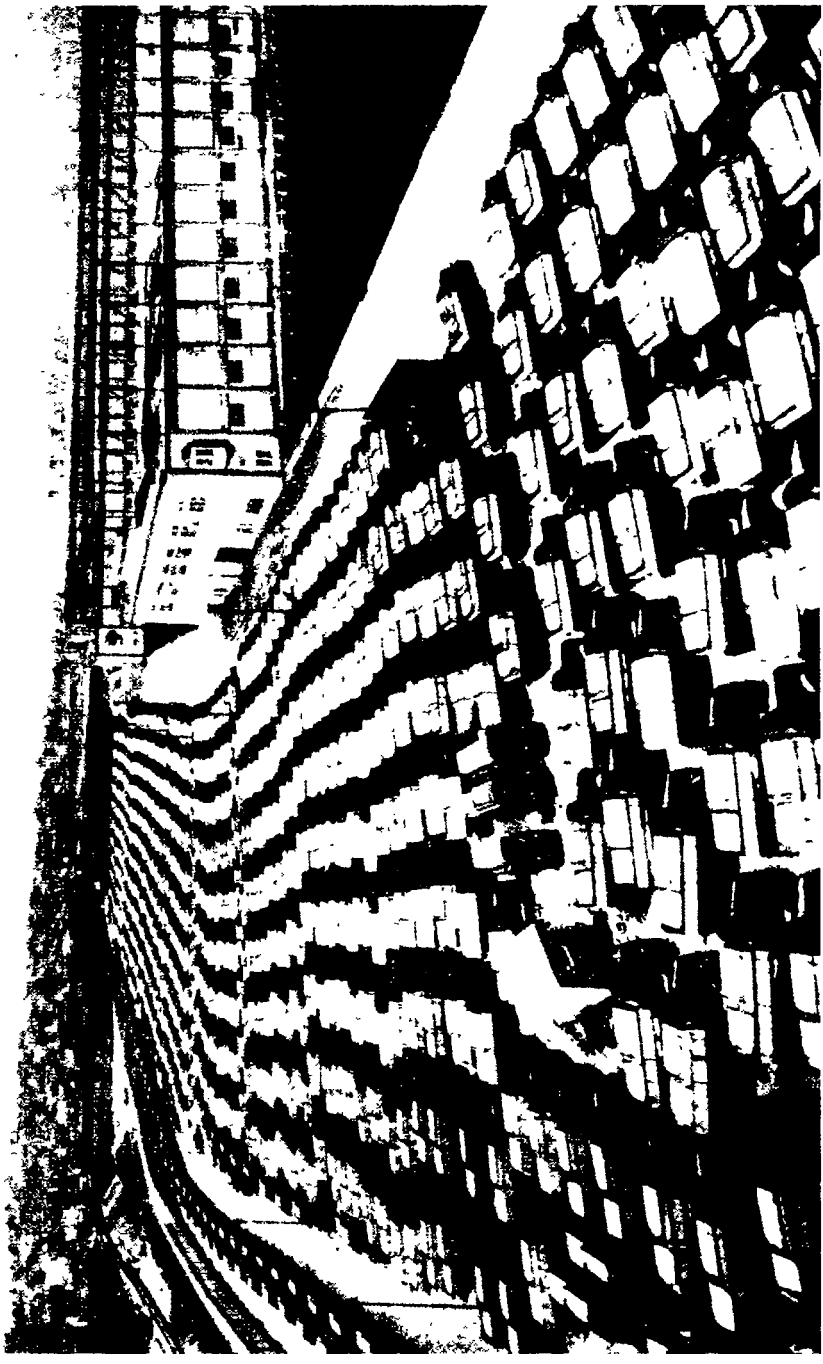
Your committee was advised that the various port authorities and interested business and commerce executives throughout the Pacific Coast were seeking assistance in obtaining a permit for a foreign trade zone for either the Los Angeles or San Francisco Harbors. (See previous committee reports appearing in the Assembly Journals, Regular Session, 1947.) Your committee was advised by the Bay Area Maritime Committee that an application for the establishment of such a zone at San Francisco had been pending before the Foreign Trade Zone for more than 10 years without success, yet a permit for a foreign trade zone was recently issued to the authorities at New Orleans, Louisiana, in addition to the original zone licensed on Staten Island, New York.

One reason why California has failed to establish a zone earlier seems to have been that people have not understood fully how a zone operates. In brief, it is a free port, wherein

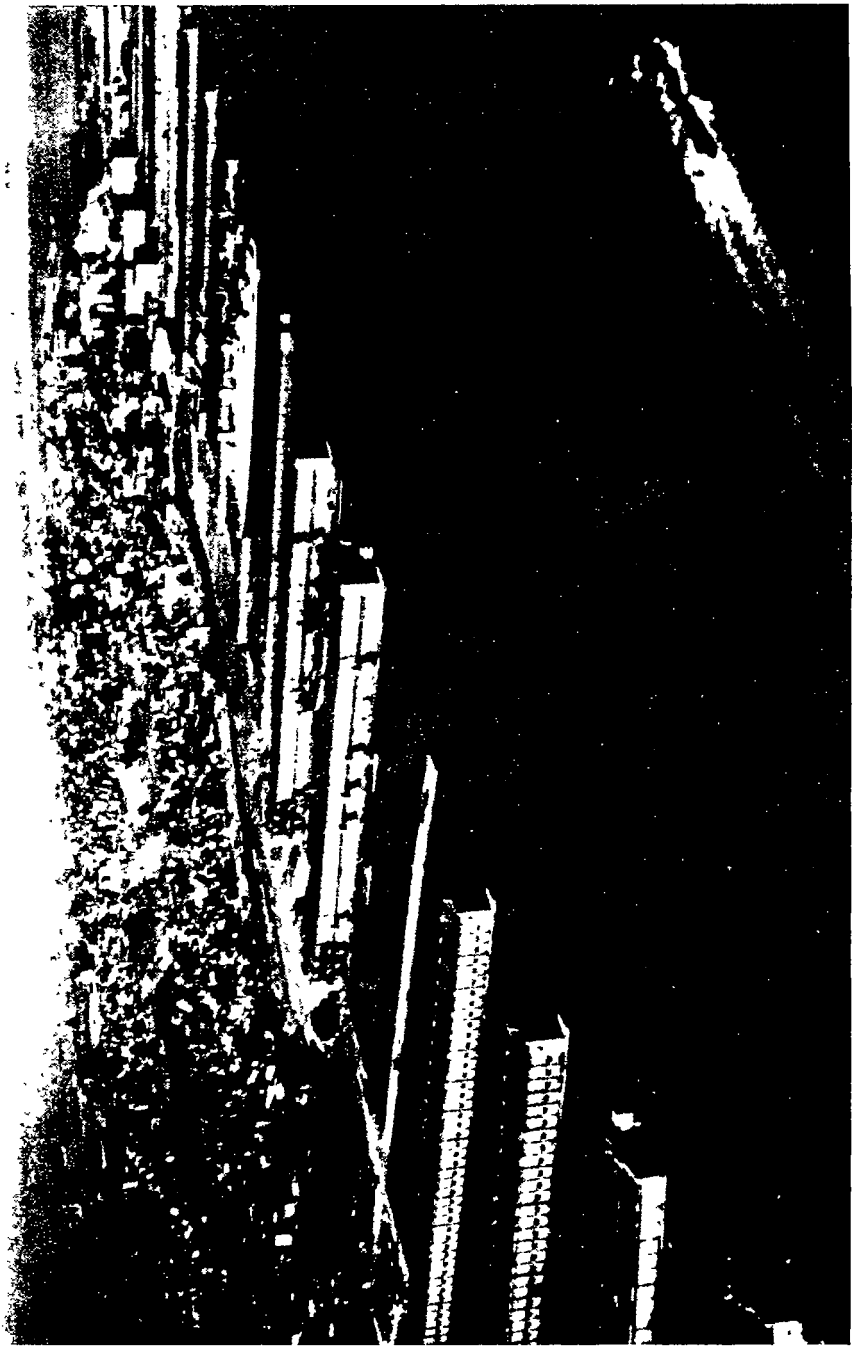
1. The goods in the zone which are dutiable are at all times under the complete control of the owner.
2. Merchandisers buying new products may use the zone for inspection before accepting the goods.
3. The zone helps the importer to finance his shipments.
4. The importer may stockpile foreign dutiable merchandise in a zone without tying up capital in taxes, bonds, or duties, and without subjecting the goods to governmental inspection.
5. The goods may be stored without time limit.
6. Merchandise placed in a zone which is subject to the Pure Food Laws may be inspected and conditioned.
7. Buyers may examine goods while in the zone and the new buyer may leave the goods in the zone until needed.
8. Goods may be manipulated so as to reduce the weight upon which duty is paid.
9. The exporter may combine and mix domestic goods with foreign dutiable goods and reship without interference.
10. The establishment of a zone will attract vessels from other nations.

Your committee gave thorough thought to this matter in full acknowledgment of the value of a foreign trade zone to California, to our national security, and to our people by attracting additional income, employment, manufacturing materials, and related advantages. Your committee was implored to present a case on behalf of the Western States and on behalf of California in particular.

Accordingly, your committee sought appointments for a conference with the Foreign Trade Zone Board and the United States Department of Commerce. Such a conference was arranged, it being necessary for



Motor vehicles awaiting shipment in Foreign Trade Zone, New York



Air view of Foreign Trade Zone No. 1, Staten Island, New York

the California Delegation to present itself in the offices of the authorities in Washington, D. C.

Before making our appearance on such a vital matter your committee desired to acquaint itself with the ramifications surrounding the federal requirements. We were invited by Mayor deLesseps Morrisson, of New Orleans, and likewise invited by the City of New York, to make an inspection of the physical areas and facilities successfully licensed in their respective areas, and your committee undertook to take pictures of these areas for future display here in California in the event our conference with the federal officials should prove unsuccessful. The review of these ports, as outlined, was made by your committee and our conference held in Washington as scheduled for November 21, 1947.

The Federal Government was represented in this matter by Mr. Thomas Lyons, Executive Secretary of the Foreign Trade Zone Board, and by Mr. George Bell, Chairman of the Board of Alternates and Under-Secretary of the United States Department of Commerce, in whose office the conference was held. Your committee was quite free in stating its suspicion of prejudice that appeared to exist against the West and we officially requested that favorable consideration of the San Francisco application be immediately forthcoming. Your committee also made reference to the huge quantities of oriental goods from China and United States occupied Japan we had found being processed within the Staten Island Foreign Trade Zone in New York, making the strong point that such goods, for example, should obviously be coming into the United States via the Pacific Coast instead of being sent clear around to New York.

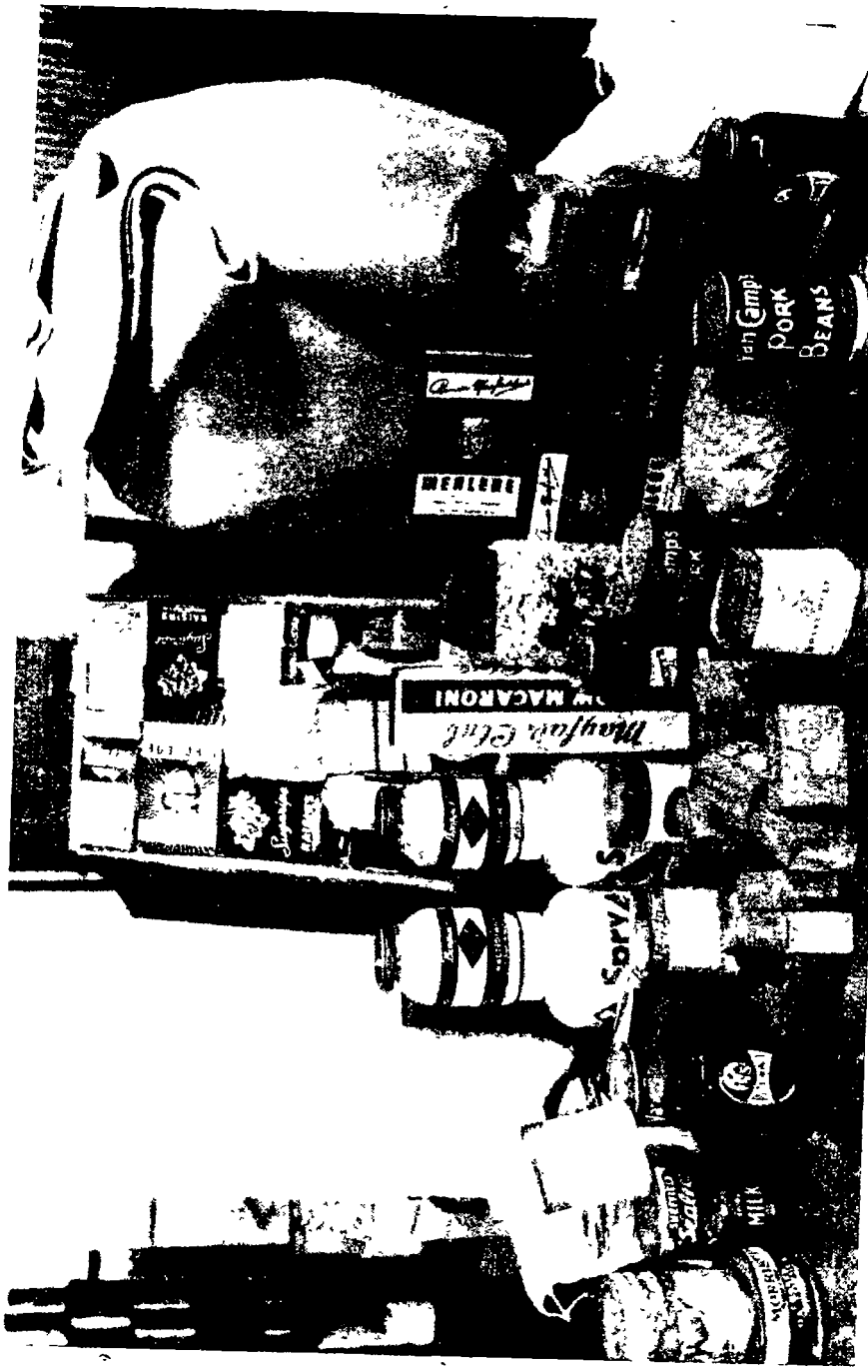
Your committee was obliged to spend considerable time discussing the physical limitations of Pier 45, in San Francisco Bay, submitted as the premise of the San Francisco application, but the difficulties were overcome and ample maps and plans were submitted by the interested groups in San Francisco in support of the case.

The federal officials concluded our meeting with the request that your committee submit a short written brief for presentation to the Foreign Trade Zone Board at its next meeting scheduled for December 2, 1947. Such a brief, prepared in letter form, was filed as requested. It is now history and well known that the Foreign Trade Zone Board did grant a trade zone license to the Pacific Coast under the San Francisco application, same being the official business of this Board's December meeting. *Your committee takes rightful pride in its part of this accomplishment.*

You are asked to note that *all* of the above was undertaken by the Subcommittee on Federal Relations We ask that you take further note of the fact that this committee combined its subjects and arranged its dates and conferences so that same could be accomplished simultaneously.

AGRICULTURE

A meeting of the Commission Subcommittee on Agriculture was called into session, December 22, 1947, in Sacramento. The purpose of



Showing variety of goods shipped through Foreign Trade Zone

this meeting was to review problems of importance which might be brought up for discussion by the Western Interstate Committee on Agriculture of the Council of State Governments. These included:

(1) Use of nonbasic crops for export under the Marshall Plan
(2) Foot-and-mouth disease in Mexico
(3) Parasites for fruit flies in Hawaii
(4) Pest surveys and/or coordination of pest data in foreign countries by the United States Bureau of Entomology and Plant Quarantine
(5) Margarine tax suits
(6) Migratory labor coordination
(7) Correlation of weed control activities on federally owned and controlled lands
(8) A Western Region land policy
(9) Cooperation under the Hope-Flannagan Bill (Research and Marketing Act of 1946)
(10) Suppression of field rodents on federally owned and controlled lands on account of disease harborage
(11) Shortages of materials required by farmers:
    (a) Steel
    (b) Fertilizers
    (c) Feeding stuffs
(12) Freight rates:
    (a) Increase in rates
    (b) Tax upon freight rate charges

(1) It was recommended that the provision recently enacted in H. R. 4606, providing for the use of nonbasic crops for export under the Emergency Relief Bill and based upon caloric value of the commodities, be extended into the long-term foreign relief program (Marshall Plan) for continued assistance to foreign countries *Carried.*

(2) In connection with the foot-and-mouth disease program in Mexico, it was reported that the failure of the program originally instituted was largely due to misunderstanding of the economic status of Mexican agriculture. The killing of large numbers of livestock established an impact which the economic conditions among the rural peoples of Mexico could not withstand. Livestock is too important in the economy to develop a slaughter campaign without a thorough and complete educational program having first been undertaken so the people would understand the reasons for animal destruction and that it was not just a selfish development to aid American agriculture economically. The people must understand that the United States Government is friendly and was trying to correct an unfortunate affliction for the welfare of the livestock industries of both countries. If the eradication program by slaughter had been undertaken in the United States, there would have been no argument, since the people would have readily understood. The setback in changing over to a vaccination program in Mexico probably will put the program behind approximately 25 years. The vaccination program may do much to alleviate the situation. Other plans are also under way so that the northern states of Mexico can be isolated from the infected areas.

The committee noted that it was unfortunate that the Federal Government, in planning its operation in Mexico, did not call in men with long experience in foot-and-mouth disease work and it is certainly to be

recommended that, in the event the Federal Government continues to develop plans for assistance in Mexico, they should utilize the services of experienced veterinarians and research men in such developments. If vaccination should be used, the United States itself, because of the proximity to the infection, should undertake to do everything possible to make the vaccination program a success, even to the extent of heading it up, provided agreements can be reached.

The Federal Government has made some modifications of advantage in procedures against foot-and-mouth disease, based upon experiences in the last outbreaks in the United States, (1929) namely, (1) not to handle any of the infected parts of an animal when making inspections and (2) to utilize disinfectants judiciously now that caustic soda (lye) has been determined to be the only complete and suitable disinfectant.

It was suggested by the members present that our committee press for better cooperation on the part of the Federal Government with the Secretaries' Advisory Committee and for people to be called in for consultation who have had wide experience in both the foot-and-mouth disease eradication work and research relative to vaccination and other control techniques, with emphasis on the importance of having competent men investigate the program of vaccination being utilized with reported success in certain foreign countries, notably Switzerland.

The resolution recently passed by the California State Board of Agriculture was read, and it was regularly moved, seconded, and carried that a similar resolution be adopted.

(3) With reference to the fruit fly situation in Hawaii, it was pointed out that several agencies in California interested in this problem have already passed recommendations on to Congress requesting $100,000 allocation to the United States Bureau of Entomology and Plant Quarantine, the same to be continued in like amount in succeeding years, if necessary, for the purpose of determining techniques which might be utilized in reducing population of fruit flies, particularly the mango or Formosan fruit fly *(Dacus dorsalis)*, which in a few years has caused much damage in Hawaii. This insect is outstanding among the pests that were introduced as a result of necessary wartime air traffic between Southwest Pacific Islands and Hawaii.

It was moved and seconded that the program recommended by the Honolulu Chamber of Commerce and the Hawaiian Board of Agriculture and Forestry be endorsed, and that the proper authorities in Washington, including the California Congressional Delegation, be advised of the importance of the program.

In this connection, the question was raised as to whether or not we should continue to recommend some action which would provide for an advance screening and clearance of airplanes beyond Hawaii to prevent a repetition of pest introduction there. Discussion revealed that this matter was in contemplation by the proper federal authorities but had not yet been concluded.

(4) The members brought up the importance of the United States Department of Agriculture arranging to make surveys in foreign countries to determine the present status of important agricultural pests. Prior to World War II there was considerable information available as

to the location and nature of damage done by such pests. War movements and necessary travel under wartime stress made it impossible for quarantines to be observed in areas where fighting was under way; hence, many countries, previously considered free of certain important pests, may now have infestations or infections established. If actual surveys cannot yet be undertaken because of the political situations in some foreign areas, then a plan should be made for seeking, compiling, coordinating, and distributing revised information on the pest status in such areas.

(5) The secretary advised that a number of states were in process of defending against suits because of taxes on margarine sold within its borders. Some of these cases were on appeal and further information should be developed as to the effect and trend of court decisions in this field.

(6) In connection with the migratory labor, members of the committee discussed the subject at length largely from the angle of developing some sort of a coordinated arrangement whereby the several states would be aware of sources of labor reaching surplus proportions after the peaks of harvest in certain areas had passed.

Upon motion regularly made and duly seconded, and *carried*, it was resolved that the proper federal authorities and cooperating organizations be contacted and recommendation made to them that negotiations with Mexico be continued for the purpose of gaining an effective plan for permitting the movement into the United States of Mexican Nationals under contract similar to that which has worked effectively in certain areas during the past year.

(7) The secretary of the committee was requested to determine the status of the long-range farm policy undertaken by the House Committee on Agriculture under the chairmanship of Clifford Hope (Kansas).

(8) It was recommended that the Western Regional group give consideration to a recommendation that the research in weed control carried on by federal agricultural agencies be correlated in one branch within the Bureau of Plant Industry, Soils, and Agricultural Engineering; that the proper federal departments be contacted with the request that there be intensification of federal activity for the control of weeds on federally owned and controlled lands, and that such activities be correlated also through one single agency insofar as possible.

(9) On the subject of modification of the Reclamation Law requirement on 160-acre limitation under federal reclamation projects, it was recommended that consideration be given to endorsing the repeal of this 160-acre limitation provision to make it non-operative against lands which already have established boundaries and ownerships and involving acreages greater than 160 acres. There appeared to be no objection to the 160-acre limitation in the case of projects affecting lands which the government owns or controls when same are being brought under irrigation in new reclamation projects. Even then the nature of the lands in each project should be considered to determine if such limitation would be economically sound.

(10) It was also recommended that the Western States correlate their thinking relative to a uniform land policy more particularly with

reference to land use on national forest and on public domain subject to the United States Forest Service and Federal Grazing District Laws. The group felt that those who have established rights over a period of years (entitled to be considered virtually of a vested character), because of the permits they had received and operated under, should receive favorable consideration if and when disposition is made of the lands or whenever permit renewals are undertaken.

(11) In connection with the problem of cooperation with the State under Title 11 of the Research and Marketing Act of 1946 (Hope-Flannagan Bill), it was suggested that a request to the Federal Government that they give more definite assurance of cooperative possibilities with the states under this portion of the act be followed up.

(12) It was also recommended that consideration be given to having legislation enacted which would make it the responsibility of the United States Fish and Wildlife Service to undertake the suppression of field rodents on areas where these animals are shown to harbor diseases transmissible to humans whenever the director of the federal agency receives an official report from either a state or federal public health officer advising of the finding of such disease. This would also involve provision for the transfer of necessary funds to accomplish the work. This is highly important, since states and counties in some areas in the West are called upon to carry on field rodent activities in adjacent territories and even on federally owned and controlled lands without any federal assistance except very minor assistance in some areas given by the United States Forest Service.

(13) It was brought out in the discussion that certain shortages are bound to directly or indirectly affect the welfare of the indusry. If, as a result of the adoption of the Marshall Plan, steel needed for the manufacture of agricultural implements is utilized in making types of farm equipment for distribution in Europe or countries in other parts of the world needing relief assistance, this would have marked effect in decreasing the volume of the larger types of equipment characteristically used in the Western States. Recognition of this possibility should be brought to the attention of the proper authorities with the recommendation that such assistance as seems possible should be recommended.

(13) (b) and (c) The secretary was requested to determine further as to what the fertilizer and feeding stuffs supply was likely to be, since shortages are in prospect for these two commodities.

(14) The question arose as to whether or not full and complete use is being made of the facilities of steel plants in the West. There appears to be information to the effect that steel manufactured in Utah cannot be shipped to points where there is need for its use in fabricating articles needed for farming because of exorbitant freight rates, particularly between the Geneva Plant in Utah and points in the states on the Pacific Coast. Unfavorable terminal rates appear to be a factor in these charges.

The whole subject of freight rates was brought up for consideration, and it was recommended that this subject be projected for consideration at the Denver meeting of the Western Interstate Committee on Agriculture group. Recent increases in charges for freight by railroads reflect seriously upon the ability of agriculture to supply its products

to points within the Nation at a reasonable price. Recurring increases have appeared to place agriculture in a very difficult situation.

Further in this connection, the federal tax upon freight rate charges has been highly discriminatory against long haul shippers, since the tax is against the total charge. There should be some equalizing basis for attaching such tax whereby long distance shippers will not be so unfavorably affected in their competition with shippers delivering over shorter trips.

The committee believed that the various subjects considered during the course of its meeting would furnish a fairly complete basis for developing an agenda for the Denver meeting.

WESTERN REGIONAL CONFERENCE

In keeping with the statutory duties set forth for your Committee on Interstate Cooperation, we were in attendance with the other commission members at the Western Regional Conference on the Council of State Governments held in Denver, Colorado, February 17 and 18, 1948. Our sessions were presided over by Honorable Lawrence H. Hinkley, Attorney General of the State of Colorado; Honorable Goodwin J. Knight, Lieutenant Governor of California; and Honorable Joseph N. Montaya, Lieutenant Governor of the State of New Mexico.

Reports and discussion were held on the following subjects:

Federal-State Tax Relations
Water Resources
The *Tidelands* Case
Institutional Care
Agriculture

The reports and minutes of this conference have not been prepared by the commission secretary in time for inclusion herewith, and will be contained in your committee's report to be presented at the next regular session of the California Legislature.

Respectfully submitted.

ASSEMBLYMAN RICHARD H. McCOLLISTER
Chairman
JAMES G. CRICHTON
RALPH C. DILLS
VINCENT THOMAS
JOHN F. THOMPSON
IRIS RICHINS, Secretary

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Weber, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Springer, principal, and the following pupils of the Manteca Union High School: Barbara Abersold, Virginia Bennett, Syble Brodie, Buddy Hooper, Mary Lines, Alice Aufdermaur, Francis Pollino, Theresa Aufdermaur, Bonnie Cassidy, Dorothy Cardoza, Jim Clark, Mary Lou De Soto, Olga Fabbri, Laurel Fordham, Bernice Gerringer, Bill Hopping, Ray Itava, Bill Long, Darlene Long, Glenna Mundt, Warner Seargent, Ruby Shipman, John Korver, Rosemary Schleiss, Arlie Jay, Herman Jay, Betty June Jessee, Kay Knoll, Loretta Knudsen, Joanne Lagier, Kay Lander, Henry Long,

Joan Loumena, Norma McCurdy, Mary Ann Sinesio, Richard Stillwell, Joanne Walling, Joel Whitley, Betty Martin, Reatha McDaniel, Marylou Moore, Agatha Ott, Dorothy Sakurai, Corbin Shepherd, Janet Silva, Manuel Simas, Miller Taylor, Norma Toscano, and Patricia Welch.

On request of Mr. Blosser and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Leland Cutter, of San Francisco.

ADJOURNMENT

At 5.04 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10.30 a.m., Tuesday, March 9, 1948.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

SIXTH LEGISLATIVE DAY

NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Tuesday, March 9, 1948

The Assembly met at 10.30 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—74.

Quorum present.

PRAYER

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

O God, Author and Giver of all gifts, we acknowledge that from Thee comes our health, our strength, and all gifts of nature and grace. We praise Thy goodness, because Thou hast continued to shower us with blessings in spite of our many offenses and infidelities. Now then, we proclaim Thy mercies in the great assembly. Withhold not Thy benefits from us in the future; but let Thy grace and faithfulness guard us always, through Christ Our Lord AMEN

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Lipscomb, 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. Dolwig, on motion of Mr. McCollister.

Mr. Hinckley, on motion of Mr. Collier.

COMMUNICATIONS

By Speaker Collins:

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

STATE OF CALIFORNIA
DEPARTMENT OF EDUCATION
SACRAMENTO 14, March 1, 1948

Speaker of the Assembly
California State Legislature
State Capitol, Sacramento, California

DEAR SIR: Pursuant to Chapter 1565 of the Statutes of 1947 which requires that "The Director of Education shall submit a budget to the 1948 Session of the Legislature including funds for the construction, equipment and operation of the California Academies," and that "The Director of Education shall appoint, and fix the salary of, a full-time director over all such schools," I submit herewith the following budget for the 1948-49 Fiscal Year:

Acquisition of sites for three academies	$300,000
Construction of necessary buildings for three academies	3,106,548
Improvement of grounds for three academies	324,000
Equipment for three academies	323,580
TOTAL	$4,054,128
State administration under the Department of Education	12,641
TOTAL	$4,066,769

Each academy, as planned, will be built and equipped for an initial enrollment of 120 pupils and a final maximum enrollment of 240 pupils

The budget estimates for sites, construction and equipment have been prepared with the assistance of the State Department of Finance and the Division of Architecture of the State Department of Public Works.

No budget is submitted at this time for the actual operation of these academies during the 1948-49 Fiscal Year because in view of the program of building construction in which the State is currently engaged it appears extremely unlikely that the academies will be prepared to enroll pupils prior to July 1, 1949.

The administrative cost for the Director of the California Academies is included in the budget for the 1948-49 Fiscal Year because his services will be needed in planning and supervising the construction of the buildings and the selection of appropriate equipment as well as in processing the staff for each academy.

A more detailed estimate of the cost of building construction, grounds improvement and equipment for one academy is attached to this communication.

Respectfully submitted, ROY E. SIMPSON

Construction, Improvements and Equipment for One (1) California Academy:

1 *	Administration Building Offices first aid station, 6-bed infirmary.	$52,500
1 *	Dining Hall Unit Cafeteria to accommodate 300. Kitchen, food, storage, etc.	85,000
1	School Unit 6 standard class rooms, shop, home economics laboratory, library, music room, assembly room, offices, etc.	187,100
10	Home Residence Units Each to contain: 3 rooms, kitchenette for house mother's family, 4, 3-bedrooms for 12 pupils, 1 2-bed isolation room, 1 living room, storage, hall space, bathrooms, etc	400,000
1	Residence for Superintendent	25,000
1 *	Exercise and Physical Education Pavilion	50,000
1 *	Swimming Pool Pool, enclosure, dressing rooms, water purification plant, etc.	96,000
1 *	Heating, Laundry, Maintenance Unit	50,000
	Barns and Sheds	10,000
	Connecting arcades between buildings	15,000
	(* Ground Improvements) (Ground Service Installations) Water, Power, Heat, Sewage.	100,000
*	Fencing	8,000
	Total Direct Construction	$1,078,600
	Equipment (Est. as 10% of Construction Outlay)	107,860
	Cost of Planning Services (6% of Building Costs)	64,716
	GRAND TOTAL	$1,251,376

* These units are adequate for pupil enrollment of 240

Above communication ordered referred to the Committee on Ways and Means.

By the Chief Clerk:

A communication from Mr. H. B. Hamill, an ex-veteran, relative to cancellation of Fort Meyer, Virginia, radio broadcast, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Mr. M. H. Rattray, relative to his disapproval of daylight saving bills, 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. 49: By Mr. Heisinger—An act to amend Section 252.1 of the Fish and Game Code, relating to game refuges, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 50: By Mr. Heisinger—An act to amend Section 169 of the Fish and Game Code, relating to game refuges, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 8, 1948

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

Senate Bill No. 2

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. 2—An act providing for daylight saving time, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency and Economy.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 16—An act providing for daylight saving time, 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 Rules:

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, strike out "At 2 o'clock antemeridian of the first day after this act takes effect", and insert

"At 2:01 o'clock a.m. of the fourteenth day of March".

Amendment No. 2

On page 1 of said bill, strike out line 15, and insert "the sixteenth day of January of the year 1949, or at such hour".

Amendments read, and adopted.

Bill ordered reprinted, engrossed, and to the inactive file.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Concurrent Resolution No. 6, on motion of Mr. Dickey.

MOTION THAT CHIEF CLERK BE INSTRUCTED TO PURCHASE RUBBER TIRED CART

Mr. Dickey moved that the Chief Clerk be instructed to purchase a rubber tired cart for hauling materials and supplies across the new carpet of the Assembly.

Mr. Loomis seconded the motion.

Motion carried.

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

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

Assembly Joint Resolution No. 7: By Messrs. Maloney, Connolly, Berry, Gaffney, Dickey, George D. Collins, Blosser, Dunn, Brady, Burke, Burns, Caldecott, Carey, Crowley, Kirkwood, Miller, and Weber—Relative to the shipbuilding industry of the West Coast.

Referred to Committee on Rules.

Assembly Bill No. 51: By Messrs. Maloney, Burke, Thomas, and Fletcher—An act to amend Sections 3 5, 5, 7, 8, and 9 of an act entitled "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," approved February 15, 1946, as amended, relating to temporary and emergency housing for veterans, extending the duration of such housing projects and the period of availability of moneys appropriated therefor, enlarging the classes of tenants eligible to occupy such housing, and declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 52: By Mr. Crichton—An act to add Section 20546 to, and to amend Section 22095 of, the Water Code, relating to irrigation districts, drainage and flood control, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 53: By Mr. Luckel, Mrs. Niehouse, and Mr. Cramer—An act to add Sections 46.6 and 46.7 to the State Water Resources Act of 1945, relating to water resources and flood control and declaring the urgency of the act, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

MOTION THAT SAINT PATRICK'S DAY BE CELEBRATED IN THE ASSEMBLY CHAMBER

Mr. Stewart moved that Mr. Maloney be instructed to appoint a committee and prepare a St. Patrick's Day program; and that an appropriate celebration be held in the Assembly Chamber on March 17th.

Mr. Rosenthal seconded the motion.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 9, 1948

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

Assembly Joint Resolution No. 1
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.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, March 9, 1948

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.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 9, 1948

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

Senate Concurrent Resolution No. 6
Senate Concurrent Resolution No. 7
Senate Concurrent Resolution No. 9

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

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1948

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

Assembly Concurrent Resolution No. 13

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

DICKEY, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, March 9, 1948

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

House Resolution No. 23
House Resolution No. 27
House Resolution No. 30

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

DICKEY, 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. 23, at this time, without reference to file.

Hon. Ralph C. Dills Presiding

At 11.15 a.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

CONSIDERATION OF HOUSE RESOLUTION NO. 23

House Resolution No. 23

Relating to interim services

WHEREAS, In previous years the Members of this Assembly have been returned to their districts upon adjournment of the session without any continuing source of central information and without any continuing services for the handling of correspondence with their constituents; and

WHEREAS, In previous years there has been no central office clearing or scheduling committee meetings and so informing the legislative members and segments of the public so interested; and

WHEREAS, During the interim just past a constant service to members has for the first time been maintained, such that all persons have been informed and found available office space and experienced attaches at their service; and

WHEREAS, Said services were provided in conformity with the terms of a resolution introduced by the Speaker of the Assembly, the Honorable Sam L. Collins, and administered and guided by the Chairman of the Legislative Process Committee, the Honorable Randal F. Dickey; now, therefore, be it

Resolved by the Assembly of the State of California, That the entire membership of this Assembly does hereby rise to extend its thanks and appreciation to Speaker Sam L. Collins and the Honorable Randal F. Dickey for the excellent and splendid services so rendered in this connection; and be it further

Resolved, That the Chief Clerk be and he is hereby instructed to prepare and deliver suitably engrossed copies of this resolution to both Members of this Assembly so especially mentioned and honored by this resolution.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 27, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 27

House Resolution No. 27

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

Resolved, That no additional mailing list shall be allowed or authorized, unless the sum of twenty-five dollars ($25) each is paid therefor, to the State Printer and which sum shall be credited to legislative printing and accounted for to the Legislature; and be it further

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

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills,

Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, and Weber—70.

NOES—None.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 30, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 30

House Resolution No. 30

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:

Senator Florists (flowers for Assemblyman Thorp)	$21 10
Bancroft-Whitney Company (3 sets Deering's Codes)	398 21
Bancroft-Whitney Company (79 sets 1947 pocket parts to Deering's Codes)	1,360 38
The Recorder Printing and Publishing Company (78 Larmac Index—1947 Edition)	1,399 13
Carithers Sign Company (lettering on door)	7 20

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, and Weber—70.

NOES—None.

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

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

Assembly Bill No. 54: By Mr. Dickey—An act making an appropriation for the contingent expenses of the Assembly, for the 1948 Regular Session, including committee expenses, to take effect immediately.

Referred to Committee on Rules.

Motion to Place Rush Order on Printing of Assembly Bill No. 54

Mr. Dickey moved that a rush order be placed upon the printing of Assembly Bill No. 54.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Mr. Hahn:

House Resolution No. 32

Relating to requesting the Assembly Interim Committee on Governmental Efficiency and Economy to investigate expenditure of funds by state departments, boards and commissions for purposes other than those which requested

WHEREAS, Certain state departments, boards and commissions have upon numerous occasions requested increased budgetary funds on the basis that such increases

are necessary to provide compensation for additional personnel and expense of specific functions; and

WHEREAS, Funds so requested have been allocated to state departments, boards and commissions on the basis of such representation; and

WHEREAS, There have been numerous instances where funds allocated certain state departments, boards and commissions for specific purposes have been used for other and unrelated purposes; and

WHEREAS, It appears to be desirable to ascertain facts bearing upon this situation so that they may be assembled and analyzed to the end that the Legislature shall have the necessary facts and information to enable it to act advisedly upon legislation to meet and solve such problems; and

WHEREAS, House Resolution No. 216, adopted on June 20, 1947, created an Assembly Interim Committee on Governmental Efficiency and Economy which was authorized to inquire into the functioning and administration of State Government; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Governmental Efficiency and Economy created by said House Resolution No. 216, be directed to determine those instances in which state departments, boards and commissions have utilized funds allocated for specific purposes for other and unrelated purposes, to study all facts and reasons therefore, and to make recommendations to the Legislature concerning such expenditures and the means by which abuses of this practice may be corrected.

Resolution read, and ordered referred to the Committee on Rules.

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

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

Assembly Bill No. 55: By Mr. Thomas—An act to amend Section 6956 of the Business and Professions Code, relating to fees for the licensing of collection agencies.

Referred to Budget Session Joint Standing Committee.

APPOINTMENT OF SELECT COMMITTEE

Acting Speaker Ralph C. Dills appointed Messrs. Gannon, Cooke, and Hahn as a Select Committee to escort to the rostrum the Hon. Alfred R. Ludvigsen, Member of the House of Representatives, of the State of Wisconsin.

RECESS

At 11.30 a.m., on motion of Mr. Doyle, the Assembly recessed until 11.32 a.m. to hear remarks from Representative Alfred R. Ludvigsen, of the Legislature in the State of Wisconsin.

REASSEMBLED

At 11.32 a.m., the Assembly reconvened.

Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, 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. 56: By Mr. Evans—An act to add Section 8.5 to Chapter 788, Statutes of 1937, as amended, relating to the caravaning of vehicles.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 57: By Messrs. Evans, Cramer, and McCollister—An act making an appropriation to the Attorney General in support of the claim of the State of California to the tide, submerged and reclaimed lands within its boundaries, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

RESOLUTIONS

The following resolution was offered:

By Messrs. Sam L. Collins, Dickey, Maloney, Ralph C. Dills, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Morris, Mrs. Niehouse, Messrs. Price, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, and Weber:

House Resolution No. 33

Wishing Jess Hession a speedy recovery from his illness

WHEREAS, Jess Hession while performing his duties as Assistant Attorney General of the State of California, was suddenly stricken by illness and taken to a hospital where he must remain until his recovery; and

WHEREAS, Jess Hession during his lengthy and honorable service as an aide to many Attorney Generals of the State of California, has made many friends among Members of the California State Legislature, who are very sorry indeed that he is ill; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend to Jess Hession their best wishes for a speedy recovery from his unfortunate illness; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Jess Hession at Sutter Hospital, Sacramento, California, as an expression of the good wishes of his many friends in the California State Assembly, and their sincere hope that he may soon return to his position in the office of the Attorney General of the State of California.

Request for Unanimous Consent That Names of All Members Present Be Placed Upon House Resolution No. 33

Mr. Sam L. Collins asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 33 as co-authors.

Request for Unanimous Consent

Mr. Sam L. Collins 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.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 9, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 12—Relative to adjournment in respect to the memory of Honorable George W. Wear;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the ninth day of March, 1948, at 11 a.m.

WEBER, Chairman

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 1.30 p.m.—

Ways and Means.

At 2.30 p.m., in the Assembly Chamber—

Joint Committee on Highways, Streets and Bridges.

At 9.30 a.m., Wednesday, March 10th, in Senate Room 406—

Budget Session Joint Standing Committee.

At 10 a.m., Wednesday, March 10th—

Rules.

It was announced that a daily meeting will be held, from this date on, of the Budget Session Joint Standing Committee.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Kilpatrick, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. E. A. C. Hammond of Los Angeles.

On request of Mr. M. Philip Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Morton H. Anderson of Santa Monica.

On request of Messrs. Hinton and Beck, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Russell A. Quisenberry, John M. Wright of North Hollywood, and Harvey Morrison of Los Angeles.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Alfred R. Ludvigsen, Member of the House of Representatives, the State of Wisconsin.

On request of Mr. Gannon and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Captain Albert L. Caldwell, United States Army Air Force, and the following members of the 2d Infantry Division: First Lieutenant Robert C. Clements, Master Sergeant Harry J. Lute, Technical Sergeant Willard A. Carlin, Staff Sergeant Warner K. Mackie, Sergeant Willard M. Speares, Staff Sergeant William E. Dial, Staff Sergeant Joe D. Chavez, Staff Sergeant Curtis G. Davis, Staff Sergeant James U. Young, and Sergeant Cleo Simonds.

ADJOURNMENT

At 11.42 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10.30 a.m., Wednesday, March 10, 1948.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

SEVENTH LEGISLATIVE DAY

TENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Wednesday, March 10, 1948

The Assembly met at 10.30 a.m.

Hon. S. L. Heisinger, Member of the Assembly from the Thirty-fifth District, presiding.

Chief Clerk Arthur A. Ohnimus at the desk

ROLL CALL

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

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—75.

Quorum present.

PRAYER

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

O God, we acknowledge that we need Thy help and we beg Thee to come to our assistance. We are surrounded by many dangers First of all there is the weakness of our human nature, which inclines us to seek selfishly our own personal and immediate gain in defiance to Thy will. Teach us to understand that Thy divine law must be the norm of all our actions, and not selfish, personal gain.

We pray, O God, for the enlightenment to recognize at all times Thy supreme dominion over us, and for the grace of unswerving loyalty and obedience to Thy most excellent law, through Christ Our Lord. AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Morris, 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. Price, on motion of Mrs. Niehouse.

NAMES OF MEMBERS OF BUDGET SESSION JOINT STANDING COMMITTEE ORDERED PLACED ON MORNING ROLL CALL

By order of Speaker Collins, the names of all members of the Budget Session Joint Standing Committee were ordered placed upon the morning roll call because they are present, but are attending to legislative business elsewhere.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 9, 1948

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

Assembly Bill No. 4

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

Above bill ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 16

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 1
Assembly Joint Resolution No. 2
Assembly Joint Resolution No. 3
Assembly Concurrent Resolution No. 13

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 9, 1948

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

Assembly Joint Resolution No. 4
Assembly Concurrent Resolution No. 7
Assembly Concurrent Resolution No. 11

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

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 9, 1948

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

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

The following resolution was read:

Senate Concurrent Resolution No. 10—Relative to adjournment in respect to the memory of George G. Radcliff.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 1—Relating to memorializing Congress to continue its Veteran Flight Training Program.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—69

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 2—Relative to the acquisition of Angel Island in San Francisco Bay as a state park.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—69.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 3—Relative to memorializing the President and the Congress of the United States in relation to the retention of the National Guard under state control.

Resolution read, and, on request of Mr. McCollister, ordered passed on file.

Assembly Concurrent Resolution No. 13—Relative to approving a certain amendment to the charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-fourth day of February, 1948

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—69.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

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

Assembly Bill No 54

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

DICKEY, Chairman

Above reported bill ordered to second reading.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Dickey:

Resolved, That Assembly Bill No. 54 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, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Waters, Weber, and Mr. Speaker—67

NOES—None.

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

CONSIDERATION OF ASSEMBLY BILL NO. 54

Assembly Bill No. 54—An act making an appropriation for the contingent expenses of the Assembly, for the 1948 Regular Session, including committee expenses, to take effect immediately.

Bill read second time.

Assembly Bill No. 54—An act making an appropriation for the contingent expenses of the Assembly, for the 1948 Regular Session, 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, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Waters, Weber, and Mr. Speaker—67.

NOES—None

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 34

Creating the Budget Session Assembly Legislative Process Committee and defining its powers and duties

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 for a committee equipped to ascertain facts and secure information upon assigned topics from time to time during the 1948 Regular 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. A special committee designated the "Budget Session Assembly Legislative Process Committee" is hereby created and authorized and directed to take such steps as may be necessary to coordinate the work of the various standing committees of the 1948 Regular Session in considering questions before such session in order that there may be no duplication of work or effort, and to 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, Industrial Relations, Revenue and Taxation, Public Morals, Education, Transportation and Commerce, and five Members of the Assembly 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 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.

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

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

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

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

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

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

6 The sum of 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.

Request for Unanimous Consent

Mr. Dickey 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.

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

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Crichton,

Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Waters, Weber, and Mr. Speaker—67.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 4—An act providing for daylight saving time, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the tenth day of March, 1948, at 11 a.m.

WEBER, Chairman

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

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

House Resolution No. 31

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

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 31, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 31

House Resolution No. 31

Relative to requesting the Contractors' State License Board, Department of Professional and Vocational Standards, to separately classify and license water-well drillers

WHEREAS, The underground waters of this State are being polluted through improperly drilled and defective wells; and

WHEREAS, It has been found that more than half of the persons now contracting to drill, and drilling, water wells in this State are not licensed contractors; now, therefore, be it

Resolved by the Assembly of the State of California, That the Contractors' State License Board, Department of Professional and Vocational Standards, is hereby requested and directed to separately classify and effectively license all water-well drillers, including drillers of test holes of all types other than for oil and gas; and be it further

Resolved, That the Contractors' State License Board is hereby requested and directed to include the following requirements in establishing qualifications for water-well driller licensees:

1. Four years experience in drilling water wells, as journeyman, foreman, supervising employee or contractor, at least two years of which have been acquired in this State.

2. Full verification and confirmation of letters of reference.

3. Full verification of record of experience

4. Successful completion of an examination in addition to general information now covered, which, includes such material as the State Department of Public Health and the Division of Water Resources shall prescribe, including, but not limited to:

a. Familiarity with provisions of the Health and Safety Code, and the Water Code relating to wells

b. Knowledge of good standards of water-well construction.

c. Knowledge of standard methods of logging, and methods of sealing-off subsurface strata.

d. Knowledge of methods of construction necessary for the complete protection of underground waters from pollution and contamination; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to the Governor of California, to the Director of Professional and Vocational Standards, to the Contractors' State License Board, to the State Engineer, and to the State Director of Public Health.

Resolution read.

Motion That Consideration of House Resolution No. 31 Be Deferred for One Week

Mr. Maloney moved that further consideration of House Resolution No. 31 be deferred for one week.

Substitute Motion

Mr. Beck moved, as a substitute motion, that House Resolution No. 31 be re-referred to the Committee on Rules.

Mr. M. Philip Davis seconded the motion.

Substitute motion carried.

COMMUNICATIONS

By Speaker Collins:

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

CALIFORNIA LEGISLATURE, ASSEMBLY
SACRAMENTO, CALIFORNIA, March 10, 1948

Hon. Sam Collins, Speaker
Assembly, State Capitol
Sacramento, California

DEAR MR. COLLINS: The Audio-Visual Department of the State Department of Education has arranged to show films and film strips in Room 219 of the State Capitol, beginning Wednesday, at 2:30 p.m. The subject matter will include films showing the teaching of Spelling, Arithmetic and map making which includes some Geography as well as Arithmetic. The department has furnished me with the enclosed schedule.

I feel this is an excellent opportunity for Members of the Legislature and visitors to the Capitol to acquaint themselves with the manner in which visual materials may be used in the schools to supplement the more traditional methods of education.

May I invite the Members of the Assembly to take this opportunity to see this type of instruction?

With kindest personal regards, I am

Sincerely yours,

FRANCIS DUNN, JR.

Suggested Film Schedule

WEDNESDAY, March 10—
How to Study
Spelling—Memory Aids (filmstrip)
Spelling Is Easy
Introduction to Fractions

THURSDAY, March 11—
How to Use the Dictionary
How to Add Fractions
Fred Meets a Bank
Play Safe

FRIDAY, March 12—
How to Multiply Fractions
What Is a Map?
Quotation Marks (filmstrip)
Penmanship (filmstrip)

MONDAY, March 15—
California
Patty Garman
What Numbers Mean (filmstrip)
The Number Family in Addition (filmstrip)

TUESDAY, March 16—
Micrometer
Democracy
Maps Are Fun
Speeding Your Reading

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 9, 1948

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.

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Maloney asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 7, at this time, without reference to file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 7

Assembly Joint Resolution No. 7—Relative to the shipbuilding industry of the West Coast.

Resolution read.

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

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Waters, Weber, and Mr. Speaker—67.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

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

A communication from Earl C. Behrens, President of the Capitol Correspondents Association, relative to accredited press representatives dated March 4, 1948;

Has had the same under consideration, and reports the same back with the recommendation: That press cards be issued to those persons named thereon.

DICKEY, Chairman

CONSIDERATION OF COMMUNICATION FROM CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA

CAPITOL CORRESPONDENTS ASSOCIATION OF CALIFORNIA
STATE CAPITOL, SACRAMENTO, March 4, 1948

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

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

Approved for press cards:

Copley Newspapers: Richard C. Bergholz
Radio Stations KARM and KROY: Edward Ropolo.
Radio Station KCRA: Howard Smiley, Hill Armfield.

Respectfully,

EARL C. BEHRENS, President

By unanimous consent, the above action, as taken by the Capitol Correspondents Association of California, was ratified by the Assembly.

RECESS

At 12.17 p.m., on motion of Mr. Dickey, 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.

REPORT OF BUDGET SESSION JOINT STANDING COMMITTEE

Favorable Report

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

MR. SPEAKER: The Budget Session Joint Standing Committee to which were referred.

Assembly Bill No. 2
Assembly Bill No. 3
Assembly Bill No. 5
Assembly Bill No. 9
Assembly Bill No. 22

Has had the same under consideration and reports that it has determined that the bills are urgency measures that may be enacted at this session pursuant to the Constitution and the Joint Rules of the Legislature, and recommends that the bills be given further consideration by the Legislature.

M. PHILIP DAVIS, Chairman

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were re-referred as follows:

Assembly Bills Nos. 2, 3, 5, 9, and 22 re-referred to Committee on Education.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 58: By Mr. Dickey—An act to add Chapter 7, comprising Sections 7076 and 7077 to Division 4 of, the Water Code, and to amend Section 5413 of, and to add Section 5410.1 to, the Health and Safety Code, relating to pollution of water, and declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 59: By Mr. Dickey—An act to amend Section 2500 of, and to add Sections 2529 and 2866 to the Water Code, relating to water and its pollution, and declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 60: By Mr. Dickey—An act to amend Sections 101, 1200, 1201, and 1202 of the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 61: By Mr. M. Philip Davis—An act to amend Section 8 of the Corporate Securities Act, relating to the Division of Corporations, the regulation and supervision of companies, brokers, agents, investment counsel and sales of securities, and the prevention of fraud

in the sale of securities; declaring the urgency hereof and to provide that this act shall take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 62: By Messrs Elliott, Kilpatrick, Miller, Rosenthal, Anderson, Bennett, Berry, George D. Collins, Cooke, Cramer, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Fletcher, Hawkins, Heisinger, McMillan, and Thomas—An act to expedite the State Highway and Freeway Program by providing for construction of housing facilities for persons evicted or threatened with eviction upon condemnation of property for state highway or freeway purposes; to provide against the eviction of occupants from property condemned for state highway or freeway purposes until suitable accommodations are available for them; to provide for an appropriation, and declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Concurrent Resolution No. 15: By Mr. Luckel, Mrs. Niehouse, and Mr. Cramer—Relative to adjournment in respect to the memory of Mr. Sam Claggett.

Referred to Committee on Rules.

Assembly Constitutional Amendment No. 7: By Messrs. Rosenthal, Anderson, Thomas, Fletcher, Evans, Grant, Hawkins, Kilpatrick, and McMillan—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article IV thereof a new section to be numbered 31e, relating to bonuses to members of the armed forces between December 7, 1941, and September 2, 1945.

Referred to Committee on Constitutional Amendments.

ABSENCE OF QUORUM SUGGESTED

Mr. McCollister suggested the absence of a quorum.

Call of the Assembly

Mr. McCollister moved a call of the Assembly.

Motion carried. Time, 1.35 p.m.

Further Proceedings Under Call of the Assembly Dispensed With

At 2 p.m., on motion of Mr. McCollister, further proceedings under the call of the Assembly were dispensed with.

Speaker pro Tempore Maloney declared a quorum present.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 35

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 three (3) copies of the latest edition of Ogilvie's Annotated Vehicle Code; 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 said code to the three newly elected members—Assemblymen Connolly, Lipscomb, and Morris; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to purchase seventy-eight (78) copies of the 1947 Supplement (Pocket Part) to Ogilvie's Annotated Vehicle Code; and be it further

Resolved, That the Chief Clerk be and he is hereby directed to deliver one (1) copy of the Supplement to Ogilvie's Annotated Vehicle Code to each Member of the Assembly, and one (1) copy to the Chief Clerk of the Assembly.

Resolution read, and ordered referred to the Committee on Rules

By Mr. Dickey:

House Resolution No. 36

MR SPEAKER: Your Committee on Rules respectfully begs to report that it has carefully considered the application for the following position and desires to submit the following resolution:

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

Commencing Monday, March 8, 1948	*Per day*
Harry M. Wetherald, Assistant Clerk	$12 00

Resolved, That the compensation of the above named attache shall be on a seven-day week basis.

Resolution read, and ordered referred to the Committee on Rules.

CONSIDERATION OF SPECIAL ORDER

The hour having arrived, the item in the Budget Bill relating to the National Guard was taken up.

Bill read third time.

Motion for Committee of the Whole

Mr. McCollister moved that the Assembly resolve itself into a Committee of the Whole for the purpose of considering that item in the Budget Bill relating to the National Guard.

Motion carried.

IN COMMITTEE OF THE WHOLE

Hon Marvin Sherwin, Member of the Assembly from the Sixteenth District, presiding.

Item in Budget Bill relating to the National Guard considered.

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

IN ASSEMBLY

Speaker Sam L. Collins presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORT OF COMMITTEE OF THE WHOLE

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

GENTLEMEN: Your Committee of the Whole has considered that item in the Budget Bill relating to the National Guard.

SHERWIN, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 10, 1948

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

Senate Bill No. 7

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. 7—An act making an appropriation for contingent expenses of the Senate for the 1948 Regular Session of the Legislature, including committee expenses, to take effect immediately.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Dickey:

Resolved, That Senate Bill No. 7 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, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Waters, Weber, and Mr. Speaker—67

NOES—None.

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

CONSIDERATION OF SENATE BILL NO. 7

Senate Bill No. 7—An act making an appropriation for contingent expenses of the Senate for the 1948 Regular Session of the Legislature, including committee expenses, to take effect immediately.

Bill read second time.

Senate Bill No. 7—An act making an appropriation for contingent expenses of the Senate for the 1948 Regular Session of the Legislature, 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, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thomas, Thompson, Waters, Weber, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

REPORT OF BUDGET SESSION JOINT STANDING COMMITTEE

Favorable Report

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

MR. SPEAKER: The Budget Session Joint Standing Committee, to which were referred:

Assembly Bill No. 14
Assembly Bill No 31
Assembly Bill No. 46

Has had the same under consideration, and reports that it has determined that the bills are urgency measures that may be enacted at this session pursuant to the Constitution and the Joint Rules of the Legislature, and recommends that the bills be given further consideration by the Legislature, and be re-referred to proper committee.

M. PHILIP DAVIS, Chairman

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were re-referred as follows:

Assembly Bills Nos. 14, 31, and 46, re-referred to Committee on Education.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 10, 1948

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

Assembly Bill No. 54

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

Above bill ordered enrolled.

REPORT OF BUDGET SESSION JOINT STANDING COMMITTEE

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which were referred:

Assembly Constitutional Amendment No. 1
Assembly Constitutional Amendment No. 2
Assembly Constitutional Amendment No. 3
Assembly Constitutional Amendment No. 4
Assembly Constitutional Amendment No. 5
Assembly Constitutional Amendment No. 6

Hereby returns the same with the recommendation that they be referred to their proper standing committees.

M. PHILIP DAVIS, Chairman

RE-REFERENCE OF BILLS

By order of the Speaker, the following resolutions were re-referred as follows:

Assembly Constitutional Amendments Nos. 1, 2, 3, 4, 5, and 6, re-referred to Committee on Constitutional Amendments.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

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

House Resolution No. 29

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file.

REQUEST FOR UNANIMOUS CONSENT

Mr. Erwin asked for, and was granted, unanimous consent to take up House Resolution No. 29, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 29

House Resolution No. 29

Relating to requesting the Assembly Interim Committee on Governmental Efficiency and Economy to investigate the use of state-owned automobiles for other than official purposes and practices in purchasing such automobiles

WHEREAS, The State of California during each fiscal period spends a very large amount of money for purchase, maintenance and operation of automobiles for the purpose of transporting state personnel on official business; and

WHEREAS, It has become increasingly apparent to Members of the Assembly, the press and the public that certain state officers and employees have made use of state-owned automobiles for purposes other than official use and contrary to law; and

WHEREAS, The unlawful use of such automobiles has been observed on Sundays, holidays and nonworking days by state employees accompanied on occasion by non-state employees at times and in areas where the possibility or necessity for official duty of a state employee is nonexistent; and

WHEREAS, Certain heads of state departments have arranged for state purchase of luxury automobiles at a cost far in excess of the cost of other vehicles of less expensive manufacture which are adequately and economically satisfactory for purposes of transportation; and

WHEREAS, The flagrant and open use of state-owned automobiles for private purposes and the purchase of unnecessarily expensive and luxurious vehicles by some state officers and employees tend to bringing into a state of disrepute in the minds of many people the entire system of our State Government; and

WHEREAS, It appears to be desirable to ascertain facts bearing upon these situations relative to state-owned automobiles so that they may be assembled and analyzed to the end that the Legislature shall have the necessary facts and information to enable it to act advisedly upon legislation designed to meet and solve said problems; and

WHEREAS, House Resolution No. 216, adopted on June 20, 1947, created the Assembly Interim Committee on Governmental Efficiency and Economy which was authorized to inquire into the functioning and administration of State Government; be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Governmental Efficiency and Economy created by said House resolution, is hereby directed to ascertain, study and analyze all facts relating to the use and misuse of state-owned automobiles, methods and procedures involved in the purchase of automobiles by state agencies and the state rules and regulations extant in regard to use and purchase of state automobiles, and to include in its report to the Legislature at the 1949 Regular Session its recommendations as to legislation which will effectively and completely bring to an end the improper practices referred to in this resolution

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules

Amendment No. 1

In line 2 of the title of the resolution as the same appears at pages 4 and 5 of the Assembly Journal for March 8, 1948, after "automobiles", insert ", airplanes, boats, and other state equipment".

Amendment No. 2

In line 3 of the title of said resolution, strike out "automobiles", and insert "property"

Amendment No. 3

In paragraph 1, line 2, of said resolution, after "automobiles", insert ", airplanes, boats, and other state equipment".

Amendment No. 4

In paragraph 2, line 3, of said resolution, after "automobiles", insert ", airplanes, boats, and other state equipment"

Amendment No. 5

In paragraph 4, line 2, of said resolution, after "automobiles", insert ", airplanes, boats, and other state equipment".

Amendment No. 6

In paragraph 4, line 2, of said resolution, after "vehicles", insert "and equipment".

Amendment No. 7

In paragraph 5, line 1, of said resolution, after "automobiles", insert ", airplanes, boats, and other state equipment".

Amendment No. 8

In paragraph 5, line 2, of said resolution, after "vehicles", insert "and equipment".

Amendment No. 9

In paragraph 6, line 2, of said resolution, after "automobiles", insert ", airplanes, boats, and other state equipment".

Amendment No. 10

In paragraph 8, line 4, of said resolution, after "automobiles," insert "airplanes, boats, and other state equipment,".

Amendment No. 11

In paragraph 8, line 5, of said resolution, after "automobiles", insert "and other equipment".

Amendment No. 12

In paragraph 8, line 6, of said resolution, after "automobiles", insert "and other equipment".

Amendments read, and adopted

Consideration of House Resolution No. 29, as Amended

House Resolution No. 29, as Amended

Relating to requesting the Assembly Interim Committee on Governmental Efficiency and Economy to investigate the use of state-owned automobiles, airplanes, boats, and other state equipment for other than official purposes and practices in purchasing such property

WHEREAS, The State of California during each fiscal period spends a very large amount of money for purchase, maintenance and operation of automobiles, airplanes, boats, and other state equipment for the purpose of transporting state personnel on official business; and

WHEREAS, It has become increasingly apparent to Members of the Assembly, the press and the public that certain state officers and employees have made use of state-owned automobiles, airplanes, boats, and other state equipment for purposes other than official use and contrary to law; and

WHEREAS, The unlawful use of such automobiles has been observed on Sundays, holidays and nonworking days by state employees accompanied on occasion by non-state employees at times and in areas where the possibility or necessity for official duty of a state employee is nonexistent; and

WHEREAS, Certain heads of state departments have arranged for state purchase of luxury automobiles, airplanes, boats, and other state equipment at a cost far in excess of the cost of other vehicles and equipment, of less expensive manufacture which are adequately and economically satisfactory for purposes of transportation; and

WHEREAS, The flagrant and open use of state-owned automobiles, airplanes, boats, and other state equipment for private purposes and the purchase of unnecessarily expensive and luxurious vehicles and equipment by some state officers and employees tend to bringing into a state of disrepute in the minds of many people the entire system of our State Government; and

WHEREAS, It appears to be desirable to ascertain facts bearing upon these situations relative to state-owned automobiles, airplanes, boats, and other state equipment so that they may be assembled and analyzed to the end that the Legislature shall have the necessary facts and information to enable it to act advisedly upon legislation designed to meet and solve said problems; and

WHEREAS, House Resolution No. 216, adopted on June 20, 1947, created the Assembly Interim Committee on Governmental Efficiency and Economy which was authorized to inquire into the functioning and administration of State Government; be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Governmental Efficiency and Economy created by said House resolution, is hereby directed to ascertain, study and analyze all facts relating to the use and misuse of state-owned automobiles, airplanes, boats, and other state equipment, methods and procedures involved in the purchase of automobiles and other equipment by state agencies and the state rules and regulations extant in regard to use and purchase of state automobiles and other equipment and to include in its report to the Legislature

at the 1949 Regular Session its recommendations as to legislation which will effectively and completely bring to an end the improper practices referred to in this resolution.

Resolution read, as amended, and ordered held on file for adoption.

REQUEST FOR UNANIMOUS CONSENT THAT THE REPORT OF THE ASSEMBLY INTERIM COMMITTEE ON WAYS AND MEANS BE PRINTED IN THE JOURNAL

Mr. Sherwin asked for, and was granted, unanimous consent that the following Report of the Assembly Interim Committee on Ways and Means be ordered printed in the Journal, in 10-point type:

REPORT OF ASSEMBLY INTERIM COMMITTEE ON WAYS AND MEANS

To the Honorable Sam L. Collins, Speaker, and to the Members of the Assembly:

Your Interim Committee on Ways and Means presents this report of its work since the adjournment of the Fifty-seventh Session of the Legislature.

In the early part of the year the Director of Finance consulted the chairman of this committee and the Chairman of the Senate Finance Interim Committee, and it was agreed that for the purpose of the work of those committees in considering the budget during the Fifty-eighth (First Budget) Session, it was desirable to receive the preprint Budget Bill and that portion of the budget document explanatory thereof at the earliest date possible. It was agreed that for the purposes of the work of the interim committees, presentation of the balance of the budget document would be deferred until the convening of the Legislature.

Subsequent results have justified this decision. This committee received the preprint Budget Bill and that portion of the budget on February 9, 1948, in printed form. At the same time it received mimeographed reports of the Legislative Auditor on almost all the items. These had been produced as the result of intense effort on the part of the Director of Finance, the Legislative Auditor, and their staffs.

The committee was informed that the Legislative Auditor and his staff had been invited by the Director of Finance to be present at the budget hearings, and to participate as if they were a part of the budget-making process. In this way they learned how the budgets for the several state agencies had been made and their contents.

The committee concurs with the opinion of the Legislative Auditor that the budget this year is better prepared than in prior years.

The work of the committee was divided between nine subcommittees. They held hearings for six days, commencing February 9th, and then submitted reports of their findings and recommendations. It is our opinion that if more time had been available, a better result would have been obtained. Time was limited, however, by the fact that the Senate Finance Interim Committee commenced its hearings the following week, and required the assistance of the same members of the staffs of the Director of Finance and Legislative Auditor.

The entire committee convened on February 26th, and for three days before, and daily after the opening of the session, proceeded to

consider the reports of the subcommittees. It was announced that all departments of the State which had been refused budget requests in the reports of the subcommittee or by the Director of Finance would be given consideration by the committee. This policy resulted in protracted hearings, often on minor items. It was the policy of the committee to produce as much economy as possible without injury to any part of the State's service.

The recommendations and decisions of the committee were not always unanimous, but this report is an attempt to set forth correctly the action taken by its majority. It is anticipated that each of its members will be opposed to some of the committee's many actions.

The committee recommends approval of the budget as submitted, except as to those items designated in the attached schedule, and those noted hereafter. Numerous specific recommendations were adopted by the committee. They are as follows:

1. *Gasoline Purchases.* The committee was informed that in the past the State of California had received competitive bids from gasoline distributing companies covering credit card service station deliveries of gasoline and lubricating oils for state automobiles; that when similar bids were requested for the current year, the Finance Department was surprised to receive identical bids from all major companies and lower bids only from companies which were not prepared to fill the requirements of the State. It was also brought to the attention of the committee that apparently competitive bids and discounts had been given by the same major oil companies to the large users of gasoline whose requirements were less than those of the State, and no reason was brought to the attention of the committee for this apparent discrimination. A resolution was thereupon adopted, directing the chairman of the committee to request the Attorney General to make an investigation of this situation and report to the committee as soon as possible. The matter was reported to the Attorney General and his office is now conducting such an investigation.

2. *Replacement of Automobiles* It was discovered by the committee that in some instances, when an agency purchased a new automobile it had received a turn-in allowance in excess of the budget estimate, and had utilized such allowance to enable it to purchase a more expensive car than desired by the Legislature. It was recommended, therefore, that this committee approve a resolution that the Department of Finance require that all trade-in allowances received in excess of budget estimates be sequestered and returned to the fund from which appropriated.

3. *State Fair Passes.* It is the recommendation of this committee that all free passes to the State Fair be discontinued. It is also suggested that the Fair and Exposition Interim Committee investigate the possibility of increasing admission charges to state fairs.

4 *State Agricultural Society—Contingencies.* Some discussion was had in the committee concerning the item on page 354, line 60, of the budget—$50,000. This item was provided as a contingent fund for possible increased costs. The committee recommended that the use of this fund be restricted to expenses for wages and temporary salaries and the Director of Finance agreed that this fund would be limited to this purpose.

5. *National Guard.* Committee concluded that the budget of the National Guard, and the question of allocating costs between the State and National Governments involved questions of important policy, which could best be determined by presenting the same to the Assembly in a Committee of the Whole.

Committee recommends that the item of $50,000 for athletic equipment, appearing on page 504, line 75, and the item of $50,000 for allowances to organizations, appearing on page 507, line 1, be appropriated as a revolving fund, to be administered upon a lend-lease basis and ultimately repaid to the State of California.

6. *Motor Vehicle Operator's Financial Responsibility.* In considering the budget of the Department of Motor Vehicles, it was found that the budget included the estimated cost of a new "Division of Financial Responsibility" to administer Chapter 3 of Division 7 of the Vehicle Code, adopted in 1947, which becomes effective July 1, 1948. The Director of Finance told the committee that he had not been consulted before the adoption of this act; that it had been adopted without any appropriation for its enforcement. The committee was told that from other funds, employees of the department had been designated to visit and study the operation of similar laws in other states, and that the department had prepared to put the law in operation as best it could under the circumstances. The committee found that the proper administration of the act would require at least 15,000 square feet of floor space conveniently close to the existing records of the department, and that such space was not available in the City of Sacramento. The Director of Motor Vehicles stated that it was planned to have the Highway Patrol vacate space occupied by it in order to provide some space for the new department. It was estimated that inauguration of the program would require from 175 to 200 new personnel, and that no money had been made available for hiring them, nor was there any housing available in the city for such persons.

It was resolved that the committee recommend the deletion of the provisions in the budget for the support of this new division (Gannon and Collins dissenting). It was resolved that the committee recommend an allowance of $10,000 to the Department of Motor Vehicles to study further the means necessary to enforce this act. It is the recommendation of this committee that this study be conducted in cooperation with the Assembly Transportation and Commerce Interim Committee. It was resolved that the committee request the Legislative Counsel to prepare a bill extending the effective date of the new act until January 1, 1950.

7. *Oil and Drug Project at California Polytechnic College.* The Assembly Ways and Means Committee in 1947 recommended the elimination of this project It had been repeatedly the object of criticism from persons in the various departments of State Government, and in the Legislature, as a result of which the Legislative Auditor was directed to present a complete report to this committee. His report to the committee was that after careful examination of the various projects undertaken by Mr. Monroe Kidder, Director of the Oil and Drug Project, he found that the results were so small and the projects so loosely conducted that they did not provide adequate information for use by others in engaging in the production of the drug and oil plant crops. Furthermore, that Mr. Kidder's operation was so at variance with state requirements that he

recommended that the State eliminate this project, and, if it was desired to carry on this kind of work, that it be conducted by some other agency on a scientific and controlled research basis. This report went into considerable detail covering the individual projects of Mr. Kidder and the results. This was supported by a comprehensive study which is on file in the Office of the Legislative Budget Committee.

The director of the project, Mr. Monroe Kidder, was most evasive in answering the charges of the Legislative Auditor and the questions of the committee members. The committee was thoroughly convinced that Mr. Kidder is not the sort of person who should be continued in a position of responsibility in the State Government; that this project has served no useful purpose and has cost the State a large sum of money, and has been continued in the past only by means of the intervention of persons in important governmental positions. The members of the committee at the hearing are unanimous in their opinion that this project should be abolished.

8. *Historical Association.* Item 91, budget page 163. The method of conduct of the Historical Association during the past years, was considered by the committee in considerable detail. Publications by the association were considered, and it was generally believed that while the activities of the association were not subject to specific criticism, the program was not upon a businesslike basis and was not of great historical value. It was believed that its records and material and all of its activities would be better done if under the control of the University of California or some similar institution. The committee recommends the deletion of this item in the amount of $11,473.

9. *Legislative Printing.* The Legislative Auditor suggested that much cost of printing could be saved by the Legislature by adopting the practice of printing committee reports as an appendix to the Journal. The saving would be effected by thus handling the type only once instead of four times as presently. Some of the members questioned the desirability of this innovation, because of the delay in the availability of the reports and the size of type used. It is recommended that further study be given to this recommendation by the Ways and Means Committee.

10. *Redevelopment Agency.* In the consideration of the budget item of $129,560 appearing on page 390 of the budget, the committee devoted considerable time. The Director of the Agency explained its work, and was supported by Senator O'Gara and Richard Carpenter. It was explained to the committee that the agency was continuing the investigations and work of the Joint Interim Committee on Housing; that local communities required and sought the assistance of the agency in planning the solution of their local housing problems. The committee was advised that the present cost of housing construction was from $8.50 to $15 per square foot, and that low-cost rental construction was now not feasible without government subsidy. It was suggested that the studies of the agency would provide information concerning workable subsidy plans; that it was equipped to assist local communities with legal and engineering talent. Resolution to recommend deletion of the item was adopted. (12-4 vote).

11. *Department of Employment* In consideration of the item for the support of the Department of Employment, the attention of the committee was called to the fact that frequent radio and news releases urged the public to ascertain if they were neglecting to apply for unemployment insurance benefits due them. Upon resolution, the Legislative Auditor was requested to ascertain and report if any state funds were expended for such radio advertising.

12. *Construction Expenditures* The committee, by resolution, affirmed its approval of the policy of requiring that all new construction costs in excess of $10,000 be dependent upon approval of the Public Works Board.

13. *Maritime Academy.* Committee recommends that an investigation be made by an interim committee to determine the advisability of continuing the support of the Maritime Academy. The question arises from the high per capita cost of training its students.

14. *Workshops for the Blind.* Committee urges that the Departments of Finance and Education complete as soon as possible their studies of the Workshops for the Blind in San Diego and Los Angeles; the amounts and allocations of costs of manufacturing and support funds: that the next budget should properly reflect the allocation according to the work done and costs

15. *Flight Indoctrination.* Considerable time was devoted by the subcommittee and the committee to the item of flight indoctrination, budget page 167, line 74. It was informed that this was the only item in the curriculum of the Secondary School System that was financed by direct appropriation instead of through the A.D.A It was informed that the program as now in force could be continued by the schools so desiring at a cost not to exceed $450 per school The committee recommends that this item be deleted; that the program's administrative costs be defrayed by the State and the courses be financed by those schools desiring them.

16. *Legal Position in Department of Professional and Vocational Standards* Attention of the committee was called to the fact that the new position listed in the budget of this department under the title of "Assistant Administrative Adviser" was intended to provide an attorney to do legal work for the department. The committee expressed its opposition to the return of the former practice of the various departments of the State Government being staffed with their own attorneys. The following resolution was adopted by the committee:

> "*Be it Resolved*, That the Department of Professional and Vocational Standards be directed to enter into contractual arrangements with the Legislative Counsel for the services of personnel to make a survey of the separate legislative acts creating the various boards and agencies within the Department of Professional and Vocational Standards, and to confer with the Senate Interim Committee on Professions and Vocations created by the 1947 Legislative Session, and other interested groups, such contract to be in lieu of the employment of an administrative adviser as shown in the printed budget, and to prepare legislative amendments which will make uniform the provisions of law relating to common subjects."

17. *California Academies* No consideration was given by the committee to the question of the California Academies, created by the 1947 Legislature, S B. 1167, Ch 8, Div. 10, Education Code. No item for their support appeared in the budget or preprint bill, and no hearings on their cost were scheduled. From this no inference should be drawn that the committee, or its chairman, is opposed to that agency The subject was not brought to the attention of the committee because of lack of time to consider all matters in the budget

18. *Private School Inspection.* Subcommittee on Social Welfare Budget reported that the Director of Social Welfare had requested allowance of $249,000 to enforce the provisions of the 1947 Act to License Private Schools Under Item 337 of the budget on page 713 of the budget document, allowance for this purpose had been reduced by the Director of Finance to $137,000 The subcommittee reported that the Director of Social Welfare stated that he was prepared to carry out the provisions of this law to the best of his ability, but that he had not requested the addition of this function to his department; that the subcommittee recommended that the effective date of this act be extended and that the amount of the budget item be reduced to $10,000 to enable the department to investigate any complaints concerning private schools and to make recommendations for carrying out the purposes of the act at less expense Upon motion, the recommendation of the subcommittee was approved

19. *Commission on Interstate Cooperation.* In considering Item 33 of the budget, Commission on Interstate Cooperation, the committee was impressed with the potential value of this commission to the Office of the Legislative Auditor and vice versa. It is the recommendation of this committee that provision be made for participation of the Legislative Auditor in the proceedings of this commission.

20. *Personnel Board.* During the course of budget hearings, various discussions developed as to the responsibility of determining reclassifications of executive and semiexecutive positions and the committee was often unable to determine whether that responsibility had been adequately performed by the head of the department in question, the Department of Finance, or the Personnel Board. Numerous questions involving the writing of specifications for such positions were also raised. It is the recommendation of this committee that an interim committee of the Legislature make a complete investigation of the Personnel Board.

21. *Franchise Tax Commissioner.* It was brought to the attention of the committee that for a period of years, considerable criticism had been presented to the Ways and Means Committee concerning the lack of efficiency in the office of the Franchise Tax Commissioner in San Francisco. The Legislative Auditor's investigation showed that the State was not receiving a 40-hour week of work from many of the employees in that office. The committee was informed that the office kept no record of absences of its employees. Neither the director nor anyone in charge of that office appeared before the committee. The committee recommends that approval be given to a resolution requesting the Assembly Interim Committee on Governmental Efficiency and Economy to investigate the conduct of this office. The committee also recommends that the item in the budget, page 371, for salaries and wages for the San Francisco office, be

reduced in the amount of $4,270 in the belief that greater efficiency will make this economy possible.

22. *State Automobiles.* Throughout the hearings, considerable evidence was brought to the attention of the committee concerning the use of state automobiles for other than official purposes. This committee recommends that approval be given to a resolution directing the designation of all state automobiles by suitable insignia prominently displayed on all automobiles, hereafter acquired for state use, except those used for undercover purposes and those used by elective officers of the State.

23. *Motor Vehicle License Certificates.* Motor Vehicle Department requested (Budget, page 518, line 42) appropriation of $1,071,400, to purchase metal for the manufacture of metal license plates to be distributed in 1950. Legislative Auditor recommends deferment of this purchase while cost of metal is so high and the use of a substitute sticker for an additional year. After discussions, the committee concluded that metal tabs could be used for an additional year in conjunction with present plates and thereupon, by motion, recommended elimination of this item.

24. *Agricultural Construction at Institutions.* In the consideration of construction items in various state institutions, for the purpose of conducting their agricultural activities, it was brought to the attention of the committee that the Joint Interim Committee on Livestock and Agriculture had worked in close cooperation with the institutions and the Department of Finance in the planning of such construction. It is the opinion of the committee that the State has greatly benefited from this cooperation and the knowledge of agriculture supplied by the committee. It is the desire of this committee that this close cooperation should continue, but no resolution was adopted to require such cooperation because it is the belief of certain members of this committee that the administrative department of government should not be restricted by requiring approval of legislators for such administrative details.

25. *Napa State Farm.* (Item 184, budget page 365.) The committee was advised that farming operations are now being conducted at the Napa State Farm, under the administration of the Department of Finance. Very extensive farming operations are also conducted at the Napa State Hospital and limited agricultural operations, including hog ranch, at the Veterans' Home, all in close proximity. It is necessary to move the hog ranches, both at the Napa State Hospital and the Veterans' Home. The Interim Committee on Livestock and Agricultural Problems, after studying this situation, has recommended that the Napa State Farm be turned over to the Napa State Hospital for operation, and consideration be given to moving these hog ranches to the latter location. It is recommended that the farm be transferred from the Department of Finance to the Napa State Hospital, and that this arrangement be worked out by the Department of Finance under existing law or by contractual arrangement. That the Napa State Farm should be operated so as to fit the agricultural requirements of the Napa State Hospital, Veterans' Home, and Sonoma State Home. It is recommended also that improvement be made in the accounting practices of this farm.

26. *Salary Increase Fund, Item 362, $2,000,000.* In considering this item, the attorney representing the State Employees' Association, Mr. Phillips, presented comprehensive reasons why this fund should be

increased by $4,586,000, in order to allow the Personnel Board to make salary increases in accordance with law, as a general salary and wage increase in private enterprise. After hearing the Personnel Board and Legislative Auditor explain fully the situation, the committeee considered the fact that the Governor had not included this amount in his budget and they voted to approve Item 362, as submitted.

The committee regrets that, notwithstanding its effort to hold hearings at all times, between its receipt of the budget of current costs of State Government operations and time fixed by the resolution creating the interim committee for the filing of its report, it was unable to hold hearings on all agencies. It is for that reason unable to submit any report or recommendation concerning the following items in the budget:

Item No.	*Agency and Appropriation*
41	Department of Agriculture—Additional support for pest and disease control and eradication.
56	Board of Corrections and Crime Commissions—Support.
57	Board of Corrections and Crime Commissions—Fees for confidential information.
187	State Treasurer—Support.
200, 201	Department of Justice—Support.
202	Department of Justice—Special counsel fees.
203	Department of Justice—Legal and litigation services.
204	Department of Justice—Reorganization of files.
244, 245, 247	Department of Motor Vehicles—Support.
248	Department of Natural Resources—Support, departmental administration.
249	Division of Beaches and Parks—Support.
251 to 263	Division of Beaches and Parks—Acquisition.
264	Division of Fish and Game—Support.
265, 266, 267	Division of Fish and Game—Acquisition, construction.
268	Wildlife Conservation Board—Support.
269	Wildlife Conservation Board—Construction.
270	Division of Forestry—Support.
271 to 280	Division of Forestry—Special services, protection, acquisition and construction.
281	Division of Mines—Support.
282	Division of Mines—Geological explorations.
283	Division of Oil and Gas—Support.
284	Marine Research Committee—Research.
285	Pacific Marine Fisheries Commission—Expense.
340	Department of Veterans Affairs—Support.
353 to 357	Miscellaneous, including compensation benefits, working revolving funds, tax refunds, claim of Secretary of Board of Control, and return of certain interest.
358	Postwar Construction Program—Acquisition of site for Department of Mental Hygiene.

Item No.	*Agency and Appropriation*
359	Postwar Construction Program—State Armories.
360-361, 363	Reserves for contingencies, including Emergency Fund, Price and Population Change Fund, and funds for reduction of working hours.
364, 365, 367-383	Payments and grants to local governments.
389	Department of Employment—Administration of disability benefits.
Sec. 4	Postwar Construction—Additional transfer to Postwar Employment Reserve.

The Director of Finance has also submitted to the committee certain recommendations of additional expenditures not included in the budget as printed. They are as follows:

Item No.	*Agency and Appropriation*	
40	Department of Agriculture—Support of Bovine Brucellosis control	$146,730
46	Department of Agriculture—Inspection of manufactured milk	20,000
168	Department of Finance, Division of Allocations—Addition of one financial research technician and related expenses	5,337
312	Department of Public Health—Additional support for research on "Q" fever	29,870
326	California Aeronautics Commission—Support. Substitution of an administrative assistant for a junior socio-economic research technician	1,113
332	Division of Water Resources—Additional cost for Merced River Flood Control	130,000

These items the committee must leave to the consideration of the standing Committee on Ways and Means.

MARVIN SHERWIN, Chairman
Assembly Interim Committee on Ways and Means

SCHEDULE OF RECOMMENDED BUDGET BILL CHANGES

Item No.	*Agency and Purpose*		*Increase (+) or decrease (—) in appropriation*
19	SUPREME COURT—Support		$18,820
	Elimination of request for automobiles for Justices:		
	Equipment:		
	6 automobiles	—$14,820	
	Automobile operation, expenses	—3,000	
	Elimination of Court robes	—1,000	
29	OFFICE OF PLANNING AND RESEARCH—Support		—$139,525
	Elimination of entire budget for this function		
31	LIEUTENANT GOVERNOR—Support		—$860
	Proposed junior stenographer-clerk reduced from full time to part time		

SCHEDULE OF RECOMMENDED BUDGET BILL CHANGES—Continued

Item No.	Agency and Purpose		Increase (+) or decrease (—) in appropriation
32	BOARD OF ADMINISTRATION OF THE STATE EMPLOYEES' RETIREMENT SYSTEM—Support		—$18,522
	Elimination of all proposed new positions		
	1 intermediate stenographer-clerk	—$2,160	
	1 bookkeeper, Grade 1	—2,640	
	2 calculating machine operators	—4,320	
	2 intermediate clerks	—4,320	
	Auditor, Grade 1 (reclassification of one senior account clerk)	—150	
	Equipment for these positions	—1,932	
	Elimination of intercommunication system	—3,000	
		—$18,522	
34	PERSONNEL BOARD—Support		—$10,235
	Eliminate assistant board secretary (exempt)	—$6,060	
	Eliminate 1 additional automobile	—1,575	
	Eliminate 2 replacement automobiles	—2,100	
	Eliminate travel expense for assistant board secretary	—500	
		—$10,235	
58	MEDICAL FACILITY—Support		—$366
	Change correctional officer position to watchman		
61	FOLSOM STATE PRISON—Support		—$26,575
	Elimination of 5 correctional officers, 1 senior clerk (mail office) and 4 stationary firemen and related office equipment for clerk		
63	SAN QUENTIN STATE PRISON—Support		—$8,760
	Elimination of 2 correctional officers and 1 stationary fireman		
68	CALIFORNIA VOCATIONAL INSTITUTION AT LANCASTER—Support		—$5,832
	Elimination of 2 assistant supervising institution cooks		
71	INSTITUTION FOR WOMEN, TEHACHAPI—Support		—$16,632
	Elimination of 6 women's correctional officers		
73	ADULT AUTHORITY—Support		—$27,575
	Elimination of positions for in-service training program on State's time, including .7 man years parole officer, Grade 2, 4.3 man years parole officers, Grade 1, and 9 man years intermediate stenographer-clerk and related operating expenses and equipment		
74	BOARD OF TRUSTEES, INSTITUTION FOR WOMEN—Support		+$500
	Addition of cash assistance to parolees		
75	YOUTH AUTHORITY, DEPARTMENTAL ADMINISTRATION—Support		—$21,402
	Elimination of:		
	Consultant in recreation	—$4,860	
	Departmental training officer	—5,496	
	Operating expenses and equipment	—2,746	
	Elimination of State Fair exhibit	—1,500	
	Reduce printing	—1,800	
	Reduce conferences and educational projects	—5,000	
80	FRICOT RANCH SCHOOL FOR BOYS—Construction, Improvements, Repairs and Equipment		—$2,000
	Remodel hydro plant for laundry reduced from $2,000 to $1,000		
	Sheep shed reduced from $1,500 to $500		

SCHEDULE OF RECOMMENDED BUDGET BILL CHANGES—Continued

Item No.	Agency and Purpose			Increase (+) or decrease (—) in appropriation
82	FRED C. NELLES SCHOOL FOR BOYS—Construction, Improvements, Repairs and Equipment			—$6,000
	Revamp lighting system and extend to playground reduced from $15,000 to $9,000; to provide for overhaul only			
83	PASO ROBLES SCHOOL FOR BOYS—Support			—$2,728
	Elimination of 1 institution fire marshal			
84	PRESTON SCHOOL OF INDUSTRY—Support			—$2,640
	Elimination of 1 institution fire marshal			
88	VENTURA SCHOOL FOR GIRLS—Support			—$3,216
	Elimination of 1 assistant head girls' group supervisor			
91	DEPARTMENT OF EDUCATION—Support			—$139,868
	Departmental Administration:			
	Elimination of State Fair exhibit item		—$500	
	California Historical Association.			
	Elimination of entire budget for the Historical Association		—11,473	
	Textbooks and Publications:			
	Elimination of proposed additional positions and expense related to increased bulletin printing program			
	1 editorial assistant	—$3,540		
	1 intermediate typist-clerk	—2,160		
	Operating expense	—853		
	Equipment	—446		
			—6,999	
	Readjustment Education:			
	Elimination of proposed position of assistant chief of bureau and related expense			
	1 assistant chief of bureau	—$5,232		
	Operating expense	—1,599		
	Equipment	—335		
			—7,166	
	Division of Administration:			
	Administrative Unit:			
	Reduce bulletin printing program for departmental administration to 1947-48 level of expenditure, plus 20% for increase in printing costs	—10,730		
	Aviation Education:			
	Elimination of state support for Flight Indoctrination Program, and related insurance expense	—103,000		
98	STATE EDUCATIONAL AGENCY FOR SURPLUS PROPERTY—Support			—$26,816
	Elimination of state support for general assistance and real property procurement program			
106	HUMBOLDT STATE COLLEGE—Acquisition of Real Property			—$125,000
	Reduce requested amount to $75,000.00 for the immediate purchase of the unimproved plots contained in the parcel under consideration			
114	SAN FRANCISCO STATE COLLEGE—Support			—$30,600
	Change student-faculty ratio from 18 to 1 to 19 to 1, eliminating: 9 teachers at $3,400			
116	SAN JOSE STATE COLLEGE—Support			—$58,800
	Change student-faculty ratio from 18 to 1 to 19 to 1, eliminating:			
	16 teachers @ $3,100		—$49,600	
	16 desks @ $75		—1,200	

SCHEDULE OF RECOMMENDED BUDGET BILL CHANGES—Continued

Item No.	Agency and Purpose		Increase (+) or decrease (—) in appropriation
118	SAN JOSE STATE COLLEGE—Construction, Improvements, Repairs and Equipment		—$32,000
	Elimination of:		
	Construct greenhouse, lathhouse and insectarium	—$20,000	
	Install 4,500 seats in stadium	—30,000	
	Additional fencing at Athletic Field	—5,000	
	Additions of:		
	Construct covered passageway from Main Building to Science Building	+$23,000	
119	CALIFORNIA POLYTECHNIC COLLEGE—Support:		
	Change student-faculty ratio from 15 to 1 to 16 to 1, eliminating:		
	10 Instructors @ $3,650	—$36,500	
	10 Desks and chairs @ $151	—1,510	
121	DRUG AND OIL PLANT PROJECT, CALIFORNIA POLYTECHNIC COLLEGE—Support		—$123,048
	Elimination of entire budget for this activity.		
130	SOUTHERN CALIFORNIA SCHOOL FOR CEREBRAL PALSIED CHILDREN—Support		+$85,877
	Change budgetary program from a contractual arrangement with Children's Hospital, Los Angeles, providing for the care of 10 children, to a residential school with a capacity of 30 children.		
	Addition of:		
	Salaries and wages	+$95,846	
	Operating expenses	+331	
	Deduction of:		
	Diagnostic and treatment center:		
	Expenses	—$10,000	
	Equipment	—300	
144	STATE CONTROLLER—Support		—$3,653
	Administration:		
	Elimination of 1 rug in Controller's Office	—$575	
	Accounting Division:		
	Elimination of 1 position of claim auditor	—2,988	
	Field Audit Division:		
	Elimination of:		
	Field Audit positions:		
	1 principal accountant	—$5,496	
	3 semi-senior accountants	—11,160	
	1 accountant-auditor, Grade 1	—3,060	
	Addition for reclassification of 1 senior accountant to principal accountant	+276	
	Reduction due to the elimination of the above positions:		
	Travel	—9,350	
	Auto expense	—364	
	Auto mileage	—765	
	Reduction in estimated abatements	+29,919	
146	STATE CONTROLLER—Audit of special appropriations for aid to local government		—$15,840
	Elimination of 2 additional automobiles	—$3,150	
	Reduction in Field Audit services:		
	1 senior accountant	—5,220	
	1 accountant auditor, Grade 1	—3,060	
	Travel	—3,740	
	Automobile operation	—364	
	Automobile mileage	—306	

SCHEDULE OF RECOMMENDED BUDGET BILL CHANGES—Continued

Item No.	Agency and Purpose		Increase (+) or decrease (—) in appropriation
147	STATE CONTROLLER—Audit of special appropriations for aid to local government		—$17,229
	Reduction in Field Audit services.		
	3 semi-senior accountants	—$11,160	
	Travel	—5,610	
	Automobile mileage	—459	
151	STATE BOARD OF EQUALIZATION—Support		—$68,358
	General Administration.		
	Elimination of 1 auditor, Grade 2, for Internal Audit unit	—$3,720	
	Reduction in travel	—6,000	
	Elimination of one additional automobile	—1,950	
	Elimination of a replacement automobile	—2,075	
	Division of Research and Statistics:		
	Elimination of Fair Exhibit	—1,750	
	Retail Sales Tax Division:		
	Elimination of 1 supervising investigator, Grade 2	—4,092	
	Reduction of 19 additional automobiles	—29,925	
	Reduction of 2 replacement automobiles	—2,100	
	Alcoholic Beverage Control Division:		
	Elimination of the following reclassifications:		
	1 auditor, Grade 3, to supervising auditor, Grade 1	—276	
	1 supervising auditor, Grade I, to supervising auditor, Grade II	—300	
	2 intermediate stenographer-clerks to senior stenographer-clerks	—240	
	1 liquor control officer to special liquor control officer	—180	
	Reduction of 10 additional automobiles	—15,750	
	Total	—$68,358	
171	STATE AGRICULTURAL SOCIETY—Support		—$30,000
	Reduction of "Paid Advertising" from $70,000 to $40,000		
186	FRANCHISE TAX COMMISSIONER—Support		—$4,270
	Reduction in salaries and wages—San Francisco—Office of Personal Income Tax Division		
191	STATE REDEVELOPMENT AGENCY—Support		—$129,560
	Elimination of entire item		
197	DEPARTMENT OF INSURANCE—Support		—$7,946
	Reduction in salaries and wages:		
	1 senior insurance investigator	—$3,372	
	1 junior insurance investigator	—2,892	
	Reduction in operating expenses:		
	Traveling expenses for 2 investigators	—360	
	Automobile mileage for 2 investigators	—864	
	Reduction in equipment.		
	Desks and chairs for 2 investigators	—458	
198	DIVISION OF REAL ESTATE—Support		—$1,954
	Decrease in equipment:		
	Eliminate 1 additional dictating machine and 2 automobile replacements	—$2,454	
	Increase in operating expenses:		
	Increase in automobile operation expense to allow for repairs of 2 automobile replacements disallowed	+500	
200	DEPARTMENT OF JUSTICE		+$917
	Increase in operation expenses to provide for installation and maintenance of teletype facilities at Chico	+$917	

SCHEDULE OF RECOMMENDED BUDGET BILL CHANGES—Continued

Item No.	Agency and Purpose		Increase (+) or decrease (—) in appropriation
205	DEPARTMENT OF MENTAL HYGIENE—Support		—$6,146
	Elimination of:		
	Property investigator	—$3,216	
	Traveling expenses	—1,200	
	Automobile	—1,575	
	Desk and chair	—155	
209	AGNEWS STATE HOSPITAL—Support		—$12,999
	Elimination of:		
	1 assistant to business manager	—$3,900	
	1 music therapist	—2,772	
	1 recreational therapist	—2,772	
	1 chiropodist reduced from full time to ½ time	—3,384	
	Elimination of desk and chair	—171	
212	CAMARILLO STATE HOSPITAL—Support		—$7,439
	Elimination of:		
	1 assistant to business manager	—$3,900	
	1 chiropodist reduced from full time to ½ time	—3,384	
	Elimination of desk and chair	—155	
215	DEWITT STATE HOSPITAL—Support		—$6,296
	Elimination of:		
	1 recreational therapist	—$2,772	
	1 music therapist	—2,772	
	1 chiropodist reduced from ½ time to ⅓ time	—752	
217	MODESTO STATE HOSPITAL—Support		—$6,296
	Elimination of.		
	1 music therapist	—$2,772	
	1 recreational therapist	—2,772	
	1 chiropodist reduced from ½ time to ⅓ time	—752	
219	MENDOCINO STATE HOSPITAL		—$12,999
	Elimination of:		
	1 assistant to business manager	—$3,900	
	1 recreational therapist	—2,772	
	1 music therapist	—2,772	
	1 chiropodist reduced from full time to ½ time	—3,384	
	Elimination of a desk and chair	—171	
222	NAPA STATE HOSPITAL—Support		—$12,999
	Elimination of:		
	1 assistant to business manager	—$3,900	
	1 recreational therapist	—2,772	
	1 music therapist	—2,772	
	1 chiropodist reduced from full time to ½ time	—3,384	
	Elimination of a desk and chair	—171	
225	NORWALK STATE HOSPITAL—Support		—$14,678
	Elimination of.		
	1 assistant to business manager	—$3,900	
	1 music therapist	—2,772	
	1 recreational therapist	—2,772	
	1 chiropodist reduced from full time to ½ time	—3,384	
	Reduce wood planer from $2,850 to $1,000	—1,850	
228	PATTON STATE HOSPITAL—Support		—$13,699
	Elimination of		
	1 assistant to business manager	—$3,900	
	1 recreational therapist	—2,772	
	1 music therapist	—2,772	
	1 chiropodist reduced from full time to ½ time	—3,384	
	Elimination of a desk and chair	—171	
	Reduce air compressor equipment from $1,500 to $800	—700	

SCHEDULE OF RECOMMENDED BUDGET BILL CHANGES—Continued

Item No.	Agency and Purpose		Increase (+) or decrease (—) in appropriation
231	STOCKTON STATE HOSPITAL—Support		—$7,079
	Elimination of:		
	1 assistant to business manager	—$3,900	
	1 chiropodist reduced from full time to ½ time	—3,008	
	Elimination of a desk and chair	—171	
234	PACIFIC COLONY—Support		—$4,843
	Elimination of:		
	1 chiropodist reduced from ½ time to ¼ time	—$1,128	
	Elimination of ½ ton pick-up truck	—1,365	
	Elimination of hay press	—2,350	
238	SONOMA STATE HOME—Support		—$5,196
	Addition of:		
	1 business manager, Grade 3, in lieu of assistant to business manager	+$2,460	
	Elimination of:		
	1 chiropodist reduced from full-time to ¼ time	—3,384	
	1 assistant institution dairyman	—2,772	
	Elimination of motor driven shaper	—1,500	
241	ADJUTANT GENERAL—Support		—$13,500
	Reduction of "decorations, flags, and trophies" from $18,500 to $5,000, eliminating funds for purchase of emblems.		
244	DEPARTMENT OF MOTOR VEHICLES—Support		—$523,800
	Elimination of entire Division of Financial Responsibility and all positions, operating expenses and equipment provided for this function in other divisions.		
245 5	DEPARTMENT OF MOTOR VEHICLES		+$10,000
	For investigation and study of Chapter 1235, Statutes of 1947, and other related measures of this and other states (State Financial Responsibility Act).		
246	DEPARTMENT OF MOTOR VEHICLES		—$1,071,400
	Elimination of materials for manufacture and shipping of 1950 motor vehicle license plates.		
287	STATE BOARD OF ACCOUNTANCY—Support		—$6,000
	Elimination of reserve for contingencies.		
288	STATE BOARD OF ARCHITECTURAL EXAMINERS—Support		—$1,054
	Elimination of reserve for contingencies.		
289	STATE ATHLETIC COMMISSION—Support		—$2,898
	Elimination of reserve for contingencies.		
290	STATE BOARD OF BARBER EXAMINERS—Support		—$3,562
	Elimination of reserve for contingencies.		
291	BOARD OF CHIROPRACTIC EXAMINERS—Support		—$1,530
	Elimination of reserve for contingencies.		
292	BOARD OF REGISTRATION OF CIVIL AND PROFESSIONAL ENGINEERS—Support		—$5,240
	Elimination of reserve for contingencies	—$3,665	
	Elimination of one new automobile	—1,575	
293	CONTRACTORS LICENSE BOARD—Support		—$11,857
	Elimination of reserve for contingencies		
294	STATE BOARD OF COSMETOLOGY—Support		—$6,238
	Elimination of reserve for contingencies		

SCHEDULE OF RECOMMENDED BUDGET BILL CHANGES—Continued

Item No.	Agency and Purpose		Increase (+) or decrease (—) in appropriation
295	BOARD OF DENTAL EXAMINERS—Support		—$1,862
	Elimination of reserve for contingencies		
296	DETECTIVE LICENSE BUREAU—Support		—$1,273
	Elimination of reserve for contingencies		
297	BOARD OF DRY CLEANERS—Support		—$11,761
	Elimination of:		
	1 supervising inspector	—$3,372	
	Elimination of travel and automobile expense	—1,712	
	Elimination of one additional automobile for supervising inspector	—1,575	
	Elimination of reserve for contingencies	—5,102	
298	BOARD OF FUNERAL DIRECTORS AND EMBALMERS—Support		—$1,305
	Elimination of reserve for contingencies		
299	BUREAU OF FURNITURE AND BEDDING INSPECTION—Support		—$4,253
	Elimination of reserve for contingencies		
301	BOARD OF MEDICAL EXAMINERS—Support		—$6,746
	Elimination of reserve for contingencies		
302	BOARD OF NURSE EXAMINERS—Support		—$4,814
	Elimination of reserve for contingencies		
303	STATE BOARD OF OPTOMETRY—Support		—$980
	Elimination of reserve for contingencies		
304	STATE BOARD OF PHARMACY—Support		—$4,310
	Elimination of reserve for contingencies		
305	BOARD OF SOCIAL WORK EXAMINERS—Support		—$697
	Elimination of reserve for contingencies		
306	STRUCTURAL PEST CONTROL BOARD—Support		—$2,471
	Elimination of reserve for contingencies	—$1,421	
	Elimination of one automobile replacement	—1,050	
307	BOARD OF EXAMINERS IN VETERINARY MEDICINE—Support		—$525
	Elimination of reserve for contingencies		
308	YACHT AND SHIP BROKERS COMMISSION—Support		—$604
	Elimination of reserve for contingencies.		
310	BOARD OF PILOT COMMISSIONERS—Support		—$1,300
	Reduction in operating expense:		
	Office	—$100	
	Rent	—1,200	
314	PUBLIC UTILITIES COMMISSION—Support		—$1,575
	Elimination of one additional automobile.		
317	DIVISION OF ARCHITECTURE—Support		—$1,050
	Elimination of one replacement automobile.		
319	DIVISION OF WATER RESOURCES—Support		—$2,500
	Deletion of State Fair exhibit.		
332	RECLAMATION BOARD—Capital Outlay		+$200,000
	Revised estimate of cost of rights-of-way for Merced County Stream Group Project.		

SCHEDULE OF RECOMMENDED BUDGET BILL CHANGES—Continued

Item No.	*Agency and Purpose*		*Increase (+) or decrease (—) in appropriation*
337	DEPARTMENT OF SOCIAL WELFARE—Support (General Fund)		—$127,362
	Elimination of proposed expenditures for licensing of private schools:		
	Salaries and wages:		
	Bureau of Office Management		
	6 intermediate typist clerks	—$12,960	
	1 intermediate file clerk	—2,160	
	Bureau of Boarding Homes and Institutions		
	17 social welfare agents	—54,672	
	2 supervising social welfare agents, Grade 1	—7,440	
	1 intermediate stenographer clerk	—2,280	
	1 intermediate typist clerk	—2,160	
	Salary savings on above positions	+2,450	
	Operating expenses:		
	Travel, office and other expenses for above personnel	—21,035	
	Equipment:		
	Bureau of Office Management:		
	Office, additional	—4,810	
	3 automobiles	—4,725	
	Bureau of Boarding Homes and Institutions		
	Office, additional	—8,129	
	Retirement contributions	—6,338	
		—$124,259	
	Shift in indirect overhead costs to federal funds due to elimination of this program	—3,103	
337.5	DEPARTMENT OF SOCIAL WELFARE—Additional Support		+$10,000
	To establish a separate item for study of the licensing of private schools in accordance with Section 1620 of the Welfare and Institution Code.		
345	VETERANS' HOME—Support		—$9,140
	Elimination of:		
	1 institution fire marshal	—$2,640	
	1 fire truck	—6,500	
347	CONSTRUCTION, IMPROVEMENTS, REPAIRS AND EQUIPMENT—Veterans' Home		—$40,000
	Elimination of.		
	Fire house with living quarters	—$40,000	
	(Reduce from $50,000 to $10,000 for living quarters only)		
349	WOMAN'S RELIEF CORPS HOME—Support		—$1,720
	Elimination of.		
	1 laundress	—$2,370	
	Laundry equipment	—50	
	Temporary help	+300	
	Laundry expense	+200	
	(Laundry service to be provided on a contract basis with Agnews State Hospital at an estimated annual cost of $600 $400 operating expense in budget)		
	Automobile expense	+200	
351	CONSTRUCTION, IMPROVEMENTS, REPAIRS AND EQUIPMENT—WOMAN'S RELIEF CORPS HOME		—$1,100
	Cement floors and partitions for garages to be reduced from $1,600 to $500.		

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment, in Room 426—

Interim Committee on Public Morals.

At 8 p.m., in Room 435—

Education.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Lipscomb, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to J. Don Wise of Los Angeles.

On request of Mr. Weber, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to A. F. Milani, principal, Mrs. Marion Gerhan, Howard R. McCuistions, teachers, and the following pupils of the West Park School of Tracy: Clifford Ayala, Clara Jean Bieth, Richard O. Boatman, Jr., Donald Bowen, Bobbie Brannon, Edna Briggs, Wesley Brown, Betty Jo Bryant, David B. Cardoza, Florence M. Carter, Avis Joan Chapel, Wanda Christopher, Peggy Clark, Patsy Jane Conner, Emily Osorno Coronilla, John Sattler, John Serpa, Richard Serpa, Sam J. Corso, Richard Costa, Patricia E. Costa, David C. Coykendall, Kenneth D. Crow, Charles L. Croxton, Higinio Cuellar, Benjamin Y. Curran, Dolores Marie Darrow, Darlene Janett Darrow, Clarence Lee Freeman, Carlos Dean Gonzales, Darlene Marshall, Dick Robbins, Howard Robertson, Alex Rodriquez, Jackie Ruscoe, Lorraine Mena, Joyce Helen Patterson, Thomas Pearce, Donald E. Penland, Louie P. Perry, Robert E. Peterson, Janice Pimentel, Carol M. Pletcher, Kenneth R. Pope, Jewell Quigley, William A. Zern, Louie Pimentel, Bob Strong, Alan Wible, Mary Ann Fertuna, Lucille Garris, Pauline Helm, Deloris Hudson, Rita Reberio, Marlene Paine, Nancy Rachford, Betty Richards, Carol Roberts, Earnie Robinson, Alice Souza, Pat Stormes, Bobbie Sutton, Barbara Talley, Janet Thompson, Mary Tomlinson, Virginia Toon, Bonnie Van Landingham, Loretta Venable, Mary Yagi, Harold Hubert, Vernon Hobbs, Louis Kosman, Manuel Ramirez, Donald Rippin, and Peter Ritter.

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Guy A. Renshaw of Sherman Oaks and O'Neill Ganey of Van Nuys.

On request of Mr. James, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Roy Driggers and Oscar Green of Bakersfield.

On request of Mr. Morris, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Frank Freeman of Los Angeles.

ADJOURNMENT

At 3.40 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10.30 a.m., Thursday, March 11, 1948.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

EIGHTH LEGISLATIVE DAY

ELEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Thursday, March 11, 1948

The Assembly met at 10.30 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Waters, Weber, and Mr. Speaker—75.

Quorum present.

PRAYER

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

O God, I admit the excellence of Thy law; I acknowledge the justice of Thy dominion over all men. Thou hast created us, and therefore to Thee belongs the right of government. Thou art all wise, and therefore Thy law must be best fitted to lead us to the happy destiny Thou hast in mind for us.

"I am delighted with the law of God according to the inner man, but I see another law in my members, warring against the law of my mind and making me prisoner to the law of sin that is in my members. Unhappy man that I am. Who will deliver me from the body of this death? The grace of God through Jesus Christ our Lord." (Romans 7, 22-25.) Give me, O God, this grace. AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Lipscomb, 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. Loomis, on motion of Mr. Dolwig

Mr. Price, on motion of Mr. Dolwig.

COMMUNICATIONS

By Speaker Collins:

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

REDONDO BEACH, CALIFORNIA, March 10, 1948

Hon. Sam L. Collins, Speaker
The California State Assembly
Sacramento, California

We recognize that the great City of Los Angeles should be entitled to the formation of any metropolitan transit district that it desires. However, we feel the political sovereignty of the small cities of Los Angeles County should be respected and that the Legislature not create a district of Los Angeles County that would not permit the voters and taxpayers in the individual cities to vote upon this question as a unit. We further request that this information be passed to the committee handling this matter.

CHARLES H. WORTHAM
Mayor of Redondo Beach
CHARLES K. BLECH
Mayor of Manhattan Beach
JAMES T. BRADSHAW
Mayor of Monterey Park
JESSE R. ELLICO
Mayor of Alhambra
H. F. B. ROESSLER
Mayor of Palos Verdes Estates
WILLIAM R. SELBY
Mayor of El Segundo
REUEL R. BROWN
Mayor of Monrovia
J. M. STEINBERGER
Mayor of Sierra Madre
WALTER A. GARMSHAUSEN
Mayor of South Pasadena
HAROLD M. LANGE
Mayor of San Gabriel
C. I. BATCHELDER
Mayor of West Covina

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 63: By Mr Robertson—An act to amend Section 15 of the Construction and Employment Act, relating to the priority of facilities to be constructed pursuant to said act, declaring the urgency of this act, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

RESOLUTIONS

The following resolution was offered:

By Mr. Hahn:

House Resolution No. 37

Relating to the location of the Harbor Freeway in Los Angeles County

WHEREAS, It is now proposed to locate portions of the Harbor Freeway between Main Street and Figueroa Avenue, running south from Olympic Boulevard in Los Angeles; and

WHEREAS, This area is residential and densely populated; and

WHEREAS, The construction of the highway in this location would be against the public health and welfare of the people of Los Angeles, and particularly of the southwest section thereof; and

WHEREAS, There are available routes for a Harbor Freeway along the right of way of the Pacific Electric Railway Company and along the route of the proposed Alameda Freeway, both of which can be constructed without the destruction of thousands of homes; and

WHEREAS, The integration of rapid urban and interurban transportation in the Los Angeles metropolitan area must be planned before freeway routes for that area are finally adopted if a coordinated transportation system for the Los Angeles metropolitan area is to result; and

WHEREAS, The construction of homes required for the immediate construction of the Harbor Freeway would further aggravate the existing serious housing shortage in Los Angeles without any purposeful result being accomplished in view of the further planning necessary for an integrated transportation system for the Los Angeles metropolitan area; now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Highways be instructed and directed not to acquire property or commence construction of the Harbor Freeway; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit copies of this resolution to the Division of Highways.

Resolution read, and ordered referred to the Committee on Rules.

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

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

Assembly Bill No. 64: By Mr. Stanley—An act to amend Section 2 of an act entitled "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," approved February 15, 1946, relating to temporary and emergency housing, and declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

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

Assembly Bill No. 5

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.

DUNN, Chairman

Above reported bill re-referred to Committee on Ways and Means.

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1948

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

Assembly Bill No. 9

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

DUNN, Chairman

Above reported bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE GRANTED LEAVES OF ABSENCE TOMORROW

Mr. Cramer asked for, and was granted, unanimous consent that he and Mr. Thompson be granted a leave of absence for tomorrow, Friday, March 12th, for the purpose of attending a meeting of the Interim Committee on Soil Conservation, in San Francisco; and that Mr. Loomis, also a member of this committee, be excused to attend this meeting if he has recovered from his illness in time to attend; and that they waive their per diems.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBER BE GRANTED LEAVE OF ABSENCE

Mr. Clayton A. Dills asked for, and was granted, unanimous consent that Mr. Sheridan be granted a leave of absence for Tuesday, March 9th, and Wednesday, March 10th, because he was attending to legislative business elsewhere.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 6—Relative to approving an amendment to the charter of the City of Santa Cruz, a municipal corporation in the County of Santa Cruz, State of California, voted for and ratified by the qualified electors of said city at the special municipal election held therein on the twenty-first day of October, 1947.

Resolution read.

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

AYES—Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Weber, and Mr. Speaker—59.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Concurrent Resolution No. 7—Relative to the adjournment of the Legislature in respect to the Honorable Clement Calhoun Young.

Resolution read.

The roll was called, and resolution adopted unanimously by a rising vote.

Resolution ordered transmitted to the Senate.

Senate Joint Resolution No. 2—Relative to memorializing Congress to keep open the Veterans Administration Office at Modesto.

Resolution read.

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

AYES—Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Weber, and Mr. Speaker—59.

NOES—None.

Resolution ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 3—Relative to memorializing the President and the Congress of the United States in relation to the retention of the National Guard under state control.

Resolution read.

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

AYES—Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Silliman, Stanley, Stephenson, Stewart, Thomas, Thompson, Weber, 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. 65: By Mr. Hinckley—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies as herein defined, declaring the urgency hereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

ANNOUNCEMENT

Mr. Lowrey extended to Members of the Assembly a cordial invitation, on behalf of Mr. Crip Twomey, Director of Physical Education of Davis Agricultural College, to attend fight meetings on next Monday, Tuesday, and Wednesday evenings; and announced that tickets will be available until 5 p.m. tomorrow, for interested legislators.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS BE GRANTED LEAVES OF ABSENCE

Mr. McMillan asked for, and was granted, unanimous consent that he and Mr. Fletcher be granted leaves of absence for tomorrow, Friday, March 12th, for the purpose of attending to legislative duties elsewhere.

REQUEST FOR UNANIMOUS CONSENT THAT NAMES OF MEMBERS ON THE BUDGET SESSION JOINT STANDING COMMITTEE BE PLACED UPON THE MORNING ROLL CALL

At 11.15 a.m., Mr. Ralph C. Dills asked for, and was granted, unanimous consent that the names of the members of the Budget Session Joint Standing Committee be added to the morning roll call, because said members are here, but working on legislative business elsewhere.

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

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

Assembly Bill No. 66: By Mr. Burns—An act to amend Section 13 of, and to add Section 13.2 to, the Construction and Employment Act, relating to projects for which the county allocation thereunder is available, and declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1948

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

Assembly Concurrent Resolution No. 15

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

DICKEY, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 15

And reports the same correctly engrossed.

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Luckel asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 15, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 15

Assembly Concurrent Resolution No. 15—Relative to adjournment in respect to the memory of Mr. Sam Claggett.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1948

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

House Resolution No. 36

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

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 36, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 36

House Resolution No. 36

MR. SPEAKER: Your Committee on Rules respectfully begs to report that it has carefully considered the application for the following position and desires to submit the following resolution.

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

Commencing Monday, March 8, 1948	*Per day*
Harry M. Wetherald, Assistant Clerk	$12 00

Resolved, That the compensation of the above named attache shall be on a seven-day week basis.

Resolution read.

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

AYES—Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Silliman, Stanley Stephenson, Stewart, Thomas, Thompson, Weber, and Mr. Speaker—59

NOES—None.

RESOLUTIONS

The following resolutions were offered:

By Mrs. Niehouse, Messrs. Luckel, Cramer, and Thomas:

House Resolution No. 38

Relative to requesting the Fish and Game Commission to study the importation of lobster tails

WHEREAS, At present the Fish and Game Code forbids the taking or possession of spiny lobsters of less than 10½ inches in length; and

WHEREAS, At present the Fish and Game Code forbids the importation of spiny lobsters from Lower California during the closed season prescribed in the code, but permits such importation during the open season subject to the rules and regulations of the Fish and Game Commission; and

WHEREAS, In preparing lobster tails, the tails are pulled from the live lobster, carefully washed, trimmed, and quickly frozen, so that it is impossible to accurately measure the lobsters pursuant to the code, because only the tails are brought into the State; and

WHEREAS, Lobster tails, from lobsters of the same weight and length do not vary materially in length, and it would seem feasible to establish a separate criterion for lobster tails which would enable the fisheries industry to prepare and ship them into the State and still preserve young lobsters; and

WHEREAS, Fisheries at present may and do import lobster tails from Australia, North Africa and the Bahamas, so that the prohibition on their import from Lower California operates as a restraint of trade with a friendly nation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Fish and Game Commission is requested to make a study and report on the capture of lobsters for the procuring of lobster tails; and be it further

Resolved, That the Fish and Game Commission be requested to make a study of the problems to be encountered in importing lobster tails from Lower California; and be it further

Resolved, That the Fish and Game Commission be requested to study the possibility and desirability of amending the Fish and Game Code to permit the possession and importation of lobster tails, consistent with the preservation of spiny lobsters; and be it further

Resolved, That the Chief Clerk be directed to transmit a copy of this resolution to each member of the Fish and Game Commission and to the executive officer of said commission.

Resolution read, and ordered referred to the Committee on Rules

By Messrs. Dickey and Kirkwood:

House Resolution No. 39

Relating to adjournment in respect to the memory of Edward Sampson Thurston

WHEREAS, Edward Sampson Thurston died on February 10, 1948; and

WHEREAS, Edward Sampson Thurston came to California in 1942, after a long and distinguished career as a lawyer, professor of law, legal authority, and officer in the Judge Advocate General's Department during World War I; and

WHEREAS, Edward Sampson Thurston was a distinguished lecturer at the School of Jurisprudence at the University of California, and a Professor at the Hastings College of Law of the University of California from 1943 to the moment of his death; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of California hereby expresses profound regret upon learning of the death of Edward Sampson Thurston; and be it further

Resolved, That the Chief Clerk of the Assembly, as an expression of the sympathy and esteem of the Members of this Assembly, transmit suitable prepared copies of this resolution to the widow of Edward Sampson Thurston, Mrs. Florence

H. Thurston, and to his children, Ethel H. Thurston and William Richardson Thurston; and be it further

Resolved, That when the Assembly of California this day adjourns, it do so out of respect to the memory of Edward Sampson Thurston

Resolution read, and ordered referred to the Committee on Rules.

By Messrs. Maloney, Connolly, Gaffney, Berry, Blosser, Brady, and George D. Collins:

House Resolution No. 40

Congratulating Mr. and Mrs. Dennis McEvoy upon the occasion of their marriage

WHEREAS, The joyful news has reached this Assembly of the wedding of Nan Tucker and Dennis McEvoy in Burlingame, California, on March 8, 1948; and

WHEREAS, The daughter of Mr. and Mrs. Nion Tucker of San Francisco, her father being trustee of the San Francisco *Chronicle*, and a member of the California Horse Racing Board, and her mother a part owner of the same publication, Nan Tucker took an interest in public affairs and newspaper work, and served as a representative of the San Francisco *Chronicle* accredited to this Legislature; and

WHEREAS, Noted for her popularity in San Francisco and Peninsula social circles, Nan Tucker, as a news writer, won an equal popularity here both among the Members of the Legislature and among her fellow correspondents in the press gallery; and

WHEREAS, Dennis McEvoy, the son of the noted writer, J. P. McEvoy, has had extensive interest and experience in reporting and publishing fields; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend to Dennis McEvoy hearty congratulations upon winning such a charming and gracious bride, and to Nan Tucker McEvoy their best wishes for a lifetime of happiness; and be it further

Resolved, That the Chief Clerk of this Assembly is requested to send a suitably prepared copy of this resolution to Mr. and Mrs. Dennis McEvoy.

Request for Unanimous Consent

Mr. Maloney 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, and adopted unanimously.

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

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

Assembly Bill No. 67: By Messrs. Ralph C. Dills, Boyd, Stanley, Mrs. Niehouse, Messrs. Grant, Anderson, Caldecott, Clayton A. Dills, Doyle, Dunn, Erwin, Evans, Fletcher, Gannon, Hollibaugh, Stephenson, and Thomas—An act to provide for the expansion of publicly supported higher education and making an appropriation therefor; to repeal Chapters 1017, 1082, 1089, and 1349 of the Statutes of 1947; and to add Section 20452.1 to the Education Code, all relating to the System of Publicly Supported Higher Education, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 68: By Messrs. Ralph C. Dills, Luckel, Doyle, Elliott, Kilpatrick, Lipscomb, Morris, Mrs. Niehouse, and Mr. Rosenthal —An act to amend Section 14634 of the Education Code, relating to the State Teachers' Retirement System, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 69: By Mr. Stephenson—An act making an appropriation to the Department of Agriculture for administering and enforcing the manufacturing milk and cream standards of the Agricultural Code, declaring the urgency of this act, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 70: By Mr. Stephenson—An act to amend Sections 20024, 20025, 21250, and 21251 of, and to add Section 20685 to, the Government Code, relating to the State Employees' Retirement System, the contributions required thereunder, and the benefits payable therefrom, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Budget Session Joint Standing Committee.

RESOLUTIONS

The following resolution was offered:

By Mr. M. Philip Davis:

House Resolution No. 41

Relating to a hospital and additional facilities for the medical school and center of the University of California at Los Angeles

WHEREAS, By Chapter 33 of the 1946 First Extraordinary Session of the Legislature, an appropriation of $7,000,000 was made for the establishment of a medical school and center as a unit in the University of California at Los Angeles, and said appropriation was augmented by the Budget Act of 1947 to provide an additional $3,500,000 for this purpose; and

WHEREAS, It is, and at all pertinent times has been, recognized that said medical school and center is a part of a larger project involving the establishment of a 500-bed teaching hospital, laboratories and related facilities, so that the functioning of the medical school and center and the functioning of the hospital facilities would be reciprocally advantageous, and the public benefits greatly increased; and

WHEREAS, Plans for the medical school and center are about to be drawn and such plans should be drawn with adequate consideration of the project as a whole so that the subsequent construction of the hospital, laboratories and related facilities can be integrated with the medical school and center; and

WHEREAS, The program of public building construction now authorized and provided for is already so large that it is difficult to effectuate and it is not advisable at this time and under existing circumstances to add to the volume of public construction; now, therefore, be it

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

1. That it is and at all times has been intended that the project of which the medical school and center of the University of California at Los Angeles is a part will include a teaching hospital of approximately 500 beds, with the necessary laboratories and related facilities, and that the medical school and center should be planned and constructed with a view to the eventual completion of the entire project.

2. That the failure to provide for the additional features of the project at this session should not be construed to mean that there has been any abandonment of the intent to provide in proper season for such additional features.

3. That the Chief Clerk shall transmit copies of this resolution to the Regents of the University of California.

Resolution read, and ordered referred to the Committee on Rules.

ANNOUNCEMENT

Mr. M. Philip Davis announced that all bills which have been referred to the Budget Session Joint Standing Committee are now being set for hearing, and that the list will be announced in the near future.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 2.30 p.m.—

Revenue and Taxation

Ways and Means—Subcommittee on Education and Fiscal Affairs

Rules

At 8 p.m.—

Ways and Means

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Lipscomb, Burke, Lyons, Conrad, and Speaker Sam L. Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Nina Dodsworth of Los Angeles, and to Mrs. Mildred Biddick of San Gabriel.

On request of Mr. Luckel, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Roy Hegg of San Diego.

On request of Mr. Cooke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Henry P. Meehan of Oakland, former Assemblyman.

On request of Mr. Stanley and Speaker Sam L. Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to J. W. Busch of La Habra and Frank Burrell of Brea

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 Harold Berliner, Scoutmaster, Robert Bonner, Assistant Scoutmaster, and the following Boy Scouts of Nevada City: Jim Branson, Jim Scribner, Roy Draper, Ray Steck, Benny Nelson, Bob Pohley, Joe Fischer, Dick Williams, Billy Behrbaum, Jim Hubbard, Don Boucher, Ernie Pello, Angelo Cartoscelli, Jim Terry, and Cecil Raetz.

On request of Mr. Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Charles E. Haworth, Principal; N. C. DeGiobbi, Julia Lally, and Pauline Keemer, Social Studies Teachers, and the following students of the Pittsburg Junior High School: Marlene Adams, Joseph Bruno, Theresa Capeto, L. C. Collins, Doris Creswell, Kathryn Davi, Bruce Driscoll, Kent Ericcson, Rose Gonzales, Ronald Kerns, Marie Lucido, Joseph Milani, Anna Orlando, Rose Serra, Alfred Verduzco, Victor Adame, Olga Aiello, Martha Baxter, Mary Bokinskie, Arthur Bonari, Dominic Confetti, George Craffey, Harry Dillon, Nancy Ferrante, Marilyn Knaak, Ray Lucido, David Schillace, Pauline Shields, Virginia Walker, Louis Ambrosini, Richard Bass, Barbara Cross, Donovan Fletcher, Charles Gaunt, Frances Garcia, Donald Gray, Patricia Harris, Jacqueline Lewis, Tom McDermott, Elena Mesa, Dolores Moody, Virginia Ortega, Ronald Pollaci, Mary Salazar, Charlotte Smith, Lucy Soliz, Dolores Thilgen, Queen Esther Walker, Clarence Whittier, Ronald Wood, Salvatore Aiello, Joe Arenivar, Anthony Battaglia, Jack Becker, George Brimhall, Robert Capaletti, Helen Cox, Shirley Ferrero, Richard Hendricks, Gaynor Johnson, Rose Lucido, Jean Macchi, Barbara Petrovay, Bertha Renz, Richard Sprague, Thetaus Van, Janet Wright, Roberta Stephens,

Antoinette Alaimo, Frances Alameda, Sam Arroyo, Rasmo Balestreri, Beverly Biggs, Anthony Bruno, Antoinette Ciaramitaro, Beverly Ciociola, Mary Hatch, Jane Law, Barbara Mohler, Anna Payne, Frank Russo, Bernabe Saguindel, Charlvester Williams, Lucilla Winston, Mary Archimede, Jean Beede, Rose Bettinelli, Richard Bruno, La Verne Chism, Jeanne Cunningham, William Doppe, Josephine Guiliano, Wynette Harrison, Anthony Lucido, Kathleen Lucido, William McClellan, Robert McDonald, Janet McGowan, Carla Narez, Helen Nobili, Richard Rano, Elise Robinson, Ruth Simmons, David Stauffer, Sergio Vasquez, and Michael Valderrama.

On request of Messrs. Waters and Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Otto Mosler of Los Angeles.

On request of Mr. Dunn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Jerrold Milsted of London, England.

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 Supervisor Don Fazackerley of San Francisco.

On request of Mr. Geddes, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Arthur Lake of Claremont and Mrs. Ethebert Johnson of Pomona.

ADJOURNMENT

At 11.42 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Friday, March 12, 1948, out of respect to the memory of the late C. C. Young, former Governor of California, and the late Mr. Sam Claggett, Tax Collector of San Diego County.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

NINTH LEGISLATIVE DAY

TWELFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Friday, March 12, 1948

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:

Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Waters, Weber, and Mr. Speaker—68.

Quorum present.

PRAYER

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

O God, we beg for grace to do Thy will. Thy grace is a gift from Thee, earned for us by Christ, for our salvation. We acknowledge that we need help from above. There are many things which we cannot do by ourselves alone, no matter how hard we try. Help from God is necessary

Thy revelation has taught us that Thy Son has come upon this earth to earn this help for us by His suffering and death. We appreciate this intervention on our behalf. We know that eternal salvation is the only real salvation Therefore, we beg Thee, O God, so to guide us through the happenings of this world that they may be stepping stones to eternal welfare through Christ our Lord. AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Lipscomb, 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. Loomis, on motion of Mr. Dolwig.

Mr. Price, on motion of Mr. Dickey.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Hinckley, on motion of Mr. Collier.
Mr. Boyd, on motion of Mr. Grant.
Mr. Stephenson, by unanimous consent.
Mr. McMillan, on motion of Mr. Lyons.
Mr. Fletcher, on motion of Mr. Lyons.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Cramer, by unanimous consent.
Mr. Thompson, by unanimous consent.

REQUESTS FOR UNANIMOUS CONSENT THAT LEAVES OF ABSENCE BE GRANTED

Mr. Grunsky asked for, and was granted, unanimous consent that Mr. Thompson be granted a leave of absence on Monday, March 15th, because he will be attending to legislative business elsewhere.

Mr. Lester T. Davis asked for, and was granted, unanimous consent that he be granted a leave of absence on Monday, March 15th, because of legislative business elsewhere.

Mr. Crichton asked for, and was granted, unanimous consent that he be granted a leave of absence for the balance of the legislative day, because of legislative business elsewhere.

MOTION TO NOTE IN JOURNAL THAT REPORT AND SUMMARY HAVE BEEN DISTRIBUTED TO MEMBERS OF ASSEMBLY

Mr. Field moved that it be noted in the Journal that the Report of Activities of the Department of Finance, Local Allocation Division, with an accompanying Summary on Postwar Works Projects, from the Department of Finance, Local Allocation Division, have been distributed to all Members of the Assembly.

Motion carried.

NAMES OF MEMBERS OF BUDGET SESSION JOINT STANDING COMMITTEE ORDERED PLACED ON MORNING ROLL CALL

By order of Speaker Collins, the names of all members of the Budget Session Joint Standing Committee were ordered placed upon the morning roll call because they are present, but are attending to legislative business elsewhere.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Kilpatrick and Waters:

House Resolution No. 42

Congratulating Dr. Joseph Zeiler upon his reappointment to the Board of Medical Examiners

WHEREAS, Dr. Joseph Zeiler, a veteran of World War I, pursued the study of medical science at the Universities of Columbia and Southern California with marked attainment and has become, by virtue of his years of tireless effort and his sincere desire to alleviate the sufferings of mankind, a recognized authority and specialist in the field of urology, and was cited by the President of the United States for his contributions to medical science and the war effort during World War II; and

WHEREAS, In recognition of his outstanding success in the realm of medicine, he first was appointed a member of the Board of Medical Examiners of the State of California on the twenty-seventh day of April, 1944; and

WHEREAS, The Honorable Earl Warren, Governor of the State of California, in response to the exceptional public service rendered by Dr. Zeiler as a member of said board, on the eighth day of March, 1948, reappointed Dr. Zeiler for a second term thereto; and

WHEREAS, This body desires to express its appreciation for the work well done by Dr. Zeiler; now, therefore, be it

Resolved, That the Assembly of the State of California hereby extends to Dr. Joseph Zeiler its felicitations and its sincere good wishes for a long and continued career of high accomplishment; and be it further

Resolved, That a suitably engrossed copy of this resolution be prepared by the Chief Clerk of the Assembly and forwarded forthwith to Dr Joseph Zeiler.

Resolution read, and ordered referred to the Committee on Rules.

By Messrs. Clarke, Erwin, and Johnson:

House Resolution No. 43

Relative to the electric power shortage and its effect on agricultural products

WHEREAS, The serious shortage of electrical power in Northern California has caused the Public Utilities Commission to issue orders drastically restricting the use of electric power and curtailing delivery thereof to consumers, and

WHEREAS, The farmers and growers in this portion of the State will soon start delivering spinach, asparagus and other agricultural products to processors engaged in packing and canning such perishable products, and to cold storage plants; and

WHEREAS, Unless sufficient electric power is provided to processors to enable them to pack and can such perishable products and to cold storage plants to provide for the preservation thereof, the food supply of the Nation for the coming year will be seriously diminished because of spoilage or waste, and the economy of the State will be adversely affected; now, therefore, be it

Resolved by the Assembly of the State of California, That the Public Utilities Commission is hereby requested to adopt rules with reference to the distribution of electrical power that will give a proper priority to agricultural processors engaged in packing and canning perishable products and to cold storage plants, sufficient to prevent spoilage or waste of food resources; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send copies of this resolution to the members of the Public Utilities Commission and to the Governor of the State of California

Resolution read.

Request for Unanimous Consent

Mr. Clarke asked for unanimous consent to take up House Resolution No. 43, at this time, without reference to committee or file

Mr. Dickey withheld unanimous consent.

House Resolution No. 43 ordered referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined

Assembly Joint Resolution No. 4—Memorializing Congress to consider certain California products in any bill authorizing European relief under the Marshall Plan.

Assembly Concurrent Resolution No. 7—Approving the charter of the City of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the third day of December, 1947,

Assembly Concurrent Resolution No. 11—Approving certain amendments to the charter of the City of Bakersfield, County of Kern, State of California, voted for and ratified by the electors of said City of Bakersfield at a special election held therein on the twelfth day of August, 1947;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the eleventh day of March, 1948, at 3 p m

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 54—An act making an appropriation for the contingent expenses of the Assembly, for the 1948 Regular Session, including committee expenses, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the eleventh day of March, 1948, at 3 p.m.

WEBER, Chairman

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1948

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred: Assembly Bill No. 11

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

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 11, 1948

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 adjournment in respect to the memory of Ezra Frederick Scattergood.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 11, 1948

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

Assembly Joint Resolution No. 7

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

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 11, 1948

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 (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 4—Relative to memorializing Congress and the President of the United States in relation to migratory game birds.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 11, 1948

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

Senate Concurrent 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 resolution was read:

Senate Concurrent Resolution No. 8—Relative to augmenting the funds of the Joint Legislative Committee on Agriculture and Livestock Problems.

Referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 71: By Mr. Dickey—An act to add Sections 31672.5 and 31700.5 to the Government Code, relating to the retirement of county employees, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 72: By Mr. Silliman—An act to amend Section 7 5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Hon. Richard H. McCollister Presiding

At 10.15 a.m., Hon. Richard H. McCollister, Member of the Assembly from the Seventh District, presiding.

Assembly Bill No. 73: By Mr. Burns—An act to amend Section 10759 of the Revenue and Taxation Code and Sections 373.5 and 378 of the Vehicle Code, relating to vehicle registration and license penalties, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Speaker Pro Tempore Presiding

At 10.16 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

By Mrs. Niehouse:

House Resolution No. 44

Relating to commemorating the founding of the Girl Scouts

WHEREAS, The Girl Scouts of America is a recreational and character building agency of the first rank, wherein girls and young women learn patriotism, acquire skill

in outdoor activities and healthful living, learn home-making and the domestic arts and sciences, as well as the ability to enter into the wider field of community service, and

WHEREAS, The Girl Scouts were founded on March 12, 1912, at Savannah, Georgia, by Juliette Low, personal friend of Sir Robert Baden-Powell, founder of the Boy Scout Movement and of the Girl Guides of England; and

WHEREAS, Sir Robert Baden-Powell believed that "woodcraft, handiness, and cheery helpfulness" should not be the exclusive prerogative of the male sex; and

WHEREAS, In the words of Dr James E. Russell, Dean of Teachers College, Columbia University, New York, "Mrs Low was a patriot whose interest lay in the development of young womanhood; an idealist who dreamed dreams that can be realized, an executive who knew how to engage others in a service that commanded her whole heart; an American whose sympathies embraced the whole world, and whose faith was inspired by peace on earth and good will toward men"; now, therefore, be it

Resolved by the Assembly of the State of California, That the members thereof wish to express appreciation of the Girl Scout movement and to commemorate its founding, with special tribute to its founder, Mrs Juliette Low; and be it further

Resolved, That a copy of this resolution be sent to the Girl Scout Headquarters, 155 East 44th Street, New York 17, N Y

Resolution read, and ordered referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 9—An act to amend Section 19607 of the Education Code, relating to 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 Education:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and to add Section 19619 to said code".

Amendment No. 2

On page 2 of said bill, between lines 15 and 16, insert

"SEC. 2. Section 19619 is added to said code, to read

19619 The Department of Education may maintain a child care center in connection with the San Francisco State College subject to all the provisions of this chapter other than Sections 19608 and 19615.

The terms "governing board" and "district" as used in this chapter shall, for the purposes of this section, be deemed to mean the San Francisco State College "

Amendment No. 3

On page 2, line 16, of said bill, strike out "2", and insert "3".

Amendment No. 4

On page 2, line 38, of said bill, after "act", insert "and to make certain the status of the child care center which has been maintained at the San Francisco State College since the establishment of the child care center program in this State"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

CONSIDERATION OF HOUSE RESOLUTION NO. 29, AS AMENDED ON MARCH 10, 1948

House Resolution No. 29

Relating to requesting the Assembly Interim Committee on Governmental Efficiency and Economy to investigate the use of state-owned automobiles, airplanes, boats, and other state equipment for other than official purposes and practices in purchasing such property

WHEREAS, The State of California during each fiscal period spends a very large amount of money for purchase, maintenance and operation of automobiles, airplanes, boats, and other state equipment for the purpose of transporting state personnel on official business; and

WHEREAS, It has become increasingly apparent to Members of the Assembly, the press and the public that certain state officers and employees have made use of state-owned automobiles, airplanes, boats, and other state equipment for purposes other than official use and contrary to law; and

WHEREAS, The unlawful use of such automobiles has been observed on Sundays, holidays and nonworking days by state employees accompanied on occasion by nonstate employees at times and in areas where the possibility or necessity for official duty of a state employee is nonexistent; and

WHEREAS, Certain heads of state departments have arranged for state purchase of luxury automobiles, airplanes, boats, and other state equipment at a cost far in excess of the cost of other vehicles and equipment, of less expensive manufacture which are adequately and economically satisfactory for purposes of transportation; and

WHEREAS, The flagrant and open use of state-owned automobiles, airplanes, boats, and other state equipment for private purposes and the purchase of unnecessarily expensive and luxurious vehicles and equipment by some state officers and employees tend to bringing into a state of disrepute in the minds of many people the entire system of our State Government; and

WHEREAS, It appears to be desirable to ascertain facts bearing upon these situations relative to state-owned automobiles, airplanes, boats, and other state equipment so that they may be assembled and analyzed to the end that the Legislature shall have the necessary facts and information to enable it to act advisedly upon legislation designed to meet and solve said problems; and

WHEREAS, House Resolution No. 216, adopted on June 20, 1947, created the Assembly Interim Committee on Governmental Efficiency and Economy which was authorized to inquire into the functioning and administration of State Government; be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Governmental Efficiency and Economy created by said House resolution, is hereby directed to ascertain, study and analyze all facts relating to the use and misuse of state-owned automobiles, airplanes, boats, and other state equipment, methods and procedures involved in the purchase of automobiles and other equipment by state agencies and the state rules and regulations extant in regard to use and purchase of state automobiles and other equipment and to include in its report to the Legislature at the 1949 Regular Session its recommendations as to legislation which will effectively and completely bring to an end the improper practices referred to in this resolution.

Resolution read.

Motion to Amend

Mr. Dunn moved the adoption of the following amendment:

Amendment No. 1

In the final paragraph of House Resolution No. 29, as the same appears on page 15 of the Assembly Journal for March 10, 1948, line 7, after "equipment", insert ", including but not limited to the procedure used to determine the type and price range of automobiles and other equipment furnished to the various state officials, department heads, and other employees,".

Amendment read, and adopted.

Consideration of House Resolution No. 29, as Amended

House Resolution No. 29, as Amended

Relating to requesting the Assembly Interim Committee on Governmental Efficiency and Economy to investigate the use of state-owned automobiles, airplanes, boats, and other state equipment for other than official purposes and practices in purchasing such property

WHEREAS, The State of California during each fiscal period spends a very large amount of money for purchase, maintenance and operation of automobiles, airplanes, boats, and other state equipment for the purpose of transporting state personnel on official business; and

WHEREAS, It has become increasingly apparent to Members of the Assembly, the press and the public that certain state officers and employees have made use of state-owned automobiles, airplanes, boats, and other state equipment for purposes other than official use and contrary to law; and

WHEREAS, The unlawful use of such automobiles has been observed on Sundays, holidays and nonworking days by state employees accompanied on occasion by non-state employees at times and in areas where the possibility or necessity for official duty of a state employee is nonexistent; and

WHEREAS, Certain heads of state departments have arranged for state purchase of luxury automobiles, airplanes, boats, and other state equipment at a cost far in excess of the cost of other vehicles and equipment, of less expensive manufacture which are adequately and economically satisfactory for purposes of transportation; and

WHEREAS, The flagrant and open use of state-owned automobiles, airplanes, boats, and other state equipment for private purposes and the purchase of unnecessarily expensive and luxurious vehicles and equipment by some state officers and employees tend to bringing into a state of disrepute in the minds of many people the entire system of our State Government; and

WHEREAS, It appears to be desirable to ascertain facts bearing upon these situations relative to state-owned automobiles, airplanes, boats, and other state equipment so that they may be assembled and analyzed to the end that the Legislature shall have the necessary facts and information to enable it to act advisedly upon legislation designed to meet and solve said problems; and

WHEREAS, House Resolution No. 216, adopted on June 20, 1947, created the Assembly Interim Committee on Governmental Efficiency and Economy which was authorized to inquire into the functioning and administration of State Government; be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Governmental Efficiency and Economy created by said House resolution, is hereby directed to ascertain, study and analyze all facts relating to the use and misuse of state-owned automobiles, airplanes, boats, and other state equipment, methods and procedures involved in the purchase of automobiles and other equipment by state agencies and the state rules and regulations extant in regard to use and purchase of state automobiles and other equipment, including but not limited to the procedure used to determine the type and price range of automobiles and other equipment furnished to the various state officials, department heads, and other employees and to include in its report to the Legislature at the 1949 Regular Session its recommendations as to legislation which will effectively and completely bring to an end the improper practices referred to in this resolution.

Resolution read, as amended, and adopted.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Senate Concurrent Resolution No. 9, on motion of Mr. James.

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

The following resolution was offered:

Assembly Joint Resolution No. 8: By Messrs. Huyck, Butters, Collier, Conrad, Dickey, Hollibaugh, Lipscomb, Luckel, Maloney, Morris, Stanley, and Waters—Relative to inviting United States Secretary of State Marshall to address a Joint Convention of the California Legislature.

Request for Unanimous Consent

Mr. Huyck asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 8, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 8

Assembly Joint Resolution No. 8: By Messrs. Huyck, Butters, Collier, Conrad, Dickey, Hollibaugh, Lipscomb, Luckel, Maloney,

Morris, Stanley, and Waters—Relative to inviting United States Secretary of State Marshall to address a Joint Convention of the California Legislature.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Crichton, Crowley, Lester T Davis, M. Philip Davis, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stewart, Thomas, and Mr. Speaker—63.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

Motion That Rush Order Be Placed on Printing of Assembly Joint Resolution No. 8

Mr. Huyck moved that a rush order be placed upon the printing of Assembly Joint Resolution No. 8.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Brown, Sheridan, Rosenthal, George D. Collins, Beck, James, and Caldecott:

House Resolution No. 45

Relative to augmenting the funds of the Assembly Interim Committee on the Judicial System and Judicial Process

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of ten thousand dollars ($10,000) 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 the Judicial System and Judicial Process (created by House Resolution No. 226, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 ordered referred to the Committee on Rules.

By Messrs. Thomas and Fletcher:

House Resolution No. 46

Relating to consideration of constructing a "T" tunnel under the waters of the Los Angeles-Long Beach Harbor area

WHEREAS, There exists a condition of traffic congestion in the Los Angeles-Long Beach Harbor area which creates a serious traffic hazard and impedes transportation over the streets and highways of that area and the surrounding districts; and

WHEREAS, A short and direct means of transportation and communication between the several communities in the areas now isolated by water and between those communities and Terminal Island will relieve this congestion; and

WHEREAS, The present inadequate means of transportation and communication between Terminal Island and the several communities in the area now isolated by water and between the departments of the Federal Government located on Terminal

Island and in the several communities constitutes a serious threat to national security in times of emergency; and

WHEREAS, The construction of a "T" tunnel between San Pedro, Wilmington, Terminal Island, and Long Beach, and connecting the Harbor Freeway with the Long Beach Freeway will provide a direct means of transportation and communication between the several communities in the area which are now isolated by water, and between those communities and Terminal Island, thereby relieving the condition of traffic congestion, facilitating communication and transportation, and promoting national security; now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Highways, Department of Public Works, investigate the necessity and feasibility of constructing a San Pedro, Wilmington, Terminal Island and Long Beach "T" tunnel to connect the Harbor Freeway with the Long Beach Freeway and to report its findings and recommendations to the Assembly not later than 15 days after the convening of the next Regular General Session of the Legislature; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit a copy of this resolution to the Division of Highways, Department of Public Works.

Resolution read, and ordered referred to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1948

MR SPEAKER: Your Budget Session Joint Standing Committee, to which was referred:

Assembly Bill No. 10

Has had the same under consideration, and reports the same back with the recommendation That it be re-referred to the proper committee

M PHILIP DAVIS, Chairman

Assembly Bill No 10 ordered re-referred to Committee on Transportation and Commerce.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1948

MR SPEAKER Your Committee on Revenue and Taxation, to which were referred.

Resolutions adopted at the Miami Beach Conference

Has noted same, and recommends that same be printed in the Journal

HOLLIBAUGH, Chairman

COMMUNICATION ORDERED PRINTED IN JOURNAL

Pursuant to the recommendation of the Committee on Revenue and Taxation, the following resolution was ordered printed in the Journal:

Resolutions Adopted at the Miami Beach Conference

Resolved by the National Association of Assessing Officers in convention assembled in the City of Miami Beach, Florida, December 4, 1947, That whenever the United States or any of its agencies acquire land for the purpose of setting such land aside or for using as a site for private enterprise, such land and any buildings, structures or fixtures attached to and forming a part of such land, shall be subject to taxation by the several states and their political subdivisions within their respective jurisdictions in the same manner and to the same extent as if such land and buildings are taxable by any such state or political subdivisions thereof if such land and buildings were acquired, possessed, used or leased by any persons, firm or corporation in the ordinary or usual course of conducting or operating privately financed or privately managed enterprise, venture or business; and be it further

Resolved, That in all states in which there still remain constitutional or statutory prohibitions against the taxation of federal property, it is strongly recommended that immediate steps be taken to remove such prohibitions, and be it further

Resolved, That a copy of this resolution be forwarded by the Executive Director to the President and the Congress of the United States; and be it further

Resolved, That a copy of this resolution be forwarded by the Executive Director to the Governor and the Legislature of each of the 48 states.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 55 BE WITHDRAWN FROM BUDGET SESSION JOINT STANDING COMMITTEE AND RE-REFERRED TO COMMITTEE ON REVENUE AND TAXATION

Mr. Thomas asked for, and was granted, unanimous consent that Assembly Bill No. 55 be withdrawn from the Budget Session Joint Standing Committee, and be re-referred to the Committee on Revenue and Taxation.

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

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

Assembly Bill No. 74: By Messrs. Butters, Bennett, Blosser, Collier, George D. Collins, Crowley, Erwin, Field, Gannon, Hahn, Hinckley, Johnson, Lowrey, Sherwin, Silliman, and Stewart—An act to amend Section 164 of the Vehicle Code, relating to the renewal of registrations, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Speaker Presiding

At 10.55 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

COMMUNICATIONS

By Mr. Dickey:

The following opinion of the Legislative Counsel was received, read, and ordered printed in the Journal:

Opinion of Legislative Counsel

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 10, 1948

Hon. Randal F. Dickey
Assembly Chamber

ASSEMBLY CONTINGENT FUNDS—No. 185

DEAR MR. DICKEY: You have asked us to advise you regarding the purposes for which an appropriation for contingent expenses of the Assembly at this 1948 Regular Session will be available.

The provisions of Section 2 of Article IV of the Constitution relating to budget sessions authorizes the Legislature at such sessions to make appropriations for the expenses of the session. Money so appropriated is limited in its availability to expenses arising out of the budget session. It would be available for expenses incurred by a Legislative Process Committee which was created to act until final adjournment of this session.

Such an appropriation is not available for augmenting the funds of interim investigating committees that were created at the 1947 Session. A resolution adopted by the Assembly authorizing any such committee to expend additional amounts from the

Assembly Contingent Fund would not and could not be paid from such an appropriation.

The money that is available for augmenting the allocations to the 1947 interim committees consists of unexpended balances of appropriations for contingent expenses of the Assembly made prior to this session and of the money that will be appropriated for contingent expenses of the Assembly by the Budget Act of 1948.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

By Mr. Gaffney:

The following opinion of the Legislative Counsel was received, read, and ordered printed in the Journal:

Opinion of Legislative Counsel

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 11, 1948

Hon. Edward M. Gaffney
Assembly Chamber

DELAY IN OPERATIVE DATE OF STATUTE AS URGENCY MEASURE—No. 184

DEAR MR. GAFFNEY: You have asked whether the operative date of a statute enacted at the 1947 Regular Session of the Legislature to become operative July 1, 1948, can be further delayed by a legislative act at the current budget session.

You refer specifically to Chapter 1235, Statutes of 1947, which requires the deposit of securities by operators of motor vehicles involved in accidents. This act now provides that it shall become operative on July 1, 1948. The act will therefore become operative on that date unless legislation is enacted at the current budget session to take effect immediately, which will either repeal the act or postpone its operative date.

The provisions of Section 2 of Article IV of the Constitution which provides for annual sessions of the Legislature restricts the subject matters which may be considered at budget sessions to the Budget Bill, revenue acts necessary therefor, urgency measures, acts calling elections, proposed constitutional amendments, the approval or rejection of charters and charter amendments, of cities, counties, and cities and counties, and acts necessary to provide for the expenses of the session.

Under such limitations, any act to postpone the operative date of Chapter 1235 could only be considered if it met the requirements of an urgency measure.

Section 1 of Article IV of the Constitution excepts urgency measures necessary for the immediate preservation of the public peace, health or safety, passed by a two-thirds vote of all members elected to each house, from the power of referendum otherwise reserved to the people and provides that they shall go into immediate effect.

Certain limitations are placed on the subject matter of measures which may be enacted as urgency measures excepted from the power of referendum, however Thus it is provided that "no measure creating or abolishing any office or changing the salary, term or duties of any officer, or granting any franchise or special privilege, or creating any vested right or interest, shall be construed to be an urgency measure."

Within the limitations set forth above, any measure may properly be enacted as an urgency measure if it contains a statement of the facts showing the public necessity that it take effect immediately to preserve the public peace, health or safety, which statement of facts is adopted by a two-thirds vote on a separate roll call.

An act to postpone the operative date of Chapter 1235 would not, in our opinion, come within any of the constitutional limitations applicable to urgency measures.

Chapter 1235 became effective September 19, 1947, but by its terms the provisions of the act do not become operative until July 1, 1948. Under the provisions of the act, certain additional duties incident to the administration and enforcement of the act are imposed on the Department of Motor Vehicles These duties are now vested in the department although they are not to be exercised until July 1, 1948. The postponing of the date on which such duties are to be exercised would not seem to constitute the creation or abolition of an office nor the change in the duties of any officer within the meaning of the constitutional limitation on urgency measures Such an act would not effect any basic change in the organization of the State Government or in the exercise of the sovereign powers and duties of any public officer, which appear to be the basis for the reservation of the power of referendum to the people through the constitutional restrictions placed on the enactment of urgency measures.

It is therefore our opinion that an act which would postpone or delay the operative date of Chapter 1235 would not be within the class of measures whose enactment as urgency measures is prohibited by the Constitution.

Whether such a bill could properly be considered at the current budget session would therefore depend upon whether the bill sets forth facts which would state a case of immediate public necessity.

Although it may be difficult to perceive what facts exist which would justify an act postponing the operative date of Chapter 1235 as necessary for the immediate preservation of the public peace, health or safety, we cannot say, without such facts before us, that such facts do not exist.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By BERNARD CZESLA, Deputy

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

The following resolutions were offered:

Assembly Joint Resolution No. 9: By Messrs. Hollibaugh, Anderson, Lyons, Hawkins, Bennett, Blosser, Cooke, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Geddes, Hahn, Huyck, Kilpatrick, Lipscomb, Luckel, McCollister, Morris, Mrs. Niehouse, Messrs. Rosenthal, and Thomas—Relative to memorializing Congress to provide a wage increase for postal service employees.

Referred to Committee on Rules.

Assembly Joint Resolution No. 10: By Messrs. Clarke, Lowrey, and Johnson—Relative to requesting the Secretary of the Interior of the United States to permit grazing in certain national parks in this State.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 7—Relative to the shipbuilding industry of the West Coast;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twelfth day of March, 1948, at 11 a.m.

WEBER, Chairman

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

The following resolution was offered:

Assembly Concurrent Resolution No. 16: By Messrs. Ralph C. Dills, Morris, Dunn, Cooke, Dolwig, Erwin, Hinton, Luckel, Stanley, Maloney, Dickey, and Weber—Relative to study of California history and government in the public schools.

Referred to Committee on Rules.

ANNOUNCEMENT

Mr. Sherwin announced that Subcommittees of the Committee on Ways and Means will work over the week end; and that the Committee on Ways and Means will meet one hour after the time of adjournment on Monday, March 15th.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. James, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ethel Gamble and Jerry Gamble of Bakersfield.

On request of Messrs. Lipscomb, Evans, and Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Joseph F. Holt of Los Angeles.

On request of Mr. Lester T. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Clinton Fulcher, former Assemblyman, of Lookout.

ADJOURNMENT

At 11.08 a.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a m., Monday, March 15, 1948.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

TENTH LEGISLATIVE DAY

FIFTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Monday, March 15, 1948

The Assembly met at 10 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—68.

Quorum present.

PRAYER

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

We pray, O God, for all the Members of this Assembly.

Give them, O Lord, first of all the gift of wisdom. "I called upon God, and the spirit of wisdom came upon me. And I preferred her before kingdoms and thrones, and esteemed riches nothing in comparison of her. Neither did I compare unto her any precious stone; for all gold in comparison of her, is as a little sand, and silver in respect to her shall be counted as clay. I loved her above health and beauty, and chose to have her instead of light; for her light cannot be put out." Wisdom, 7, 7

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Connolly, 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. Price, on motion of Mr. Silliman.
Mr. Thomas, on motion of Mr. Lowrey.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Hinckley, on motion of Mr. Collier.
Mr. Thompson, on motion of Mr. Grunsky.
Mr. Lester T. Davis, by unanimous consent.
Mr. Field, on motion of Mr. Erwin.

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

Mr. Huyck, on motion of Mr. Waters.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

ANNOUNCEMENT

Speaker Collins announced that the following bills and resolutions have been introduced this session:

To and Including Friday, March 12, 1948

Assembly bills introduced	74	
Assembly constitutional amendments introduced	7	
Assembly concurrent resolutions introduced	16	
Assembly joint resolutions introduced	10	
Total	107	107
Senate bills introduced	38	
Senate concurrent resolutions introduced	14	
Senate joint resolutions	7	
Total	59	59
TOTAL BILLS INTRODUCED		166
Passed in both houses—		
Assembly Bills Nos. 4, 54	2	
Assembly Concurrent Resolutions Nos. 1, 2, 3, 4, 5, 7, 11, 12, and 13	9	
Assembly Joint Resolution No. 4	1	
Total	12	12
Senate Bill No. 7	1	
Senate Concurrent Resolutions Nos. 1, 2, 3, 5, 6, and 7	6	
Senate Joint Resolution No. 2	1	
	8	8
Total		20
Introduced	166	
Passed	20	
Remaining	146	

ANNOUNCEMENT

Speaker Collins announced that the Chief Clerk has received and returned to the Assembly a brief case which contains several photographs

of the late former Assemblyman John B. Pelletier, who represented the Forty-fourth Assembly District for many years; and that said photographs are to be given to the State Library so that they may be filed in their records.

REQUEST TO NOTE IN JOURNAL THAT REPORT HAS BEEN DISTRIBUTED TO MEMBERS OF ASSEMBLY

Speaker Collins requested that it be noted in the Journal that the first Interim Reports of the Special Crime Study Commissions on Criminal Law and Procedure, Adult Corrections and Release Procedures, Juvenile Justice, Social and Economic Causes of Crime and Delinquency, and Organized Crime have been distributed to all Members of the Assembly.

REQUEST FOR UNANIMOUS CONSENT THAT RULE BE WAIVED

Mr. Doyle asked for, and was granted, unanimous consent that the Sergeant-at-Arms be permitted to take up a private collection for the purpose of purchasing flowers for the funeral of the father of Andrew J. Cecchettini, who serves the Assembly in the capacity of Chief Assistant Sergeant-at-Arms.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Concurrent Resolution No. 17: By Mr. Sam L. Collins—Relative to amending Rule No. 23 of the Joint Rules of the Senate and Assembly, relating to passage of bills preceding final adjournment.

Referred to Committee on Rules.

Assembly Bill No. 75: By Messrs. Morris, Rosenthal, Anderson, Grant, Bennett, Brown, Burke, Caldecott, Carey, Cooke, Lester T. Davis, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Hawkins, Hinton, Huyck, Kilpatrick, Lipscomb, Lowrey, Luckel, Mrs. Niehouse, Messrs. Sheridan, Stanley, and Weber—An act to add Section 12130.2 to the Education Code, and to amend Sections 12400.1 and 12402.1 of said code, all relating to the credentials authorizing service in the public schools, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

PROPOSED AMENDMENT TO THE TEMPORARY STANDING RULES OF THE ASSEMBLY

The following proposed amendment to the Temporary Standing Rules of the Assembly was ordered printed in the Journal:

Proposed Amendment to Rule No. 55

By Mr. Dickey:

Amendment No. 1

Assembly Standing Rule No. 55 is amended to read:

"*Bills Considered During Period Prior to Final Adjournment*

55. No Assembly bill shall be passed by the Assembly during the period prior to adjournment *sine die* of the two houses of the Legislature specified in the Joint Rules or in the resolution for such adjournment,

except upon the recommendation of the Speaker and permission to consider and vote upon such bill being granted by a recorded vote of three-fourths of the entire elected membership of the Assembly."

Amendment read, and ordered referred to the Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Mr. Sam L. Collins:

House Resolution No. 47

Relative to making big fires out of little ones

WHEREAS, Alma Kunz is nationally known as a guide through the land of the Grand Tetons and Eastern Idaho and makes his principal headquarters at Driggs, Idaho; and

WHEREAS, So great has been his renown that all of the citizenry throughout the Western States are acquainted with that famous lodge known as "Alma's Lodge" located on the Teton River; and

WHEREAS, It is particularly appropriate that the Assembly of the great State of California should pause in its deliberations to commend one whose fame is so closely associated with the glorious history of the West; and

WHEREAS, Not only is his guiding so well and favorably known, but other of his outstanding achievements, particularly those in the piscatorial field, are equally known; and

WHEREAS, For establishing comfortable quarters in blinding snowstorms, including provision for adequate warmth by the building of fires under the most adverse conditions, his ability is unequalled; now, therefore, be it

Resolved by the Assembly of the State of California, That after due deliberations this Assembly finds that it would be unnecessary to establish such quarters and build such fires if a guide so well known should return his party to camp before dark; and be it further

Resolved, That the Chief Clerk by the most expeditious means available communicate this intelligence to Alma Kunz.

Resolution read, and ordered referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 9

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 12, 1948

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

Assembly Concurrent Resolution No. 13

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

Above resolution ordered enrolled.

RESOLUTIONS

The following resolution was offered:

By Mr. McCollister:

Assembly Resolution No. 48

Relative to augmenting the funds of the Assembly Interim Committee on Military and Veterans Affairs

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 Committee on Military and Veterans Affairs (created by House Resolution No. 205, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from said contingent fund and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller on the State Treasurer.

Resolution read, and ordered referred to the Committee on Rules.

COMMUNICATIONS

By Mr. Cooke:

The following opinion of the Legislative Counsel was received, read, and ordered printed in the Journal:

Opinion of Legislative Counsel

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 11, 1948

Hon. John B. Cooke
Assembly Chamber

SHASTA DAM ELECTRIC POWER—No. 438

DEAR MR. COOKE: You have asked whether or not the Legislature, by enacting new legislation or amending or modifying existing legislation, can provide means to secure for the people of this State, the electrical power soon to be available at Shasta Dam

It is our understanding that the Secretary of the Interior has offered to contract with any public agency for the distribution of this power. In so contracting the secretary would be complying with the provisions of the Reclamation Project Act of 1939 (Section 9 (c)) that in "sales or leases [of electric power] preference shall be given to municipalities and other public corporations or agencies." It appears that the secretary also insists that the public agency receive no "middleman's" profit from the handling of the power.

The Water Project Authority, organized under the provisions of Sections 11400 et seq. of the Water Code, is regarded as performing a governmental function in carrying out the Water Code provisions relating to the Central Valley Project (Sec 11127, Water Code), of which the Shasta Dam is a part. Thus, it is evident that the authority would be a public agency within the meaning of the Reclamation Project Act of 1939.

The authority has the general power to "enter into contracts and agreements and do any and all things which in its judgment are necessary, convenient, or expedient for the accomplishment of the purposes and objects of" the Water Code provisions concerning the Central Valley Project (Sec 11454, Water Code). Distribution of electric power is clearly within the purposes of the Central Valley Project as stated in Section 11125 of the Water Code.

Therefore, we believe that the Water Project Authority is authorized under the existing law to contract with the United States Bureau of Reclamation for the distribution of the power available at Shasta Dam. Further, there appears to be no reason why the authority could not sell the power to the Pacific Gas and Electric Company as long as the authority does not profit by the transaction In other words, the authority would not be required to physically distribute the power.

We are unaware of any statutory changes necessary to permit the Water Project Authority to contract with the United States to purchase power from the Central Valley Project and to sell it to the Pacific Gas and Electric Company or to otherwise arrange for its distribution. If it is found that some changes are desired, it is believed that they could be made by the Legislature at this session as urgency legislation

Very truly yours,

FRED B. WOOD, Legislative Counsel
By GEORGE H. MURPHY, Deputy

RESOLUTIONS

The following resolution was offered:

By Mr. McCollister:

House Resolution No. 49

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 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 Interstate Cooperation (created by House Resolution No. 23, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from said contingent fund and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller on the State Treasurer.

Resolution read, and ordered referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 11: An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

~~Bill read second time, and ordered engrossed.~~

(On this day the above record was expunged, and the action rescinded whereby Assembly Bill No. 11 was read the second time, and ordered engrossed.)

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 12, 1948.

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 providing funds for the Joint Committee on Water Problems.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 12, 1948

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

Senate Concurrent Resolution No. 13
Senate Concurrent Resolution No 14
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 (RESUMED)

The following resolutions were read:

Senate Concurrent Resolution No. 13—Relative to commending the sponsors of the "Freedom Train" and inviting it to return to the State.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 14—Relative to inviting the Honorable Eamon De Valera, former Prime Minister of the Irish Free State, to address the Legislature.

Referred to Committee on Rules.

Senate Joint Resolution No. 7—Relative to memorializing Congress to appropriate funds for the construction of a breakwater at Half Moon Bay.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Messrs. Kilpatrick, Burke, Bennett, Carey, and Hahn:

House Resolution No. 50

Relative to augmenting the funds of the Assembly Interim Committee on Detention Homes and County and City Jails

WHEREAS, The Assembly Interim Committee on Detention Homes and County and City Jails was authorized and directed to ascertain, analyze and study all facts relating to custodial institutions for juvenile and adult persons in this State; and

WHEREAS, In carrying out the duties imposed upon it said committee is, has been, and will continue to be, faced with the necessity of holding numerous hearings and performing research in a broad and complex field; and

WHEREAS, The moneys made available to said committee have proved inadequate to allow it to properly carry out the duties imposed upon it; now, therefore, be it

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

1. In addition to any money heretofore made available, the sum of ten thousand dollars ($10,000) 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 Detention Homes and County and City Jails (created by House Resolution No. 164, Fifty-seventh Session, as amended) and its members and for any charges, expenses, or claims incurred by it under said 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 ordered referred to the Committee on Rules.

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

The following resolution was offered:

Assembly Constitutional Amendment No. 8: By Mr. Dunn—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 14 to Article XVI thereof, relating to the issuance of bonds to provide loans and grants to school districts of the State.

Referred to Committee on Constitutional Amendments.

PROPOSED AMENDMENT TO THE TEMPORARY STANDING RULES OF THE ASSEMBLY

The following proposed amendment to the Temporary Standing Rules of the Assembly was ordered printed in the Journal:

Proposed Amendment to Rule No. 81

By Mr. Dickey:

Amendment No. 1

Assembly Standing Rule No. 81 is amended to read

"*Motion to Withdraw and Recall Bills*

81. 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 two-thirds of the elected members.

The withdrawal of an urgency measure from the Budget Session Joint Standing Committee pursuant to Rule 3.5 of the Joint Rules of the Senate and Assembly shall constitute a determination by the Assembly that facts exist requiring the enactment of the bill to take effect immediately as necessary for the immediate preservation of the public peace, health or safety and that the urgent need is such that enactment of the bill cannot await the convening of the next regular session of the Legislature."

Amendment read, and ordered referred to the Committee on Rules.

MOTION THAT CHIEF CLERK BE INSTRUCTED TO WRITE LETTER TO THE SENATE

Mr. Maloney moved that the Chief Clerk be instructed to write a letter to the Senate and invite the Members of the Senate to meet with the Members of the Assembly on next Wednesday, March 17th, at 11.30 a.m., for the purpose of hearing the speaker, and of joining in the Saint Patrick's Day celebration.

Mr. Rosenthal seconded the motion.

Motion carried.

MOTION TO APPROVE JOURNALS

On motion of Mr. Dickey, the Journals for Monday, March 8, 1948; Tuesday, March 9, 1948; Wednesday, March 10, 1948; Thursday, March 11, 1948; and Friday, March 12, 1948, were approved as corrected by the Minute Clerk.

MOTION THAT NAMES OF MEMBERS IN COMMITTEE MEETING BE PLACED UPON MORNING ROLL CALL, AND THAT IT BE NOTED IN JOURNAL THAT THEY ARE ATTENDING TO LEGISLATIVE DUTIES

Mr. Connolly moved that the names of the members of the Budget Session Joint Standing Committee be placed upon the morning roll call;

and that it be noted in the Journal that they are present, but attending to legislative business elsewhere.

Motion carried.

By order of the Speaker, the following names were added to the morning roll call pursuant to the provisions of the above motion:

Members of the Budget Session Joint Standing Committee: Messrs. M Philip Davis, Beck, Ralph C. Dills, Sherwin, and Geddes.

Members of the Assembly appearing before the Budget Session Joint Standing Committee: Messrs. Evans, Crichton, and Luckel.

ANNOUNCEMENT

Mr. Dickey announced that all interim committees of the 1947 Session planning to ask for additional allocation of funds should do so, at once, by resolutions which, when referred to the Committee on Rules, will be considered immediately, so that when they are taken up on the floor they will present an accurate estimate of the supplemental requirements pertaining to House Resolution No. 20.

RECESS

At 11 a.m., on motion of Mr. Dickey, the Assembly recessed until 1 p m.

REASSEMBLED

At 1 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

ABSENCE OF QUORUM SUGGESTED

Mr. Loomis suggested the absence of a quorum.

The roll was called.

Call of the Assembly

Mr. Loomis moved a call of the Assembly.

Motion carried. Time, 1.05 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Beck, Bennett, Berry, Boyd, Brady, Burke, Carey, Clarke, Collier, George D Collins, Conrad, Crichton, Lester T. Davis, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Hawkins, Heisinger, Hinckley, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, McCollister, McMillan, Miller, Niehouse, Price, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thomas, Thompson, Waters, and Weber—46.

Further Proceedings Under Call of the Assembly Dispensed With on Quorum Call

At 1.13 p m., on motion of Mr. Loomis, further proceedings under the call of the Assembly were dispensed with.

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

Anderson, Beck, Bennett, Blosser, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Evans, Fletcher, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Kilpatrick, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Roberston, Silliman, Stanley, Stephenson, Waters, and Mr Speaker—53.

Quorum present.

REQUEST FOR UNANIMOUS CONSENT TO EXPUNGE RECORD AND RESCIND ACTION ON ASSEMBLY BILL NO. 11

Mr. Geddes asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded, whereby Assembly Bill No. 11 was this day read the second time, and ordered engrossed.

CONSIDERATION OF DAILY FILE (RESUMED)

SECOND READING OF ASSEMBLY BILL NO. 11

Assembly Bill No. 11—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read second time.

Motion to Amend

Mr. Geddes moved the adoption of the following amendments:

Amendment No. 1

On page 5, line 49, of the printed bill, strike out "three thousand", and insert "three thousand six hundred"; and in line 50, strike out "3,000", and insert "3,600".

Amendment No. 2

On page 5, line 51, of the printed bill, strike out "four thousand", and insert "five thousand"; and in line 52, strike out "4,500", and insert "5,500".

Amendment No. 3

On page 6, line 1, of the printed bill, strike out "four", and insert "five"; and in line 2, strike out "4,500", and insert "5,500".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion That Rush Order Be Placed Upon the Printing of Assembly Bill No. 11

Mr. Geddes moved that a rush order be placed upon the printing of Assembly Bill No. 11.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 10 BE WITHDRAWN FROM THE COMMITTEE ON TRANSPORTATION AND COMMERCE, AND BE RE-REFERRED TO THE COMMITTEE ON REVENUE AND TAXATION

Mr. Heisinger asked for, and was granted, unanimous consent that Assembly Bill No. 10 be withdrawn from the Committee on Transportation and Commerce, and be re-referred to the Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which were referred:

Assembly Bill No. 34
Assembly Bill No. 53
Assembly Bill No. 57

Has had the same under consideration, and reports that it has determined that the bills are urgency measures that may be enacted at this session pursuant to the Constitution

and the Joint Rules of the Legislature, and recommends that the bills be given further consideration by the Legislature, and be re-referred to the proper committee.

M. PHILIP DAVIS, Chairman

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were re-referred as follows:

Assembly Bill No. 34 re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 53 re-referred to Committee on Agriculture.

Assembly Bill No. 57 re-referred to Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT TO ASSEMBLY INTERIM COMMITTEE ON WAYS AND MEANS BE ORDERED PRINTED IN THE JOURNAL

Mr. Sherwin asked for, and was granted, unanimous consent that the letter of transmittal, and the Report by the Attorney General to the Assembly Interim Committee on Ways and Means, relative to bids of major oil companies, be ordered printed in the Journal in 10-point type.

(The above mentioned report will appear prior to the motion to adjourn.)

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. Crichton—An act to amend Section 595 of the Vehicle Code, relating to unattended motor vehicles, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 77: By Mr. Crichton—An act to amend Section 511.3 of the Vehicle Code, relating to speed limits and the operation of vehicles upon the highways.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 78: By Mr. Crichton—An act to amend Section 511.1 of the Vehicle Code, relating to speed limits and the operation of vehicles upon the highways.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 79: By Mr. Stanley—An act to amend Sections 10200, 10203, 10204 of the Education Code, relating to courses of instruction in automobile driver education and automobile driver training, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

REPORTS OF STANDING COMMITTEES

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which was referred:

Assembly Bill No. 26

Has had the same under consideration, and reports the same back with the recommendation: That it be re-referred to the proper committee.

M. PHILIP DAVIS, Chairman

Assembly Bill No. 26 ordered held at the desk by unanimous consent granted to Mr. Ralph C. Dills, for the purpose of obtaining an opinion from the Legislative Counsel.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 13—Approving a certain amendment to the charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-fourth day of February, 1948;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the fifteenth day of March, 1948, at 1 p.m.

WEBER, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 15, 1948

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

Assembly Joint Resolution No. 8

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

Above resolution ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 9—An act to amend Section 19607 of 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. Anderson moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 20, of the printed bill, as amended in the Assembly on March 12, 1948, strike out "All child care centers"; and strike out line 21.

Amendment read.

Demand for Previous Question

Messrs. Caldecott, Weber, Evans, Rosenthal, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. Anderson to Assembly Bill No. 9.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Clayton A. Dills, Ralph C. Dills, Elliott, Evans, Fletcher, Hawkins, Hollibaugh, Kilpatrick, Luckel, McMillan, Miller, Niehouse, and Rosenthal—16.

NOES—Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, James, Johnson, Kirkwood, Knight, Lipscomb, Loomis, Lyons, Maloney, McCollister, Morris, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—51.

The question being on the passage of Assembly Bill No. 9.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, and Weber—61

NOES—Butters, Clarke, and Johnson—3.

The roll was called, and Assembly Bill No. 9 passed by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, James, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—62

NOES—Butters, Clarke, Johnson, and Loomis—4.

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 Concurrent Resolution No. 18: By Mrs. Niehouse, Messrs. Rosenthal, and Anderson—Relative to requesting the Regents of the University of California to survey the possibilities of large scale conversion of ocean water to fresh water.

Referred to Committee on Rules.

Assembly Bill No. 80: By Messrs. Dunn, Beck, Caldecott, Doyle, Gannon, and Mrs. Niehouse—An act to repeal Sections 6713, 7039, 7064, 7117, 7126, 7128, and 7147 of the Education Code; to add Articles 1 and 13.5 to Chapter 15 of Division 3 of said code; to add Sections 5157, 7000, 7126, and 7132 to said code; to amend the heading of Articles 1 and 13 of Chapter 15 of Division 3 of said code; and to amend Sections 5152, 5153, 5156, 6703, 6714, 7002, 7012, 7023, 7032, 7033, 7034, 7035, 7036, 7037, 7038, 7041, 7061, 7062, 7063, 7067, 7081, 7091, 7092, 7094, 7095, 7101, 7103, 7111, 7112, 7113, 7114, 7115, 7116, 7121, 7122, 7124, 7130, 7146, 7146.1, 7148, 7149, 7150, 7208, and 9645 of said code, all relating to the support of the public schools, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 81: By Messrs. Dunn, Cramer, Doyle, Luckel, and Mrs. Niehouse—An act to repeal Sections 6713, 7039, 7064, 7094, 7117, 7126, 7128, and 7147 of the Education Code; to add Articles 1 and

13.5 to Chapter 15 of Division 3 of said code; to add Sections 5157, 7000, 7126, and 7132 to said code; to amend the headings of Articles 1 and 13 of Chapter 15 of Division 3 of said code; and to amend Sections 5152, 5153, 5156, 6703, 6714, 7002, 7012, 7023, 7037, 7038, 7061, 7062, 7063, 7067, 7081, 7091, 7092, 7101, 7103, 7111, 7112, 7113, 7114, 7115, 7116, 7121, 7122, 7124, 7130, 7146, 7146.1, 7148, 7149, 7150, 7208, and 9645 of said code, all relating to the support of the public schools, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 15, 1948

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

Senate Bill No. 3

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. 3—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 15, 1948

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

Assembly Concurrent Resolution No. 15

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

Above resolution ordered enrolled.

COMMUNICATIONS

By Mr. Evans:

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

(COPY)

UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF INFORMATION, WASHINGTON, D. C., January 22, 1948

Mr. Louis C. Venator, Secretary-Manager
California State Exposition
Exposition Park, Los Angeles 7, California

DEAR MR. VENATOR: The outline of the proposed agricultural exhibit at the California State Exposition which accompanied your letter of December addressed to the Secretary of Agriculture has been examined with interest.

Your plan is so well organized and comprehensive that it is difficult for us to make any constructive suggestions or comment regarding the exhibit except that this is our reaction to the plan.

When the exhibit is completed I believe it will be the first of its kind, and the State of California should be congratulated on this forward step in service to Agriculture.

Sincerely yours,

(Signed)

JOSEPH W. HISCOX, Chief
Agricultural Exhibits Service

REQUEST FOR UNANIMOUS CONSENT THAT PERMISSION BE GRANTED TO HOLD SPECIAL MEETING

Mr. Hollibaugh asked for, and was granted, unanimous consent that permission be given that a special meeting of the Committee on Revenue and Taxation be held tomorrow night, Tuesday, March 16th, at 8 p.m.

REQUEST BY SPEAKER THAT IT BE NOTED IN THE JOURNAL THAT A LETTER OF TRANSMITTAL AND A REPORT FROM THE LEGISLATIVE AUDITOR HAVE BEEN DISTRIBUTED

By request of Speaker Sam L. Collins, it is hereby noted that a letter of transmittal and a report to members of the Joint Legislative Budget Committee, which have been received from the Legislative Auditor, have been distributed to all Members of the Assembly for their assistance when considering passage of the Budget Bill.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—

Rules.

Education, in Room 219, where motion pictures will be exhibited relating to visual aid.

Ways and Means.

At 8 p.m. tonight—

Ways and Means.

At 9 a.m., tomorrow, Tuesday, March 16th.

Ways and Means.

At 8 p.m., tomorrow, Tuesday, March 16th.

Revenue and Taxation.

LETTER OF TRANSMITTAL

CALIFORNIA LEGISLATURE
ASSEMBLY, March 15, 1948

To the Honorable Sam L. Collins, Speaker,
and to the Members of the Assembly:

In the Report of the Assembly Interim Committee on Ways and Means (Assembly Journal March 10, 1948, page 17) appears a statement of investigation of gasoline purchases requested of the Attorney General by the committee.

The committee is now in receipt of a report from the Attorney General, that his office has investigated and reported the facts and circumstances surrounding the submission and the bids in question He states that the report of the investigation has been completed.

The report is handed herewith with the request that it be printed in the Journal. It is accompanied by considerable data, which is in the files of the committee and available for inspection by any interested person.

MARVIN SHERWIN, Chairman
Ways and Means Committee

REPORT TO ASSEMBLY INTERIM COMMITTEE ON WAYS AND MEANS

PURSUANT TO ITS REQUEST TO THE ATTORNEY GENERAL TO INVESTIGATE BIDS OF MAJOR OIL COMPANIES FOR CONTRACTS TO SUPPLY PETROLEUM PRODUCTS TO THE STATE OF CALIFORNIA FOR THE CALENDAR YEAR 1948

On February 12, 1948, the Assembly Interim Committee on Ways and Means adopted a resolution requesting the Attorney General to investigate the facts and circumstances surrounding the submission of bids to the State of California for the furnishing of petroleum products during the calendar year 1948, and to determine whether or not any unlawful act or practice was involved therein.

On February 13, 1948, the Honorable Marvin Sherwin, Member of the Assembly for the Sixteenth District, and member of the committee, forwarded a copy of this resolution to the Attorney General requesting his information, advice, and suggestions on the subject of the letter and resolution. The matter was thereafter referred to the writer for investigation and report.

Mr. Sherwin subsequently requested Mr. Earl Washburn, Deputy Director of the Department of Finance, to provide this office with copies of the requests for bids and the bids submitted. In addition, Mr. Washburn also submitted to this office various compilations, tabulations, and statistical data relative to such bids as were prepared by his office.

Preliminarily, the committee's attention is invited to the fact that the bids submitted for bulk delivery of petroleum products, *other* than gasoline delivered at service stations, were *not* identical for such deliveries, and that there appears to be a competitive variance in such bids. (See Director of Finance analysis of such bids attached.)

It is a subject of current and common knowledge that there is a national as well as a local petroleum shortage and that the "petroleum problem" is a matter of world-wide as well as a national concern. Ever-increasing demands are being met from dwindling reserves and surpluses The depletion of known oil deposits and reserves are not being compensated by major discoveries of new fields. In short, petroleum products are now sold in an ever-increasing "sellers' " market with little present prospect of new sources of supply being sufficient to result in a "fair" or "buyers' " market

The war depletion of petroleum is too well known to necessitate elaboration here, as is the fact that the highly competitive market conditions which prevailed before the war no longer exist and are unlikely to return in the foreseeable future. As a result, where highly competitive bidding for volume business such as the gasoline and other petroleum requirements of the State or Federal Governments existed prior to 1942, at present the oil companies are pressed to meet ordinary private and institutional demands, and have no competitive incentive to reduce prices

or allow delivery discounts in order to secure what was once considered highly desirable and lucrative institutional business

As one means of ascertaining the actual conditions prevailing in the petroleum industry both nationally and locally, the writer reviewed magazine and public news reports and publications, and the facts and statistics gathered and compiled both by industry associations and by the Department of the Interior, Bureau of Mines, which issues monthly cumulative reports on the production, manufacture, and sale of petroleum and of petroleum products. Typical national news and magazine reports, oil industry "house organs," and the December, 1947, Report of the Bureau of Mines, are attached hereto for reference and information.

In order to determine if there had been any discrimination by the bidding oil companies against the State of California for bid prices for gasoline delivered at service stations, a letter was directed to each of such companies requesting information as to the identity of their three largest institutional users of petroleum products and the 1948 bid prices to each of them. Copies of the replies received to this inquiry, together with a sample copy of our letter to such bidders are also attached for reference and information.

Further inquiry of the Bureau of Federal Supply (United States Treasury Procurement Service) (Los Angeles Branch Supply Center) indicates that for the federal fiscal year July 1, 1947-June 30, 1948 petroleum product bids for gasoline delivered at service stations were secured by that agency from the following suppliers: General Petroleum Company, Richfield Oil Co., Shell Oil Co., Texas Oil Co., and Standard Oil Co. All except Standard Oil Co. bid "Posted price at time and place of delivery." Standard Oil Co. made a fixed bid of 16 cents per gallon for regular and 18 cents per gallon for premium (ethyl) gas, plus taxes effective at time of delivery (at that time 4½ cents per gallon).

It thus appears that *all* major oil companies (except Standard Oil Co.) even in 1947, abandoned "competitive" bids on service station deliveries of gasoline and quoted and bid "posted price at time and place of delivery" and denied all discounts on such deliveries. These bids are the same as those received by the State in response to its call for bids late in 1947 for 1948 delivery and were and are, in our opinion, due to the short supply of fuel to meet the ever-increasing demands of an expanding market.

There are no facts presently available to indicate that the bids submitted were the result of any factor other than the existence of a "sellers' " market for ever more demanded products—a market ready and able to absorb even more of the product that the seller can supply—at the maximum price the seller believes he can obtain in a market where demand currently exceeds supply and is likely to continue to do so.

It is, therefore, the considered opinion of this office that in view of these well-known and existing facts a more extensive inquiry into the bids heretofore submitted by the four oil companies for the service station delivery of the gasoline requirements of the State of California is not presently indicated.

Respectfully submitted.

FRED N. HOWSER, Attorney General
By JACK W. HARDY, Deputy Attorney General

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Cramer, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mayor A. B. Able and Mrs. Able and Mrs. Doris Sullivan of Coronado.

On request of Mr. Kirkwood, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Prof. Wm. Hawley Davis and the following members of the Alpha Delta Club of Palo Alto: Duffy Blabon, George Cartwright, Lee Cliff, Malcolm Clark, Bill Glathe, John Johnson, Bob Morris, Grant Spaeth, Karli Stauffer, Don Stager, James Todd, and Alan Winterbotham.

On request of Mr. Lipscomb, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lt. Chester E. Wolfrum of Los Angeles.

On request of Mr. Weber and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. Otis, teacher, and the following pupils of the Belota School of San Joaquin County: John Armanino, George Field, Yvonne Lewallen, Betty Allen, and Arthula Wells.

On request of Mr. Loomis and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Walter Ettl, Mrs. Margaret Ettl, Mr. and Mrs. G. Richard and the following pupils of the Winship School of Meridian: Sharon Parkison, Charles Niesen, Michael Ettl, Vaida Parkison, Bobby Cothrin, Claudine Niesen, Joyce Tate, Stanley Cothrin, Franceska Ettl, Scott Cory, Larry Tate, Judy Murfin, and Billy Ettl.

On request of Mr. Burke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. R. A. Bloydes of San Gabriel.

On request of Mr. Evans, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Fred Howser of Los Angeles.

On request of Messrs. Rosenthal and Lipscomb, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Jim Reinhard of Los Angeles.

ADJOURNMENT

At 2.43 p.m., on motion of Mr. Doyle, the Speaker declared the Assembly adjourned until 11 a.m., Tuesday, March 16, 1948.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

ELEVENTH LEGISLATIVE DAY

SIXTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Tuesday, March 16, 1948

The Assembly met at 11 a.m.

Hon. Sam L. Collins, 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.

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—71.

Quorum present.

PRAYER

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

Grant us, O Lord, in all the actions of this day to desire ardently whatever is pleasing to Thee. Inspire us with Thy wisdom that we may examine prudently all our projects and always choose the means that Thou wouldst have us use. Finally strengthen us with the spirit of fortitude that we may accomplish perfectly all that we have undertaken for the praise and glory of Thy name and for the good of our fellowman, through Christ Our Lord. AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Elliott, 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. Thomas, on motion of Mr. Anderson.

Mr. Price, on motion of Mr. Stanley.

The following member was granted leave of absence for the balance of the legislative day, because of legislative business elsewhere:

Mr. Brown, on motion of Mr. Beck.

Mr Field, by unanimous consent.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr Hinton, on motion of Mr. Hahn.

Mr Huyck, on motion of Mr. Waters.

MOTION THAT NAMES OF MEMBERS IN COMMITTEE MEETING BE PLACED UPON MORNING ROLL CALL, AND THAT IT BE NOTED IN JOURNAL THAT THEY ARE ATTENDING TO LEGISLATIVE DUTIES

Mr Connolly moved that the names of the members of the Budget Session Joint Standing Committee be placed upon the morning roll call; and that it be noted in the Journal that they are present, but attending to legislative business elsewhere

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 16, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No 11

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 16, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which were referred:

Assembly Bill No. 30
Assembly Bill No. 35
Assembly Bill No. 36
Assembly Bill No. 51
Assembly Bill No. 64

Has had the same under consideration, and reports that it has determined that the bills are urgency measures that may be enacted at this session pursuant to the Constitution and the Joint Rules of the Legislature, and recommends that the bills be given further consideration by the Legislature, and be re-referred to the proper committee

M PHILIP DAVIS, Chairman

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were re-referred as follows:

Assembly Bills Nos. 30, 35, and 36 re-referred to Committee on Ways and Means.

Assembly Bills Nos. 51 and 64 re-referred to Committee on Military Affairs.

REQUEST FOR UNANIMOUS CONSENT THAT PROPOSED AMENDMENTS TO THE TEMPORARY STANDING RULES OF THE ASSEMBLY BE PRINTED IN THE JOURNAL

Mr. Dickey asked for, and was granted, unanimous consent that the following proposed amendments to the Temporary Standing Rules of the Assembly be read, and ordered printed in the Journal:

PROPOSED AMENDMENTS TO THE TEMPORARY STANDING RULES OF THE ASSEMBLY

By the Committee on Rules:

Amendment No. 1

In Rule 2, paragraph 1, line 1, strike out ", prior to the constitutional recess,"; and strike out all of paragraph 2.

Amendment No. 2

In Rule 8, strike out the paragraph reading:

"To consider and report on bills introduced after the constitutional recess."; and strike all of the last paragraph of said Rule 8.

Amendment No. 3

In Rule 12, strike out all of paragraph (h); and reletter the next three paragraphs to read "(h)", "(i)", and "(j)", respectively.

Amendment No. 4

In Rule 13, after the last paragraph, insert

"*Duties of the Chief Assistant Sergeant-at-Arms*

13.05. The Chief Assistant Sergeant-at-Arms shall have the powers and perform the duties of the Sergeant-at-Arms during his absence."

Amendment No. 5

In Rule 16, paragraph 1, line 1, beginning with "The Chief Clerk", strike out the remainder of the paragraph; and in paragraph 2, line 1, strike out "During the remainder of the session, the", and insert "The".

Amendment No. 6

In Rule 20, paragraph 2, line 1, strike out "only"; and in line 3, after "members", insert "nor stand in the rear of the Chamber".

Amendment No. 7

In Rule 22, after "session of", insert "the".

Amendment No. 8

In Rule 34, paragraph 3, strike out "be printed, and a copy placed upon the desk of each member.", and insert "and ordered printed."

Amendment No. 9

In Rule 35, paragraph 1, lines 1 and 2, strike out "the Speaker shall refer each bill", and insert "each bill, other than the Budget Bill and revenue acts necessary therefor, after being printed, shall be referred to the Budget Session Joint Standing Committee.

When the Budget Session Joint Standing Committee reports that the bill meets the requirements of Article IV, Section 2, of the Constitution, the Speaker shall refer it."

Amendment No. 10

Strike out all of Rule 37; and renumber Rules 38 to 45 by consecutive numbers to become Rules 37 to 44, respectively.

Amendment No. 11

In Rule 46, line 1, strike out "46", and insert "45"; and in line 2, after "Assembly", strike out the balance of the paragraph, and insert a period.

Amendment No. 12

Strike out all of Rule 47, and insert

"46. The adoption of the Standing Rules of the 1948 Regular Session shall not be construed as modifying or rescinding the Permanent Standing Rules of the Assembly for the 1947 Regular Session, nor as affecting in any way the status or powers of the interim committees created by those Rules."

Amendment No. 13

In Rule 48, paragraph 1, line 1, strike out "48", and insert "47"; and in lines 2 and 3, strike out "following the constitutional recess, or at any time prior thereto when ordered by the Speaker".

Amendment No. 14

Renumber Rules 49 to 52 by consecutive numbers to become Rules 48 to 51, respectively.

Amendment No. 15

Immediately preceding Rule 53, insert

"*Inactive File*

52. Whenever a bill has been passed twice on third reading file, it shall forthwith be placed upon a special file to be known as the inactive file. When a bill has been placed on the inactive file, it may be returned to the third reading file by a request of the author; but the bill shall then be placed at the foot of the third reading file."

Amendment No. 16

In Rule 88, line 1, strike out "for the constitutional recess or adjournment"; and in line 2, strike out "The resolution for adjourn-"; and strike out the balance of the paragraph.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 82: By Mr. Dolwig—An act to amend Section 6006 of the Revenue and Taxation Code, relating to sales and use taxes, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Constitutional Amendment No. 9: By Messrs. Elliott and Hawkins—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding thereto a new article to be numbered XXIX, relating to unemployment insurance.

Referred to Committee on Constitutional Amendments.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 16, 1948

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

Senate Concurrent Resolution No. 13
Senate Concurrent Resolution No. 14
Senate Joint Resolution No. 7

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

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 16, 1948

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

Senate Joint Resolution No. 4
Senate Concurrent Resolution No. 10
Senate Concurrent Resolution No. 12

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

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 16, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 8—Relative to inviting United States Secretary of State Marshall to address a Joint Convention of the California Legislature;

Assembly Concurrent Resolution No. 15—Relative to adjournment in respect to the memory of Mr. Sam Claggett;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the sixteenth day of March, 1948, at 11 a.m.

WEBER, Chairman

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 16, 1948

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

House Resolution No. 39
House Resolution No. 42
House Resolution No. 44
House Resolution No. 47

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

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 16, 1948

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

Assembly Joint Resolution No. 9
Assembly Joint Resolution No. 10

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

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, March 16, 1948

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

Assembly Concurrent Resolution No. 10
Assembly Concurrent Resolution No. 16

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

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, March 16, 1948

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

Assembly Concurrent Resolution No. 17

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

DICKEY, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 17, at this time, without reference to file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 17

Assembly Concurrent Resolution No. 17—Relative to amending Rule No. 23 of the Joint Rules of the Senate and Assembly relating to passage of bills preceding final adjournment.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Knight, Lipscomb, Loomis, Luckel, Lyons, McCollister, Morris, Niehouse, Robertson, Rosenthal, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—62.

NOES—None.

Resolution ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 16, 1948

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

Referred to Committee on Ways and Means.

QUESTION OF PERSONAL PRIVILEGE

Mr. Geddes arose to a question of personal privilege.

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

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

Assembly Bill No. 83: By Mr. Lowrey—An act to amend Sections 353.1, 353.5, 353.6, 353.7, 353.8, 353.9, and 354 of, and to add Section 354.1 to, the Agricultural Code, relating to hide and brand inspection fees, to take effect immediately.

Assembly Bill No. 83 ordered held at the desk by unanimous consent granted to Mr. Ralph C. Dills, for the purpose of obtaining an opinion from the Legislative Counsel.

Assembly Bill No. 84: By Messrs. Waters and Evans—An act to amend Sections 985.5, 986.3, 986.4, and 986.5 of the Military and Veterans Code, relating to the value of farm and home purchases, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

RESOLUTIONS

The following resolutions were offered:

By Mr. Thompson:

House Resolution No. 51

Commending Charles P. Skouras and the Fox West Coast Theatres upon their Save-a-Life campaign

WHEREAS, The shocking and appalling rate of traffic accidents upon our streets and highways, bringing death to thousands and maiming and crippling thousands more, has reached a point where most thinking people realize that it cannot be reduced by traffic controls and police alone but requires the best efforts of everyone driving a motor vehicle to practice better driving habits and have a regard for operation of all vehicles in a safe and careful manner; and

WHEREAS, The National Safety Council has promoted a great campaign to bring to the attention of the public the horrors and loss resulting from careless and reckless operation of motor vehicles, and to instruct drivers in proper handling of vehicles and observation of traffic laws; and

WHEREAS, Charles P. Skouras, President of Fox West Coast Theatres, in cooperation with the National Safety Council, through his Save-a-Life campaign has enlisted in this great cause for traffic safety the extensive resources of the motion picture screens of the entire Fox West Coast organization; and

WHEREAS, There is probably no medium more effective than the motion picture to convey impressively the lessons to be learned from tragic accidents already occurred, as well as lessons of precaution and safety in driving; and

WHEREAS, Through this great Save-a-Life campaign hundreds of thousands of people have been made aware each day of the tragic loss of life, the wanton maiming and crippling of human beings, and the fearful property toll resulting from the present rate of accidents on our streets and highways, and have been able to see just what kind of driving results in such accidents, and to learn how to avoid them; now, therefore, be it

Resolved by the Assembly of the State of California, That Charles P. Skouras and the Fox West Coast Theatres organization are hereby commended for the generous use made of their motion picture facilities in furtherance of this great humanitarian campaign, and for the fine spirit of cooperation, public service, and regard for the well being of his fellowmen which Charles P. Skouras has shown in initiating and carrying through this great Save-a-Life campaign, and be it further

Resolved, That the Chief Clerk of the Assembly transmit to Charles P. Skouras a suitably prepared copy of this resolution as an expression of esteem for his personal efforts and the fine spirit which successfully carried forward the Save-a-Life campaign, and in grateful acknowledgment of the public benefit of the campaign in saving lives and promoting safety in highway traffic.

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Dolwig:

House Resolution No. 52

Relative to augmenting the funds of the Assembly Interim Committee to Study Promotion of Welfare of the Youth of the State

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 to Study Promotion of the Welfare of the Youth of the State (created by House Resolution No. 234, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 ordered referred to the Committee on Rules.

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

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

Assembly Bill No. 85: By Mr. Maloney—An act making an appropriation for the acquisition of property for additional toll highway crossings across the Bay of San Francisco from the City and County of San

Francisco to the County of Alameda, providing for the return of said appropriation, with interest, to the General Fund, and declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Concurrent Resolution No. 19: By Messrs. Hahn, Kilpatrick, Morris, Hinckley, Anderson, Bennett, Boyd, Burke, Butters, Collier, Cooke, M. Philip Davis, Erwin, Evans, Gannon, Grant, Hawkins, Lipscomb, Loomis, Lowrey, Mrs. Niehouse, Messrs. Rosenthal, and Silliman—Relative to the use and purchase of automobiles by the State.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 53

WHEREAS, It has been customary for many years for the State to print and distribute free of cost to the students in the schools and to others, copies of the Constitution of the State of California, the Constitution of the United States, and Other Documents; and

WHEREAS, The course of study in the schools of the State requires a study of State Government and the Constitution; and

WHEREAS, The Constitution of the State of California and the Constitution of the United States and Other Historical Documents and Information About the Legislature are of great use in the teaching of civics in the public schools and in the teaching of Americanism; and

WHEREAS, At the next general election, to be held in November of this year, the people of the State of California will vote upon the eight proposed constitutional amendments which were adopted by the 1947 Legislature as well as upon any initiative measures which may be submitted by the people and any further amendments which may be proposed by this 1948 Legislature; and

WHEREAS, The last edition of the Constitution is now exhausted, and there are a great number of requests from our schools and from others for copies of the Constitution of the State of California and the Constitution of the United States, and Other Historical Documents and Information Pertaining to the Legislature; and

WHEREAS, The article on information pertaining to the Legislature is of particular value to those who are studying our State Government; and

WHEREAS, For many years the Legislature has provided for the distribution of the Constitution by members and officers of the Legislature; and

WHEREAS, It is essential that the children of this Nation should be instructed in principles and ideals of Americanism, and one of the best methods of obtaining this information is the reading of the Constitution of the United States, the Constitution of the State of California, and the historical documents telling how this Country became a Nation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly be and he is hereby directed to compile, revise, and have published a volume similar to those previously issed by the Assembly containing information of an educational nature pertaining to the Legislature of the State of California, together with the Constitution of the State of California, the Constitution of the United States and other documents, and he is authorized to revise and augment the article on the Legislature and to distribute the same on request of Members of the Assembly not to exceed 50 copies to any one member and to others properly entitled thereto; and be it further

Resolved, That the cost of compilation and the printing of this publication be charged to and payable from the Legislative Printing Fund

Resolution read, and ordered referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT OPINION OF THE LEGISLATIVE COUNSEL BE PRINTED IN THE JOURNAL

Mr. Ralph C. Dills 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

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 16, 1948

Hon. Ralph C. Dills
Assembly Chamber

REFERENCE OF REVENUE ACTS TO COMMITTEES—No. 508

DEAR MR. DILLS: You have asked for our opinion regarding the proper reference to standing committees of bills that have been determined to be revenue acts and that may be considered at this session pursuant to that provision of Section 2 of Article IV of the Constitution authorizing the Legislature to consider the Budget Bill and "revenue acts necessary therefor * * *." As an example you cite a bill relating to dairy and milk products licenses and inspection fees that would customarily at a general session be referred to the Standing Committee on Livestock and Dairies. You ask whether such a bill should be referred to the Committee on Revenue and Taxation.

Inasmuch as there is nothing in the Standing Rules of the Assembly that expressly directs that particular types of bills shall be referred to specified committees, it is our opinion that the Speaker may properly refer such a bill either to the Committee on Livestock and Dairies or to the Committee on Revenue and Taxation. While this bill would not ordinarily be referred to the latter committee at a general session, such a reference at this session of the Legislature would be appropriate, since the bill does relate to state revenues and the scope of the session is limited.

Assembly Standing Rule No. 35 authorizes the Speaker to refer each bill to "a committee" (presumably the one deemed most appropriate by him), "unless upon a motion the Assembly, by a majority vote of its entire elected membership, shall refer it to some other committee."

We do not think that the matter of reference of any such bill to one committee or another would in any way affect its constitutionality, nor is there any provision in the Joint Rules of the Senate and Assembly that affects the question.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were re-referred as follows:

Assembly Bills Nos. 26 and 83 re-referred to Committee on Livestock and Dairies.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolutions were offered:

By Messrs. McMillan, Fletcher, Lyons, Mrs. Niehouse, Messrs. Waters, and Grant:

House Resolution No. 54

Relating to augmenting the funds of the Assembly Interim Committee on Aviation

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of three thousand dollars ($3,000) 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 Aviation (created by House Resolution No. 247, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 ordered referred to the Committee on Rules.

By Messrs. Gaffney, George D. Collins, and Dunn:

House Resolution No. 55

Relating to the repeal of discriminatory federal taxes on, and restrictions on, oleomargarine

WHEREAS, Federal legislation now in existence imposes discriminatory taxes on oleomargarine, and prohibitive charges on the sale of artificially colored oleomargarine; and

WHEREAS, Many of the people of California can not afford butter at current prices; and

WHEREAS, The medical profession in general, and nutritionists in particular, are agreed that oleomargarine is a completely adequate and satisfactory dietary substitute for butter; and

WHEREAS, Many of the people of California, who can not afford to purchase butter at current prices, likewise can not afford to purchase oleomargarine at the prices made necessary by the discriminatory federal taxes, and can not spare the time necessary to add artificial coloring; and

WHEREAS, There are no restrictions on the addition of artificial color to butter, and, in fact, artificial color is, and for many years has been, added to butter at certain seasons of the year; and

WHEREAS, The records of the Federal Trade Commission, and those of the Food and Drug Administration, reveal hundreds of cases of condemnation of adulterated and impure butter, and only six such cases of oleomargarine, and demonstrate that the cost of regulation of oleomargarine is less than that of butter; and

WHEREAS, The discriminatory taxes on oleomargarine, and the restrictive enactment against artificially colored oleomargarine, place an unjust burden on the farmers of California who raise cotton, from whose seed most oleomargarine is obtained, and upon the processors and dealers in oleomargarine, as well as upon the welfare of the many people in California who are thereby deprived of the fats essential to a healthy diet; and

WHEREAS, Bills are now pending in each of the houses of Congress of the United States for the repeal of the discriminatory taxes on oleomargarine, and the restrictive enactments against artificially colored oleomargarine; now, therefore, be it

Resolved by the Assembly of the State of California, That the Congress and the President of the United States are urged and memorialized to take such steps as may be necessary to repeal all discriminatory taxes on oleomargarine and all restrictive enactments against artificially colored oleomargarine; 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, to the President pro Tempore of the Senate, and the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Stewart:

House Resolution No. 56

Relative to augmenting the funds of the Assembly Interim 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 Interim Committee on Governmental Efficiency and Economy (created by House Resolution No. 216, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 ordered referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT LEAVE OF ABSENCE BE GRANTED

At 2.05 p.m., Mr. Hinckley asked for, and was granted, unanimous consent that Mr. Lester T. Davis be granted a leave of absence for the balance of the legislative day, because of illness.

REQUEST FOR UNANIMOUS CONSENT THAT TEMPORARY STANDING RULES OF THE ASSEMBLY BE TEMPORARILY SUSPENDED

Mrs. Niehouse asked for, and was granted, unanimous consent that the Temporary Standing Rules of the Assembly be temporarily suspended, tomorrow, Wednesday, March 17th, at approximately 2 p.m., or in the morning immediately upon convening, for the purpose of permitting a picture of the completed voting apparatus to be taken, for use in a mazagine, as a technical article.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 16, 1948

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 10
Assembly Concurrent Resolution No. 16
Assembly Joint Resolution No. 9
Assembly Joint Resolution No. 10

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT THAT LEAVE OF ABSENCE BE GRANTED

Mr. Gaffney asked for, and was granted, unanimous consent that a leave of absence be granted to Mr. George D. Collins for yesterday, Monday, March 15th, because he was attending to legislative business elsewhere.

ANNOUNCEMENT OF COMMITTEE APPOINTMENT

Speaker Sam L. Collins announced the appointment of Mr. Lowrey as a member of the Standing Committee on Livestock and Dairies, vice Mr. Thorp.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—

Ways and Means.

At 8 p.m.—

Revenue and Taxation.

Ways and Means.

At 9.30 a.m., tomorrow, Wednesday, March 17th, in Room 406—

Budget Session Joint Standing Committee.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 11—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read third time.

Motion That Remarks by Mr. Geddes Be Reduced to Writing, and Be Printed in the Journal

Mr. Kirkwood moved that the remarks by Mr. Geddes, pertaining to the passage of Assembly Bill No. 11, be reduced to writing and ordered printed in the Journal; and that further action on this bill be deferred until the next legislative day.

Mr. McCollister seconded the motion.

Substitute Motion to Set Special Order

Mr. Beck moved, as a substitute motion, that Assembly Bill No. 11 be made a special order of business for Thursday, March 18, 1948, at 10.15 a.m.

Mr. Lowrey seconded the motion.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 3 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Brown, Lester T. Davis, Field, Hinton, Huyck, Loomis, Price, Robertson, Sheridan, and Thomas—10.

Further Proceedings Under Call of the Assembly Dispensed With on Substitute Motion to Set Special Order

At 3.05 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 on the substitute motion that Assembly Bill No. 11 be made a special order of business for Thursday, March 18, 1948, at 10.15 a.m.

Call of the Assembly

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

Motion carried. Time, 3.10 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Brown, Lester T. Davis, Field, Hinton, Huyck, Price, Sheridan, and Thomas—8.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dunn asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REMARKS ON CONDITION OF FILE

Mr. Dunn spoke on the condition of the file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SUBSTITUTE MOTION TO SET SPECIAL ORDER

At 3.18 p.m., on motion of Mr. Evans, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the substitute motion that Assembly Bill No. 11 be made a special order of business for Thursday, March 18, 1948, at 10.15 a.m. lost by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Burke, Collier, Connolly, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Grant, Hawkins, Heisinger, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Sillman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—49.

NOES—Bennett, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, M. Philip Davis, Gannon, Geddes, Grunsky, Hahn, Hinckley, Kilpatrick, Knight, Loomis, Sherwin, and Stewart—20.

The question being on the motion by Mr. Kirkwood that the remarks by Mr. Geddes on Assembly Bill No. 11 be reduced to writing, and be printed in the Journal; and that consideration of Assembly Bill No. 11 be deferred until the next legislative day.

Motion Withdrawn

Mr. Kirkwood withdrew his motion.

Mr. McCollister withdrew his second.

The question being on the passage of Assembly Bill No. 11.

Motion to Pass Assembly Bill No. 11 on File

Mr. Beck moved that Assembly Bill No. 11 be passed on file.

Mr. Rosenthal seconded the motion.

Motion to Adjourn

Mr. Hawkins moved that the Assembly do now adjourn until the hour of 10.30 a.m., tomorrow, Wednesday, March 17, 1948.

Mr. Clayton A. Dills seconded the motion.

Motion carried.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Conrad, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. William A. Pixley of Hollywood.

On request of Mr. Cooke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Emmett S. Hennessey and Patrick Hennessey of Spokane, Washington.

On request of Mr. Ralph C. Dills and Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sam E. Collins and Glenn Sutton of Fullerton and Donald Feeley of Long Beach.

On request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Commander K. L. Butler and the following University of Idaho students: Thane J. Johnson, Herb Carlson, Ted Diehl, Dale Hammond, Mike Williamson, and Joseph Wise; and Bill Hauber of Washington State College.

On request of Mr. Dunn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. A. C. Blaisdell, Director of International House and University Adviser to Foreign Students; Mr. and Mrs. Paxton, Mrs. H. Henderson, Portland, Maine; Mrs. E. Carlson, Staff, International House; Harold Eldridge, Reporter, "Daily Californian", and the following students of the University of California at Berkeley: Jack Walkin, United States; Victor Shick, China (Russian); Buford Tribble, United States; Nancy Schettler, United States; Henning Wilcken, Denmark; Elizabeth Olson, United States; Olav Reiersol, Norway; A. M. Khatri, Pakistan; Earle Brown, United States; Robert Clewett, United States; Peter Kurzynski, Sweden; Edith Varney, Canada; Christianne Barbarin, France; Douglas Powell, United States; Angelina Lecon, China; Patricia Marks, England; Maung Tha Hto, Burma; James Likowski, United States; Hameed Siddiqui, Pakistan; Ruth Seidler, Australia; Ruth Levinson, Palestine; Barbara House, United States; Rene Steiner, Switzerland; Garvey Laurent, Haiti; John Thompson, United States; John Treasure, England; Bahidj Sabouni, Syria; Manuel Canal, Spain; Gertrud Zierau, Denmark; Ajai Mitra, India; Valerie Masson, United States; Maideh Mazda, Iran; Alfonso Barreda, Peru; Margretha Haldorsen, Norway; Sami Lorenzo, Palestine; Zdenek Blecha, Czechoslovakia; Harry Shiff, Kenya; Jan Klinkert, Holland; Y. L. Khoo, China; and Gen. Li-Ping Fu, China.

On request of Mr. Boyd, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Howard Hays, Jr., and John D. Babbage of Riverside.

On request of Mr. Doyle, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. Ethel P. Andrus of Los Angeles.

On request of Mr. Stanley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to "Sky" Dunlap and Stanley Bates of Santa Ana.

ADJOURNMENT

At 3.28 p.m., pursuant to the motion by Mr. Hawkins, the Speaker declared the Assembly adjourned until 10.30 a.m., Wednesday, March 17, 1948.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

TWELFTH LEGISLATIVE DAY

SEVENTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, March 17, 1948

The Assembly met at 10.30 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—74.

Quorum present.

PRAYER

Upon invitation of Speaker Collins, the following prayer was offered by Monsignor Thomas A. Kirby:

O glorious St. Patrick, patron Saint of Ireland, who brought to the Irish race the faith of Christianity and gave to the Irish people the great legacies of love of God and love of freedom, look with favor on us this day and give to us the wisdom and courage to seek that which is pleasing to God and to freedom.

Thou, who art the Spiritual Father of the sons and daughters of Erin, and of those of the greater Ireland beyond the seas, instill in our hearts the charity of Christ so that we may love our fellow men for the greater glory of God.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Conrad, 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. Thomas, on motion of Mr. Brady.

Mr. Price, on motion of Mr. Brady.

COMMUNICATIONS

By the Chief Clerk:

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

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA, SAN FRANCISCO, March 16, 1948

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

DEAR MR. OHNIMUS: Attached hereto is a copy of the commission's order appointing an Emergency Power Director and the set of rules issued by him, amending the rules previously issued by the commission.

Very truly yours,

R. E. MITTELSTAEDT, President

Attachments—2.

Above mentioned copies of commission's order and director's set of rules ordered filed with the Secretary of State.

ORDER BY SPEAKER THAT NAMES OF MEMBERS IN COMMITTEE MEETING BE PLACED UPON MORNING ROLL CALL, AND THAT IT BE NOTED IN JOURNAL THAT THEY ARE ATTENDING TO LEGISLATIVE DUTIES

By order of Speaker Collins, the names of the members of the Budget Session Joint Standing Committee were placed upon the morning roll call; and it is hereby noted in the Journal that said members are present, but attending to legislative business elsewhere.

COMMUNICATIONS

By the Chief Clerk:

The following letter of transmittal and report were received, read, and ordered printed in the Journal in 10-point type:

LETTER OF TRANSMITTAL

CALIFORNIA LEGISLATURE
LEGISLATIVE BUDGET COMMITTEE
SACRAMENTO, CALIFORNIA, December 31, 1947

Mr. Arthur A. Ohnimus
Chief Clerk of the State Assembly

DEAR SIR: Attached is a Report of the Joint Payroll Committee submitted pursuant to House Resolution No. 257 of 1947. That resolution recognized the committee which was voluntarily created by the joint action of the State Controller, the Legislative Auditor, the Director of Finance, and the Executive Officer of the State Personnel Board to study the State's Payroll System and related processes and make recommendations for the improvement thereof.

The attached report indicates that drastic need exists for improvement of the State's Payroll System. The report also suggests actions to accomplish such improvements during the next few years.

Initial action in a program to improve the State's Payroll System during the 1948-49 Fiscal Year is feasible partly by reason of the fact that the Controller's Office has some equipment of the type which the committee recommends be used. Under the committee's recommendations more of this type of equipment will be required but it is probable that the same type of equipment can also be employed to expedite the payment of vendor's.

The State Controller now pays approximately 10,000 state employees, or approximately one-fifth of the total, by direct warrant. Likewise, the State Controller issues direct warrants to persons on the retired rolls of the State Employees' Retirement System and the Teachers' Retirement System monthly involving the issuance of approximately 13,000 checks per month. The action recommended by the committee will expedite the State's processing of personnel, position, and payroll transactions and will result in savings through increased administrative and operating efficiency in addition to providing for payment of employees on fixed pay dates, providing a statement of deductions with each pay check, eliminating unnecessary auditing by the Personnel Board and Controller's Office, and closer coordination between the operating departments, control agencies, and retirement systems.

The committee has not recommended twice monthly pay for all state employees as there is no evidence of a desire for such action among state employees as a whole. The sentiment in favor of such action may be growing, however, and for that reason the committee considered the possibility of future adoption of twice monthly pay in formulating its recommendations and believes the methods proposed by it will permit payment of employees twice monthly with far greater facility and economy than the present system.

The program outlined by the committee for improvement of the State Payroll System can begin in the 1948-49 Fiscal Year if the Controller adopts the committee's recommendations with respect to those employees now paid by direct warrant, and pursuant to his existing powers and authority makes a request for the augmentation of his budget for the 1948-49 Fiscal Year in the amount which he deems necessary for a test and installation of the new system in his office only during that year.

Very truly yours,

JOINT PAYROLL COMMITTEE
PERRY L. STAUFFER, Chairman

STATE OF CALIFORNIA

FINDINGS AND RECOMMENDATIONS RELATIVE TO THE STATE PAYROLL SYSTEM AND RELATED PERSONNEL AND POSITION CONTROLS

REPORT TO DIRECTOR OF FINANCE, JAMES DEAN; LEGISLATIVE AUDITOR, ROLLAND A VANDERGRIFT; EXECUTIVE OFFICER OF STATE PERSONNEL BOARD, JOHN FISHER; STATE CONTROLLER, THOMAS KUCHEL; AND TO THE CHIEF CLERK OF THE STATE ASSEMBLY, PURSUANT TO HOUSE RESOLUTION NO. 257, BY THE JOINT PAYROLL COMMITTEE

PERRY L. STAUFFER, Chairman
Principal Research Assistant
Legislative Budget Committee

PIERCE H. FAZEL, Vice Chairman
Chief Administrative Analyst
Department of Finance

JAMES BELL, Member
Assistant Executive Officer
State Personnel Board

FLOYD CLOUSE, Member
Chief, Division of Accounting
State Controller's Office

December 31, 1947

JOINT PAYROLL COMMITTEE REPORT

INTRODUCTION

While approximately two-thirds of the total millions appropriated annually for expenditure for support by state departments, exclusive of capital outlay, is provided for employment of personnel, the State's Payroll System has been subject to only minor changes during the last 15 or 20 years. During these years the total * number of state employment has increased many fold.

In 1926, 21 years ago, there were approximately 7,600 * state employees; by 1932, 15 years ago, there were approximately 20,000 * state employees; today the State Personnel Board reports the employment of approximately 42,000 * employees. These figures do not fully reveal the growth in volumes of seasonal employment. One can see that during the last 21 years the State's payrolls have grown by approximately 600 percent, and during the last 15 years since the adoption of the present system of position controls, the State's payrolls have more than doubled in volume.

In recent years, attention has been focused upon the State's Payroll System due to the administrative problems attending this rapid growth. The expansion of state employment may be largely attributed to the phenomenal growth of the State's population during these years plus the increasing emphasis upon the performance of social services by government. Conditions already difficult have been aggravated during recent war years and in this current postwar period by the high rate of personnel turnover.

The methods used by the State in paying its employees have not kept pace with developments and methods used in public administration and the modern business world. In fact, the methods employed have not complied with the requirements which the government itself has fixed upon

* Excluding the University of California.

business; i.e. the payment of employees at least twice each month and an explanation of the deductions and computations of amounts paid employees.

In 1946, conditions were such that criticisms of the State's Payroll System were arising from all quarters. Taxpayers' representatives were concerned over the cumbersome methods employed and their high costs; employees and their representative organization wanted to know how their pay was computed and desired a regular pay date each month; administrators of both operating departments and control agencies in the state hierarchy wanted relief from the clerical and accounting details of the system, as well as a solution of the problems underlying repeated delays in processing position documents, personnel documents and payrolls; and the Members of the Legislature as recipients of reactions from all sources wished for relief from incessant complaints pertaining to the State's Payroll System.

The foregoing condition caused the creation of the Joint Payroll Committee on November 18, 1946, by voluntary action of State Controller, Director of Finance, the Executive Officer of the State Personnel Board and the Legislative Auditor. Each principal was represented by one member on the committee.

The Joint Payroll Committee was instructed to study and evaluate the effectiveness and cost of the State's Payroll System and related personnel and budget processes by comparing the existing methods with the best policies and practices employed in public and private organizations. Based on its findings, the committee was further instructed to present the best plan it could devise for handling the State's payrolls and related processes. The committee was instructed to make specific recommendations as to the extent of centralization or decentralization of the disbursing function, position controls, and personnel controls and records which, in its opinion, would produce the highest measure of effectiveness, economy, and adequate control.

On June 18, 1947, House Resolution No. 257 was introduced by Mr. Randal Dickey, Assemblyman, and adopted by the State Assembly. This resolution cited the need for positive action to improve the State's Payroll System. It also recognized the Joint Payroll Committee and requested "said committee to continue its study of the present pay system of the State of California and all related subjects, including a certain pay day, twice monthly pay, and itemization of deductions of pay checks, and render a final report containing its findings and its recommendations for a solution of the existing problems to the Chief Clerk of the Assembly not later than December 31, 1947."

Pursuant to its instructions the committee has evaluated the existing payroll system and related processes, and, as a result thereof, sets forth their objectionable features and makes specific recommendations for their solution by a plan comprised of sound, up-to-date and accepted business practices. This plan will offer more effective methods for processing the State's position documents, personnel documents, and payrolls at less cost to the taxpayers of this State. The committee has progressed far in the development of a specific plan of position control and payroll operation and will provide such information to interested persons.

In making its evaluation, the committee reviewed the State Constitution, Government Code, Manual for Uniform System of Accounting, Personnel Board Rules, Board of Control Rules, and other legal aspects of the processing of position documents, personnel documents, and payrolls. The payroll procedures and related operations were reviewed in the offices of the Personnel Board and Controller. Correspondence was addressed to all other states in the United States inquiring as to their systems. The most significant of these have replied and their procedures and comments have been studied. The federal payroll plan has also been reviewed. Payroll methods of some large private companies were studied and various equipment company payroll methods were investigated. Since the committee needed factual information from all payroll submitting agencies in the State, questionnaires were sent to 115 such agencies. Ninety-seven of these agencies replied to the questionnaires, thus providing the committee with a factual understanding of the overall aspects of the State's Payroll System.

In addition to knowledge gained from the questionnaires, the committee felt that it had to have a better understanding of payroll and personnel operations as performed in our state organizations. For this reason the committee visited a number of state agencies; particularly those with unusual features in their payroll operations; e.g., maintenance deductions in institutions, rates of pay for overtime in the State Printing Plant; or the decentralized disbursing operations for maintenance crews in the Division of Highways.

During the course of its review the committee visited the Department of Employment, State Printing Plant, Stockton State Hospital, Department of Public Health, San Francisco State College, Department of Natural Resources, Division of Forestry, Department of Motor Vehicles, and the Division of Highways in the Department of Public Works. The payroll systems of outside organizations were also reviewed. These included the University of California, City of Los Angeles, County of Los Angeles, City of San Diego, and the City of San Francisco and others.

Recently the committee met in Sacramento with representatives of many state agencies. At that time, problems and suggestions on matters related to paying state employees were freely discussed. Through this meeting the committee received many helpful suggestions from the departmental fiscal and personnel officers who were present.

The December 1947 issue of *California State Employee,* the official publication of the California State Employees' Association, carried a progress report on the Payroll Committee's activities from the employee's viewpoint. This article under the title, *Payroll Progress,* invited every state employee and administrator to submit his criticisms, comments, and recommendations to the committee in order that it could have full benefit of the thinking of every employee. The same article also appeared under the title, *One Pay Date for All Employees Is Committee Aim,* in the December 1947 issue of the *Sacramentan,* official publication of Sacramento Chapter No. 2 of C.S.E.A. The committee has as its objective the payment of each employee on a fixed or certain pay date each month but does not deem it feasible to pay all employees on the same day, due to the fact that some are in remote or inaccessible areas.

The committee gratefully acknowledges the assistance given it by state officials and members of their departments, representatives of the California State Employees' Association, California Taxpayers Association, State Chamber of Commerce, and others from whom it sought information and advice.

SUMMARY OF FINDINGS

The Joint Payroll Committee has reviewed the payroll system and related processes of the State of California by accepted survey and analytical methods, and has found the existing operations to be so costly and inefficient as to make them objectionable from the viewpoint of the taxpayer, the employer, and the State Administration. The committee finds need for immediate action by the State Government toward adoption of payroll procedures employing the most modern accepted business and governmental policies and practices.

The committee finds that:

1. Approximately 36 percent of the State agencies paying approximately 15,000 employees monthly do not adhere to a fixed pay date.
2. Between 8,000 and 10,000 state employees do not now receive monthly statements of deductions from their pay checks.
3. Most state employees are satisfied with the present frequency of monthly payments but do wish to know on what day they will be paid each month.
4. The State Personnel Board and Controller's Office are auditing approximately 500,000 payroll items annually on 9,600 payrolls at an estimated cost of $61,260, whereas approximately 75 percent of the items on payrolls are unchanged from one month to the next.
5. The committee found a complete lack of uniformity as to payroll methods employed in the various state agencies which were surveyed. The committee finds that 87 percent of the state agencies use manual payroll methods, 7 percent use semi-automatic methods, and 3 percent use automatic equipment. Of the total of 35,061 permanent employees reported at the time of the study, 18,900 or 54 percent were reported as paid by manual methods, 4,611 or 13 percent by semi-automatic methods, and 11,550 or 33 percent by automatic methods.
6. There does not now exist one policy or procedural instruction to which departmental personnel officers and fiscal officers can refer relative to position, personnel, and payroll transactions.
7. There is much unnecessary processing and duplication of work performed by operating departments relative to position, personnel and payroll transactions.
8. Over $100,000 in potential interest earnings are lost on state funds now in payroll revolving funds and many of these funds are improperly used.

SUMMARY OF RECOMMENDATIONS

A. DISCONTINUE PRESENT METHODS

The committee recommends discontinuance of the present system of position control and payroll processing. This can be done without forfeiting any of the controls and good features of the present system. It is proposed that this be done (1) by elimination of unnecessary, time consuming, and wasteful processing of payrolls upward and downward through departmental structures, (2) by elimination of the monthly preparation of attendance reports, payrolls, payroll checks, statements of deductions and federal withholding tax statements by manual methods, (3) by elimination of the detailed audit of thousands of unchanging payroll line items by the State Personnel Board month after month, (4) by the similar elimination of the repetitious detailed monthly audit of the payrolls by the State Controller, (5) abolition of payroll revolving funds, and (6) by the transfer of position controls which are fiscal in nature from the State Personnel Board to the State Controller.

B. ADOPT IMPROVED METHODS

The committee recommends adoption of a plan of operation including the following features:

(1) On the basis of position and personnel documents initiated by the departments and properly approved by the Personnel Board, Department of Finance, and State Controller, position and payroll control files to be established in the Controller's offices, such files and records to be under strict accounting control and to be of such nature as to permit the automatic performance of payroll operations each month upon the certification by the departments as to time worked by each employee together with the rates of pay for hourly or daily rate workers and for compensable overtime.

(2) Using the payroll control files and information submitted by operating departments, the State Controller will employ automatic methods to:

(a) Write attendance reports in blank for use by departments in keeping their attendance records during each month.

(b) Write all payrolls.

(c) Prepare all payroll checks.

(d) Prepare statements of deductions.

(e) Compute gross wages for services payable at hourly or daily rates including compensable overtime.

Since payrolls and warrants would be written from carefully controlled automatic type records, subject to the State's Civil Service and fiscal controls, the repetitious monthly auditing of payrolls by the Personnel Board and Controller would be eliminated thus speeding payroll processes and saving the amounts heretofore spent for these audits without sacrificing control over such transactions.

(3) Under the foregoing method of operation, fiscal and appointing powers of operating departments would be exercised in

accordance with existing practice. The Controller would be responsible for issuance of payrolls and warrants in accordance with documents filed with him and reflected in his automatic files and in accordance with certifications by departments as to hours worked, rates and other matters. Furthermore, the payrolls and pay checks together with statements of deductions will be delivered by the Controller to designated departmental paymasters for immediate distribution to departmental employees and the responsibility will rest with the departmental fiscal officers or their representatives to withhold warrants which are not properly due and payable as drawn.

(4) Establishment of three regions for localizing payroll processes, with the Controller maintaining the respective segments of the payroll and position controls in an office in each region. These offices are to be located in Los Angeles, San Francisco, and Sacramento and are justifiable on the basis of the workloads in each region.

The localization of the payroll operations in three respective regions will expedite payment of employees by shortening lines of communication between state agencies and the Controller and by eliminating the time consuming and wasteful processing of payrolls up and down through state-wide departmental hierarchies.

(5) Issuance of the payroll warrant and statement of deductions for each regular state employee on the first working day of each month for immediate distribution by departments.

(6) Issuance of the payroll warrant and statement of deductions for each state employee now paid on a semi-monthly basis by the end of the first working day following the close of each pay period for immediate distribution by departments.

(7) Issuance of the payroll warrant and statement of deduction for temporary employees and for compensable overtime by the fifth day following the close of each pay period.

(8) A statement of deductions to be furnished with each payroll warrant.

(9) Continuation of the present monthly payment of most state employees until such time as a significant number indicate a desire to be paid on a semi-monthly basis.

(10) All federal withholding tax accounting to be performed by the regional offices of the Controller.

(11) All payments to insurance companies and other organizations for whom monthly payroll deductions are made to be issued with supporting statement by the regional offices of the Controller.

(12) Closer coordination between the State Employees' Retirement System, the departments, and the payroll operations. Information as to amounts paid each state employee and the retirement deduction withheld from that pay to be reported to the Employees' Retirement System by the Controller by automatic methods and in such form as to facilitate use of the data by the Employees' Retirement System for posting to the employees' retirement records and for implementing actuarial and administrative studies of the Employees' Retirement System and funds. Amendment of Sections

20680 and 20683 of the State Employees' Retirement Law to permit the state departments to determine the rate of deduction for each employee with proper notice of the rates to the Employees' Retirement System for verification in lieu of the present requirement that the board certify each employee's rate of deduction to the department in which he is employed. This will eliminate a condition under which there is sometimes several months' delay in certification of rates by the board causing departments to have to spread the collection of past due contributions over several months as special payroll items.

(13) Monthly issuance of Employees' Retirement System warrants to retired members by the Controller by automatic methods.

(14) Monthly issuance of checks to retired members of the State Teachers' Retirement System by the Controller by automatic methods.

(15) Due to the recommended transfer of position controls to the regional offices of the Controller, the State Personnel Board's roster to contain only a personal history card showing the state employment history of each employee.

(16) Maintenance of sick leave records at the lowest supervisory level above the employee, a statement of accumulated sick leave to be transferred with employees transferring between departments, storage of record of accumulated sick leave by reporting this information to the Personnel Board on separation documents when an employee separates from state service, and audit of sick leave records by the Audits Division of the Department of Finance in its regular audit of each state agency.

It is contemplated that the Personnel Board would continue to review sick leave documents as to propriety and reason but would not post sick leave entries to its roster.

(17) Preparation of annual preliminary budget worksheets on salaries and wages for operating departments by the regional offices of the State Controller through use of the automatic position control and payroll control records.

C. AMEND MANUAL FOR UNIFORM SYSTEM OF ACCOUNTING

The Manual for Uniform System of Accounting in Sections 5.4 through 5.7 sets forth the procedures for preparation and processing of payroll claims but is neither current nor sufficiently comprehensive in nature at present to satisfy the needs of state agencies.

It is imperative for successful administration of the State's Payroll System that the various statutory procedures together with the Rules and Regulations of the Personnel Board and Board of Control be reflected in a consolidated operating procedure for preparation and processing of payroll claims and related operations such as computation of separation pay.

The committee believes that the proper place for such instructions is the Manual for Uniform System of Accounting and therefore recommends that the Department of Finance take immediate action to bring the provisions of the manual up to date with respect to position control,

performance of personnel transactions, and payroll processes. This will permit administrators in the various state agencies to look to a single set of instructions, hereafter, and will eliminate the present confusion resulting from individual procedural interpretations by the administrators and their fiscal officers.

D. LEGISLATIVE ACTION

1. Policy Expression by Resolution

It is the belief of the Payroll Committee that the nature of the program for improving the State's Payroll System together with the need for coordination of the activities of the offices of a number of control agencies which do not all report to the Governor makes it highly desirable that the Legislature by resolution adopt the recommendations of the Payroll Committee or as much thereof as it deems desirable.

2. Budgetary Appropriation

It is the recommendation of the committee that a request for an appropriation for the 1948-49 Fiscal Year be presented to the Legislature by the State Controller as a special budget item or in a separate bill to augment the budget of the State Controller to permit the Controller to perform actual operations to test the feasibility of the Payroll Committee's recommendations, to cover the cost of the conversion to the automatic procedures recommended by the committee with respect to those state agencies now paid by direct warrants issued by the Controller. There will be a maximum of approximately 10,000 state employees affected by this proposal during the 1948-49 Fiscal Year. Such action will relieve the Personnel Board of the need for detailed audit of such payrolls month by month during the 1948-49 Fiscal Year and will insure that employees affected will be paid on fixed pay dates, and will receive monthly statements of payroll deductions.

While the cost for the first year, including test operations with the development of procedures and forms may be higher than present costs, it is the belief of the committee that the amounts thus spent will be an investment which will be recovered many times over in the course of the next few years.

E. ADMINISTRATIVE ACTION

1. Amendment of administrative rules and regulations to effectuate the recommendations of the Joint Payroll Committee.

The rules and regulations and policy instructions of the following agencies will require amendments with respect to payroll position, and personnel matters:

(a) Personnel Board.

(b) Board of Control.

(c) Department of Finance (Manual for Uniform System of Accounting). The changes required are chiefly those occasioned by the transfer of payroll controls and position controls from the Personnel Board to the office of the State Controller.

2. Development of detailed operating procedures and a program or time schedule for changing from the present system to the proposed plan.

The committee believes that during the 1948-49 Fiscal Year the change should be restricted to those agencies for which the Controller writes payroll warrants beginning with one agency as a test or pilot operation and progressing to the remaining agencies as fast as circumstances permit. Action to extend the new operations to state agencies which now pay their employees from payroll revolving funds can come after the 1948-49 Fiscal Year and any such proposed action can be judged on the basis of experience during the 1948-49 test period.

Detailed information and supporting schedules relative to the Payroll Committee's findings are being filed with the principals represented on the committee.

Respectfully submitted,

PERRY L. STAUFFER, Chairman
PIERCE H. FAZEL, Vice Chairman
FLOYD CLOUSE, Member
JAMES BELL, Member

CONSIDERATION OF DAILY FILE

CONSIDERATION OF HOUSE RESOLUTION NO. 47

House Resolution No. 47

Relative to making big fires out of little ones

WHEREAS, Alma Kunz is nationally known as a guide through the land of the Grand Tetons and Eastern Idaho and makes his principal headquarters at Driggs, Idaho; and

WHEREAS, So great has been his renown that all of the citizenry throughout the Western States are acquainted with that famous lodge known as "Alma's Lodge" located on the Teton River; and

WHEREAS, It is particularly appropriate that the Assembly of the great State of California should, pause in its deliberations to commend one whose fame is so closely associated with the glorious history of the West; and

WHEREAS, Not only is his guiding so well and favorably known, but other of his outstanding achievements, particularly those in the piscatorial field, are equally known; and

WHEREAS, For establishing comfortable quarters in blinding snowstorms, including provision for adequate warmth by the building of fires under the most adverse conditions, his ability is unequalled; now, therefore, be it

Resolved by the Assembly of the State of California, That after due deliberations this Assembly finds that it would be unnecessary to establish such quarters and build such fires if a guide so well known should return his party to camp before dark; and be it further

Resolved, That the Chief Clerk by the most expeditious means available communicate this intelligence to Alma Kunz.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 44

House Resolution No. 44

Relating to commemorating the founding of the Girl Scouts

WHEREAS, The Girl Scouts of America is a recreational and character building agency of the first rank, wherein girls and young women learn patriotism, acquire skill in outdoor activities and healthful living, learn homemaking and the domestic arts and sciences, as well as the ability to enter into the wider field of community service; and

WHEREAS, The Girl Scouts were founded on March 12, 1912, at Savannah, Georgia, by Juliette Low, personal friend of Sir Robert Baden-Powell, founder of the Boy Scout movement and of the Girl Guides of England; and

WHEREAS, Sir Robert Baden-Powell believed that "woodcraft, handiness, and cheery helpfulness" should not be the exclusive prerogative of the male sex; and

WHEREAS, In the words of Dr. James E. Russell, Dean of Teachers College, Columbia University, New York, "Mrs. Low was a patriot whose interest lay in the development of young womanhood; an idealist who dreamed dreams that can be realized; an executive who knew how to engage others in a service that commanded

her whole heart; an American whose sympathies embraced the whole world, and whose faith was inspired by peace on earth and good will toward men"; now, therefore, be it

Resolved by the Assembly of the State of California, That the members thereof wish to express appreciation of the Girl Scout movement and to commemorate its founding, with special tribute to its founder, Mrs. Juliette Low; and be it further

Resolved, That a copy of this resolution be sent to the Girl Scout Headquarters, 155 East 44th Street, New York 17, N. Y.

Resolution read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1948

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 3

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

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1948

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 10
Assembly Bill No. 28
Assembly Bill No. 47
Assembly Bill No. 55
Assembly Bill No. 72
Assembly Bill No. 73

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

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Cramer, Thompson, and Loomis:

House Resolution No. 57

Relative to compilation and printing of Soil Conservation Law

WHEREAS, Soil conservation is of vital necessity to the economy of this State; and

WHEREAS, The laws of the State relating to soil conservation and soil conservation districts are not easily accessible to the people of the State; and

WHEREAS, A definite need exists for a compilation of those laws; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislative Counsel is directed to prepare a compilation of the laws relating to Soil Conservation and Soil Conservation Districts; and be it further

Resolved, That copies of said publication be mailed to Members of the Legislature as soon as possible after the printing thereof; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby instructed to cause to be printed not to exceed five thousand (5,000) copies of said compilation, the cost thereof to be payable from the legislative printing appropriation.

Resolution read, and ordered referred to the Committee on Rules.

By Messrs. Evans and Sam L. Collins:

House Resolution No. 58

Relative to commending Assemblyman C. Don Field upon his service in the Assembly of California

WHEREAS, C. Don Field, our esteemed colleague, representing the Forty-third Assembly District, has recently announced his decision to retire from service in this Assembly; and

WHEREAS, Elected first to this Assembly in 1932, C. Don Field has been reelected for seven consecutive terms and has well and ably represented the people of his district,

and has ever performed conscientiously and well his service to the people of the State of California through his participation in the work of this Assembly; and

WHEREAS, C. Don Field has attained state-wide recognition for his services as Chairman of the Assembly Committee on Governmental Efficiency and Economy; and

WHEREAS, During his long service in this Assembly C. Don Field has demonstrated great parliamentary ability, has ever devoted himself sincerely to the best interests of the people of his district and of the State of California, and has been admired and respected by his colleagues for his ability, courage, integrity, and fairness; now, therefore, be it

Resolved by the Assembly of the State of California, That C. Don Field be commended most heartily upon his fine service and record in this Assembly, and upon the splendid work achieved under his leadership by the Assembly Committee on Governmental Efficiency and Economy; and be it further

Resolved, That the Chief Clerk of the Assembly present to Assemblyman C. Don Field a suitably prepared copy of this resolution as a token of the esteem and regard of his colleagues in the Assembly of the State of California, and an expression of their good wishes which go with him into his chosen field of private endeavor.

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.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 42

House Resolution No. 42

Congratulating Dr. Joseph Zeiler upon his reappointment to the Board of Medical Examiners

WHEREAS, Dr. Joseph Zeiler, a veteran of World War I, pursued the study of medical science at the Universities of Columbia and Southern California with marked attainment and has become, by virtue of his years of tireless effort and his sincere desire to alleviate the sufferings of mankind, a recognized authority and specialist in the field of urology and was cited by the President of the United States for his contributions to medical science and the war effort during World War II; and

WHEREAS, In recognition of his outstanding success in the realm of medicine, he first was appointed a member of the Board of Medical Examiners of the State of California on the twenty-seventh day of April, 1944; and

WHEREAS, The Honorable Earl Warren, Governor of the State of California, in response to the exceptional public service rendered by Dr. Zeiler as a member of said board, on the eighth day of March, 1948, reappointed Dr. Zeiler for a second term thereto; and

WHEREAS, This body desires to express its appreciation for the work well done by Dr. Zeiler; now, therefore, be it

Resolved, That the Assembly of the State of California hereby extends to Dr. Joseph Zeiler its felicitations and its sincere good wishes for a long and continued career of high accomplishment; and be it further

Resolved, That a suitably engrossed copy of this resolution be prepared by the Chief Clerk of the Assembly and forwarded forthwith to Dr. Joseph Zeiler.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT THAT NAME OF MR. KIRKWOOD BE PLACED UPON HOUSE RESOLUTION NO. 39

Mr. Dickey asked for, and was granted, unanimous consent that the name of Mr. Kirkwood be placed upon House Resolution No. 39 as a co-author.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 39

By Messrs. Dickey and Kirkwood:

House Resolution No. 39

Relating to adjournment in respect to the memory of Edward Sampson Thurston

WHEREAS, Edward Sampson Thurston died on February 10, 1948, and

WHEREAS, Edward Sampson Thurston came to California in 1942, after a long and distinguished career as a lawyer, professor of law, legal authority, and officer in the Judge Advocate General's Department during World War I; and

WHEREAS, Edward Sampson Thurston was a distinguished lecturer at the School of Jurisprudence at the University of California, and a professor at the Hastings College of Law of the University of California from 1943 to the moment of his death; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of California hereby expresses profound regret upon learning of the death of Edward Sampson Thurston; and be it further

Resolved, That the Chief Clerk of the Assembly, as an expression of the sympathy and esteem of the Members of this Assembly, transmit suitably prepared copies of this resolution to the widow of Edward Sampson Thurston, Mrs. Florence H. Thurston, and to his children, Ethel H. Thurston and William Richardson Thurston; and be it further

Resolved, That when the Assembly of California this day adjourns, it do so out of respect to the memory of Edward Sampson Thurston.

Resolution read, and adopted unanimously.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 10—Relative to requesting the Director of Agriculture to extend the quarantine on "Quick Decline" disease of citrus trees.

Resolution read, and adopted by a majority vote.

Notice of Motion to Reconsider Assembly Concurrent Resolution No. 10

Mr. Hollibaugh gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Concurrent Resolution No. 10 was this day adopted.

Explanation of Vote

Assembly Concurrent Resolution No. 10 was passed today, March 17, 1948. My reason for voting against this resolution was because I felt it was not fair to the nurserymen of Southern California engaged in raising of citrus trees I believe that the people of Central and Northern California are sufficiently protected by the present quarantine and that an imaginary line across the Tehachapis would be most unfair.

TOM ERWIN

Assembly Joint Resolution No. 9—Relative to memorializing Congress to provide a wage increase for postal service employees.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 10—Relative to requesting the Secretary of the Interior of the United States to permit grazing in certain national parks in this State.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 86: By Mr. Maloney—An act to amend Section 1588 of, and to add Section 1588.2 to, the Labor Code, relating to license fees for private employment agencies, to take effect immediately.

Referred to Committee on Revenue and Taxation.

RESOLUTIONS

The following resolutions were offered:

By Mr. Connolly:

House Resolution No. 59

Urging cooperation of all citizens in the conservation of water and electric power

WHEREAS, The lack of rainfall in California during this last winter brings California to the beginning of a spring and summer season with water reserves so low that normal pasture lands are barren of both feed and water; and

WHEREAS, The chief source of generation of electric power for the operation of irrigation pumps is run-off water from Sierra snowpacks, which are also at a minimum, creating an electric power shortage which in turn denies to rainless farmlands relief which might otherwise be had by irrigation; and

WHEREAS, The failure of electric power, coupled with the abnormal need for the operation of vast irrigation systems without which the State faces absolute economic disaster in the loss of its agricultural crops, makes it necessary to conserve power in industrial uses to such an extent that factories must operate on reduced schedules, causing unemployment and adding further to the hardships caused by the drought; and

WHEREAS, This terrible water and power famine reaches to every home and individual throughout the length and breadth of our great and beloved State, and is a shortage which can be alleviated only by the most zealous conservation and economical use of the scant water and power resources left; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby call to the attention of each and every citizen of California the dire and absolute need for the most rigid conservation of water and electric power on the part of every individual as well as of business and agricultural enterprises, and urge each and every person in this State to make the greatest effort possible to cooperate to the fullest extent in the conservation of water and electric power, for by such stringent measures only can we protect ourselves and our beloved State from the disaster threatened by nature's stubborn withholding of the rainfall which means life to the economy of our State.

Resolution read, and ordered referred to the Committee on Rules.

By Messrs. Stephenson and Gannon:

House Resolution No. 60

Relative to the death of Harlin D. Smith

WHEREAS, Harlin D. Smith, member of the San Francisco Associated Press staff and former photographer for the *Sacramento Union*, died in San Mateo, California, on March 14, 1948; and

WHEREAS, Harlin D. Smith was born in San Francisco, California, 40 years ago; and

WHEREAS, Harlin D Smith began his career with the *Fresno Morning Republican* and served as photographer for 10 years on the *Sacramento Union* from 1934 to 1944. He then became affiliated with Acme Photos in San Francisco and in August, 1947, joined the staff of the Associated Press in San Francisco; and

WHEREAS, Harlin D Smith was widely known among the Members of the Legislature of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislature of California hereby expresses profound regret upon learning of the untimely death of Harlin D. Smith; and be it further

Resolved, That the Chief Clerk of the Assembly, as an expression of the sympathy of the Members of the Legislature, transmit suitably prepared copies of this resolution to the widow of Harlin D Smith, Mrs. Evelyn Marie Smith, and to his mother, Mrs. Julia P. Ward.

Resolution read, and ordered referred to the Committee on Rules.

By Messrs. Hawkins, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Mrs. Niehouse, Messrs. Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Weber:

House Resolution No. 61

Congratulating Glenn Anderson upon his recent marriage to Patricia Arline Hawley

WHEREAS, On the twenty-seventh day of November 1947, in a beautiful ceremony at the Community Church in Manhattan Beach, Glenn Anderson, Member of the Assembly took unto himself a bride, the charming and lovely Patricia Arline Hawley of Hawthorne; and

WHEREAS, This genial and able Assemblyman, formerly mayor and member of the City Council of Hawthorne, a product of its schools and the University of California at Los Angeles and formerly Sergeant in Infantry, United States Army, during World War II in which capacity he rendered loyal and outstanding service * * * has added further achievement in choosing so lovely a bride; and

WHEREAS, Both bride and bridegroom were born, reared and married in the Forty-sixth Assembly District where they and their families have contributed unselfishly to the phenomenal growth of this new industrial and scenic empire stretching from Redondo to Playa Del Rey and inland to Inglewood; and

WHEREAS, The happiness of this young couple has pervaded these ancient halls and brought joy to the hearts of their many friends and renewed faith in an old adage; "omnia vincit amor" (Love conquers all things); now, therefore, be it

Resolved, That the Assembly of the State of California hereby extends hearty congratulations to the bridegroom upon so wise a choice and wishes both a lifetime of happiness and success; and be it further

Resolved, That a suitably engrossed copy of this resolution be prepared by the Chief Clerk of the Assembly and forwarded to Honorable and Mrs. Glenn M. Anderson.

Request for Unanimous Consent That Names of All Members Present Be Placed Upon House Resolution No. 61

Mr. Rosenthal asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 61 as co-authors.

Request for Unanimous Consent

Mr. Hawkins asked for, and was granted, unanimous consent to take up House Resolution No. 61, at this time, without reference to committee on file.

Resolution read, and adopted unanimously.

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

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

Assembly Bill No. 87: By Mr. Geddes—An act to amend Section 372 of the Vehicle Code, relating to vehicle registration fees, to take effect immediately.

Referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which was referred:

Assembly Bill No. 68

Has had the same under consideration, and reports that it has determined that the bill is an urgency measure that may be enacted at this session pursuant to the Constitution and the Joint Rules of the Legislature, and recommends that the bill be given further consideration by the Legislature, and be re-referred to the proper committee.

M. PHILIP DAVIS, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which was referred:

Assembly Bill No. 38

Has had the same under consideration, and reports the same back with the recommendation: That it be re-referred to the proper committee.

M. PHILIP DAVIS, Chairman

RE-REFERENCE OF BILLS

By order of the Speaker, the following bills were re-referred as follows:

Assembly Bill No. 68 re-referred to Committee on Education.

Assembly Bill No. 38 re-referred to Committee on Elections.

Speaker Pro Tempore Presiding

At 11.35 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 16—Relative to study of California history and government in the public schools.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

APPOINTMENT OF SELECT COMMITTEE

Speaker pro Tempore Maloney announced the appointment of Messrs. Knight and Field as a Select Committee to escort to the rostrum the Hon. Goodwin J. Knight, Lieutenant Governor of the State of California and President of the Senate, and Senator Harold J. Powers, President pro Tempore of the Senate.

RECESS

At 11.37 a.m., on motion of Mr. Waters, the Assembly recessed until 12.35 p.m. to celebrate Saint Patrick's Day, in Joint Session, and to hear an address by Mr. William Ferdon, of San Francisco.

REASSEMBLED

At 12.35 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 67 FROM COMMITTEE

Mr. Ralph C. Dills gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 67 from the Budget Session Joint Standing Committee, and have it placed upon the file.

RECESS

At 12.36 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

ABSENCE OF QUORUM SUGGESTED

Mr. Robertson suggested the absence of a quorum.

The roll was called.

Call of the Assembly

Mr. Robertson moved a call of the Assembly.

Motion carried. Time, 2.05 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Beck, Brady, Burke, Butters, George D. Collins, Cramer, Dickey, Ralph C. Dills, Dolwig, Dunn, Field, Gaffney, Gannon, Grunsky, Hawkins, Hinckley, Knight, Lipscomb, Loomis, Lowrey, Morris, Niehouse, Price, Sheridan, Sherwin, Stephenson, Thomas, and Thompson—28.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dunn asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON QUORUM CALL

At 2.08 p.m., on motion of Mr. Evans, further proceedings under the call of the Assembly were dispensed with.

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

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stewart, Waters, Weber, and Mr. Speaker—62.

Quorum present.

RESOLUTIONS

The following resolution was offered:

By Mr. Sherwin:

House Resolution No. 62

Relative to the Assembly Interim Committee on Ways and Means

WHEREAS, By House Resolution No. 62, 1947 Regular Session, the Assembly Standing Committee on Ways and Means was designated as an Assembly investigating committee with power to act after final adjournment and until the commencement of the 1949 Regular Session; and

WHEREAS, It is essential to expedite the work of the 1949 Regular Session that the Legislature be fully informed as to the needs for appropriations for State purposes, and it is particularly desirable that study and investigation be made of the items to be contained in the Budget Bill to be enacted at that session; now, therefore, be it

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

1. That, by rule of the Assembly, hereby adopted, the Assembly Interim Committee on Ways and Means is authorized and directed to ascertain, study and analyze all facts relating to the needs for state expenditures, including expenditures for support of state agencies, for construction, improvements and all other purposes during the 1949-50 Fiscal Year and particularly with respect to the items of appropriation to be included in the Budget Act to be enacted at the 1949 Regular Session, and to report thereon to the Assembly not later than the fifteenth legislative day following the constitutional recess of that session.

2 The sum of ten thousand dollars ($10,000) 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, and ordered referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT USE OF ASSEMBLY CHAMBER BE PERMITTED

Mr. Dunn asked for, and was granted, unanimous consent that the Committee on Education be permitted to use the Assembly Chamber tonight, at 8 p.m., for the purpose of holding a meeting.

REQUEST FOR UNANIMOUS CONSENT THAT THE SECOND ANNUAL REPORT OF STATE PUBLIC WORKS BOARD TO THE LEGISLATURE BE PRINTED IN THE JOURNAL

Mr. Knight asked for, and was granted, unanimous consent that the Second Annual Report of the State Public Works Board to the Legislature, on the Status of the Postwar Building Program, of State Agencies, be ordered printed in the Journal in 10-point type.

(Above mentioned report will appear prior to the motion to adjourn.)

Hon. M. Philip Davis Presiding

At 2.20 p.m., Hon. M. Philip Davis, Member of the Assembly from the Sixtieth District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 11—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053 5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read third time.

Motion That No Time Limit Be Set During the Debate on Assembly Bill No. 11

Mr. Silliman moved that no time limit be set during the debate on Assembly Bill No. 11.

Mr. Brady seconded the motion.

Substitute Motion to Temporarily Suspend the Rules

Mr. Evans moved, as a substitute motion, that the Rules be temporarily suspended for the purpose of permitting unlimited time in debate on Assembly Bill No. 11, at this time.

Mr. Weber seconded the motion.

Motion for temporary suspension of the Rules lost.

The question being on the motion by Mr. Silliman that no time limit be set during the debate on Assembly Bill No. 11.

Motion Withdrawn

Mr. Silliman withdrew his motion.

Mr. Brady withdrew his second.

The question being on the passage of Assembly Bill No. 11.

Speaker Presiding

At 3.10 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Question of Personal Privilege

Mr. Hawkins arose to a question of personal privilege.

The question being on the passage of Assembly Bill No. 11.

Hon. Michael J. Burns Presiding

At 4.12 p.m., Hon. Michael J. Burns, Member of the Assembly from the First District, presiding.

Point of Order

Mr. Rosenthal arose to the following point of order: That the question has been asked and answered, and further discussion between Messrs. Conrad and Field is unnecessary.

Ruling by Speaker

Acting Speaker Burns ruled the point of order well taken

Speaker Presiding

At 4.16 p.m., Hon. Sam L. Collins. Speaker of the Assembly, presiding.

The question being on the passage of Assembly Bill No. 11.

Demand for Previous Question

Messrs Cramer, Weber, Loomis, Luckel, and Silliman demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 11.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 4.33 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors and to bring in the following absent members:

Dickey, Dunn, Price, Robertson, and Thomas—5.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Rule No. 85 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. 7 FROM COMMITTEE

Mr. Ralph C. Dills gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 7 from the Budget Session Joint Standing Committee, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 7—Relative to memorializing Congress to appropriate funds for the construction of a breakwater at Half Moon Bay.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

Senate Concurrent Resolution No. 12—Relative to adjournment in respect to the memory of Ezra Frederick Scattergood.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

COMMUNICATIONS

By Speaker Collins:

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

UNITED PUBLIC WORKERS OF AMERICA
LOS ANGELES, CALIFORNIA, March 15, 1948

California State Assembly
Sacramento, California

HONORABLE SIRS: Our Local Union, representing 3,000 civil service employees in the City and County of Los Angeles, at a general membership meeting held on Friday, March 12, 1948, unanimously voted for a California veterans' bonus; $10 for every month in service in the Continent of the United States, and $15 for every month spent overseas during the war.

We urge that this matter be included in legislation to be taken up in this session of the State Legislature.

Respectfully yours,

SAMUEL J. BERLAND, Business Manager

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 13—Relative to commending the sponsors of the "Freedom Train" and inviting it to return to the State.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

Senate Joint Resolution No. 4—Relative to memorializing Congress and the President of the United States in relation to migratory game birds.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

Senate Concurrent Resolution No. 10—Relative to adjournment in respect to the memory of George G. Radcliff.

Resolution read, and adopted unanimously by a rising vote.

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. 88: By Mr. Ralph C. Dills—An act to add Sections 32039, 32040, 32339, and 32340, to the Government Code, relating to retirement systems for peace officers, foresters, firewardens, and county fire protection district firemen, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 89: By Mr. Burns—An act to amend Sections 10752 and 10753 of, to repeal Sections 10753.5 and 10754 of, and to add

Section 10754 to the Revenue and Taxation Code, relating to the motor vehicle license fee, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Bill No. 90: By Mr. Evans—An act to add Section 1.5 to Chapter 788 of the Statutes of 1937, relating to the regulation of caravaning of vehicles upon the public highways of this State and defining "caravaning" for that purpose, declaring the urgency hereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 11

At 4 53 p.m., on motion of Mr. Geddes, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 11 refused passage by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Collier, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Geddes, Grant, Hahn, Hawkins, Hinton, Hollibaugh, Kilpatrick, Luckel, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sillman, and Weber—35.

NOES—Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Erwin, Gaffney, Gannon, Grunsky, Heisinger, Hinckley, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Lyons, Maloney, Miller, Sherwin, Stanley, Stephenson, Stewart, Thompson, and Waters—39.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 14—Relative to inviting the Honorable Eamon De Valera, former Prime Minister of the Irish Free State, to address the Legislature.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 8 p.m.—

Ways and Means.

Education.

At 9 a.m., tomorrow, Thursday, March 18th—

Ways and Means.

At 9.30 a.m., tomorrow, Thursday, March 18th—

Rules.

SECOND ANNUAL REPORT OF STATE PUBLIC WORKS BOARD TO LEGISLATURE ON STATUS OF POSTWAR BUILDING PROGRAM OF STATE AGENCIES

(As Authorized by State Postwar Construction Act of 1946 and Other Appropriation Acts Related Thereto)

MEMBERS, STATE PUBLIC WORKS BOARD

JAMES S. DEAN, Director of Finance
C. H. PURCELL, Director of Public Works
* HUBERT B. SCUDDER, Real Estate Commissioner
SENATOR JESSE M. MAYO
SENATOR THOMAS MCCORMACK
ASSEMBLYMAN T. FENTON KNIGHT
ASSEMBLYMAN PHILIP L. BOYD

STATE OF CALIFORNIA
DEPARTMENT OF FINANCE
SACRAMENTO 14, March 10, 1948

Hon. Goodwin J. Knight
President of the Senate
Hon. Sam L. Collins
Speaker of the Assembly

Respectfully submitted herewith is the Second Annual Report to the Legislature of the State Public Works Board on the status of the building program of state agencies being carried out under authority of the State Postwar Construction Act of 1946 (Chapter 145, Statutes of 1946, First Extraordinary Session). Section 12 of that act stipulates that such a report be presented at each regular legislative session.

This report and the information it contains has been prepared in substantially the same form as was the recent report of the board to Governor Warren, which is reproduced starting on page 746 of the printed budget for the coming fiscal year, which the Legislature now has before it for consideration. However, where that report covers only the period June, 1946, through November, 1947, the information contained herein will include activities of the board from the date of its inception in June, 1946, through February 15, 1948. There will be detailed and described in the pages that follow the progress being made in carrying out the building program of state agencies during this period, the amounts of money allocated and obligated, the balances unincumbered in the various allotments and work orders, the balance available for each of the several state agencies, the anticipated needs for expenditure during the next fiscal year, and the minimum additional amounts which should be appropriated by the Legislature to meet the costs of carrying out the building program.

When the First Report of the State Public Works Board was submitted in January, 1947, it was confined to the construction program contemplated under the $154,000,000 legislative appropriation approved at

* Resigned March 1, 1948.

the January, 1946, Special Session, which then was the board's sole responsibility. Since that time, the Legislature, by statute and by resolution, has made the board responsible for considering all unspent construction appropriations, both those enacted prior to and at the 1947 Regular Session, and for determining when and if there shall be undertaken any construction or improvement project exceeding $5,000 in cost. Therefore, it has been assumed herein that the State Construction Program should be treated in its entirety, and that there should be included the complete building program for which the Public Works Board is responsible.

Including the enactments of the 1947 Regular Legislative Session, the entire Postwar Building Construction Program of state agencies has been financed at $348,031,686. This is the total of all appropriations for construction which to date have been made subject to review and recommendation of the board before work can be started or contracts let. The detail of this amount, showing agencies participating in the program, with the total of funds available for their respective construction needs, and the source of these funds, follows.

Included in this table is the sum of $93,150,000 which, by provision of the 1947 Budget Act, is earmarked for construction of state agencies, but which is not available for expenditure until expressly so authorized by the Legislature. It should be noted here that the total shown below exceeds by approximately $2,500,000 the comparable total indicated in the report to Governor Warren This is accounted for by inclusion herein of several items which inadvertently were omitted at the time of the earlier report; namely the State Fair site purchase and improvement appropriation under the Department of Finance, and the riding and hiking trail and gold discovery site appropriations of the Department of Natural Resources.

DEFERRED CONSTRUCTION PROGRAM OF STATE AGENCIES

(See Schedule "A" attached for amounts available to each institution)

Agency	*Unified construction program*	*Direct approps.*	*Architect. revolving fund*	*1947 Budget*	*Total*
Agriculture	$675,000		$318,850	$54,500	$1,048,350
Youth Authority	10,650,000		189,013	273,525	11,112,538
Corrections	18,300,000		6,140,248	4,666,000	29,106,248
Education	27,894,399	$10,512,000	1,449,476	729,368	40,585,243
Finance	29,068,000	4,000,000	1,306,700	464,181	34,838,881
Mental Hygiene	86,900,000	270,000	6,102,512	977,056	94,249,568
Motor Vehicles	5,111,250		20,000	13,000	5,144,250
National Guard	5,000,000				5,000,000
Natural Resources	4,950,000	353,000	885,344	3,638,675	9,827,019
Public Health	2,800,000				2,800,000
Public Works				88,917	88,917
Harbor Commission				75,000	75,000
Univ. of Calif.	60,348,000	32,732,000			93,080,000
Veterans' Affairs	3,600,000	1,680,000	474,422	407,500	6,161,922
Miscellaneous Repairs and Improvements	14,913,750				14,913,750
TOTAL	$270,210,399	$49,547,000	$16,886,565	$11,387,722	$348,031,686

Of the total funds shown above for the Department of Education, $2,694,399 represents projects at the California Polytechnic Institution, to be financed out of Fair and Exposition Fund moneys in hand and to

accrue. Of the total for the University of California, $7,183,000 represents projects at Davis and $765,000 projects at Riverside, to be financed in a like manner. The complete program at these three institutions will be undertaken as funds become available.

Also referring to the foregoing schedule, the program of the Department of Finance includes additions to the State Capitol and office buildings, as well as projects of the Sixth District Agricultural Association and the State Agricultural Society.

In carrying out its statutory obligations during the period June, 1946, through February 15, 1948, the board has authorized the undertaking of projects in the total estimated amount of $62,691,797. The work contemplated to be done pursuant to this authority can be broken down into three general classifications as follows:

For plans and specifications	$1,435,308
For construction and equipment	50,642,737
For miscellaneous repairs and improvements and deferred maintenance	10,613,752
TOTAL	$62,691,797

A more complete breakdown summarizing by agencies the allocations of funds recommended by the board during this period is contained in Schedule "B" attached.

A third attachment to this report, designated as Schedule "C," details the individual projects of each agency for which board approval has been given. This schedule shows the amount approved for each specific project, authorized through February 15, 1948, the extent of encumbrances of funds to date, and the balances still unencumbered. A recapitulation of Schedule "C" follows:

	Amount approved	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Plans and specifications	$1,435,308	$916,878	$518,430
Construction and equipment	50,642,737	20,226,112	30,416,625
Miscellaneous repairs and improvements	10,613,752	4,948,079	5,665,673
TOTAL	$62,691,797	$26,091,069	$36,600,728

As the Unified Construction Program, financed at the Special Session in January 1946, still represents the largest single segment of the overall building program, there is shown separately in Schedule "D" attached the individual priority projects in this program which have received board approval. These are the projects approved through February 15, 1948, from the priority listing contained in the "Statement of Capital Expenditures Required by State Agencies," submitted by the Director of Finance at the time of the January 1946 Special Legislative Session. They were financed at that time in the amount of $154,000,000. At the 1947 Regular Session, additional funds of $97,650,000 were provided to augment the initial appropriation and to make the program solvent at the construction cost index then prevailing.

Schedule "D" reveals that construction projects in this category have been approved at an estimated cost of $26,729,999. The true condition of the priority building program is not readily apparent in this schedule as many of the project expenditures approved represent only partial undertakings. The only real comparison possible at this time is in those cases where a construction item has been approved in substantially the same form as originally contemplated and financed. Where this applies, a "deficit" has been incurred, almost without exception. Because so many projects are incomplete, the total of the deficits cannot be stated exactly—but it is evident that funds for the unified construction program will be exhausted before all projects can be completed, and that consideration should be given at an early date to a recalculation and refinancing of this program.

Referring again to the total construction program for which the State Public Works Board has responsibility, there is shown in the following schedule the status as of February 15, 1948, of funds presently available for the needs of the several state agencies.

Agency	*Total construction funds available*	*Expenditures approved through 2-15-48*	*Balance available 2-15-48*
Agriculture	$1,048,350	$196,765	$851,585
Youth Authority	11,112,538	1,977,736	9,134,802
Corrections	29,106,248	2,798,205	26,308,043
Education	40,585,243	2,803,438	37,781,805
Finance	34,838,881	10,008,500	24,830,381
Mental Hygiene	94,249,568	15,062,431	79,187,137
Motor Vehicles	5,144,250	318,000	4,826,250
National Guard	5,000,000	595,000	4,405,000
Natural Resources	9,827,019	4,108,430	5,718,589
Public Health	2,800,000	------	2,800,000
Public Works	88,917	50,000	33,917
Harbor Commission	75,000	75,000	------
University of California	93,080,000	14,574,640	78,505,360
Veterans' Affairs	6,161,922	1,638,476	4,523,440
Miscellaneous repairs and improvements	14,913,750	8,485,176	6,428,574
TOTAL	$348,031,686	$62,691,797	$285,339,889

Directly related to the above schedule is the distribution by source of funds of the expenditures approved to date by the board. The schedule which follows shows the balances still available for each of the four general sources of funds which combine to make up the complete program:

Source of funds	*Total construction funds available*	*Expenditures approved through 2-15-48*	*Balance available 2-15-48*
Unified Construction Program	$270,210,399	$52,780,298	$217,430,101
1947 Budget	11,387,722	3,361,666	8,026,056
Architectural Revolving Fund	16,886,565	5,263,520	11,623,045
Direct appropriations	49,547,000	1,286,313	48,260,687
TOTAL	$348,031,686	$62,691,797	$285,339,889

Not included in any of the foregoing sections of this report is reference to the serious responsibility placed on the board by Section 13 of the State Postwar Construction Act of 1946, to estimate "the anticipated needs for expenditure during the next biennium." The period thus to be considered normally would be the two years starting July 1, 1948, and ending June 30, 1950. However, since passage of the constitutional amendment providing for annual legislative sessions, it has been assumed that the wording of this section should be construed to call for an estimate of construction expenditures for a one-year period only, namely the fiscal year starting July 1, 1948, and ending June 30, 1949. The estimate made later in this report reflects this assumption.

The act creating the State Public Works Board under Section 3 says:

"The *board* shall determine when and if any construction * * * shall be undertaken and shall give *due consideration* to:

1. The *immediate needs* of state agencies for construction and improvements;
2. Obtaining construction * * * at the most *reasonable price consistent* with such needs;
3. The needs of construction * * * at *state agencies* in relation to the needs for *private construction* * * *.
4. Providing of public works *to relieve unemployment.*"

Section 3 further calls attention to the "intolerably overcrowded and distressed living conditions at our hospitals and other institutions for the care of the mentally ill and other wards of the State," and specifically directs the State Public Works Board, in the exercise of its powers and the discharge of its responsibilities "to give prime consideration to the needs of these institutions, * * * to do everything within its powers to assure prompt rectification of such conditions and to allow or suffer the undertaking of no other project * * * that will or may impair or retard the expeditious or complete attainment of these objectives for the wards of the State."

In giving its approvals for the undertaking of construction projects during the past year and one-half, the board has endeavored to be consistent with the above criteria. And in preparing its estimate of anticipated expenditures during the coming fiscal year, the board has weighed carefully these four factors. However, the "immediate needs" of state agencies and the specific legislative directive to give the earliest possible relief to overcrowded, obsolescent and inadequate facilities at state institutions and schools, make mandatory the undertaking of a sizeable construction program during the next fiscal year.

The circumstances which have combined to account for the present aggravated condition of need for new and improved state facilities are directly traceable to California's unprecedented growth in population, both during the war years and during the decade preceding. Construction appropriations during the period 1930 through 1946 were totally inadequate to meet the needs of a State whose numerical population growth has

been more than 4,000,000 people, with a percentage growth of greater than 70 percent. In that time a minimum of progress was made to provide new facilities and to relieve overcrowding.

The state agencies who have the grave responsibility of operating the various state facilities have expressed their needs to the board clearly and conservatively—

"Despite a promising start on the construction program during the past year and the completion of a good many temporary buildings, the physical plant falls far short of the needs. Enrollment continues to increase * * *. "—(University of California)

"College enrollments now exceed by some 4,000 students the number estimated at the time the Postwar Building Program was under consideration. The need to inaugurate the permanent construction program * * * is most urgent."—(Department of Education)

"A very serious and ever-present danger exists in our overcrowded institutions. It is not only virtually impossible to carry out the declared objectives * * * but the problems of health and disciplinary control increase in geometric ratio after overcrowding reaches the saturation point * * * some of this construction work must go forward, irrespective of current costs."—(Department of Corrections)

"There has been an unprecedented increase in the population of the State's mental hospitals. Approvals granted so far will aid in removing some of the most serious fire hazards * * * and will also provide some additional capacity * * * but only a start has been made. Priority items covering receiving, treatment and hospital facilities must be undertaken without further delay * * *."—(Department of Mental Hygiene)

"Throughout the State the need for additional office space continues to grow. Construction of new state office buildings to relieve congestion and eliminate excessive rental costs is most essential."—(Department of Finance)

With these facts in mind, it is the estimate of this board that the anticipated needs for expenditure of the various state agencies will be as follows during the coming fiscal year:

Department of Agriculture	$200,000
California Youth Authority	2,000,000
Department of Corrections	8,000,000
Department of Education	10,000,000
Department of Finance	12,000,000
Department of Mental Hygiene	16,000,000
Department of Motor Vehicles	2,000,000
National Guard	1,400,000
Department of Natural Resources	2,000,000
Department of Public Health	130,000
Department of Public Works	–
Harbor Commission	–
University of California	16,000,000
Department of Veterans' Affairs	1,500,000
Miscellaneous Repairs and Improvements	3,000,000
TOTAL	$74,230,000

It should be noted briefly here that during the past year the construction market has remained firm, with prices advancing instead of receding. Competition and interest in bidding have improved and have probably been responsible for keeping price increases less than they might have been otherwise. Aside from price, the undertaking of major construction projects is feasible, with some delays due to nonavailability of critical materials. Building conditions in general are showing some improvement. However, the pace of construction, from the preliminary stages through to completion, is definitely slower than prewar.

In addition to its recommendation on estimated expenditures for the next fiscal year, the Public Works Board is required in this report to advise the Legislature of any additional appropriations which may be necessary to carry out the building program.

A year ago the board's recommendation in this regard resulted in the creation of a building reserve to finance, at the then current cost index level of 500, the projects of all the agencies participating in the unified construction program. The additional appropriation recommended herewith is intended as a further augmentation of that reserve, and as a continuation of the prudent policy of financing construction needs as they become known. It is the recommendation of the State Public Works Board that the sum of $37,800,000 be appropriated at this time and set aside in the building reserve. The board concurs with Governor Warren in believing that funds should be provided to finance the following future expenditure items, which are not now covered in the State's Postwar Building Program, but which have been given the highest priority by the affected agencies.

University of California---------- $5,000,000

To enlarge sewage plant at Davis; to provide a second engineering unit at Los Angeles and additional engineering laboratories at Berkeley; to extend utilities at Los Angeles to serve the additional buildings projected at that campus.

Department of Education---------- $3,000,000

To provide additional needed funds for construction of buildings on new campus of Fresno State College.

California Youth Authority---------- $2,000,000

To construct adequately and furnish complete facilities at Los Guilucos, Paso Robles, and north and south clinics.

Department of Corrections..... $5,500,000

To augment present inadequate funds for construction of medium security prison, vocational and medical facility, and to provide additional capacity at these institutions.

Department of Mental Hygiene..... $8,300,000

To permit completion of first new mental hospital and for expanding inmate capacity at Pacific Colony.

National Guard $5,000,000

To cover partially the additional cost of permanent state-wide armory-building program.

Department of Finance..... $5,000,000

To provide for additional state office buildings in Sacramento.

State Agricultural Society..... $4,000,000

To provide additional needed funds for construction at new State Fair site.

In arriving at the foregoing, the board has assumed that it was not its function to recommend policies not yet determined by the Legislature. It has confined itself to priority projects of agencies whose construction requirements have changed due to legislative action since the program was inaugurated, or whose needs have increased materially because of the rapid increase in the State's population beyond all earlier estimates. Actually, the $37,800,000 represents less than 25 percent of the total requests for additional capital outlay funds received from the several agencies. It is presented as the minimum amount necessary to take care adequately of the most urgent construction needs.

In conclusion, reference is made to legislation enacted at the 1947 Session; whereby the Property Acquisition Board was abolished and its duties, functions and responsibilities transferred to the State Public Works Board. By this action the board is responsible for the carrying on of the site purchase program under the Property Acquisition Act. This involves the purchase throughout the State of sites for the various new or enlarged state facilities, including institutions, colleges and office buildings to be constructed as soon as conditions permit.

A brief review of the present status of each of the several site acquisition appropriations is contained in the concluding attachment to this report, designated as Schedule "E."

Respectfully submitted.

JAMES S. DEAN, Chairman,
State Public Works Board

Schedule "A"

DEFERRED CONSTRUCTION PROGRAM OF STATE AGENCIES

(Showing amounts available for the individual institutions)

	Unified construction program	*Direct approps.*	*Architectural Revolving Fund*	*1947 Budget*	*Total*
AGRICULTURE	$675,000		$318,850	$54,500	$1,048,350
YOUTH AUTHORITY					
Clinic, South and North	$2,131,950				$2,131,950
Fricot	630,900		$145,163	$9,525	785,588
Los Guilucos	1,350,000		43,850	57,000	1,450,850
Fred C. Nelles		*		47,000	47,000
Paso Robles	1,600,500				1,600,500
Preston	2,944,800			135,000	3,079,800
Ventura	1,991,850			25,000	2,016,850
TOTAL	$10,650,000		$189,013	$273,525	$11,112,538

* Chapter 724, Statutes of 1947, authorizes the sale of the Fred C. Nelles School at Whittier, and appropriates the proceeds to the California Youth Authority for the acquisition of a new site and buildings.

CORRECTIONS					
Chino	$1,200,000		$1,602,848	$1,450,000	$4,252,848
Folsom	375,000		2,561,746	6,000	2,942,746
Medical Facility	7,695,000				7,695,000
San Quentin	1,477,950		161,675	45,000	1,684,625
Soledad	6,000,000				6,000,000
Vocational and Agricultural Institution			1,813,675	3,165,000	4,978,675
Women's Prison	1,500,000				1,500,000
Unallocated	52,050		304		52,354
TOTAL	$18,300,000		$6,140,248	$4,666,000	$29,106,248
EDUCATION					
All state colleges	$3,000,000	$6,000,000			$9,000,000
Calif. Maritime Academy	1,699,500		$143,947		1,843,447
Calif. Polytechnic Institution	2,694,399*		168,000	$75,835	2,938,234
Calif. School for Blind	189,900		56,810	11,550	258,260
School for Deaf—Northern California	2,632,500		723,060	7,500	3,363,060
School for Deaf—Southern California		3,000,000			3,000,000
Cerebral Palsied School—North		550,000		143,128	693,128
Cerebral Palsied School—South		550,000		188,855	738,855
Chico	1,480,350		29,095	44,500	1,553,945
Fresno	4,000,950		91,849	24,400	4,117,199
Humboldt	785,850	120,000	25,000	22,500	953,350
San Diego	2,435,595			77,000	2,512,595
San Francisco	5,274,450			5,000	5,279,450
San Jose	3,567,300		63,884	121,300	3,752,484
State Blind Shop—San Diego				7,800	7,800
Training Center, Adult Blind—Oakland		292,000	147,600		439,600
Unallocated	133,605		231		133,836
TOTAL	*$27,894,399	$10,512,000	$1,449,476	$729,368	$40,585,243

* Represents projects to be financed out of Fair and Exposition Fund, moneys in hand and to accrue Program to be undertaken as funds become available.

DEFERRED CONSTRUCTION PROGRAM OF STATE AGENCIES—Continued

(Showing amounts available for the individual institutions)

FINANCE	*Unified construction program*	*Direct approps.*	*Architectural Revolving Fund*	*1947 Budget*	*Total*
State Capitol and office buildings	$23,637,000	---	$1,306,700	$310,000	$25,253,700
Sixth District Agric. Assoc.	1,875,000	$2,000,000	---	125,000	4,000,000
State Agric. Society	3,433,150	2,000,000*	---	29,181	5,462,331
Unallocated	122,850	---	---	---	122,850
TOTAL	$29,068,000	$4,000,000	$1,306,700	$464,181	$34,838,881
MENTAL HYGIENE					
Agnews	$4,003,650	---	$1,101,141	$52,700	$5,157,491
Atascadero	9,199,800	---	---	---	9,199,800
Camarillo	12,641,250	---	814,322	150,154	13,605,726
De Witt	---	---	---	50,000	50,000
Langley-Porter Clinic	300,000	---	78,805	---	378,805
Mendocino	5,468,850	---	49,342	17,800	5,535,992
Modesto	---	---	---	75,000	75,000
Napa	14,339,850	---	2,264,172	34,000	16,638,022
New Mental Hospital	7,999,800	---	---	---	7,999,800
Norwalk	546,900	---	361,081	158,475	1,066,456
Pacific Colony	1,336,050	$270,000	477,020	71,927	2,154,997
Patton	4,977,900	---	99,934	75,000	5,152,834
Porterville	7,499,850	---	---	---	7,499,850
Psychiatric Research Clinic	1,500,000	---	---	---	1,500,000
Sonoma	12,865,800	---	126,363	---	12,992,163
Stockton	4,151,850	---	722,285	292,000	5,166,135
Unallocated	68,450	---	8,047	---	76,497
TOTAL	$86,900,000	---	$6,102,512	$977,056	$94,249,568
MOTOR VEHICLES					
Various office buildings	$5,111,250	---	$20,000	$13,000	$5,144,250
NATIONAL GUARD	$5,000,000	---	---	---	$5,000,000
NATURAL RESOURCES					
Beaches and Parks	---	$353,000	$756,894	$2,381,100	$3,490,994
Fish and Game	---	---	65,000	1,250,075	1,315,075
Forestry	---	---	63,450	7,500	70,950
Natural Resources	$4,950,000	---	---	---	4,950,000
TOTAL	$4,950,000	$353,000	$885,344	$3,638,675	$9,827,019
PUBLIC HEALTH	$2,800,000	---	---	---	$2,800,000
PUBLIC WORKS					
Water Resources	---	---	---	$88,917	$88,917
HARBOR COMMISSION	---	---	---	$75,000	$75,000

* Chapter 1485, Statutes of 1947, authorizes the sale of the present Fair Grounds and appropriates the proceeds for the acquisition of or improvement on a new fair site.

DEFERRED CONSTRUCTION PROGRAM OF STATE AGENCIES—Continued

(Showing amounts available for the individual institutions)

UNIVERSITY OF CALIFORNIA	*Unified construction program*	*Direct approps.*	*Architectural Revolving Fund*	*1947 Budget*	*Total*
All campuses	———	$6,600,000	———	———	$6,600,000
Berkeley	$16,745,500	705,000	———	———	17,450,000
Davis	7,183,000 *	1,000,000	———	———	8,180,000
Hastings	———	1,450,000	———	———	1,450,000
La Jolla	453,000	52,000	———	———	505,000
Los Angeles	19,593,500	12,250,000	———	———	31,843,500
Meloland	———	270,000	———	———	270,000
Mt. Hamilton	1,950,000	———	———	———	1,950,000
Riverside	765,000 *	———	———	———	765,000
S. F. Medical Center	10,020,000	10,000,000	———	———	20,020,000
Santa Barbara	3,000,000	405,000	———	———	3,405,000
Unallocated	638,000	———	———	———	638,000
TOTAL	$60,348,000	$32,732,000	———	———	$93,080,000

* Represents projects to be financed out of Fair and Exposition Fund, moneys in hand and to accrue Program to be undertaken as funds become available.

VETERANS' AFFAIRS					
Veterans' Home	$3,381,000	$1,680,000	$473,422	$400,000	$5,934,422
Woman's Relief Corps Home	———	———	———	7,500	7,500
Unallocated	219,000	———	1,000	———	220,000
TOTAL	$3,600,000	$1,680,000	$474,422	$407,500	$6,161,922
MISCELLANEOUS REPAIRS AND IMPROVEMENTS	$14,913,750	———	———	———	$14,913,750

Schedule "B"

CUMULATIVE SUMMARY OF ACTION TAKEN BY STATE PUBLIC WORKS BOARD THROUGH FEBRUARY 15, 1948

Projects Authorized

Agency	*For plans and specifications* *	*For construction and equipment*	*For miscellaneous repairs and improvements*	*Total*
Agriculture	$6,765	$182,000	$15,775	$204,540
Youth Authority	56,250	1,647,961	816,666	2,520,877
Corrections	172,000	2,626,205	1,360,571	4,158,776
Education	127,653	2,360,950	1,035,983	3,524,586
Finance	———	9,726,000	903,603	10,629,603
Mental Hygiene	458,200	13,777,175	3,189,656	17,425,031
Motor Vehicles	———	318,000	———	318,000
National Guard	25,000	570,000	32,588	627,588
Natural Resources	90,000	3,713,770	323,660	4,127,430
Public Works	———	———	50,000	50,000
Harbor Commission	———	19,500	55,500	75,000
University of California	443,640	14,131,000	2,500,000	17,074,640
Veterans' Affairs	55,800	1,570,176	329,750	1,955,726
TOTAL	$1,435,308 *	$50,642,737	$10,613,752	$62,691,797

* During the war years prior to the creation of the State Public Works Board, the Legislature provided funds for the advance preparation of plans and specifications on many of the postwar building projects of the various agencies Allocations in the amount of $3,569,653 were made as follows: (a) University of California, $1,130,000, (b) Agriculture, $12,000; (c) Youth Authority, $167,967; (d) Corrections, $332,000; (e) Education, $366,492; (f) Finance, $173,250; (g) Mental Hygiene, $1,274,411; (h) Natural Resources, $10,685; (i) Veterans' Affairs, $73,283; (j) State Agricultural Society, $29,565.

Schedule "C"

DETAILED SCHEDULE OF PROJECTS BY AGENCY AND INSTITUTION FOR WHICH APPROVALS HAVE BEEN GIVEN BY THE STATE PUBLIC WORKS BOARD THROUGH FEBRUARY 15, 1948, SHOWING STATUS OF EXPENDITURES AS OF THAT DATE

	Amount approved	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
DEPARTMENT OF AGRICULTURE			
Equipment	$32,000	----------	$32,000
Inspection Bay, Dorris Quarantine Station	2,650	$2,650	----------
Drill well, Tulelake Border Station	8,000	8,000	----------
Water pump and cooling system	5,125	5,125	----------
Poultry and Animal Disease Diagnostic Laboratory, San Gabriel	150,000	----------	150,000
To Division of Architecture for:			
Plans and specifications	6,765	6,765	----------
TOTAL	$204,540	$22,540	$182,000
Recapitulation—Department of Agriculture			
Plans and specifications	$6,765	$6,765	----------
Construction and equipment	182,000	----------	$182,000
Misc. repairs and improvements	15,775	15,775	----------
TOTAL	$204,540	$22,540	$182,000
CALIFORNIA YOUTH AUTHORITY			
Fricot Ranch School for Boys			
Equipment	$9,000	$2,689	$6,311
Deferred maintenance	29,805	28,990	815
Sewage disposal system	26,400	26,400	----------
Repairs to water system	53,000	53,000	----------
Staff cottage and 2 employees' cottages	65,000	64,846	154
Repairs to main buildings	5,000	----------	5,000
Extension of electrical installation system	9,525	554	8,971
Misc. repairs and improvements	32,520	----------	32,520
Fred C. Nelles School			
Deferred maintenance	17,387	17,387	----------
Replacement of boilers	47,000	----------	47,000
Misc. repairs and improvements	23,500	----------	23,500
Los Guilucos School for Girls			
Equipment	18,000	----------	18,000
Portable buildings and deferred maintenance	6,800	6,771	29
Replace high pressure water mains	36,000	36,000	----------
Repairs and alterations to structures	15,000	----------	15,000
Improvements to swimming tank	6,000	----------	6,000
Construction and equipping of administration building, detention building, hospital, kitchen and dining room, sewage disposal plant, and partial grounds improvement	675,000	----------	675,000
Miscellaneous repairs and improvements	19,808	667	19,141
Paso Robles Boys' School			
Alterations	50,000	50,000	----------
Equipment and furnishings	50,000	43,039	6,961
Fence	43,000	43,000	----------
Superintendent's residence	21,500	----------	21,500
Water, gas, electricity and sewage for residential area	12,100	----------	12,100

DETAILED SCHEDULE OF PROJECTS—Continued

	Amount approved	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Preston School of Industry			
Two employees' cottages	$20,000	$20,000	----------
Maximum security unit	50,000	47,539	$2,461
Equipment	43,000	33,917	9,083
Remodel hospital	16,000	15,970	30
Rebuild milk house	70,000	70,000	----------
Employees' quarters and 2 staff residences	264,861	226,861	38,000
Sewage disposal plant	63,000	63,000	----------
Additional cost of hog plant	3,000	3,000	----------
Repairs to boiler plant	40,000	----------	40,000
Repair steam distribution system	70,000	----------	70,000
Two dairy feed barns	25,000	24,000	1,000
Leveling land for irrigation	2,500	----------	2,500
Purchase of 30 semi-prefabricated employees' residences, including installation of utilities, roads, furnishings, etc.	240,000	----------	240,000
Irrigation piping	40,500	----------	40,500
Miscellaneous repairs and improvements	83,456	----------	83,456
Reception Center and Clinic, Sacramento			
To Division of Architecture for: Plans and specifications	56,250	----------	56,250
Ventura School for Girls			
Equipment	30,000	554	29,446
Repairs to lighting and water system	20,500	20,500	----------
Lower and pave roads	10,000	10,000	----------
Erosion control and drainage	15,000	15,000	----------
Miscellaneous repairs and improvements	86,465	584	85,881
TOTAL	$2,520,877	$924,268	$1,596,609
Recapitulation—California Youth Authority			
Plans and Specifications	$56,250	----------	$56,250
Construction and Equipment	1,647,961	$550,906	1,097,055
Miscellaneous Repairs and Improvements	816,666	373,362	443,304
TOTAL	$2,520,877	$924,268	$1,596,609
DEPARTMENT OF CORRECTIONS			
California Institution for Men			
Temporary buildings	$100,000	$88,324	$11,676
Equipment	39,500	37,071	2,429
Deferred maintenance	27,671	24,551	3,120
Increased cost telephone installation	12,000	10,409	1,591
Vocational training building and equipment	26,250	931	25,319
Alterations to kitchen, bakery and mess hall	138,490	138,490	----------
Dormitory buildings	375,240	336,840	38,400
Dormitory buildings	354,000	354,000	----------

DETAILED SCHEDULE OF PROJECTS—Continued

	Amount approved	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Folsom State Prison			
Industrial building	$100,000	$100,000	----
Temporary buildings	10,300	9,143	$1,157
Equipment	100,000	84,613	15,387
Miscellaneous repairs	134,560	22,142	112,418
Vocational training building and equipment	17,000	13,114	3,886
Replacement of kitchen and bakery equipment	27,133	27,133	----
New dental unit	43,200	43,200	----
Remodel 3 guard towers	6,000	----	6,000
Alterations to old buildings for officers and guards	16,646	16,646	----
Rehabilitation project, Units 1, 2, and 3	21,640	21,640	----
Miscellaneous deferred maintenance projects	39,500	----	39,500
Miscellaneous minor construction projects	71,300	----	71,300
San Quentin State Prison			
Temporary buildings	9,000	8,758	242
Equipment	154,600	125,576	29,024
Jute mill building	290,000	290,000	----
New retaining wall	97,382	59,464	37,918
Vocational training building and equipment	44,250	22,974	21,276
Remodel and re-equip kitchen, commissary, bakery and storage refrigerator	303,989	303,989	----
Repair grain warehouse	7,500	7,500	----
Hay storage barn	15,000	15,000	----
Dairy barn	10,000	10,000	----
Farm fence	7,500	----	7,500
Demolition of old buildings and ground clearance	156,670	----	156,670
Rehabilitation of residences	102,000	----	102,000
Miscellaneous deferred maintenance projects	149,995	----	149,995
Miscellaneous minor construction projects	266,080	----	266,080
Soledad Medium Security Prison			
50 steel buildings	320,000	318,930	1,070
Equipment	215,400	130,892	84,508
Purchase of residence	10,000	10,000	----
Vocational training building and equipment	13,500	8,517	4,983
Purchase and equipping 26 quonset huts	90,000	90,000	----
Painting	1,500	1,500	----
Addition to mess hall	6,000	6,000	----
California Institution for Women			
Temporary buildings	48,100	46,000	2,100
Deferred maintenance	4,880	4,880	----
Administration			
Inter-communications system	3,000	2,534	466
To Division of Architecture for: Plans and specifications	172,000	172,000	----
TOTAL	$4,158,776	$2,962,760	$1,196,016

DETAILED SCHEDULE OF PROJECTS—Continued

Recapitulation—Department of Corrections	*Amount approved*	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Plans and specifications	$172,000	$172,000	
Construction and equipment	2,626,205	2,441,887	$184,318
Miscellaneous repairs and improvements	1,360,571	348,874	1,011,697
TOTAL	$4,158,776	$2,962,761	$1,196,015
DEPARTMENT OF EDUCATION			
California Maritime Academy			
Temporary classrooms	$3,610	$3,545	$65
Equipment	10,000	1,586	8,414
Road and group improvements	15,000	10,863	4,137
California Polytechnic Institution			
Miscellaneous farm improvements	6,050	4,543	1,507
Replace and extend fences	8,750	6,615	2,135
Modernize and equip industrial shops	29,935	26,637	3,298
Alterations and additions to gymnasium	56,750		56,750
New bleachers, toilets, store rooms and improvements to athletic fields	65,200		65,200
Alter and equip quantitative analyses and light	6,100	4,173	1,927
Lath house	10,000		10,000
Library and classroom building	600,000	600,000	
Chico State College			
Temporary classrooms	18,550	11,773	6,777
Equipment	34,000	1,565	32,435
Veterans' housing	30,500	13,231	17,269
Deferred maintenance	7,500		7,500
Repairs to wiring, floors, fixtures	6,500		6,500
Additional fencing and lighting equipment	6,400		6,400
Drill well and install pumping plant	15,000		15,000
Fresno State College			
Equipment	70,000	4,134	65,866
Veterans' housing	20,000	19,831	169
Temporary classrooms	6,600	6,600	
Deferred maintenance	46,574	12,762	33,812
Construct building wing at Huntington Lake	10,000	5,611	4,389
Humboldt State College			
Equipment	18,730	3,443	15,287
Veterans' housing	20,000	14,630	5,370
Temporary classrooms	55,550	55,472	78
Deferred maintenance	25,000	25,000	
Improvements to play field at stadium	12,500	12,477	23
San Diego State College			
Temporary classrooms	125,400	125,340	60
Equipment	43,400	7,545	35,855
Deferred maintenance	23,500	23,500	
Additional stadium sets	24,000		24,000
New tennis courts	25,000	25,000	
Construct athletic field	12,000	12,000	
Additional library stacks	6,000	6,000	
Remodel stage lighting system	10,000	10,000	

DETAILED SCHEDULE OF PROJECTS—Continued

	Amount approved	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
San Francisco State College			
Equipment	$148,500	$4,276	$144,224
Temporary classrooms	73,300	73,300	----------
Deferred maintenance	29,700	12,618	17,082
San Jose State College			
Temporary classrooms	99,000	98,794	206
Equipment	72,250	3,037	69,213
Veterans' housing	23,800	23,439	361
Deferred maintenance	39,684	39,684	----------
Additional toilets at athletic field	8,000	8,000	----------
Physics laboratory installation	5,400	5,400	----------
Biology laboratory installation	11,800	11,800	----------
Physiology laboratory installation	5,600	5,600	----------
Chemistry laboratory installation	14,000	14,000	----------
Applied chemistry laboratory installation	13,500	13,500	----------
Instrument analysis laboratory installation	8,000	8,000	----------
Chemical engineering laboratory installation	13,000	13,000	----------
Electrical installation for light and power	20,000	20,000	----------
Street paving at student housing project	12,000	----------	12,000
California School for the Blind			
Equipment	5,450	----------	5,450
Relocation of library	20,000	20,000	----------
Deferred maintenance	7,000	----------	7,000
Remove tree	2,500	2,500	----------
California School for the Deaf			
Equipment	58,600	----------	58,600
Deferred maintenance	27,380	27,380	----------
Construct passageway	7,500	7,500	----------
Advanced boys' dormitory	432,000	----------	432,000
Intermediate boys' dormitory	449,000	----------	449,000
Ground improvements	157,500	----------	157,500
Boiler plant and sewage	100,500	----------	100,500
State Blind Shop—San Diego			
Sprinkler system	7,800	----------	7,800
Workshop for Blind			
Heaters	1,000	352	648
Pending allocation for equipment purchases	39,070	----------	39,070
To Division of Architecture for: Plans and specifications	127,653	127,653	----------
TOTAL	$3,524,586	$1,593,709	$1,930,877
Recapitulation—Department of Education			
Plans and specifications	$127,653	$127,653	----------
Construction and equipment	2,360,950	625,586	$1,735,364
Miscellaneous repairs and improvements	1,035,983	840,470	195,513
TOTAL	$3,524,586	$1,593,709	$1,930,877

DETAILED SCHEDULE OF PROJECTS—Continued

	Amount approved	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
DEPARTMENT OF FINANCE			
Repairs to Capitol and other buildings	$422,664	$422,664	----------
Miscellaneous repairs, Napa State Farm	19,240	19,240	----------
Equipment—Printing Division	500,000	378,975	$121,025
Remodel building at 7th and "M" Streets, Sacramento	226,000	215,000	11,000
Alterations to court room, 1st District Court of Appeals	3,363	3,363	----------
Temporary buildings for field office, Division of Water Resources	28,500	28,500	----------
Annex to Business and Professions Building	1,300,000	450,000	850,000
Alterations to leased office space in Corey-Joslin Building—San Francisco	39,000	39,000	----------
Alterations to building at 23d and "R" Streets—Sacramento	65,000	62,500	2,500
Installation of fluorescent lights, Black Building—Los Angeles	33,500	21,095	12,405
Alterations to leased office space in Mull Building—Sacramento	14,500	14,350	150
Alterations to leased office space in Sacramento Hotel—Sacramento	12,500	12,439	61
State Building Annex—San Francisco	1,900,000	101,000	1,799,000
State Building No. 2—Los Angeles	2,400,000	----------	2,400,000
State Building—San Diego	650,000	----------	650,000
State Building—Oakland	500,000	----------	500,000
State Building—Fresno	500,000	----------	500,000
State Building No. 2—San Francisco	1,750,000	----------	1,750,000
Deferred maintenance—State Fair Grounds	147,336	----------	147,336
Miscellaneous repairs and improvements—State Fair Grounds (Fair and Exposition Fund)	118,000	----------	118,000
TOTAL	$10,629,603	$1,667,126	$8,962,477
Recapitulation—Department of Finance			
Plans and specifications	----------	----------	----------
Construction and equipment	$9,726,000	$1,043,975	$8,682,025
Miscellaneous repairs and improvements	903,603	623,151	280,452
TOTAL	$10,629,603	$1,667,126	$8,962,477
DEPARTMENT OF MENTAL HYGIENE			
Agnews State Hospital			
Equipment	$18,000	----------	$18,000
Farm Colony ward building	410,000	----------	410,000
Drill two wells	7,000	----------	7,000
Supplemental funds, physicians' cottages	10,500	$9,000	1,500
Ward building Unit 4 at annex	1,200,000	585,000	615,000
Replace dumb waiters	5,700	103	5,597
Plastering and ventilating kitchen	6,000	----------	6,000
Electrical installation	34,000	----------	34,000
Miscellaneous deferred maintenance projects	264,582	26,191	238,391
Miscellaneous minor construction and repairs	62,109	----------	62,109

DETAILED SCHEDULE OF PROJECTS—Continued

	Amount approved	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Camarillo State Hospital			
Physicians' residences (2)	$35,000	$29,000	$6,000
Temporary buildings	150,000	80,997	69,003
Equipment	50,000	----------	50,000
Attendants' quarters, Units 4 and 5	388,300	369,850	18,450
Garages for attendants' quarters, Units 4 and 5	53,700	53,700	----------
Sewer plant addition	225,000	225,000	----------
Attendants' quarters, Unit 6	226,100	215,100	11,000
Curbs, walks, gutters, inclusive	20,000	20,000	----------
Sprinkler systems and landscaping	10,000	10,000	----------
Alterations and equipping dishwashing unit, male	52,500	52,500	----------
Alterations to kitchen—male	52,654	52,654	----------
Extension of flood control project	10,000	----------	10,000
Miscellaneous deferred maintenance projects	133,200	3,500	129,700
Miscellaneous minor construction and repairs	182,900	19,500	163,400
Langley-Porter Clinic			
Miscellaneous deferred maintenance projects	4,000	----------	4,000
Miscellaneous minor construction and repairs	20,000	4,500	15,500
Mendocino State Hospital			
Physician's residence	17,500	14,500	3,000
Temporary buildings	21,000	21,000	----------
Equipment	25,000	----------	25,000
Rebuild shed and fence	7,800	----------	7,800
Build dairy and calf barns	10,000	----------	10,000
Miscellaneous deferred maintenance projects	86,660	----------	86,660
Miscellaneous minor construction and repairs	22,800	22,000	800
Kitchen, commissary and feeding unit	940,000	----------	940,000
Napa State Hospital			
Physicians' residences (3)	70,500	43,500	27,000
Temporary buildings	18,300	18,300	----------
Equipment	68,000	----------	68,000
Ward Groups 1 and 4	1,343,830	1,208,830	135,000
South ward Groups 1 and 4	1,326,170	1,326,170	----------
New boilers	70,297	45,500	24,797
Kitchen, dining room and food unit	850,000	----------	850,000
Construct poultry laying house	6,000	----------	6,000
Replace horse and hay barn	6,000	----------	6,000
Electrical replacements	7,000	7,000	----------
Miscellaneous deferred maintenance projects	177,457	----------	177,457
Miscellaneous minor construction and repairs	31,000	----------	31,000

DETAILED SCHEDULE OF PROJECTS—Continued

	Amount approved	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Norwalk State Hospital			
Physicians' residences (4)	$78,000	$66,000	$12,000
Ward building for infirm men	270,000	258,600	11,400
Fire house and fire employees' quarters	36,000		36,000
Women's industrial building	64,000	42,667	21,333
Erect chain link fence	10,500		10,500
Water tank	21,500	21,500	
Feed warehouse	9,000	9,000	
Commissary warehouse	15,000	15,000	
Additional roads and drains	24,375	2,051	22,324
Replace sewer line	10,600	10,600	
Additional fire hydrants	7,500	7,500	
Standby domestic well	15,000	15,000	
Replace steam boiler	45,000		45,000
Sewage disposal pipeline	94,100		94,100
Miscellaneous deferred maintenance projects	240,663		240,663
Miscellaneous minor construction and repairs	202,200		202,200
Pacific Colony			
Temporary buildings	13,300	13,290	10
Equipment	7,000		7,000
Ward buildings (2)	278,575	257,484	21,091
Physicians' cottages (2)	43,000	37,000	6,000
Addition to machinery shed	10,000		10,000
Garage extension	6,897		6,897
Recreational field	10,000		10,000
Orchard heating system	5,700	3,629	2,071
Additional cost of sewage disposal plant	13,750		13,750
Replace water and steam lines in laundry	8,500		8,500
Repairs to wards	17,080		17,080
Ward buildings (2)	286,000	286,000	
Employees' quarters	350,000		350,000
Miscellaneous deferred maintenance projects	158,357	9,531	148,826
Miscellaneous minor construction and repairs	60,235		60,235
Patton State Hospital			
Physicians' residences (3)	52,500	43,500	9,000
Equipment	28,000		28,000
Enlarge cannery	10,000		10,000
Construct water tower	15,000		15,000
Addition to sewage disposal plant	50,000		50,000
Miscellaneous deferred maintenance projects	146,075	4,478	141,597
Miscellaneous minor construction and repairs	25,275	6,500	18,775
Sonoma State Hospital			
Equipment	34,000		34,000
Additions to Paxton and Goddard cottages	102,603	99,903	2,700
Female Ward Building No. 3	363,000		363,000
Male Ward Building No. 2	367,000		367,000
Utilities for buildings east of highway	440,000		440,000
Tubercular hospital	878,000		878,000
Female Ward Building No. 4	324,000		324,000
Male Ward Building No. 8	309,000		309,000
Female Ward Building No. 1	324,000		324,000
Female Ward Building No. 2	324,000		324,000
Female Ward Building No. 5	339,000		339,000
Miscellaneous deferred maintenance projects	58,320		58,320
Miscellaneous minor construction and repairs	75,460		75,460

DETAILED SCHEDULE OF PROJECTS—Continued

Stockton State Hospital	*Amount approved*	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Physicians' residences (4)	$83,500	$71,500	$12,000
Equipment	20,000	———	20,000
Ward group project	540,000	369,202	170,798
Storm water sewer system	164,000	164,000	———
Replace hot water system, cottages 6, 7, 8 and 9	15,000	———	15,000
Replace steam generating plant	152,000	152,000	———
Replace light and power system	100,000	100,000	———
Replace roof of main building	20,000	———	20,000
Miscellaneous deferred maintenance projects	169,000	———	169,000
Miscellaneous minor construction and repairs	39,707	———	39,707
Purchase of federal surplus hospital equipment	250,000	———	250,000
To Division of Architecture for:			
Plans and specifications	458,200	458,200	———
TOTAL	$17,425,031	$6,987,530	$10,437,501
Recapitulation—Department of Mental Hygiene			
Plans and specifications	$458,200	$458,200	———
Construction and equipment	13,777,175	5,821,006	$7,956,169
Miscellaneous repairs and improvements	3,189,656	708,324	2,481,332
TOTAL	$17,425,031	$6,987,530	$10,437,501
DEPARTMENT OF MOTOR VEHICLES			
Appraisals on Los Angeles Motor Vehicles Office Building	$5,000	$5,000	———
Alter and enlarge Merced office	13,000	13,000	———
Purchase of Los Angeles office building	300,000	———	$300,000
TOTAL	$318,000	$18,000	$300,000
Recapitulation—Department of Motor Vehicles			
Plans and specifications	———	———	———
Construction and equipment	$318,000	$18,000	$300,000
Miscellaneous repairs and improvements	———	———	———
TOTAL	$318,000	$18,000	$300,000
NATIONAL GUARD			
Roof repairs at various armories	$27,788	$27,788	———
Temporary armory buildings	570,000	406,333	$163,667
Repairs and improvements, 28th and "C" Streets, Sacramento	4,800	4,800	———
To Division of Architecture for plans and specifications	25,000	25,000	———
TOTAL	$627,588	$463,921	$163,667
Recapitulation—National Guard			
Plans and specifications	$25,000	$25,000	———
Construction and equipment	570,000	406,333	$163,667
Miscellaneous repairs and improvements	32,588	32,588	———
TOTAL	$627,588	$463,921	$163,667

DETAILED SCHEDULE OF PROJECTS—Continued

DEPARTMENT OF NATURAL RESOURCES

Division of Beaches and Parks

State Beaches	*Amount approved*	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Carpinteria			
Dormitory and concession building	$23,016	$23,016	----------
Roads and parking	15,000	----------	$15,000
Residences and garages (2)	32,000	----------	32,000
Concession building	40,000	----------	40,000
Comfort station	6,000	----------	6,000
Combination building	8,000	----------	8,000
Water system	8,000	----------	8,000
Corona Del Mar			
Roads and parking	10,000	----------	10,000
Doheny			
Residences and garages (2)	31,446	31,466	----------
Combination building	7,000	16	6,984
Water system	10,000	----------	10,000
Concession building	40,000	----------	40,000
Huntington Beach			
Comfort stations (3)	10,000	----------	10,000
Residence and garage	16,000	----------	16,000
Roads and parking	26,000	----------	26,000
Fencing	20,000	----------	20,000
New Brighton			
Service area	12,000	2,000	10,000
Pelican Beach			
Roads and parking	8,000	----------	8,000
Pismo Beach			
Water supply	6,000	----------	6,000
Roads and parking	30,000	----------	30,000
San Clemente			
Residences and garages (3)	51,092	51,092	----------
Comfort station	6,000	3,425	2,575
Combination building	8,000	7,650	350
Camp and picnic units	13,500	1,812	11,688
Water supply	6,000	585	5,415
Seacliff			
Roads and parking	5,000	5,000	----------
Camp units	7,000	----------	7,000
Trailer units	4,000	----------	4,000
Sonoma Coast			
Comfort station	6,000	2,000	4,000
Residence and garage	18,316	18,316	----------
Sunset			
Roads and parking	6,000	----------	6,000
Camp and picnic units	8,000	----------	8,000
Combination building	7,000	----------	7,000
Service area	7,000	----------	7,000

DETAILED SCHEDULE OF PROJECTS—Continued

	Amount approved	Amount encumbered 2-15-48	Unencumbered balance 2-15-48
Van Damme Beach			
Water supply	$7,000	--------	$7,000
Camp and trailer units	7,500	--------	7,500
State Parks			
Anza Desert			
Camp units	5,000	$5,000	--------
Trailer units	6,000	6,000	--------
Comfort stations (2)	8,000	8,000	--------
Combination building	6,000	6,000	--------
Water supply	25,000	25,000	--------
Sewage disposal	15,000	15,000	--------
Roads and parking	27,200	27,200	--------
Residence and garage	15,000	15,000	--------
Service area	15,000	15,000	--------
Armstrong Grove			
Residence and garage	15,420	15,420	--------
Water system	6,500	6,500	--------
Water supply	10,000	6,000	4,000
Combination building	8,000	--------	8,000
Big Basin			
Combination building	7,500	7,490	10
Water supply	70,000	70,000	--------
Comfort stations (2)	9,000	6,875	2,125
Camp units	9,600	9,600	--------
Trailer units	2,900	2,515	385
Power line	5,000	--------	5,000
Water system	16,000	--------	16,000
Sewage disposal	45,000	--------	45,000
Roads and parking	15,000	14,980	20
Burlington Campgrounds			
Water supply	15,000	15,000	--------
Big Sur			
Water supply	50,000	50,000	--------
Picnic and camp units	13,500	2,291	11,209
Comfort stations (2)	9,600	10	9,590
Combination building	8,000	10	7,990
Electric power	5,000	--------	5,000
Water system	30,000	30,000	--------
Sewage disposal	60,000	--------	60,000
Roads and parking	20,000	20,000	--------
Incinerator	10,000	--------	10,000
Cabins and utilities	100,000	--------	100,000
Lodge	150,000	--------	150,000
D. L. Bliss			
Residences and garages (2)	27,852	27,852	--------
Camp and picnic units	9,000	3,500	5,500
Combination building	8,000	--------	8,000
Roads and parking	5,000	450	4,550
Water supply	20,500	20,500	--------
Comfort station	6,000	--------	6,000
Burney Falls			
Comfort station	4,000	--------	4,000
Combination building	6,000	--------	6,000
Service area	6,000	--------	6,000
Sewage disposal	5,000	--------	5,000
Picnic and camp units	9,000	4,837	4,163
Water supply	20,000	--------	20,000

DETAILED SCHEDULE OF PROJECTS—Continued

	Amount approved	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Calaveras			
Combination building	$8,000		$8,000
Residences and garages (2)	29,568	$29,568	
Water system	6,000		6,000
Picnic and camp units	12,000	6,280	5,720
Castle Crags			
Picnic and camp units	7,200	5,789	1,411
Water supply	28,600		28,600
Concession building	30,000		30,000
Combination building	8,000		8,000
Columbia			
Water supply	30,000		30,000
Sewage disposal	30,000		30,000
Misc. measures to preserve existing structure (Knapp Bldg.)	9,000		9,000
Roads and parking	5,000		5,000
Cuyamaca Rancho			
Residences and garages (2)	27,887	27,887	
Picnic units and camp units	15,000	14,630	370
Comfort station	6,000	3,400	2,600
Combination building	8,000	7,650	350
Sewage disposal	10,000		10,000
Dormitory	12,500		12,500
Roads and parking	10,000		10,000
Donner Monument			
Roads and parking	6,000		6,000
Comfort station	6,000		6,000
Museum	40,000		40,000
First Theatre and Old Custom House			
Heating and ventilating	9,750	9,750	
Residence and garage	17,690	17,690	
Fort Ross			
Repair and restoration	15,000	13,000	2,000
Fort Tejon			
Restoration and miscellaneous	17,000	4,100	12,900
Fremont Park			
Water supply	5,900		5,900
Telephone and power	6,500	1,175	5,325
Residence and garage	16,000		16,000
Gold Discovery Site, Coloma			
Residence and 6-car garage	18,000		18,000
Temporary museum	8,000	7,917	83
Roads and parking	8,000		8,000
Comfort stations (2)	12,000	10	11,990
Trails	2,000	1,100	900
Grading and landscaping	5,000	2,800	2,200
Water supply	8,000	8,000	
Hickey Grove			
Residence and garage	16,000		16,000
Water supply	10,000	10,000	
Combination building	8,000		8,000
La Purisima			
Residence and garage	17,696	17,696	

DETAILED SCHEDULE OF PROJECTS—Continued

Monterey Structures—Stevenson House	*Amount approved*	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Building restoration	$25,000		$25,000
Morro Bay			
Harbor	60,000		60,000
Residences and garages (2)	33,196	$33,196	
Comfort station	4,000	25	3,975
Combination building	7,000	6,582	418
Picnic units	3,000		3,000
Camp units	6,000		6,000
Sewage disposal	20,000		20,000
Mt. Diablo			
Residences and garages (3)	41,228	41,228	
Completion of museum	23,700	23,700	
Picnic and camp units	14,500	13,778	722
Comfort station	6,000		6,000
Water supply	10,750	2,810	7,940
Service area	15,000		15,000
Mt. San Jacinto			
Residence and garage	14,419	14,419	
Mt. Tamalpais			
Residences and garages (3)	43,583	43,583	
Comfort stations (2)	9,000	8,990	10
Power line	2,200	1,391	809
Old Shasta			
Historical building restoration	15,000		15,000
Palomar Mountain			
Combination building	7,000	7,000	
Continuance water supply	6,000	6,000	
Roads and parking	19,000		19,000
Patricks Point			
Combination building	8,700	44	8,656
Water supply	6,200	6,200	
Picnic and camp units	12,000	409	11,591
Service area	6,000		6,000
Pio Pico			
Residence and garage	16,603	16,603	
Portola			
Water supply	46,500	46,500	
Water system	8,500		8,500
Comfort station	6,000		6,000
Administration building	5,000		5,000
Combination building	7,000		7,000
Roads and parking	10,000	1,350	8,650
Service area	15,000		15,000
Bridges (2)	20,000		20,000
Sewage system	30,000		30,000
Telephone and power lines	7,000		7,000
Prairie Creek			
Water supply	19,200	19,200	
Picnic and camp units	10,800	416	10,384

DETAILED SCHEDULE OF PROJECTS—Continued

	Amount approved	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Richardson Grove			
Combination building	$6,000		$6,000
Water supply	15,000	$15,000	
Riding and Hiking Trails			
Improvement of existing trails, construction of fences, gates, drainage structures, signs, new trails and bridges:			
Los Angeles County	19,465		19,465
Cuyamaca State Park	11,150		11,150
San Diego County	38,825		38,825
Contra Costa County	53,873		53,873
Sonoma Mission			
Historical building restoration	8,097	8,097	
Tahoe Campground			
Service area	7,000	3,000	4,000
Water supply	15,500	15,500	
Residence and garage	14,559	14,559	
Samuel P. Taylor			
Comfort station	4,000		4,000
Combination building	6,000		6,000
Camp and picnic units	13,750	13,384	366
Sewage disposal	40,000		40,000
Water supply	30,000		30,000
Roads and parking	40,000		40,000
Residences and garages (3)	44,600		44,600
Power lines	10,000		10,000
Service area	15,000		15,000
Van Duzen			
Comfort station	10,700	3,821	6,879
Water supply	16,500	16,500	
Picnic units	4,000		4,000
Camp units	7,250		7,250
Combination building (2)	14,000	7,416	6,584
Roads and parking	7,000	7,000	
Sewage disposal	24,000		24,000
Service area	15,000	4,259	10,741
Williams Grove			
Water supply	12,800	12,800	
Will Rogers			
Residences and garages (2)	38,576	38,576	
Roping ring	5,900		5,900
Division of Fish and Game			
Water Fowl Development, Imperial Valley	10,000	10,000	
Housing, pens, brooders and feed storage, Brawley Game Farm	15,000	4,011	10,989
Housing, pens, brooders and feed storage, Chico Game Farm	15,500	3,870	11,630
Pens and brooders, Porterville Game Farm	7,000	938	6,062
Field offices, Alturas and Redding @ $8,500 each	17,000		17,000

DETAILED SCHEDULE OF PROJECTS—Continued

Division of Forestry	*Amount approved*	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Equipment	$170,000	$46,886	$123,114
Roads, telephones, power lines and facilities	175,000	106,443	68,557
Engineering surveys	90,000	71,460	18,540
Construct five lookouts	30,000	13,906	16,094
Equip 45 steel buildings	85,500	61,858	23,642
Telephones	10,000	198	9,802
Facilities—water development	50,000	20,658	29,342
Completion of CYA camp	66,573	51,624	14,949
Power lines and radio repeater relay stations	144,500	17,888	126,612
Road construction and parking areas, Pine Grove Forestry Work Camp	15,000	14,970	30
Purchase of war surplus buildings and erection at Perris Fire Control Station	4,000	2,752	1,248
Concrete vaults for repeater equipment	36,000	----------	36,000
Power lines (Sacramento remote receiver housing and transmission)	7,000	----------	7,000
TOTAL	$4,127,430	$1,651,628	$2,475,802
Recapitulation—Department of Natural Resources			
Plans and specifications	$90,000	$71,460	$18,540
Construction and equipment	3,713,770	1,531,680	2,182,090
Misc. repairs and improvements	323,660	48,488	275,172
TOTAL	$4,127,430	$1,651,628	$2,475,802
DEPARTMENT OF PUBLIC WORKS			
Repair, restoration and maintenance—Jenner Jetty	$50,000	----------	$50,000
Recapitulation—Department of Public Works			
Plans and specifications	----------	----------	----------
Construction and equipment	----------	----------	----------
Misc. repairs and improvements	$50,000	----------	$50,000
TOTAL	$50,000	----------	$50,000
BOARD OF HARBOR COMMISSIONERS			
Heating system in Belt Railroad Roundhouse	$5,500	$5,035	$465
Purchase of Navy facilities	4,000	3,992	8
Installing toilets and an additional float at the Fleet Landing, Ferry Building	10,000	6,985	3,015
Miscellaneous minor construction	30,500	4,502	25,998
Paving roadway on Seawall Lot No. 344	25,000	24,071	929
TOTAL	$75,000	$44,585	$30,415
Recapitulation—Board of Harbor Commissioners			
Plans and specifications	----------	----------	----------
Construction and equipment	$19,500	$16,012	$3,488
Misc. repairs and improvements	55,500	28,573	26,927
TOTAL	$75,000	$44,585	$30,415

DETAILED SCHEDULE OF PROJECTS—Continued

UNIVERSITY OF CALIFORNIA	*Amount approved*	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Berkeley			
Temporary classrooms	$237,650	$237,650	———
Chemistry building	1,114,000	986,315	$127,685
Utilities expansion	135,000	20,219	114,781
Forestry building	1,200,000	946,532	253,468
Misc. repairs and improvements	1,237,180	1,200,704	36,476
Plans and specifications, Berkeley Optometry Building	18,000	———	18,000
Davis			
Temporary classrooms	43,400	13,187	30,213
Utilities expansion	147,000	60,710	86,290
Plant sciences building	1,410,000	986,662	423,338
Soils and irrigation building	400,000	400,000	———
Veterinary science group Units 1, 2, and 3	3,500,000	117,600	3,382,400
Soils and irrigation secondary building	63,000	52,317	10,683
Miscellaneous repairs and improvements	195,000	64,346	130,654
Plans and specifications, experimental dormitory building	30,000	———	30,000
Hastings Law College			
Purchase new site	450,000	———	450,000
La Jolla			
Utilities expansion	34,000	———	34,000
Pier repairs	67,000	41,880	25,120
Miscellaneous repairs and improvements	26,000	6,706	19,294
Seawall project	50,000	———	50,000
Meloland			
Improvements to Imperial Valley Field Station	345,000	35,687	309,313
Mt Hamilton			
Fire protection	100,000	38,214	61,786
Miscellaneous repairs and improvements	20,000	6,358	13,642
Riverside			
Shops and heating plant	80,000	9,002	70,998
Insectory building	548,000	441,656	106,344
Miscellaneous repairs and improvements	44,800	7,704	37,096
San Francisco			
Miscellaneous repairs and improvements	190,500	144,031	46,469
Santa Barbara			
Temporary classrooms	17,050	17,050	———
Miscellaneous repairs and improvements	109,395	45,123	64,272
UCLA			
Temporary classrooms	213,900	213,900	———
Library stack completion	215,000	163,514	51,486
Business administration building	1,400,000	1,169,021	230,979
Utilities expansion	134,000	63,470	70,530
Arroyo grading	300,000	300,000	———
Temporary office space for medical school	100,000	20,000	80,000
Repairs to Clark Library and residence for new law school	82,000	2,500	79,500
Purchase of books for Law Library	60,000	———	60,000
Library wing and alterations	1,185,000	669,070	515,930
Miscellaneous repairs and improvements	677,125	171,577	505,548
Plans and specifications, Law School	60,000	———	60,000
For federal surplus equipment purchases	500,000	———	500,000
For plans and specifications	335,640	———	335,640
TOTAL	$17,074,640	$8,652,705	$8,421,935

DETAILED SCHEDULE OF PROJECTS—Continued

Recapitulation—University of California	*Amount approved*	*Amount encumbered 2-15-48*	*Unencumbered balance 2-15-48*
Plans and specifications	$443,640		$443,640
Construction and equipment	14,131,000	$7,006,156	7,124,844
Miscellaneous repairs and improvements	2,500,000	1,646,549	853,451
TOTAL	$17,074,640	$8,652,705	$8,421,935

DEPARTMENT OF VETERANS AFFAIRS

Veterans' Home, Yountville			
Improving and widening service road around mess hall	$14,000		$14,000
Equipment	100,000	$13,071	86,929
East wing of hospital, officers' residences and convalescent barracks	650,500	642,500	8,000
Dishwashing facilities	5,000	5,000	
Moving building from Tanforan	25,000	25,000	
Electric distribution lines	70,000	70,000	
Changes and mess hall and refrigeration	101,250	66,950	34,300
Fluorescent lighting and painting	8,000		8,000
Laundry and dry cleaning plant	300,000		300,000
Receiving building, treatment rooms, medical center and general offices	392,676		392,676
Physicians' cottages (2)	43,000	39,000	4,000
Miscellaneous deferred maintenance projects	178,000	169,975	8,025
Road improvements	12,500	12,500	
To Division of Architecture for: Plans and specifications	55,800	55,800	
TOTAL	$1,955,726	$1,099,796	$855,930

Recapitulation—Department of Veterans Affairs			
Plans and specifications	$55,800	$55,800	
Construction and equipment	1,570,176	764,571	$805,605
Miscellaneous repairs and improvements	329,750	279,425	50,325
TOTAL	$1,955,726	$1,099,796	$855,930

Schedule "D"

PROJECTS IN THE "STATEMENT OF CAPITAL EXPENDITURES REQUIRED BY STATE AGENCIES," SUBMITTED BY DIRECTOR OF FINANCE TO JANUARY, 1946, SPECIAL LEGISLATIVE SESSION, FOR WHICH EXPENDITURES HAVE BEEN APPROVED BY THE STATE PUBLIC WORKS BOARD THROUGH FEBRUARY 15, 1948

	Priority number	*Financed at*	*Expenditures approved thru 2-15-48*
DEPARTMENT OF AGRICULTURE			
Poultry and Animal Disease Diagnostic Laboratory, San Gabriel	12	$150,000	$150,000
CALIFORNIA YOUTH AUTHORITY			
Construction and equipping of administration building, detention building, hospital, kitchen and dining room, sewage disposal plant and partial grounds improvement—Los Guilucos	1–15	$1,350,000	$675,000
Sewage disposal plant—Preston	29	52,950	63,000
Employees' quarters and two staff residences—Preston	34 & 36	335,400	284,861
Irrigation piping—Preston	35	40,500	40,500
New Boys' School—Paso Robles	41	1,600,500	126,600
Plans and specifications, Reception Center and Clinic—Sacramento	42	949,950	56,250
Staff cottage and employees' cottages—Fricot	46 & 48	57,450	65,000
Repairs to water system—Fricot	51	19,950	53,000
TOTAL—Youth Authority			$1,364,211
DEPARTMENT OF CORRECTIONS			
Additional housing units including services and equipment—Chino	1	$1,200,000	$360,300
Industrial building—Folsom	2	300,000	100,000
Alterations and site improvements	3	75,000	43,000
Jute mill building—San Quentin	4	300,000	290,000
Remodel and re-equip kitchen, commissary, bakery and storage refrigerator—San Quentin	6 & 7	598,950	419,989
Medium Security Prison—Soledad	5	6,000,000	642,900
TOTAL—Corrections			$1,856,189
DEPARTMENT OF EDUCATION			
Intermediate boys' dormitory—School for Deaf	Sub. 1 & 2	$738,000	$449,000
Advanced boys' dormitory—School for Deaf	4	324,000	432,000
Group improvements—School for Deaf	6	270,000	157,500
Boiler plant and sewage—School for Deaf	7	100,500	100,500
Library and classroom building—California Polytechnic	34	600,000	600,000
Alterations and additions to gymnasium and athletic fields—California Polytechnic	48	199,500	121,950
TOTAL—Education			$1,860,950
DEPARTMENT OF FINANCE			
State Building Annex—San Francisco	3	$2,850,000	$1,900,000
State Building No 2—Los Angeles	4	3,600,000	2,400,000
State Building—San Diego	5	975,000	650,000
State Building—Oakland	8	750,000	500,000
State Building—Fresno	9	750,000	500,000
State Building No. 2—San Francisco	11	2,625,000	1,750,000
TOTAL—Finance			$7,700,000

PROJECTS IN THE "STATEMENT OF CAPITAL EXPENDITURES REQUIRED BY STATE AGENCIES"—Continued

DEPARTMENT OF MENTAL HYGIENE	*Priority number*	*Financed at*	*Expenditures approved thru 2-15-48*
Kitchen, dining room and food unit—Napa	3	$829,950	$850,000
Farm Colony ward building—Agnews	7	319,950	410,000
Kitchen, commissary and feeding unit—Mendocino	9	756,000	940,000
Sewage disposal pipeline—Norwalk	10	166,500	94,100
Female Ward Building No. 3—Sonoma	11	300,000	363,000
Male Ward Building No. 2—Sonoma	12	262,050	367,000
Utilities for buildings east of highway—Sonoma	13 & 34	439,950	440,000
Tubercular hospital—Sonoma	15	760,000	878,000
Storm water sewer system—Stockton	16	136,050	164,000
Sewer plant additions—Camarillo	22	157,950	225,000
Female Ward Building No. 4—Sonoma	35	262,050	324,000
Male Ward Building No. 8—Sonoma	36	262,050	309,000
Female Ward Building No. 1—Sonoma	37	262,050	324,000
Female Ward Building No. 2—Sonoma	38	262,050	324,000
Female Ward Building No. 5—Sonoma	39	300,000	339,000
Fire house and fire employees' quarters—Camarillo	46	36,000	36,000
Attendants quarters No. 6—Camarillo	58	229,950	198,300
Garages for attendants quarters No. 4 and No. 6—Camarillo	57 & 59	102,000	81,500
Two physicians' residences—Camarillo	76	42,000	35,000
Four physicians' residences—Stockton	77 & 155	80,000	83,500
Two physicians' residences—Pacific Colony	78 & 84	33,000	43,000
Three physicians' residences—Napa	79 & 92	64,125	70,500
Physician's residence—Mendocino	80	20,025	17,500
Two physicians' residences—Norwalk	81	40,050	35,000
Three physicians' residences—Patton	83	60,000	52,500
Two physicians' residences—Norwalk	157	40,050	43,000
Employees quarters—Pacific Colony	209	145,500	350,000
TOTAL—Mental Hygiene			$7,396,900
DEPARTMENT OF MOTOR VEHICLES			
Purchase of Los Angeles Office Building	1	$1,125,000	$300,000
DEPARTMENT OF NATURAL RESOURCES			
Roads, trails, structures, insect and disease control—no detail available	--	$4,950,000	$864,573
UNIVERSITY OF CALIFORNIA			
Library stack completion—UCLA	2	$322,500	$215,000
Vet Science Units 1, 2 & 3—Davis	4 & 56	3,500,000	3,500,000
Pier repairs—La Jolla	5	100,500	67,000
Fire protection—Mt. Hamilton	7	150,000	100,000
Plant sciences building—Davis	9	1,000,000	1,410,000
Chemistry building—Berkeley	11	1,200,000	1,114,000
Utilities expansion—UCLA	14	201,000	134,000
Soils and irrigation building—Davis	16	600,000	400,000
Soils and irrigation secondary building—Davis	--	63,000	63,000
Heating plant—Riverside	21	120,000	80,000
Seawall project—La Jolla	26	51,000	50,000
Library wing and alterations—UCLA	28	1,185,000	1,185,000
Utilities expansion—La Jolla	30	51,000	34,000
Utilities expansion—Davis	31	220,000	147,000
Business administration building—UCLA	32	1,500,000	1,400,000
Utilities expansion—Berkeley	37	202,500	135,000
Forestry building—Berkeley	41	1,200,000	1,200,000
Insectory building—Riverside	98	135,000	548,000
TOTAL—University of California			$11,782,000

PROJECTS IN THE "STATEMENT OF CAPITAL EXPENDITURES REQUIRED BY STATE AGENCIES"—Continued

VETERANS' HOME	*Priority number*	*Financed at*	*Expenditures approved thru 2-15-48*
East wing to hospital	1	$178,500	$273,000
Convalescent barracks	2	561,000	169,500
Road and ground improvements	4	202,500	14,000
Four officers' residences	5	80,400	86,000
Receiving building, treatment rooms, medical center and general office	6 & 7	375,000	392,676
Laundry and dry cleaning plant	10	380,500	300,000
Electric distribution lines	11	100,500	70,000
TOTAL—Veterans' Home			$1,305,176

Schedule "E"

STATUS AS OF FEBRUARY 15, 1948, OF VARIOUS ACTS PROVIDING FOR PURCHASE OF SITES FOR NEW OR ENLARGED STATE FACILITIES

Department of Agriculture

a. *Poultry Improvement Commission, Modesto*——— $5,000
(Chap. 486, Stats. 1947) (Item 42.5)

An appraisal has been obtained on approximately five acres of unimproved land adjoining to the east the present poultry laboratory. Purchase of this property has been officially recommended by the Poultry Improvement Commission. Negotiations are being carried on with the property owner.

b. *Quarantine Inspection Stations and Laboratories*—— $32,300
(Chap. 140, Stats. 1946)

This act contemplates the purchase of sites for eight quarantine inspection stations and two diagnostic laboratories. Station sites at Hornbrook, Yermo and Peavine, and laboratory sites at Fresno and San Gabriel have been acquired.

Department of Corrections

a. *Medium Custody Prison, young offenders*———— $300,000
(Chap. 644, Stats. 1945) (Item 251)

A site of approximately 783 acres near Tracy in San Joaquin County has been recommended by the Department of Corrections for this institution Favorable water, agricultural and architectural reports have been received, and appraisals obtained. Official action of the board is anticipated at the next meeting.

b. *Medical Center* $300,000
(Chap. 644, Stats. 1945) (Item 252)

A site of approximately 892 acres near Vacaville in Solano County has been purchased. An additional parcel, about 13 acres, has been approved for purchase. Negotiations with the property owner are now in process.

c. *Medium Custody Prison, older prisoners*..... $300,000
(Chap. 644, Stats. 1945) (Item 253)

A site of approximately 936 acres near Soledad in Monterey County has been acquired.

d. *California Institution for Women, new site*..... $200,000
(Chap. 1051, Stats. 1947)

Approximately 125 acres of unimproved property in San Bernardino County, five miles south of the Chino Prison, has been recommended by the Department of Corrections for purchase. Favorable agricultural, water and architectural reports have been received. A survey to determine the boundary lines of the site has been ordered preparatory to the securing of appraisals.

Department of Education

a. *Chico State College*..... $140,000
(Chap. 486, Stats. 1947) (Item 86)

This act contemplates the purchase of several parcels of urban property adjacent to the campus of the college. Preliminary investigations are under way.

b. *Fresno State College, agricultural land*..... $45,000
(Chap. 1466, Stats. 1945)

The purchase of 120 acres of agricultural land about three miles from the present campus has been completed.

c. *Fresno State College, new campus*..... $275,000
(Chap. 1413, Stats. 1947)

Investigations of possible new campus sites in the suburban areas of Fresno, north and east of the present campus, are under way. It appears that an area of at least 160 to 240 acres will be required.

d. *Humboldt State College*..... $195,000
(Chap. 644, Stats. 1945) (Item 251.1)

This purchase of additional land for Humboldt State College is practically completed. Seventeen of the eighteen parcels involved have been acquired. Acquisition of the final parcel should be completed in April, 1948.

e. *San Francisco State College*---------- $50,000
(Chap. 32, Stats. 1944)

A condemnation action for purchase of a five-acre parcel adjacent to the present campus has been filed. Setting of the trial date is pending.

f. *San Jose State College*---------- $700,000
(Chap. 24, Stats. 1944)

A suit has been filed on certain publicly owned parcels involved in this expansion of the college campus at San Jose. The court proceedings in this action should commence within the next 30 to 60 days. About thirty-five privately owned, improved urban parcels will remain to be acquired when the action on the public properties is completed.

g. *San Jose Stadium Tract*---------- $134,000
(Chap. 1461, Stats. 1947)

This act contemplates the purchase of approximately thirty-five acres of unimproved property adjacent to the San Jose State College stadium. As this acreage is also publicly owned, the condemnation action which has been filed will be tried concurrently with the action on the public properties adjoining the main campus.

h. *School for the Deaf, Southern California*---------- $3,000,000
(Chap. 152, Stats. 1946)

A site of approximately 126 acres near La Habra in Orange County has been recommended by the Department of Education for this new school. A favorable architectural report has been submitted, but the water report on the property indicates a flood hazard. Discussions are now being had to determine whether flood control works can be constructed to eliminate this hazard without excessive cost. The Riverside area has been declared equally suitable by the Department of Education, and investigations of sites in that vicinity are being made.

i. *Cerebral Palsied School, Northern California*-------- $693,128
(Chap. 486, Stats. 1947) (Item 109) (Includes construction)

No site has as yet been selected for the permanent location of this school, which is now leasing temporary facilities at Redwood City. As the operation of the school is tied in with the University Medical Center in San Francisco, the Department of Education and the University have been asked to formulate a joint recommendation as to the most desirable area in which the school should be located.

j. *Cerebral Palsied School, Southern California*_____ $738,855
(Chap. 486, Stats. 1947) (Item 111) (Includes construction)

This new school site is also undetermined. Under present temporary arrangements the school is being operated at the Los Angeles Children's Hospital. It is understood that the University of California may acquire, in the near future, certain acreage adjacent to the Los Angeles campus, which can be made available for this school. Further site investigations are being held in abeyance pending completion of the land purchase negotiations by the University.

k. *Student Housing—All State Colleges*_____ $6,000,000
(Chap. 155, Stats 1946) (Includes construction)

The only official action taken thus far under the State college dormitory program has been the selection of approximately fifty acres of land for student housing at San Francisco State College. A condemnation action has been filed, and the setting of the trial date is pending.

Department of Finance

a. *Garage, Sacramento* _____ $150,000
(Chap. 30, Stats. 1944)

The south half of the block bounded by 9th, 10th, "N" and "O" Streets in the City of Sacramento has been acquired as the site for the State garage.

b. *Office Buildings, Sacramento*_____ $1,000,000
(Chap. 22, Stats. 1944)

The south half of the block bounded by 7th, 8th, "L" and "M" Streets, the south half (excluding the Sutter Club property) of the block bounded by 8th, 9th, "L" and "M" Streets, and all of the two square blocks bounded by 7th, 9th, "M" and "N" Streets in the City of Sacramento have been purchased as sites for new state office buildings.

c. *Governor's Residence, Sacramento*_____ $200,000
(Chap. 31, Stats. 1944)

Lots 2 through 7 in the Sacramento city block bounded by 14th, 15th, "N" and "O" Streets have been selected for the Governor's new residence. Lots 2, 3, 4, and the west half of Lot 7 have been acquired. Purchase negotiations are in process for the remaining seven parcels.

d. *Office Building, Fresno*---------- $250,000
(Chap. 1414, Stats. 1945)

No site has as yet been selected, although preliminary discussions have been held with Fresno public officials and interested citizens on various site possibilities. When the Fresno Civic Center plan is completed, the board has been assured that provisions will be made for location of the new state building within the civic center area.

e. *Office Building, Los Angeles*---------- $850,000
(Chap. 23, Stats. 1944)

A site has been purchased at the northwest corner of First and Broadway, across the street and to the west of the present Los Angeles State Building. However, pending revisions of the Los Angeles Civic Center plan may make desirable the disposal of this property and the purchase of another site, which will consist mainly of publicly owned property elsewhere in the civic center area.

f. *Office Building, Oakland*---------- $500,000
(Chap. 1237, Stats. 1947)

The square block in the City of Oakland bounded by 11th, 12th, Alice and Jackson Streets has been officially selected as the site for this building. This location is a part of the Oakland Civic Center. Negotiations with the property owners involved are now in process.

g. *Office Building, San Diego*---------- $200,000
(Chap. 1131, Stats. 1947)

This site has not yet been selected as the City of San Diego has not completed and had approved its civic center plan. Discussions have been held with local civic officials to present the state requirements for the new office building.

h. *Office Building, San Francisco*---------- $450,000
(Chap. 25, Stats. 1944)

Purchase of the half block lying to the north of the present San Francisco State Building has been completed.

i. *Office Building, San Francisco*---------- $275,000
(Chap. 644, Stats. 1945) (Item 124)

The office building now occupied by state agencies at 515 Van Ness Avenue, San Francisco, has been purchased under authority of this act.

j. *Office Building, San Jose* ---------- $50,000
(Chap. 1104, Stats. 1947)

The site for this office building has not yet been selected. Preliminary discussions with San Jose civic officials indicate that provision for the state building will be included in the final plan for the local civic center area, which is now being formulated.

k. *Office Building, Santa Barbara* ---------- $50,000
(Chap. 1105, Stats. 1947)

No site has been selected for this building. Preliminary investigations are now being carried on.

l. *Office Building, Stockton* ---------- $50,000
(Chap. 1358, Stats. 1947)

No site has been selected as yet for this new office building. Possible locations within the Stockton Civic Center area are being investigated. Discussions have been held with city officials, and the State's requirements have been outlined.

Department of Mental Hygiene

a. *Agnews State Hospital* ---------- $110,000
(Chap. 486, Stats. 1947) (Item 189)

This contemplates the purchase of approximately 118 acres of agricultural land adjacent to the Agnews Hospital. Preliminary investigations, preparatory to ordering appraisals, are in process.

b. *Langley-Porter Clinic* ---------- $20,000
(Chap. 486, Stats. 1947) (Item 184)

The land to be acquired here will be purchased from the University of California. This purchase will be negotiated as soon as architectural plans for new construction at the clinic are completed sufficiently to indicate the amount of additional ground area that will be required.

c. *Pacific Colony* ---------- $300,000
(Chap. 486, Stats. 1947) (Item 217)

Preliminary investigations for the purchase of approximately 600 acres of agricultural land adjoining Pacific Colony to the west are now underway. Mutual understandings as to the area to be acquired have been recently reached with the single property owner involved. Appraisals of this property have been authorized

d. *Patton State Hospital*---------- $100.000
(Chap. 486, Stats. 1947) (Item 205)

This act is intended to provide for the purchase of additional agricultural land for the Patton Hospital. Appraisals have been prepared on approximately 94 acres adjacent to the present institution farm area. The board will be asked to act on this acquisition at its March meeting.

e. *Institution for Epileptics* ---------- $300,000
(Chap. 28, Stats. 1944)

A site of approximately 1,225 acres near Porterville in Tulare County has been acquired.

f. *Maximum Security Institution* ---------- $400,000
(Chap. 27, Stats. 1944)

A site of approximately 1,161 acres, just south of Atascadero in San Luis Obispo County, has been purchased. Several additional parcels totaling about 30 acres have been approved for purchase and are now being negotiated for.

g. *Mental Hospital*---------- $400,000
(Chap. 486, Stats. 1947) (Item 214)

No site for this institution has been selected as yet. Investigations to determine the suitability of an area at San Onofre in San Diego County are in process. As this potential site is owned by the Federal Government, negotiations with the federal agencies involved are being carried on concurrently. Investigations of the Beaumont-Banning area in Riverside County are also in process.

h. *Psychiatric Hospital Clinic, Los Angeles*---------- $100,000
(Chap. 486, Stats. 1947) (Item 186)

This site has yet to be selected. However, it is anticipated that this new clinic will be located adjacent to the Southern California Medical Center of the University on the Los Angeles Campus.

Department of Motor Vehicles

a. *Office Buildings* ---------- $602,500
(Chap. 100, Stats. 1946, and Chap. 1461, Stats. 1947)

These two acts provide for the purchase of sites for various offices throughout the State of the Department of Motor Vehicles. No purchases have been made to date. Investigations of potential sites in Sacramento and in Los Angeles are underway.

Department of Public Health

a. *Office Building, Berkeley* $300,000
(Chap. 486, Stats. 1947) (Item 285)

The Department of Public Health has recommended the purchase of property adjacent to the University campus in Berkeley for this new building. Appraisals are now being obtained.

Sixth District Agricultural Association

a. *Parking Area* $2,000,000
(Chap. 1463, Stats. 1947)

Under authority of this act the purchase of three square blocks bounded by Menlo, Vermont, Santa Barbara and Exposition Boulevard in the City of Los Angeles will ultimately be accomplished. However, at the present time, consideration is being given only to the purchase of the parcels within this area having minor improvements or those which are unimproved. On this basis an investigation has been made and appraisals ordered.

State Agricultural Society

a. *Land—Present Site* $150,000
(Chap. 644, Stats. 1945) (Item 129)

This act provides for the purchase of additional land at the present location of the State Fair. A pending condemnation action on twenty acres of land to be acquired under this authority was abandoned when the act providing for a new fair site was approved at the last legislative session.

b. *New State Fair Site* $2,000,000
(Chap. 1318, Stats. 1947) (Includes improvements)

No choice of a new fair site has as yet been made. Several possible areas are under consideration and are being investigated as to their suitability.

California Youth Authority

a. *Boys' School and Clinics* $100,000
(Chap. 101, Stats. 1946)

A site near Paso Robles in San Luis Obispo County has been selected for the Boys' School. It consists of approximately 200 acres, and comprises a part of the Estrella Army Air Base. Final negotiations for purchase from the Federal Government are in process.

A Northern California Reception Center and Clinic site of 22½ acres has been acquired. It is located 1¼ miles south of the City of Sacramento.

No site has been selected as yet for the Southern California Clinic.

b. *Fred C. Nelles School*_____ $184,125
(Chap. 486, Stats. 1947) (Item 69)

No site has been selected as yet for the new location of the Nelles School.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. James, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Walter A. Hale of Lloydminister, Canada.

On request of Mr. Crowley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Betty Fisher of Vallejo.

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 Mr. and Mrs. Arthur H. Connolly of San Francisco.

On request of Mr. Kilpatrick, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Lillian Lauback of Los Angeles.

On request of Mr. Erwin, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Edwin L. Carty of Oxnard.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to F. V. Anderson and W. H. Mattson, teachers of Sacramento Seventh Day Adventist School, and the following pupils: John Kerbs, Albert McEwen, Edward McEwen, Edward Vonderlick, Jack Uyeyama, Bill Uyeyama, Ben Hale, Jerry Pierce, Gene Ross, Glenn Scott, Verle McCoy, Donald Aldreo, Knute Martin, Carlene Detsch, Evelyn Fees, Stanley Squier, Stanley Payne, and Clarence Perkins.

On request of Mr. Carey and the Alameda Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Carl Larson, teacher, and the following pupils of the Golden Gate Academy of Berkeley: Harriet Anderson, Juanita Ballard, William Blythe, Verna Berlin, Colleen Buchanan, Anita Phillips, Rosemary James, Robert Snawder, Kenneth Smith, Lloyd Robinson, Donald Hopkins, Dorothy Domeny, Shirley Leslie, Esther Lyons, Deborah Young, Elaine Lowe, Ivis McCarty, Helen Carlsen, Leroy McCoy, and Mrs. Isaakson and Belva Larson.

On request of Mr. Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Peter Mosegard and Mr. and Mrs. Harold Thompson of Morgan Hill.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Mary Davis and H. E. Winterstein, teachers, and the following pupils of Arden School of Sacramento: Margaret Armstrong, Nancy Bagdanoff, Joyce Carroll, June Comes, Joan Didion, Darlene Dimmitt, Janet Haight,

Audrey Harrell, Jan Howard, Marguerite Kayser, Sarah Kayser, Janet Kennedy, Angela La Brasca, Shirley Long, Laverne Larsen, Virginia Llewellyn, Eva Nordine, Anna Pellegrini, Crystal Sherfey, Oscar Breiling, Marvin Carey, Frank Crozat, George Fitzgerald, Jack Hornberger, Robert Jerauld, Joe Lindsay, Harold Lund, Richard Marshall, Frank Nakashima, Arthur Raney, Bill Rider, Roy Ritter, Gordon Shook, Allan Silverthorne, Edward Stephan, Arthur Straw, Ronnie Watkins, Yavette Smith, Dawn Sofeldt, Dianne Strong, Judith Thompson, Nancy Williams, and Doris Wolff.

On request of Mr. Beck and the Los Angeles County Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to J. Paul Elliott, Mrs. Gertrude Rounsavelle, Olin Durby, and Vierling Kersey of Los Angeles.

On request of Mr. Morris, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mary Frick, Alma Kinkade, Dr. Ethel Percy Andrus, and Lillian Laubach, all of Los Angeles.

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to George Marks, teacher, and the following pupils of Turlock High School: Mary Ellen Risell, Perlina Channing, Raymond Mezi, and Donald Leighton; Ray Tallmon, principal, and the following pupils of Hughson High School: Colene Sawyer, Ernest Howard, Glade Marr, and Wade Whitfield; Rudy Ferguson, principal, and the following pupils of the Newman High School: Marjorie Elholm, Marilyn Elholm, Lorraine Bettencourt, and Geraldine Silveira; Fred Abbot, teacher, and the following pupils of the Oakdale High School: Eula Seymoure, Leona Anderson, Wayne Smith, and Jimmy Mote; Robert Graham, teacher, and the following pupils of Ceres High School: Martha Wigt, Betty Winger, John Petersen, and Melvin Cavanaugh; Leslie G. Knowles, teacher, and the following pupils of the Modesto High School: John Findlay, Marian Phoenix, Mary Ann Adams, and Edward Hayes.

On request of Mr. Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Eugene Haskell of Artesia.

On request of Mr. Lester T. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Clara Van Matre of Weaverville.

On request of Mr. Cramer, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to David L. Bird of National City.

ADJOURNMENT

At 5 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a.m., Thursday, March 18, 1948, out of respect to the memory of the late George G. Radcliff, and the late Ezra Frederick Scattergood.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

THIRTEENTH LEGISLATIVE DAY

EIGHTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Thursday, March 18, 1948

The Assembly met at 11 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Loomis, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—75.

Quorum present.

PRAYER

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

O Almighty and Most Loving God, Thy mercies are without number and the treasure of Thy goodness is infinite. We render Thee thanks for hearing the prayers of those who have called upon Thee. We beseech Thy gracious Providence to assist us in making use of Thy gifts not only for our own benefit, but also for Thy honor and glory and for the relief of the needs of the least of Thy brethren, that so they may have a means of eternal life and happiness for us and of union with Thee, through Christ our Lord. AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Gaffney, 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. Thomas, on motion of Mr Grunsky.

Mr. Price, on motion of Mr. Grunsky.

NAMES OF MEMBERS OF BUDGET SESSION JOINT STANDING COMMITTEE ORDERED PLACED ON MORNING ROLL CALL

By order of Speaker Collins, the names of all members of the Budget Session Joint Standing Committee were ordered placed upon the morning roll call because they are present, but attending to legislative business elsewhere.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 20: By Mr. Boyd—Relative to purchase of a site in Los Angeles for a new state building.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 10—An act to repeal Section 370 of, and to add Section 370 to, the Vehicle Code, relating to registration fees for vehicles, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 28—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 47—An act to add Article 4, comprising Sections 17390 to 17394, inclusive, to Chapter 4, Part 10, Division 2, of the Revenue and Taxation Code, relating to the personal income tax, and providing that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 55—An act to amend Section 6956 of the Business and Professions Code, relating to fees for the licensing of collection agencies.

Bill read second time, and ordered engrossed.

Assembly Bill No. 72—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation, and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 73—An act to amend Section 10759 of the Revenue and Taxation Code and Sections 373.5 and 378 of the Vehicle Code, relating to vehicle registration and license penalties, and providing that this act shall take effect immediately.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 3—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

RESOLUTIONS

The following resolutions were offered:

By Mr. Cramer:

House Resolution No. 63

Relative to augmenting the funds of the Assembly Interim Committee on Soil Conservation

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 Soil Conservation (created by House Resolution No. 224, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 ordered referred to the Committee on Rules.

By Messrs. Thompson, Crichton, McMillan, Dickey, Maloney, McCollister, and Fletcher:

House Resolution No. 64

Relative to augmenting the funds of the Assembly Interim Committee on Public Morals

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of three thousand dollars ($3,000) 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 Public Morals (created by House Resolution No. 213, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 ordered referred to the Committee on Rules.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 63 FROM COMMITTEE

Mr. Robertson gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 63 from the Budget Session Joint Standing Committee, and have it placed upon the file.

REQUEST FOR UNANIMOUS CONSENT THAT NOTICES OF MOTION BE CONTINUED

Mr. Ralph C Dills asked for, and was granted, unanimous consent that his notices of motion to withdraw Assembly Bills Nos. 67 and 7 from committee be continued until the next legislative day.

NOTICES OF MOTION TO RECONSIDER CONTINUED

By unanimous consent, the consideration of notice of motion to reconsider vote on the following resolution was continued until the next legislative day:

Assembly Concurrent Resolution No. 10.

RECESS

At 11.20 a.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT THAT LEAVE OF ABSENCE BE GRANTED

At 2.04 p.m., Mr. Grunsky asked for, and was granted, unanimous consent that Mr. Loomis be granted a leave of absence for the balance of the legislative day, because of illness.

ABSENCE OF QUORUM SUGGESTED

Mr. Sheridan suggested the absence of a quorum.

The roll was called.

Call of the Assembly

Mr. Sheridan moved a call of the Assembly.

Motion carried. Time, 2.05 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Boyd, Collier, Lester T. Davis, M. Philip Davis, Dolwig, Dunn, Field, Gaffney, Gannon, Hahn, Hollibaugh, Huyck, James, Lipscomb, Robertson, Rosenthal, Stanley, and Weber—18.

EXCUSED—Messrs. Loomis, Thomas, and Price—3.

Further Proceedings Under Call of the Assembly Dispensed With on Quorum Call

At 2.25 p.m., on motion of Mr. Dickey, further proceedings under the call of the Assembly were dispensed with.

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

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney McCollister, McMillan, Miller, Morris, Niehouse, Rosenthal, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—68.

Quorum present.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 40 FROM COMMITTEE

Mr. Rosenthal gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 40 from the Budget Session Joint Standing Committee, and have it placed upon the file.

REQUEST FOR UNANIMOUS CONSENT THAT COMMITTEE ON PUBLIC UTILITIES AND CORPORATIONS BE PERMITTED TO HOLD MEETING

Mr. Knight asked for, and was granted, unanimous consent that the Committee on Public Utilities and Corporations be permitted to hold a meeting in Room 432, today, upon adjournment.

REQUEST FOR UNANIMOUS CONSENT THAT MEMORANDUM BE PRINTED IN THE JOURNAL

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that the following memorandum, relative to points and authorities regarding urgency legislation, be ordered printed in the Journal, in 10-point type:

A MEMORANDUM OF POINTS AND AUTHORITIES REGARDING URGENCY LEGISLATION

In *Livingston* vs. *Robinson*, 10 Cal. 2d 730 at 740, the court said:

> "* * * Authority is conferred upon the Legislature to determine when urgency measures are necessary, and when such necessity has been determined as provided by the Constitution, the judgment of the Legislature is final, and will not be interfered with by the courts unless no declaration of facts constituting such emergency is included in the act or unless the statement of facts is so clearly insufficient as to leave no reasonable doubt that the urgency does not exist."

In *Hollister* vs. *Kingsbury*, 129 Cal. App. 420 (18 Pac. (2d) 1006), the court came to the same conclusion. At page 425 of 129 Cal. App. the court said:

> "* * * When the necessity has been determined as provided by the Constitution, the judgment of the Legislature is final and conclusive, and may not be interfered with by the courts unless no declaration of facts upon which the emergency is deemed to be founded is included in the act, or unless the statement of facts is so clearly insufficient as to leave no reasonable doubt that the urgency does not exist. It is an unwarranted violation of the Constitution and interference with the legislative prerogative for a court to substitute its judgment of what is deemed to constitute public necessity for urgency measures for that of the Legislature, unless it clearly and affirmatively appears that the emergency does not exist. Every reasonable intendment should support the validity of urgency measures of the Legislature which are adopted pursuant to the constitutional provisions therefor."

To the same effect are *In re McDermott*, 180 Cal. 783, and *Davis* vs. *County of Los Angeles*, 12 Cal. (2d) 412 at 422, 84 Pac. (2d) 1034.

In fact, no California case has been found holding the urgency clause of a state statute insufficient. There are some cases holding a state statute cannot be an urgency measure because it comes within one of the specific prohibitions, such as change in the duties of a public officer, etc.

In *Davis* vs. *County of Los Angeles*, *supra*, at page 421 of 12 Cal (2d), the court pointed out that cases holding the urgency clause of city ordinances to be insufficient were not in point, since:

> "* * * restrictions may be imposed upon the power exercised by a city legislative body to declare the urgency nature of an ordinance which are not imposed by the Constitution upon the State Legislature. * * *"

Annotations on the conclusiveness of legislative declaration of urgency are found in 7 A.L.R. 519 and 110 A.L.R. 1435.

In *Livingston* vs. *Robinson*, *supra*, 10 Cal. (2d) 734, the court upheld as urgency legislation amendments providing a refunding plan for irrigation districts.

In *Hollister* vs. *Kingsbury*, *supra*, 129 Cal. App. 421, 18 Pac. (2d) 1006, the court upheld as urgency legislation an act prohibiting the further issuance of permits to prospect for or drill for oil and gas on any state tidelands.

In *The Housing Authority of the County of Los Angeles* vs. *Dockweiler*, 14 Cal (2d) 437 at 463, 94 Pac (2d) 794, the court upheld the validity of The Housing Authority's Law, Chapter 4, page 9, Statutes of 1938, as an urgency measure creating housing authorities to provide housing for persons of low income

In *Davis* vs. *County of Los Angeles*, *supra*, 12 Cal. (2d) 412, 84 Pac. (2d) 1034, the court held as valid urgency legislation amendments to the School Code providing for local retirement plans.

In *Cauble* vs *Beemer*, _____ Nev. _____, 177 Pac. (2d) 677, the court held that legislation providing a special procedure for financing the construction and reconstruction of the Washoe County General Hospital was a sufficient emergency to justify the enactment of local legislation.

2. THE BILL DOES NOT CHANGE THE DUTIES OF ANY OFFICER.

Section 1 of Article IV of the State Constitution provides:

> "* * * that no measure creating or abolishing any office or changing the salary, term or duties of any officer, * * * shall be construed to be an urgency measure. * * *"

In *Martin* vs. *Riley*, 20 Cal. (2d) 28 at 37, 123 Pac. (2d) 488:

> "* * * An addition or subtraction in relation to the volume of the duties required to be performed by an officer, which does not substantially affect the primary duties of his office, is not such a change of duties as would prevent immediate effectiveness of legislation properly declared to be urgent. * * *"

COURTHOUSE. There have been cases holding that legislation providing for construction of a new courthouse may be classed as "emergency". In the case of *McKenny* vs. *Helms* (1936) 102 Ind. App.

348, 2 N.E. (2d) 800, it was held that the county council could pass an emergency ordinance for the appropriation of a sum of money for a new courthouse where the old one was in a state of dilapidation and it was necessary to act quickly in order to take advantage of a grant from the Public Works Administration for 45 percent of the total cost. The court said at page 805 of 2 N.E. (2d): "We make no attempt to define the word 'emergency' any further than to say that in our opinion the facts in the instant case clearly show such a combination of circumstances as do require immediate pressing action, highly beneficial to the county, thus warranting the emergency action taken. It was held in *Kleiner* vs. *Parker* (1928) 177 Ark. 671, 8 S.W. (2d) 434, that, where a county lease on a building which was used as a courthouse had expired and the county was forced to procure other quarters, and where rentals paid for the building used would in a few years amount to enough to build a courthouse building, an emergency existed, and a special legislative body could vote an appropriation for construction of a new courthouse. The court said, at p. 435 of 8 S.W. (2d) that 'emergency', as used in the statute quoted, simply means pressing necessity."

HOSPITAL. State legislation, providing for the construction and equipping of buildings for a hospital for nervous diseases and for a tuberculosis sanatorium, which contained an emergency clause, was held to be proper emergency legislation. *Stanley* vs. *Gates* (Ark. 1929) 19 S.W. (2d) 1000; *Baker* vs. *Hill* (Ark. 1929) 21 S.W. (2d) 867.

HOUSING. An act passed by the New York State Legislature, prohibiting until a fixed date the issuance of a warrant for the recovery of real property by landlords in New York City, was held to be properly classed as "emergency". The court stated that the motives of the Legislature were no concern of the courts. *People* vs. *Fagan* (1920) 186 NYS 23, 194 App. Div. 185. Likewise, in *State* vs. *City of Great Falls* (1940) 110 Mont. 318, 100 Pac. (2d) 915, 922, a State Housing Authority Act was construed as an "emergency" measure, and a zoning ordinance passed thereunder held likewise. The Supreme Court of the United States, in *Block* vs. *Hirsh* (1921) 256 US 135, 65, L.ed. 865, held that the housing shortage in Washington, D. C., after the First World War was an emergency because of embarrassment to the government and dangerous to public health, and therefore justified temporary emergency legislation which gave a tenant the privilege of holding over after the expiration of his lease, if the rent was duly paid and the other lease conditions performed.

EMERGENCY APPROPRIATION — DEPARTMENT OF MOTOR VEHICLES. An unforeseen emergency in the registration of motor vehicles, violation of the Motor Vehicle Act, and accidents resulting therefrom, rendering the normal funds appropriated to carry out the work of the department insufficient, justified emergency legislation for the appropriation of additional funds. *Grout* vs. *Gates* 1924 (97 Vt. 434, 124 A. 76, 82). Here an emergency board was authorized by the Legislature to "make an expenditure necessitated by unforeseen emergencies * * *".

TRANSPORTATION. Emergency legislation granting an increase of fares to a street railroad company as a measure to prevent its bankruptcy due to the great rise in prices following World War I

held justified as an "emergency". *State* vs. *Lewis* (Ind. 1918) 120 N.E. 129.

Where it was held that a city board wrongly ordered the establishment of a new bus line under the guise of "emergency" legislation, the court held that where such laws were enacted by the Legislature the courts may not interfere therewith, because the Legislature had the full police power to pass such emergency legislation, while the board had none. *Belt Line Ry. Corp.* vs. *City of N. Y.* (1922) 195 NYS 203, 118 Misc. Rep. 665. In a similar case, the same court, in *Huff* vs. *City of N. Y.* 1922, 195, NYS 257, 202 App. Div. 425, defined the word "emergency", as used by the Legislature, to include "a permanent condition of insufficiency of service or of facilities, resulting in social disturbance or distress".

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1948

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

House Resolution No. 38
House Resolution No. 43

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

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1948

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.

DICKEY, Chairman

Above reported resolution ordered engrossed.

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which were referred:

Assembly Bill No. 61
Assembly Bill No. 65
Assembly Bill No. 74

Has had the same under consideration, and reports that it has determined that these bills are urgency measures that may be enacted at this session pursuant to the Constitution and the Joint Rules of the Legislature, and recommends that the bills be given further consideration by the Legislature and be re-referred to the proper committees.

M. PHILIP DAVIS, Chairman

Assembly Bill No. 61 ordered re-referred to the Committee on Public Utilities and Corporations.

Assembly Bills Nos. 65 and 74 ordered re-referred to the Committee on Revenue and Taxation.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 18, 1948

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

The following resolution was read:

Senate Joint Resolution No. 1—Relative to the use of the hospital at the former military camp known as "Camp White," located near Medford, Oregon, by the Veterans' Administration.

Referred to Committee on Rules.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 21: By Messrs. McMillan, Fletcher, Waters, Grant, Gaffney, Huyck, and Mrs. Niehouse—Relative to the California Air Conference.

Referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Mr. Gaffney:

House Resolution No. 65

Relative to augmenting the funds of the Assembly Interim Committee on Industrial Safety

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 Assembly Interim Committee on Industrial Safety (created by House Resolution No. 239, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 ordered referred to the Committee on Rules.

By Messrs. Gaffney, Connolly, George D. Collins, Berry, Brady, Maloney, and Blosser:

House Resolution No. 66

Relative to adjournment in respect to the memory of Dr. Jason Noble Pierce

WHEREAS, Dr. Jason Noble Pierce, Pastor Emeritus of the First Congregational Church of San Francisco, died in his sixty-seventh year on Tuesday, the sixteenth day of March, 1948; and

WHEREAS, Jason Noble Pierce was born in Pittsburgh, Pennsylvania, educated at Amherst College and Yale Divinity School and ordained in 1906; and

WHEREAS, He was Senior Chaplain of the Second Division during World War I and thereafter was an effective advocate of the interests of our war veterans; and

WHEREAS, Dr. Pierce, as pastor in the City of Washington, District of Columbia, numbered the late President Calvin Coolidge a member of his congregation to whom he gave spiritual comfort and guidance; and

WHEREAS, For a period of 15 years next preceding his resignation, Dr. Pierce was the respected and beloved pastor of the First Congregational Church of San Francisco, a leader in the national affairs of his church and an energetic and public-spirited member of wide influence in many societies and organizations dedicated to the betterment of mankind and the improvement of his community; and

WHEREAS, His works are of themselves an eloquent epitaph, far beyond our expression—an irrefutable demonstration that his devotion to his faith, his Country and his fellow man was without condition or thought of self; now, therefore, be it

Resolved by the Assembly of the State of California, That it hereby expresses deep regret upon learning of the death of Dr. Jason Noble Pierce and at the loss of his service and counsel to his community and State; and be it further

Resolved, That the Chief Clerk transmit suitably prepared copies of this resolution to the widow of Dr. Pierce, Mrs. Mary Fairchild Pierce; his son, Edward F. Pierce; and his daughter, Mrs. Russell Blair; and be it further

Resolved, That when this Assembly adjourns this day it do so in respect to the memory of Dr. Jason Noble Pierce of San Francisco, California.

Resolution read, and ordered referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 10	Assembly Bill No. 55
Assembly Bill No. 28	Assembly Bill No. 72
Assembly Bill No. 47	Assembly Bill No. 73

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

ANNOUNCEMENT

Mr. M. Philip Davis announced that an effort will be made to complete the hearing of all bills now before the Budget Session Joint Standing Committee, tomorrow; and that the bills pending on the calendar for Monday, March 22d, will be heard at 9 a.m., tomorrow morning, Friday, March 19th, if there is no objection; and that a final calendar will be placed on the file, today.

REQUEST FOR UNANIMOUS CONSENT THAT COMMITTEE ON FINANCE AND INSURANCE BE PERMITTED TO HOLD MEETING

Mr. Geddes asked for, and was granted, unanimous consent that the Committee on Finance and Insurance be permitted to hold a meeting at 8 p.m., tomorrow night, Friday, March 19th, instead of on Monday, March 22d.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon adjournment—

Rules.

Public Utilities and Corporations in Room 432.

Ways and Means.

Interim Committee on Civil Service at desk of Mr. Cooke.

At 8 p.m.—

Revenue and Taxation.

At 9 a.m., tomorrow, Friday, March 19th—

Budget Session Joint Standing Committee.

At 9.30 a.m., tomorrow, Friday, March 19th, in Room 426—

Military Affairs.

At 8 p.m., tomorrow, Friday, March 19th—

Finance and Insurance.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Burke and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ella H. Osborn of Huron, South Dakota.

On request of Ralph C. Dills, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ardella B. Tibby of Compton.

On request of Mr. Cooke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Commander William Claire Meyer, U. S. N.

On request of Messrs. Butters and Burns, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Charles Halliday of Point Arena.

On request of Mr. Hinckley, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Ray H. Lindman of Los Angeles and R. J. Farrell of San Bernardino.

On request of Messrs. Stephenson, Gannon, and Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Sister Mary Benegnus, Sister Mary Emmanuel of Mercy College of Nursing, and the following pupils: Lena Visintainer, Ann L. Morgan, Barbara Robinson, Barbara Keating, Juanita Sutton, Frances Murray, Mary Ashfield, Lois Crequi, Elinor Shaw, Jena De Bortoli, Ninfa White, and Doris Hennings.

ADJOURNMENT

At 2.40 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Friday, March 19, 1948.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

FOURTEENTH LEGISLATIVE DAY

NINETEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Friday, March 19, 1948

The Assembly met at 10 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—74.

Quorum present.

PRAYER

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

O God of Justice and Truth, who has dominion over all nations and rulers, we pray to Thee in this time of crisis. Recognizing our own shortcomings and sins, we first ask for forgiveness; and then we humbly beg Thy help and protection, that this Country, which is dedicated to Thee, may be the means of bringing peace and tranquility to a world that has forgotten Thee. Grant that hardships and sacrifices required of us may be a means of purifying us and bringing us to a deeper knowledge and love of Thy ways, through Christ our Lord. AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Hahn, 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. Price, on motion of Mr. McMillan.
Mr. Thomas, on motion of Mr. McMillan.
Mr. Loomis, on motion of Mr. McMillan.

COMMUNICATIONS

By the Chief Clerk:

A letter of transmittal from Mr. Sam R. Leedom, Administrative Assistant of the State Water Resources Board, with an accompanying recommendation, were received.

Above mentioned letter ordered filed with the Secretary of State, and above mentioned resolution read, and ordered printed in the Journal as follows:

Recommendation Unanimously Adopted by the State Water Resources Board at Its Meeting in Sacramento on March 5, 1948

It is recommended to the Governor and to the Legislature of the State of California that serious attention be given to the problem of the subdivision and sale of lands on which present and foreseeable future water supplies are known to be deficient.

With the rapid increase in population in California, many areas have been opened to settlement for the unwary without regard to the matter of water supply for these areas.

In our state and county planning we are attempting to look forward to ultimate highway facilities. Much attention is being given to programming for the future with regard to sanitation, water pollution, and health matters. Attention also is being devoted to building restrictions and kindred problems. However, in the field of planning for adequate water supplies for these newly developed areas, little or nothing is being done.

Zoning ordinances have been attempted in certain areas and proven ineffectual. It is recommended that the Legislature seriously consider enactment of legislation giving the necessary power to the proper county agencies to enable them to require that adequate water supplies be assured for lands being opened to settlement.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 19

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1948

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Assembly Bill No. 61

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.

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1948

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

Assembly Bill No. 68

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

DUNN, Chairman

Above reported bill ordered to second reading.

RESOLUTIONS

The following resolutions were offered:

By Mr. Lowrey:

House Resolution No. 67

Congratulating Lester T. Davis upon his recent marriage to Pauline Vakoch

WHEREAS, On the third day of August, 1947, the Honorable Lester T. Davis, member of the House, celebrated his marriage in Oakland, California, to the lovely and beautiful Pauline Vakoch of Stockton, California; and

WHEREAS, This happy couple have established a home at Portola in the County of Plumas; and

WHEREAS, His colleagues having received introductions to the honorable member's bride, now fully understand how completely justified is his current proud deportment; now, therefore, be it

Resolved by the Assembly of the Senate of California, That the Assembly of the State of California hereby extends to Assemblyman and Mrs. Lester T. Davis its sincere best wishes and to Assemblyman Davis particularly its hearty congratulations; and be it further

Resolved, That a suitably engrossed copy of this resolution be prepared by the Chief Clerk of the Assembly and forwarded to Assemblyman and Mrs. Lester T. Davis.

Request for Unanimous Consent

Mr. Lowrey asked for, and was granted, unanimous consent to take up House Resolution No. 67, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Cooke:

House Resolution No. 68

Relative to augmenting the funds of the Assembly Interim Committee on State Civil Service

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 State Civil Service (created by House Resolution No. 218, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 ordered referred to the Committee on Rules.

By Messrs. Heisinger, Erwin, and Lowrey:

House Resolution No. 69

Relative to an allocation of funds for expenses incurred by the Assembly members of the Joint Interim Committee on Wildlife Conservation

WHEREAS, A Joint Interim Investigating Committee was created by Statutes of 1947, Chapter 1325; and

WHEREAS, As required by that statute the Speaker of the Assembly appointed three Members of the Assembly to act on said committee; and

WHEREAS, The members of said committee are required to meet with the Wildlife Restoration Board and participate in its activities; and

WHEREAS, No provision has been made for the payment of expenses necessarily incurred by the Assembly members of said committee in carrying out the duties imposed upon them; now, therefore, be it

Resolved by the Assembly of the State of California, That 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 members of the Joint Interim Committee on Wildlife Conservation (created by Statutes of 1947, Chapter 1325) incurred pursuant to said statute, to be paid from said contingent fund and disbursed after certification of the chairman or vice chairman of said committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and ordered referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT THAT NAMES OF MEMBERS OF COMMITTEE ON MILITARY AFFAIRS BE PLACED ON MORNING ROLL CALL

Mr. McCollister asked for, and was granted, unanimous consent that the names of the members of the Committee on Military Affairs be added to the morning roll call, because said members have been present, but have been attending to legislative business elsewhere

NAMES OF MEMBERS OF BUDGET SESSION JOINT STANDING COMMITTEE ORDERED PLACED ON MORNING ROLL CALL

By order of Speaker Collins, the names of all members of the Budget Session Joint Standing Committee were ordered placed upon the morning roll call because they are present, but are attending to legislative business elsewhere.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 18, 1948

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

Senate Concurrent Resolution No. 17

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. 17—Relative to adjournment sine die of the 1948 Regular Session of the Legislature of the State of California.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred: Senate 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.

SHERWIN, Chairman

Above reported bill ordered to second reading, and the proposed committee amendments ordered printed in the Journal, as follows:

PROPOSED AMENDMENTS TO SENATE BILL NO. 1, AS AMENDED MARCH 15, 1948

Amendment No. 1

On page 16, line 18, of the printed bill, as amended, strike out "1,317,409", and insert "1,316,152".

Amendment No. 2

On page 56, line 39, of said bill, strike out "purchase", and insert "acquisition".

Amendment No. 3

On page 58, line 47, of said bill, strike out "purchase", and insert "acquisition".

Amendment No. 4

On page 68, line 6, of said bill, strike out "4,984", and insert "4,989".

Amendment No. 5

On page 75, line 42, of said bill, strike out "1,496,559", and insert "1,208,854".

Amendment No. 6

On page 88 of said bill, between lines 3 and 4, insert "Chapter 1413, Statutes of 1945".

Amendment No. 7

On page 88 of said bill, strike out line 5.

Amendment No. 8

On page 88 of said bill, between lines 29 and 30, insert "Chapter 1051, Statutes of 1947".

Amendment No. 9

On page 88 of said bill, between lines 36 and 37, insert "Chapter 1463, Statutes of 1947".

Amendment No. 10

On page 89, line 32, of said bill, following "therein", insert "without regard to fiscal years".

Amendment No. 11

On page 4 of said bill, strike out lines 6 to 14, inclusive.

Amendment No. 12

On page 4, line 25, of said bill, strike out "30,826", and insert "29,966".

Amendment No. 13

On page 4, line 31, of said bill, strike out "152,201", and insert "133,679".

Amendment No. 14

On page 4, line 36, of said bill, strike out "187,077", and insert "173,487".

Amendment No. 15

On page 4, line 38, of said bill, strike out "13,030", and insert "8,098".

Amendment No. 16
On page 4, line 40, of said bill, strike out "231,701", and insert "213,179".

Amendment No. 17
On page 4, line 45, of said bill, strike out "152,201", and insert "133,679".

Amendment No. 18
On page 5, line 4, of said bill, strike out "1,237,337", and insert "1,230,777".

Amendment No. 19
On page 5, line 8, of said bill, strike out "1,099,990", and insert "1,093,930".

Amendment No. 20
On page 5, line 9, of said bill, strike out "208,738", and insert "208,238".

Amendment No. 21
On page 5, line 14, of said bill, strike out "1,324,037", and insert "1,317,477".

Amendment No. 22
On page 5, line 21, of said bill, strike out "1,237,337", and insert "1,230,777"

Amendment No. 23
On page 10, line 21, of said bill, strike out "2,070,951", and insert "2,068,316".

Amendment No. 24
On page 10, line 29, of said bill, strike out "1,108,732", and insert "1,106,212".

Amendment No. 25
On page 10, line 31, of said bill, strike out "88,599", and insert "88,484".

Amendment No. 26
On page 10, line 34, of said bill, strike out "2,137,951", and insert "2,135,316"

Amendment No. 27
On page 10, line 43, of said bill, strike out "2,070,951", and insert "2,068,316".

Amendment No. 28
On page 13, line 23, of said bill, strike out "554,526", and insert "526,951".

Amendment No. 29
On page 13, line 25, of said bill, strike out "397,780", and insert "380,011".

Amendment No. 30
On page 13, line 26, of said bill, strike out "111,360", and insert "107,460"

Amendment No. 31
On page 13, line 27, of said bill, strike out "45,386", and insert "39,480".

Amendment No. 32
On page 13, line 29, of said bill, strike out "554,526", and insert "526,951".

Amendment No. 33
On page 15, line 36, of said bill, strike out "216,201", and insert "213,473"

Amendment No. 34
On page 15, line 42, of said bill, strike out "146,131", and insert "143,403"

Amendment No. 35
On page 15, line 47, of said bill, strike out "225,701", and insert "222,973".

Amendment No. 36
On page 15, line 52, of said bill, strike out "216,201", and insert "213,473".

Amendment No. 37
On page 18 of said bill, strike out lines 11 to 17, inclusive

Amendment No. 38
On page 19 of said bill, strike out lines 47 to 49, inclusive.

Amendment No. 39

On page 19 of said bill, after line 49, insert

"98.5—For the acquisition and improvement of sites and construction and equipment of buildings for state colleges in the City of Los Angeles, in the City of Sacramento or in the County of Sacramento adjacent to the City of Sacramento, and in the area consisting of Orange County and the southeastern part of Los Angeles County outside the City of Los Angeles, to be expended by the Department of Education with the approval of the Director of Finance, under the provisions of the Property Acquisition Act _____ 7,000,000
to be transferred to the Postwar Employment Reserve by the State Controller. The moneys appropriated by this item shall be expended only if said state colleges are hereafter established pursuant to legislative authority. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item."

Amendment No. 40

On page 21, line 47, of said bill, strike out "220,000", and insert "95,000".

Amendment No. 41

On page 22, line 46, of said bill, strike out "1,009,200", and insert "978,600".

Amendment No. 42

On page 23, line 3, of said bill, strike out "1,150,327", and insert "1,119,727".

Amendment No. 43

On page 23, line 7, of said bill, strike out "1,365,200", and insert "1,334,600".

Amendment No. 44

On page 23, line 71, of said bill, strike out "1,009,200", and insert "978,600".

Amendment No. 45

On page 24, line 4, of said bill, strike out "103,375", and insert "48,375".

Amendment No. 46

On page 24, line 9, of said bill, strike out "1,079,757", and insert "1,041,747".

Amendment No. 47

On page 24, line 23, of said bill, strike out "1,275,168", and insert "1,238,668".

Amendment No. 48

On page 24, line 25, of said bill, strike out "117,982", and insert "116,472".

Amendment No. 49

On page 24, line 27, of said bill, strike out "1,598,456", and insert "1,560,446".

Amendment No. 50

On page 24, line 43, of said bill, strike out "1,079,757", and insert "1,041,747".

Amendment No. 51

On page 29 of said bill, strike out lines 13 to 20, inclusive, and insert

"139.5—For Special Emergency Fund, to be expended only on written authorization of the State Department of Finance for emergencies, and only for research in and investigation of foot and mouth disease by the University of California, in Mexico or wherever else said disease exists and for the development of vaccines, remedies, and other methods of control or prevention of said disease_____ $75,000
Emergencies within the meaning of this provision are hereby defined as contingencies for which no appropriation, or insufficient appropriation, has been made by law."

Amendment No. 52

On page 29, line 43, of said bill, strike out "together with"; and strike out lines 44, 45, and 46, and insert

"_____ 1,054,061
The appropriation made by this item, together with the amount appropriated by Item 145, shall be expended in accordance with the following schedule:".

Amendment No. 53

On page 30, line 3, of said bill, strike out "981,952", and insert "959,524"

Amendment No. 54

On page 30, line 4, of said bill, strike out "227,263", and insert "216,784".

Amendment No. 55

On page 30, line 5, of said bill, strike out "64,772", and insert "64,197".

Amendment No. 56

On page 30, line 7, of said bill, strike out "1,273,987", and insert "1,240,505".

Amendment No. 57

On page 30, line 12, of said bill, strike out "116,328", and insert "86,409".

Amendment No. 58

On page 30, line 17, of said bill, strike out "1,057,624", and insert "1,054,061".

Amendment No. 59

On page 30, line 27, of said bill, strike out "75,937", and insert "60,097".

Amendment No. 60

On page 30, line 37, of said bill, strike out "84,634", and insert "67,405".

Amendment No. 61

On page 31 of said bill, between lines 16 and 17, insert

"150.1—For additional support of State Controller for installation and operation of a pay roll system generally in accordance with the plan of the Joint Payroll Committee prepared pursuant to Assembly House Resolution No. 257 of 1947---------- 50,000"

Amendment No. 62

On page 31, line 19, of said bill, strike out "9,994,617", and insert "9,945,846".

Amendment No. 63

On page 31, line 26, of said bill, strike out "8,480,908", and insert "8,479,912".

Amendment No. 64

On page 31, line 28, of said bill, strike out "1,328,967", and insert "1,328,967".

Amendment No. 65

On page 31, line 30, of said bill, strike out "337,000", and insert "289,225".

Amendment No. 66

On page 31, line 33, of said bill, strike out "10,146,875", and insert "10,098,104".

Amendment No. 67

On page 31, line 43, of said bill, strike out "9,994,617", and insert "9,945,846".

Amendment No. 68

On page 25, line 5, of said bill, strike out "1,536,275", and insert "1,506,275".

Amendment No. 69

On page 37, line 36, of said bill, strike out "152,958", and insert "147,698".

Amendment No. 70

On page 37, line 38, of said bill, strike out "102,779", and insert "99,563".

Amendment No. 71

On page 37, line 39, of said bill, strike out "40,220", and insert "39,970".

Amendment No. 72

On page 37, line 40, of said bill, strike out "9,959", and insert "8,165".

Amendment No. 73

On page 37, line 42, of said bill, strike out "152,958", and insert "147,698".

Amendment No. 74

On page 38 of said bill, strike out lines 38 to 46, inclusive.

Amendment No. 75

On page 39, line 49, of said bill, strike out "909,545", and insert "901,599".

Amendment No. 76

On page 40, line 3, of said bill, strike out "686,023", and insert "679,759".

Amendment No. 77

On page 40, line 4, of said bill, strike out "217,087", and insert "215,863".

Amendment No. 78

On page 40, line 5, of said bill, strike out "18,552", and insert "18,094".

Amendment No. 79

On page 40, line 7, of said bill, strike out "921,662", and insert "913,716".

Amendment No. 80

On page 40, line 12, of said bill, strike out "909,545", and insert "901,599".

Amendment No. 81

On page 40, line 39, of said bill, strike out "1,599,853", and insert "1,587,443".

Amendment No. 82

On page 41, line 4, of said bill, strike out "1,415,994", and insert "1,404,762".

Amendment No. 83

On page 41, line 8, of said bill, strike out "70,340", and insert "69,162".

Amendment No. 84

On page 41, line 11, of said bill, strike out "1,856,548", and insert "1,844,138".

Amendment No. 85

On page 41, line 23, of said bill, strike out "1,599,853", and insert "1,587,443".

Amendment No. 86

On page 41, line 32, of said bill, after "For", insert "conversion of modus operandi files to tabulating machine methods and for".

Amendment No. 87

On page 41, line 34, of said bill, strike out "22,770", and insert "55,614".

Amendment No. 88

On page 42, line 38, of said bill, strike out "2,732,277", and insert "2,729,505".

Amendment No. 89

On page 42, line 45, of said bill, strike out "1,812,557", and insert "1,809,785".

Amendment No. 90

On page 42, line 51, of said bill, strike out "2,864,073", and insert "2,861,301".

Amendment No. 91

On page 43, line 7, of said bill, strike out "2,732,277", and insert "2,729,505".

Amendment No. 92

On page 43, line 15, of said bill, strike out "3,510,178", and insert "3,512,950".

Amendment No. 93

On page 43, line 22, of said bill, strike out "2,280,377", and insert "2,283,149".

Amendment No. 94

On page 43, line 28, of said bill, strike out "3,718,274", and insert "3,721,046".

Amendment No. 95

On page 43, line 34, of said bill, strike out "3,510,178", and insert "3,512,950".

Amendment No. 96

On page 43, line 42, of said bill, strike out "2,299,642", and insert "2,296,870"

Amendment No. 97

On page 44, line 4, of said bill, strike out "1,559,782", and insert "1,557,010".

Amendment No. 98

On page 44, line 9, of said bill, strike out "2,497,522", and insert "2,494,750".

Amendment No. 99

On page 44, line 14, of said bill, strike out "2,299,642", and insert "2,296,870".

Amendment No. 100

On page 29 of said bill, after line 4, insert

"138.1—For additional construction and equipment for the medical school and center at Los Angeles, University of California, in augmentation of the appropriation made by Chapter 33, Statutes of 1946, exempt from Section 14 of this act 10,832,500
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.2—For construction and equipment of a low temperature laboratory at the Davis Campus, University of California, exempt from Section 14 of this act 850,000
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.3—For construction and equipment of a virus laboratory at the Berkeley Campus, University of California, exempt from Section 14 of this act 500,000
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.4—For additional construction and equipment for a law school or college at Los Angeles, in augmentation of the appropriation made by Chapter 1557, Statutes of 1947, University of California, exempt from Section 14 of this act 660,000
to be transferred to the Postwar Employment Reserve by the State Controller The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.5—For construction and equipment of a sewage disposal plant at the Davis Campus, University of California, exempt from Section 14 of this act 900,000
to be transferred to the Postwar Employment Reserve by the State Controller The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.6—For construction and equipment, on the Riverside and Davis Campuses of the University of California, of buildings for a 4-year liberal arts college branch of the University of California on each of said campuses 4,000,000
to be transferred to the Postwar Employment Reserve by the State Controller The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item."

Amendment No. 101

On page 44, line 21, of said bill, strike out "2,340,218", and insert "2,337,446".

Amendment No. 102

On page 44, line 27, of said bill, strike out "1,622,819", and insert "1,620,047".

Amendment No. 103

On page 44, line 32, of said bill, strike out "2,560,538", and insert "2,557,766".

Amendment No. 104
On page 44, line 37, of said bill, strike out "2,340,218", and insert "2,337,446".

Amendment No. 105
On page 44, line 43, of said bill, strike out "2,229,277", and insert "2,226,505".

Amendment No. 106
On page 45, line 4, of said bill, strike out "1,489,034", and insert "1,486,262".

Amendment No. 107
On page 45, line 10, of said bill, strike out "2,356,833", and insert "2,354,061".

Amendment No. 108
On page 45, line 16, of said bill, strike out "2,229,277", and insert "2,226,505".

Amendment No. 109
On page 45, line 24, of said bill, strike out "3,038,080", and insert "3,035,308".

Amendment No. 110
On page 45, line 31, of said bill, strike out "2,114,087", and insert "2,111,315".

Amendment No. 111
On page 45, line 37, of said bill, strike out "3,221,868", and insert "3,219,096".

Amendment No. 112
On page 45, line 43, of said bill, strike out "3,038,080", and insert "3,035,308".

Amendment No. 113
On page 46, line 4, of said bill, strike out "2,102,606", and insert "2,097,984".

Amendment No. 114
On page 46, line 11, of said bill, strike out "1,467,588", and insert "1,464,816".

Amendment No. 115
On page 46, line 13, of said bill, strike out "80,637", and insert "78,787".

Amendment No. 116
On page 46, line 16, of said bill, strike out "2,207,978", and insert "2,203,356".

Amendment No. 117
On page 46, line 22, of said bill, strike out "2,102,606", and insert "2,097,984".

Amendment No. 118
On page 46, line 30, of said bill, strike out "3,080,345", and insert "3,076,873".

Amendment No. 119
On page 46, line 37, of said bill, strike out "2,078,185", and insert "2,075,413".

Amendment No. 120
On page 46, line 40, of said bill, strike out "91,322", and insert "90,622".

Amendment No. 121
On page 46, line 43, of said bill, strike out "3,189,505", and insert "3,186,033".

Amendment No. 122
On page 47, line 49, of said bill, strike out "3,080,345", and insert "3,076,873".

Amendment No. 123
On page 47, line 6, of said bill, strike out "3,436,913", and insert "3,439,685".

Amendment No. 124
On page 47, line 13, of said bill, strike out "2,398,735", and insert "2,401,507".

Amendment No. 125
On page 47, line 19, of said bill, strike out "3,584,853", and insert "3,587,625".

Amendment No. 126
On page 47, line 25, of said bill, strike out "3,436,913", and insert "3,439,685".

Amendment No. 127

On page 47, line 32, of said bill, strike out "1,716,503", and insert "1,712,788".

Amendment No. 128

On page 47, line 41, of said bill, strike out "77,756", and insert "74,041".

Amendment No. 129

On page 47, line 44, of said bill, strike out "1,798,139", and insert "1,794,424".

Amendment No. 130

On page 47, line 50, of said bill, strike out "1,716,503", and insert "1,712,788".

Amendment No. 131

On page 48, line 11, of said bill, strike out "2,578,191", and insert "2,580,279".

Amendment No. 132

On page 48, line 18, of said bill, strike out "1,694,748", and insert "1,698,336".

Amendment No. 133

On page 48, line 20, of said bill, strike out "62,707", and insert "61,207".

Amendment No. 134

On page 48, line 23, of said bill, strike out "2,664,391", and insert "2,666,479".

Amendment No. 135

On page 48, line 30, of said bill, strike out "2,578,191", and insert "2,580,279".

Amendment No. 136

On page 49, line 30, of said bill, strike out "7,084,943", and insert "6,557,068".

Amendment No. 137

On page 49, line 41, of said bill, strike out "6,014,971", and insert "5,624,066".

Amendment No. 138

On page 49, line 42, of said bill, strike out "2,073,959", and insert "1,965,780"

Amendment No. 139

On page 49, line 43, of said bill, strike out "197,331", and insert "168,540".

Amendment No. 140

On page 49, line 45, of said bill, strike out "8,286,261", and insert "7,758,386".

Amendment No. 141

On page 49, line 50, of said bill, strike out "7,084,943", and insert "6,557,068".

Amendment No. 142

On page 50 of said bill, between lines 7 and 8, insert

"245.5—For study of the provisions of the Financial Responsibility Act (Chapter 1235, Statutes of 1947) and the administration thereof, Department of Motor Vehicles, payable from the Motor Vehicle Fund ---------- 10,000".

Amendment No. 143

On page 50 of said bill, strike out lines 8 to 11, inclusive

Amendment No. 144

On page 50, line 17, of said bill, strike out "165,500", and insert "80,000".

Amendment No. 145

On page 51, line 6, of said bill, strike out "1,176,264", and insert "1,108,458".

Amendment No. 146

On page 51, line 7, of said bill, strike out "475,562", and insert "473,562".

Amendment No. 147

On page 51, line 10, of said bill, strike out "1,886,215", and insert "1,816,409".

Amendment No. 148

On page 51, line 16, of said bill, strike out "825,018", and insert "755,212".

Amendment No. 149

On page 51, line 36, of said bill, strike out "825,018", and insert "755,212".

Amendment No. 150

On page 53, line 35, of said bill, strike out "100,000", and insert "50,000".

Amendment No. 151

On page 54, line 12, of said bill, strike out "100,000", and insert "50,000".

Amendment No. 152

On page 56, line 12, of said bill, strike out "4,228,349", and insert "4,185,349".

Amendment No. 153

On page 56, line 20, of said bill, strike out "1,593,824", and insert "1,587,824".

Amendment No. 154

On page 56, line 22, of said bill, strike out "416,384", and insert "379,384".

Amendment No. 155

On page 56, line 25, of said bill, strike out "4,255,349", and insert "4,213,349".

Amendment No. 156

On page 56, line 30, of said bill, strike out "4,228,349", and insert "4,185,349".

Amendment No. 157

On page 56, line 49, of said bill, strike out "523,000", and insert "607,000".

Amendment No. 158

On page 57 of said bill, strike out lines 10, 11, and 12

Amendment No. 159

On page 57, line 28, of said bill, strike out "6,417,491", and insert "7,355,776".

Amendment No. 160

On page 57, line 35, of said bill, strike out "2,064,542", and insert "2,061,042".

Amendment No. 161

On page 57, line 36, of said bill, strike out "1,026,604", and insert "968,389".

Amendment No. 162

On page 57, line 38, of said bill, strike out "8,685,623", and insert "8,623,908".

Amendment No. 163

On page 57, line 49, of said bill, strike out "7,417,491", and insert "7,355,776".

Amendment No. 164

On page 58, line 22, of said bill, strike out "577,833", and insert "469,488".

Amendment No. 165

On page 59 of said bill, strike out line 2, and insert "For expenses for preliminary surveys and investigations for the acquisition of land for state forests,".

Amendment No. 166

On page 59, line 5, of said bill, strike out "500,000", and insert "25,000".

Amendment No. 167

On page 60, line 24, of said bill, strike out "105,739", and insert "99,739".

Amendment No. 168

On page 60, line 27, of said bill, strike out "65,967", and insert "59,969".

Amendment No. 169

On page 60, line 30, of said bill, strike out "105,739", and insert "99,739".

Amendment No. 170

On page 60, line 34, of said bill, strike out "27,737", and insert "26,683".

Amendment No. 171
On page 60, line 37, of said bill, strike out "11,593", and insert "10,539".

Amendment No. 172
On page 60, line 40, of said bill, strike out "27,737", and insert "26,683".

Amendment No. 173
On page 60, line 43, of said bill, strike out "146,418", and insert "143,520".

Amendment No. 174
On page 60, line 46, of said bill, strike out "31,870", and insert "28,972".

Amendment No. 175
On page 60, line 49, of said bill, strike out "146,418", and insert "143,520".

Amendment No. 176
On page 61, line 5, of said bill, strike out "97,433", and insert "93,871".

Amendment No. 177
On page 61, line 8, of said bill, strike out "39,179", and insert "35,617".

Amendment No. 178
On page 61, line 11, of said bill, strike out "97,433", and insert "93,871".

Amendment No. 179
On page 61, line 15, of said bill, strike out "31,366", and insert "29,836".

Amendment No. 180
On page 61, line 18, of said bill, strike out "16,831", and insert "15,301".

Amendment No. 181
On page 61, line 21, of said bill, strike out "31,366", and insert "29,836".

Amendment No. 182
On page 61, line 25, of said bill, strike out "103,104", and insert "97,864".

Amendment No. 183
On page 61, line 28, of said bill, strike out "40,316", and insert "36,651".

Amendment No. 184
On page 61, line 29, of said bill, strike out "2,652", and insert "1,077".

Amendment No. 185
On page 61, line 31, of said bill, strike out "103,104", and insert "97,864".

Amendment No. 186
On page 61, line 34, of said bill, strike out "432,016", and insert "420,159".

Amendment No. 187
On page 61, line 37, of said bill, strike out "130,436", and insert "118,579".

Amendment No. 188
On page 61, line 40, of said bill, strike out "432,016", and insert "420,159".

Amendment No. 189
On page 61, line 44, of said bill, strike out "160,452", and insert "154,214".

Amendment No. 190
On page 61, line 47, of said bill, strike out "68,615", and insert "62,377".

Amendment No. 191
On page 61, line 50, of said bill, strike out "160,452", and insert "154,214".

Amendment No. 192
On page 62, line 4, of said bill, strike out "50,421", and insert "48,559".

Amendment No. 193
On page 62, line 7, of said bill, strike out "20,484", and insert "18,622".

Amendment No. 194
On page 62, line 10, of said bill, strike out "50,421", and insert "48,559".

Amendment No. 195
On page 62, line 15, of said bill, strike out "26,418", and insert "25,145".

Amendment No. 196
On page 62, line 18, of said bill, strike out "14,001", and insert "12,728".

Amendment No. 197
On page 62, line 21, of said bill, strike out "26,418", and insert "25,145".

Amendment No. 198
On page 62, line 25, of said bill, strike out "136,224", and insert "131,122".

Amendment No. 199
On page 62, line 30, of said bill, strike out "54,405", and insert "49,303".

Amendment No. 200
On page 62, line 35, of said bill, strike out "136,224", and insert "131,122".

Amendment No. 201
On page 62, line 39, of said bill, strike out "30,074", and insert "28,769".

Amendment No. 202
On page 62, line 42, of said bill, strike out "14,356", and insert "13,051".

Amendment No. 203
On page 62, line 45, of said bill, strike out "30,074", and insert "28,769".

Amendment No. 204
On page 62, line 51, of said bill, strike out "157,136", and insert "152,883".

Amendment No. 205
On page 63, line 4, of said bill, strike out "46,784", and insert "42,531".

Amendment No. 206
On page 63, line 7, of said bill, strike out "157,136", and insert "152,883".

Amendment No. 207
On page 63, line 16, of said bill, strike out "156,268", and insert "149,522".

Amendment No. 208
On page 63, line 19, of said bill, strike out "74,208", and insert "67,462".

Amendment No. 209
On page 63, line 22, of said bill, strike out "156,268", and insert "149,522".

Amendment No. 210
On page 63, line 26, of said bill, strike out "103,064", and insert "98,250".

Amendment No. 211
On page 63, line 29, of said bill, strike out "52,954", and insert "48,140".

Amendment No. 212
On page 63, line 32, of said bill, strike out "103,064", and insert "98,250".

Amendment No. 213
On page 63, line 35, of said bill, strike out "25,278", and insert "24,298".

Amendment No. 214
On page 63, line 38, of said bill, strike out "10,775", and insert "9,795".

Amendment No. 215
On page 63, line 41, of said bill, strike out "25,278", and insert "24,298".

Amendment No. 216
On page 63, line 45, of said bill, strike out "125,926", and insert "121,616".

Amendment No. 217

On page 63, line 48, of said bill, strike out "47,413", and insert "43,103".

Amendment No. 218

On page 63, line 51, of said bill, strike out "125,926", and insert "121,616".

Amendment No. 219

On page 64, line 5, of said bill, strike out "17,491", and insert "16,794".

Amendment No. 220

On page 64, line 8, of said bill, strike out "7,564", and insert "6,867".

Amendment No. 221

On page 64, line 11, of said bill, strike out "17,491", and insert "16,794".

Amendment No. 222

On page 64, line 15, of said bill, strike out "32,511", and insert "30,040".

Amendment No. 223

On page 64, line 18, of said bill, strike out "15,631", and insert "14,210".

Amendment No. 224

On page 64, line 19, of said bill, strike out "1,321", and insert "271".

Amendment No. 225

On page 64, line 21, of said bill, strike out "32,511", and insert "30,040".

Amendment No. 226

On page 64, line 25, of said bill, strike out "12,412", and insert "11,887".

Amendment No. 227

On page 64, line 28, of said bill, strike out "5,777", and insert "5,252".

Amendment No. 228

On page 64, line 31, of said bill, strike out "12,412", and insert "11,887".

Amendment No. 229

On page 64, line 35, of said bill, strike out "13,833", and insert "13,229".

Amendment No. 230

On page 64, line 38, of said bill, strike out "6,647", and insert "6,043".

Amendment No. 231

On page 64, line 41, of said bill, strike out "13,833", and insert "13,229".

Amendment No. 232

On page 67, line 5, of said bill, strike out "1,216,740", and insert "1,359,446".

Amendment No. 233

On page 67, line 7, of said bill, strike out "1,063,437", and insert "1,174,483".

Amendment No. 234

On page 67, line 8, of said bill, strike out "127,845", and insert "159,505".

Amendment No. 235

On page 67, line 13, of said bill, strike out "1,216,740", and insert "1,359,446".

Amendment No. 236

On page 67 of said bill, after line 13, insert "provided that no expenditures shall be made for the Power Emergency Unit after such day as shall be fixed by the Governor in a proclamation issued by him and declaring the termination of the emergency caused by the shortage of water and hydroelectric power."

Amendment No. 237

On page 70 of said bill, between lines 38 and 39, insert

"325.5—For the cost of any and all work necessary for the repair or restoration of, and for the protection of the ocean beach in the City of Redondo Beach, Los Angeles County, or any portion thereof, Department of Public Works, Division of Water Resources_____ 50,000
to be expended during the 1948-49 Fiscal Year in accordance with the provisions and limitation and matching requirements as set forth

in Chapter 1417, Statutes of 1945, provided, that any moneys made available to the Division of Water Resources, Department of Public Works, from this item shall be repaid to the General Fund out of any moneys impounded in the State Lands Act Fund under the decision and order of the United States Supreme Court which hereafter may be released by the Federal Government and subsequently paid into the State Beach Fund or the State Park Fund. The transfer to the General Fund from the respective funds shall be in such amounts as may be determined by the Department of Finance. Such transfer shall be made by the State Controller upon written order of the Department of Finance"

Amendment No. 238

On page 70, line 42, of said bill, strike out "175,846", and insert "188,846".

Amendment No. 239

On page 70, line 47, of said bill, strike out "50,696", and insert "63,696".

Amendment No. 240

On page 70, line 52, of said bill, strike out "175,846", and insert "188,846".

Amendment No. 241

On page 77, line 50, of said bill, strike out "35,246", and insert "45,415".

Amendment No. 242

On page 78, line 4, of said bill, strike out "23,239", and insert "30,752".

Amendment No. 243

On page 78, line 19, of said bill, strike out "2,419", and insert "4,169".

Amendment No. 244

On page 78 of said bill, between lines 19 and 20, insert "Insurance Fund____10".

Amendment No. 245

On page 78, line 22, of said bill, strike out "3,574", and insert "3,773".

Amendment No. 246

On page 78, line 23, of said bill, strike out "56", and insert "753".

Amendment No. 247

On page 78, line 33, of said bill, strike out "23,239", and insert "45,415".

Amendment No. 248

On page 79 of said bill, strike out lines 31 to 51, inclusive, and insert "360.5—For allocation upon written authorization of the Department of Finance to the State Water Resources Board for reallocation to the respective public agencies authorized in the State Water Resources Act of 1945 to give assurances of local cooperation for the respective projects adopted and authorized in said act, for payment, and for reimbursement for necessary advances made, of the cost of cooperation by the State in the construction of said respective projects, payable from the Flood Control Fund of 1946_____ 5,000,000 provided, that reallocations under this item shall be made only during periods when the Legislature is not in session; that amounts reallocated shall not exceed the minimum necessary for the State's share of local cooperation required for the project to which the reallocation applies until the Legislature next meets; and that not more than 20 percent of the total amount of money allocated by this item shall be allocated for any one project during any one interim of the Legislature."

Amendment No. 249

On page 89, lines 39 and 40, of said bill, strike out "thirty-seven million eight hundred thousand dollars ($37,800,000)", and insert "thirty-six million nine hundred thousand dollars ($36,900,000)".

Amendment No. 250

On page 89, line 46, of said bill, strike out ", and the increment from the investment thereof,".

Amendment No. 251

On page 89, line 48, of said bill, strike out "The increment from the", and strike out lines 49 to 51, inclusive.

Amendment No. 252

On page 91 of said bill, between lines 34 and 35, insert:

"SEC. 10.5. The allocations made by Items 331, 332, 360.5, 375, 376, 377, 378, and 379 of Section 2 of this act are subject to Section 11 of the Flood Control Fund Act of 1946 in the same manner as the allocations made by Sections 13 and 14 of that act are subject to Section 11, are made pursuant to the State Water Resources Act of 1945, and are, to the extent of such allocations, in fulfillment of the policy set forth in said act that the State will participate in the prosecution of the projects approved and authorized in said act by paying for the cooperation which is required by the acts of Congress approving and authorizing the projects. No reallocation shall be made by the State Water Resources Board pursuant to said items until a report as to the engineering and economic feasibility of the project for which the reallocation is to be made, has been made by the State Engineer and filed with the State Water Resources Board. The State Water Resources Board shall determine the amounts in which each of such reallocations shall be made. The allocations made by said items shall remain available for reallocation and expenditure until June 30, 1952."

Amendment No. 253

On page 71, line 39, of said bill, strike out "in accord-"; strike out line 40; and in line 41, strike out "Flood Control Act of 1946".

Amendment No. 254

On page 72 of said bill, strike out lines 5 to 7, inclusive.

Amendment No. 255

On page 72, line 9, of said bill, strike out "in accord-"; strike out line 10; and in line 11, strike out "Flood Control Act of 1946".

Amendment No. 256

On page 72, line 18, of said bill, strike out ")".

Amendment No. 257

On page 72, line 19, of said bill, strike out "State Reclamation Board,".

Amendment No. 258

On page 72, line 26, of said bill, strike out "The appropria-"; and strike out lines 27 and 28.

Amendment No. 259

On page 83, line 41, of said bill, strike out "in accordance with the"; strike out line 42; and in line 43, strike out "Act of 1946".

Amendment No. 260

On page 84, of said bill, strike out lines 4 to 7, inclusive.

Amendment No. 261

On page 84, line 9, of said bill, strike out "in accordance with the"; strike out line 10; and in line 11, strike out "Act of 1946".

Amendment No. 262

On page 84 of said bill, strike out lines 20 to 23, inclusive.

Amendment No. 263

On page 84, line 25, of said bill, strike out "in accordance with the"; strike out line 26; and in line 27, strike out "Act of 1946".

Amendment No. 264

On page 84 of said bill, strike out lines 36 to 39, inclusive.

Amendment No. 265

On page 84, line 41, of said bill, strike out "in accordance with the"; strike out line 42; and in line 43, strike out "Act of 1946".

Amendment No. 266

On page 85 of said bill, strike out lines 4 to 7, inclusive.

Amendment No. 267

On page 85, line 9, of said bill, strike out "in accordance with the"; strike out line 10; and in line 11, strike out "trol Act of 1946"

Amendment No. 268

On page 85, line 15, of said bill, after "proper", insert a comma.

Amendment No. 269

On page 85 of said bill, strike out lines 24 to 27, inclusive

RESOLUTIONS

The following resolution was offered:

By Mr. Robertson:

House Resolution No. 70

Requesting the War Assets Administration of the United States to make available to the Regents of the University of California certain lands and buildings near Goleta, California

WHEREAS, There is situated in the City of Santa Barbara, California, a branch of the University of California, namely, Santa Barbara College of the University of California; and

WHEREAS, By reason of the great increase of population throughout the State of California, including many veterans of World War II, the present campus of said Santa Barbara College of the University of California has become and is entirely inadequate to provide accommodations either by way of classrooms, laboratories or dormitories, or space therefor, for the students requesting and entitled to the enjoyment of its educational facilities; and

WHEREAS, There is situated at or near Goleta, California, which is but a short distance removed from the City of Santa Barbara, a tract of approximately 405 acres of land upon which are located numerous temporary buildings erected by the United States for emergency needs during World War II, which said land and buildings are presently available for disposition by and through the War Assets Administration of the United States, and

WHEREAS, Said land and buildings, if acquired by the Regents of the University of California, will provide immediately ample space and accommodations for said Santa Barbara College and its students and faculty, and will enable the Regents of the University of California with funds heretofore appropriated and hereafter to be appropriated by the Legislature of the State of California, to make permanent improvements upon, and to convert said land to a complete and adequate campus for said Santa Barbara College of the University of California; now, therefore, be it

Resolved, by the Assembly of the State of California, That the War Assets Administration of the United States is hereby requested to transfer and convey the aforesaid lands and buildings to the Regents of the University of California, for the purposes aforesaid, as soon as may be possible, upon the most favorable terms and with the maximum allowance of discount permitted by law; and be it further

Resolved, That the Clerk of the Assembly is instructed to send a copy of this resolution to the Director, War Assets Administration, Washington, D. C., and to John P Gifford, Regional Representative, United States Office of Education, and Robert Bradford, Zone Administrator, War Assets Administration, San Francisco, California

Request for Unanimous Consent

Mr. Robertson 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.

MOTION THAT CHIEF CLERK BE INSTRUCTED TO PURCHASE THREE BRIEF CASES

Mr. Dickey moved that the Chief Clerk be instructed to purchase three brief cases for the three new Assemblymen, identical with those previously purchased for the other members

Mr. Field seconded the motion.

Motion carried.

MOTION TO RECONSIDER ASSEMBLY CONCURRENT RESOLUTION NO. 10

In compliance with a notice given on a previous day, Mr. Hollibaugh moved that the vote whereby Assembly Concurrent Resolution No. 10 was adopted be reconsidered.

The roll was called, and Assembly Concurrent Resolution No. 10 refused reconsideration by the following vote:

AYES—Beck, Bennett, Boyd, Burke, Butters, Collier, Conrad, Cooke, Cramer, Erwin, Evans, Field, Grant, Grunsky, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Kilpatrick, Lipscomb, Lyons, Miller, Morris, Stanley, Stewart, and Waters —27.

NOES—Anderson, Berry, Blosser, Brown, Burns, Caldecott, Carey, Clarke, George D. Collins, Connolly, Crichton, Lester T. Davis, Dolwig, Doyle, Elliott, Fletcher, Gaffney, Hahn, Heisinger, James, Johnson, Knight, Lowrey, Luckel, Maloney, McCollister, McMillan, Niehouse, Robertson, Sheridan, Silliman, Stephenson, Thompson, and Weber—34.

Assembly Concurrent Resolution No. 10 ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 62 FROM COMMITTEE

Mr. Elliott gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 62 from the Budget Session Joint Standing Committee, and have it placed upon the file.

NOTATION ORDERED IN THE JOURNAL

By order of Speaker Collins, it is hereby noted in the Journal that Mr. Field was granted a leave of absence for last Tuesday, March 16th, because he was attending to legislative business elsewhere.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 10—An act to repeal Section 370 of, and to add Section 370 to, the Vehicle Code, relating to registration fees for vehicles, to take effect immediately.

Bill read third time.

Demand for Previous Question

Messrs. Kilpatrick, Lowrey, Caldecott, Luckel, and Silliman demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 10.

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

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Carey, Collier, George D. Collins, Connolly, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hollibaugh, Huyck, Kilpatrick, Lipscomb, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Morris, Niehouse, Rosenthal, Silliman, Stanley, Stephenson, and Weber—47.

NOES—Beck, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Conrad, M. Philip Davis, Dickey, Erwin, Field, Grunsky, Hinckley, Hinton, Kirkwood, Knight, Maloney, Sheridan, Sherwin, Stewart, Thompson, Waters, and Mr. Speaker—24.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were offered:

Assembly Constitutional Amendment No. 10: By Messrs. Morris, Hahn, Anderson, Bennett, Berry, Blosser, Brady, George D. Collins, Connolly, Elliott, Evans, Gaffney, Geddes, Hawkins, Hinton, Hollibaugh, Huyck, Kilpatrick, Luckel, McMillan, Mrs. Niehouse, and Mr. Rosenthal—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article XIII thereof a new section to be numbered 1¾, relating to property tax exemption for disabled veterans and the wives, widows, and widowed mothers of said veterans, and the widows and widowed mothers of deceased veterans.

Referred to Committee on Constitutional Amendments.

Assembly Constitutional Amendment No. 11: By Messrs. M. Philip Davis and Rosenthal—A resolution to propose to the people of the State of California an amendment to Section 8 of Article VI of the Constitution of the State of California, relating to vacancies occurring during the term of office of judges of superior courts.

Referred to Committee on Constitutional Amendments.

RESOLUTIONS

The following resolution was offered:

By Mr. Geddes:

House Resolution No. 71

Relating to augmenting the funds of the Assembly Fact-Finding Committee on Highways, Streets and Bridges

Resolved by the Assembly of the State of California, That 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 expenses of the Assembly Fact-Finding Committee on Highways, Streets and Bridges (created by House Resolution No. 221, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from said contingent fund and disbursed after certification by the chairman of said committee upon warrant drawn by the State Controller upon the State Treasurer.

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Stewart:

House Resolution No. 72

Relating to proposed trip of T. Fenton Knight to South America and Africa

WHEREAS, The Honorable T. Fenton Knight plans a journey through Latin America and the Continent of Africa following adjournment of the present legislative session; and

WHEREAS, The Honorable T. Fenton Knight proposes to include in his itinerary not only the Republics of Venezuela and Brazil but all political subdivisions of Africa including Sierra Leone, Liberia, French Equatorial Africa, Belgian Congo, Union of South Africa, Kenya and Egypt, that time will permit; and

WHEREAS, The Honorable T. Fenton Knight is recognized by his colleagues in the Assembly of the State of California as an authority eminently fitted by extensive training and wide experience in economics and agricultural matters to study similar matters as they may be found in our sister republics in the Western Hemisphere and upon the Continent of Africa; and

WHEREAS, It is the express intention of the Honorable T. Fenton Knight to continue his studies of economic and agricultural conditions during his contemplated journey through Latin America and Africa; and

WHEREAS, It is the expressed desire of the Assembly of the State of California to promote and establish a closer social, political and economic relationship between the Commonwealth of California and all of the peoples of the Western Hemisphere and the African Continent; now, therefore, be it

Resolved by the Assembly of the State of California, That the Honorable T. Fenton Knight is hereby authorized, directed and delegated to conduct a study and investigation of agricultural and economic conditions together with the laws and regulations as they may prevail in the countries he proposes to visit, and to report back the results of such studies, together with his recommendations, to this Assembly at the next session, regular or special, following his return; and be it further

Resolved, That the Assembly of the State of California sends greetings to all citizens and officials of the South American republics and the political subdivisions of Africa visited by the Honorable T. Fenton Knight, who extend to him the courtesy of cooperation in his study and investigation as the representative of the Commonwealth of the State of California; and be it further

Resolved, That the Clerk of the Assembly deliver to the said Honorable T. Fenton Knight forthwith properly prepared and certified copies of this resolution.

Resolution read, and ordered held at the desk.

By Mr. Thompson:

House Resolution No. 73

Relating to the success of the San Jose State College Boxing Team

WHEREAS, San Jose State College participated in the Pacific Coast Intercollegiate boxing championships at Sacramento on March 16, 1948, by sending a full team of all around good ringmen; and

WHEREAS, The boxing team of San Jose State College went home from said championships with the leading score of 35 points, including two championships; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly hereby extend hearty congratulations to the boxing team of San Jose State College; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution, suitably prepared, to Glenn Hartranft, Director of Men's Physical Education of San Jose State College.

Resolution read, and ordered referred to the Committee on Rules.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 90 FROM COMMITTEE

Mr. Evans gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 90 from the Budget Session Joint Standing Committee, and have it placed upon the file.

APPOINTMENT OF SPECIAL COMMITTEE

Pursuant to the provisions of Senate Concurrent Resolution No. 14, Speaker Collins announced the appointment of Messrs. Maloney, Connolly, and Rosenthal, as members of said Joint Committee to extend an invitation to the Hon. Eamon De Valera on behalf of the Legislature.

MEMBERS EXCUSED TO HOLD MEETING

At 11.35 a.m., Mr. Dunn asked for, and was granted, unanimous consent that the Subcommittee on Education be excused, for the purpose of holding a meeting, at this time.

RECESS

At 11.40 a.m., on motion of Mr. Dickey, the Assembly recessed until 1.30 p.m.

REASSEMBLED

At 1.30 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

COMMUNICATIONS

By the Chief Clerk:

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

BERKELEY, CALIFORNIA, March 19, 1948

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

Appreciate your invitation to address Joint Convention of Legislature. Regret exceedingly that schedule arranged and necessity of early return to Washington make it impossible for me to accept this honor. Letter follows.

GEORGE C. MARSHALL, Secretary of State

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

MR. SPEAKER: Your Committee on Rules, 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.

DICKEY, Chairman

Above reported resolution ordered engrossed.

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which was referred:

Assembly Bill No. 89

Has had the same under consideration, and reports the same back with the recommendation. That it be re-referred to the proper committee.

M. PHILIP DAVIS, Chairman

Assembly Bill No. 89 ordered re-referred to the Committee on Revenue and Taxation.

COMMUNICATIONS

By Mr. Anderson:

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

CITY OF INGLEWOOD, CALIFORNIA, March 16, 1948

Assemblyman Glenn M. Anderson
The State Capitol, Sacramento, California

DEAR GLENN: I am in receipt of a copy of Assembly Bill No. 21, 1948 Regular Session, which, as you know, pertains to the Water Code of the State. This proposed legislation has been discussed at a conference among our Special City Attorney for water matters, Arvin B. Shaw, our Water Engineer, William C. Renshaw, our City Engineer, and myself. A consensus of opinion of this group, after careful study of the proposed legislation, is that we feel that this legislation would be detrimental not only to the City of Inglewood but to other smaller cities owning and developing their own water.

The reasons for feeling that this legislation should not be enacted are principally as follows. We do not believe that every person who sinks a well should be required to go through the red tape and delay necessary to complete an application for a permit. Conditions over which we do not have complete control indicate when and where

a well should be drilled, and this legislation might defeat the purpose for which a new well would be considered.

And again we can see no reason to permit the Division of Water Resources to proceed with a survey of a district on its own initiative. These types of proceedings are usually very costly and the cost thereof would have to be borne by the interests involved. We, therefore, believe that this type of survey should be done only when the people involved consider it imperative.

To require a farmer to obtain a state permit to drill a cesspool seems to us to be going much too far, as it would imply that hearings would have to be held, and other details required. This, we believe, would stop residential building in any except sewer districts.

If our reasoning and opinions seem tenable or substantial to you we would appreciate your opposition to this legislation. Thank you very much for your consideration.

Yours very truly,

E. S. DIXON, Mayor
City of Inglewood

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 68 BE READ THE SECOND TIME

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Bill No. 68 be read the second time, at this time.

SECOND READING OF ASSEMBLY BILL NO. 68 (BY UNANIMOUS CONSENT)

Assembly Bill No. 68—An act to amend Section 14634 of the Education Code, relating to the State Teachers' Retirement System, 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 2, line 6, of the printed bill, strike out "October", and insert "June".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

MR. SPEAKER: Your Committee on Revenue and Taxation, 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 do pass, as amended.

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 34 BE READ THE SECOND TIME

Mr. Hollibaugh asked for, and was granted, unanimous consent that Assembly Bill No. 34 be read the second time, at this time.

SECOND READING OF ASSEMBLY BILL NO. 34 (BY UNANIMOUS CONSENT)

Assembly Bill No. 34—An act to add Section 532.5 to the Revenue and Taxation Code, relating to assessments, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 2 of the title of the printed bill, after "assessments", insert "for property taxation, cancellations thereof, and refunds in connection therewith".

Amendment No. 2

On page 1, line 3, of said bill, after "assess", insert "for years of escaped assessment occurring in whole or part prior to January 1, 1948,".

Amendment No. 3

On page 1, lines 4 and 5, of said bill, strike out "taxing agency for years of escaped assessment", and insert "district which is a municipal corporation within the meaning of Section 1 of Article XIII of the Constitution".

Amendment No. 4

On page 1, line 18, of said bill, strike out "state or county", and insert "property".

Amendment No. 5

On page 1 of said bill, strike out line 22; and strike out all of page 2, and insert "The liability for the payment of the back taxes by districts will impose thereon a burden impairing the ability of each and every district to function effectively and of some districts to function at all. The continued effective functioning of each and every district is essential to the continued public peace, health, and safety in this State and will benefit the State as a whole and each and every taxing agency and revenue district therein to the extent affected by this act."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

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

McCOLLISTER, Chairman

Above reported bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 51 BE READ THE SECOND TIME

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 51 be read the second time, at this time.

SECOND READING OF ASSEMBLY BILL NO. 51 (BY UNANIMOUS CONSENT)

Assembly Bill No. 51—An act to amend Sections 3.5, 5, 7, 8, and 9 of an act entitled "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." approved February 15, 1946, as amended, relating to temporary and emergency housing for veterans, extending the duration of such housing projects and the period of availability of moneys appropriated therefor, enlarging the classes of tenants eligible to occupy such housing, 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, after "3.5," insert "4,".

Amendment No. 2

In line 12 of the title of said bill, after "housing," insert "defining terms used in said act,".

Amendment No. 3

On page 2, line 5, of said bill, following "Thereof", insert a comma and "and their families,".

Amendment No. 4

On page 2 of said bill, after line 7, insert

"SEC. 2. Section 4 of the act cited in the title hereof is amended to read:

Sec. 4. For the purposes of this act any local agency may expend or use its fund 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 appurtenances and utilities.

As used in this act "necessary appurtenances and utilities" means all such appurtenances and utilities approved by the director as being necessary for the proper utilization of housing facilities, and includes, but is not limited to, school buildings, community buildings, fire stations, administration buildings, playgrounds, recreational facilities, traffic safety facilities, maintenance and management equipment and vehicles, sewer lines, water, gas, and electric facilities, and commercial buildings for supplying goods and services to the occupants of the housing facilities. It is hereby declared that this definition is not intended as a change in but as a declaration of the existing law and that it shall apply to all appurtenances and utilities constructed or provided after February 15, 1946.

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

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 insofar 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 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 2, line 8, of said bill, strike out "2", and insert "3".

Amendment No. 6

On page 2, line 42, of said bill, strike out "3", and insert "4".

Amendment No. 7

On page 3, line 19, of the printed bill, strike out "Legislature".

Amendment No. 8

On page 3, line 38, of said bill, strike out "4", and insert "5".

Amendment No. 9

On page 3 of said bill, between lines 47 and 48, insert

"Any funds appropriated under this act may be allocated as herein provided to defray expenditures incurred by local agencies after February 15, 1946, in acquiring and establishing housing as defined in this act."

Amendment No. 10

On page 4, line 7, of the printed bill, strike out "universities and".

Amendment No. 11

On page 4, line 38, of said bill, strike out "5", and insert "6".

Amendment No. 12

On page 4, line 46, of said bill, strike out "6", and insert "7".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Military Affairs

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

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

Assembly Bill No. 64

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.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 64 BE READ THE SECOND TIME

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 64 be read the second time, at this time.

SECOND READING OF ASSEMBLY BILL NO. 64 (BY UNANIMOUS CONSENT)

Assembly Bill No. 64—An act to amend Section 2 of an act entitled "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," approved February 15, 1946, relating to temporary and emergency housing, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

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

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

Assembly Bill No. 91: By Messrs. Maloney, Erwin, Burns, George D. Collins, Dolwig, Fletcher, Geddes, Silliman, and Thompson—An act to repeal Section 951.5 of the Fish and Game Code, and to add a new Section 951.5 to said code, relating to nets, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

REQUEST FOR UNANIMOUS CONSENT THAT NOTICES OF MOTION BE CONTINUED

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that his notices of motion to withdraw Assembly Bills Nos. 67 and 7 from committee be continued until the next legislative day.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

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

House Resolution No. 51
House Resolution No. 59
House Resolution No. 60

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

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 19, 1948

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 the establishment of the seventeenth day of September as a legal public holiday to be known as Constitution Day.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 19, 1948

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

Senate Bill No. 9
Senate Bill No. 10
Senate Bill No. 43

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. 9—An act to amend Section 734 of the Agricultural Code, relating to fees for marketing of milk and other dairy products.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 10—An act to amend Sections 736.14 and 737.6 of the Agricultural Code, relating to fees assessed for the conduct of fluid milk marketing and stabilization functions.

Referred to Committee on Livestock and Dairies.

Senate Bill No. 43—An act to amend Sections 353.1, 353.5, 353.6, 353.7, 353.8, 353.9, and 354 of, and to add Section 354.1, to the Agricultural Code, relating to hide and brand inspection fees, to take effect immediately.

Referred to Committee on Livestock and Dairies.

ABSENCE OF QUORUM SUGGESTED

Mr. Ralph C. Dills suggested the absence of a quorum.

The roll was called.

Call of the Assembly

Mr. Erwin moved a call of the Assembly.

Motion carried. Time, 1.43 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Conrad, M. Philip Davis, Evans, Field, Gannon, Heisinger, Knight, Lyons, Maloney, McMillan, Niehouse, Robertson, Rosenthal, Sherwin, and Stephenson—15.
EXCUSED—Loomis, Price, and Thomas—3.

Further Proceedings Under Call of the Assembly Dispensed With on Quorum Call

At 1.55 p.m., on motion of Mr. Erwin, further proceedings under the call of the Assembly were dispensed with.

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

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, McCollister, Miller, Morris, Sheridan, Silliman, Stanley, Stewart, Thompson, Waters, Weber, and Mr. Speaker—59.

Quorum present.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 28—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read third time.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out lines 1 to 6, inclusive, and insert
"An act to amend Sections 6051 and 6201 of the Revenue and Taxation Code relating to the rates of taxation under the Sales and Use Tax Law, and providing that this act shall".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 22, inclusive.

Amendment No. 3

On page 2, line 1, of said bill, strike out "SEC 3.", and insert
"SECTION 1."

Amendment No. 4

On page 2, line 10, of said bill, strike out "1949, and at the rate of 3 percent thereafter", and insert "1948, and at the rate of 2 percent thereafter".

Amendment No. 5

On page 2, line 11, of said bill, strike out "SEC. 4.", and insert
"SEC. 2."

Amendment No. 6

On page 2, line 18, of said bill, strike out "1949, and at the rate of 3 percent thereafter", and insert "1948, and at the rate of 2 percent thereafter".

Amendment No. 7

On page 2 of said bill, strike out lines 19 to 52, inclusive; and strike out pages 3, 4, 5, and 6, inclusive, and insert
"SEC. 3. This act provides for a tax levy within the meaning of Article IV of the Constitution and shall go into immediate effect."

Amendments read.

Point of Order

Mr. Doyle arose to the following point of order: That the subject being considered is divisible.

Ruling by Speaker

Speaker Collins ruled that a division of the question is in order.

Division of the Question

Consideration of Amendments Nos. 1, 2, and 3

Amendment No. 1

In the title of the printed bill, strike out lines 1 to 6, inclusive, and insert
"An act to amend Sections 6051 and 6201 of the Revenue and Taxation Code relating to the rates of taxation under the Sales and Use Tax Law, and providing that this act shall".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 22, inclusive.

Amendment No. 3

On page 2, line 1, of said bill, strike out "SEC. 3.", and insert "SECTION 1."

Amendments read.

The roll was called, and Amendments Nos. 1, 2, and 3 refused adoption by the following vote:

AYES—Bennett, George D. Collins, Cooke, Lester T. Davis, Dunn, Elliott, Hawkins, McMillan, Miller, and Sheridan—10.

NOES—Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—58.

Consideration of Amendments Nos. 4, 5, and 6

Amendment No. 4

On page 2, line 10, of said bill, strike out "1949, and at the rate of 3 percent thereafter", and insert "1948, and at the rate of 2 percent thereafter".

Amendment No. 5

On page 2, line 11, of said bill, strike out "SEC. 4.", and insert "SEC. 2."

Amendment No. 6

On page 2, line 18, of said bill, strike out "1949, and at the rate of 3 percent thereafter", and insert "1948, and at the rate of 2 percent thereafter".

Amendments read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. M. Philip Davis moved a call of the Assembly.

Motion carried. Time, 3.02 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Field, Lowrey, and Robertson—3.
EXCUSED—Loomis, Price, and Thomas—3.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on the file.

FURTHER CONSIDERATION OF AMENDMENTS TO ASSEMBLY BILL NO. 28

Consideration of Amendment No. 7

Amendment No. 7

On page 2 of said bill, strike out lines 19 to 52, inclusive; and strike out pages 3, 4, 5, and 6, inclusive, and insert

"SEC. 3. This act provides for a tax levy within the meaning of Article IV of the Constitution and shall go into immediate effect."

Amendment read.

The roll was called, and Amendment No. 7 refused adoption by the following vote:

AYES—George D. Collins—1.

NOES—Anderson, Beck, Bennett, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—70.

REQUEST FOR UNANIMOUS CONSENT THAT COMMITTEE ON CONSTITUTIONAL AMENDMENTS BE PERMITTED TO HOLD MEETING

Mr. Crowley asked for, and was granted, unanimous consent that the Committee on Constitutional Amendments be permitted to hold a meeting on Monday, March 22d, at 8 p.m., instead of on Wednesday, March 24th, at 8 p.m.

REQUEST FOR UNANIMOUS CONSENT THAT COMMITTEE ON REVENUE AND TAXATION BE PERMITTED TO HOLD MEETING

Mr. Hollibaugh asked for, and was granted, unanimous consent that the Committee on Revenue and Taxation be permitted to hold a meeting at 8 p.m. on Monday, March 22d.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 81 FROM COMMITTEE

Mr. Dunn gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 81 from the Committee on Education, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 38

House Resolution No. 38

Relative to requesting the Fish and Game Commission to study the importation of lobster tails

WHEREAS, At present the Fish and Game Code forbids the taking or possession of spiny lobsters of less than 10½ inches in length; and

WHEREAS, At present the Fish and Game Code forbids the importation of spiny lobsters from Lower California during the closed season prescribed in the code, but permits such importation during the open season subject to the rules and regulations of the Fish and Game Commission; and

WHEREAS, In preparing lobster tails, the tails are pulled from the live lobster, carefully washed, trimmed, and quickly frozen, so that it is impossible to accurately measure the lobsters pursuant to the code, because only the tails are brought into the State; and

WHEREAS, Lobster tails, from lobsters of the same weight and length do not vary materially in length, and it would seem feasible to establish a separate criterion for lobster tails which would enable the fisheries industry to prepare and ship them into the State and still preserve young lobsters; and

WHEREAS, Fisheries at present may and do import lobster tails from Australia, North Africa and the Bahamas, so that the prohibition on their import from Lower California operates as a restraint of trade with a friendly nation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Fish and Game Commission is requested to make a study and report on the capture of lobsters for the procuring of lobster tails; and be it further

Resolved, That the Fish and Game Commission be requested to make a study of the problems to be encountered in importing lobster tails from Lower California; and be it further

Resolved, That the Fish and Game Commission be requested to study the possibility and desirability of amending the Fish and Game Code to permit the possession and importation of lobster tails, consistent with the preservation of spiny lobsters; and be it further

Resolved, That the Chief Clerk be directed to transmit a copy of this resolution to each member of the Fish and Game Commission and to the executive officer of said commission.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 43

House Resolution No. 43

Relative to the electric power shortage and its effect on agricultural products

WHEREAS, The serious shortage of electrical power in Northern California has caused the Public Utilities Commission to issue orders drastically restricting the use of electric power and curtailing delivery thereof to consumers; and

WHEREAS, The farmers and growers in this portion of the State will soon start delivering spinach, asparagus and other agricultural products to processors engaged in packing and canning such perishable products, and to cold storage plants; and

WHEREAS, Unless sufficient electric power is provided to processors to enable them to pack and can such perishable products and to cold storage plants to provide for the preservation thereof, the food supply of the Nation for the coming year will be seriously diminished because of spoilage or waste, and the economy of the State will be adversely affected; now, therefore, be it

Resolved by the Assembly of the State of California, That the Public Utilities Commission is hereby requested to adopt rules with reference to the distribution of electrical power that will give a proper priority to agricultural processors engaged in packing and canning perishable products and to cold storage plants, sufficient to prevent spoilage or waste of food resources; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send copies of this resolution to the members of the Public Utilities Commission and to the Governor of the State of California.

Resolution read.

Motion to Amend

Mr. Clarke moved the adoption of the following amendment:

Amendment No. 1

In line 4, paragraph 4 (the first resolved clause) of said measure, as printed on page 3 of the Assembly Daily Journal of March 12, 1948, after "products", strike out "and to", and insert ", including milk, and to hatcheries and".

Amendment read, and adopted.

Consideration of House Resolution No. 43, as Amended

House Resolution No. 43

Relative to the electric power shortage and its effect on agricultural products

WHEREAS, The serious shortage of electrical power in Northern California has caused the Public Utilities Commission to issue orders drastically restricting the use of electric power and curtailing delivery thereof to consumers; and

WHEREAS, The farmers and growers in this portion of the State will soon start delivering spinach, asparagus and other agricultural products to processors engaged in packing and canning such perishable products, and to cold storage plants; and

WHEREAS, Unless sufficient electric power is provided to processors to enable them to pack and can such perishable products and to cold storage plants to provide for the preservation thereof, the food supply of the Nation for the coming year will be seriously diminished because of spoilage or waste, and the economy of the State will be adversely affected; now, therefore, be it

Resolved by the Assembly of the State of California, That the Public Utilities Commission is hereby requested to adopt rules with reference to the distribution of electrical power that will give a proper priority to agricultural processors engaged in packing and canning perishable products, including milk, and to hatcheries and cold storage plants, sufficient to prevent spoilage or waste of food resources; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send copies of this resolution to the members of the Public Utilities Commission and to the Governor of the State of California.

Resolution read, as amended, and adopted.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 19—Relative to the use and purchase of automobiles by the State.

Resolution read.

Motion to Amend

Mr. Dunn moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 16, of the printed measure, strike out "elected officials", and insert "Governor".

Amendment read.

Speaker Pro Tempore Presiding

At 3.40 p.m., Hon. Thomas A Maloney, Speaker pro Tempore of the Assembly, presiding.

Point of Order

Mr. Doyle arose to the following point of order: That Mr. McMillan is not speaking to the question.

Ruling by Speaker

Speaker pro Tempore Maloney ruled the point of order well taken.

Point of Order

Mr. McMillan arose to the following point of order: That Mr. Clayton A Dills is not speaking to the question.

Ruling by Speaker

Speaker pro Tempore Maloney ruled the point of order well taken.

The question being on the adoption of the amendment offered by Mr. Dunn to Assembly Concurrent Resolution No. 19.

Amendment refused adoption.

The question being on the adoption of Assembly Concurrent Resolution No. 19.

Motion to Amend

Mr. Field moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 15, of the printed measure, strike out "new".

Amendment read.

Amendment Withdrawn

By unanimous consent, Mr. Field withdrew his amendment for the purpose of revision.

Assembly Concurrent Resolution No. 19 ordered temporarily held at desk.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

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

Assembly Bill No. 14
Assembly Bill No. 31

Has had the some under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Ways and Means

DUNN, Chairman

Above reported bills ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 14 AND 31 BE READ THE SECOND TIME

Mr Dunn asked for, and was granted, unanimous consent that Assembly Bills Nos. 14 and 31 be read the second time, at this time.

SECOND READING OF ASSEMBLY BILLS NOS. 14 AND 31 (BY UNANIMOUS CONSENT)

Assembly Bill No. 14—An act to amend Sections 5026, 5026.1 and 5033 of the Education Code, relating to distressed school districts, 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 Education:

Amendment No. 1

On page 2, line 5, of the printed bill, strike out ", or, the result of the unavail-"; strike out line 6; and in line 7, strike out "law for the school district budget to be submitted".

Amendment No. 2

On page 2, line 19, of said bill, after "6357", insert ", plus the amount expended for new school buildings since January 1, 1946 from the special accumulative building fund or funds of the district from the proceeds of taxes levied for the district in excess of the maximum rate of district tax fixed for the district by Section 6357,".

Amendment No. 3

On page 2 of said bill, between lines 31 and 32, insert

"The board may, in its discretion, make an apportionment to a school district not meeting the requirements of (2) of this section if the governing board of the school district shows to the satisfaction of the board that its budget for the then current school year would have required the levy of a rate of district tax for the district within one-half cent ($0.005) of the maximum tax rate fixed in Section 6357 of the Education Code based upon the assessed valuation of the district for the preceding year and that the county assessor or assessors concerned had failed to make known to the governing board of the district the assessed valuation of the district for the then current school year prior to the date upon which the governing board of the district finally adopted the budget of the district for the current school year."

Amendment No. 4

In line 3 of the title of said bill, after "therefor," insert "and repealing the appropriation for purchase and improvement of school building sites, construction, reconstruction, repair, alteration of, and additions to school buildings and furnishing and equipment of school buildings made by Item 367 of the Budget Act of 1948."

Amendment No. 5

On page 3, line 36, of said bill, after "Sec. 5", insert "The appropriation for apportionment by the State Allocation Board, Department of Finance, to school

districts for purchase and improvement of school building sites, construction, reconstruction, repair, alteration of, and additions to school buildings, and furnishing and equipment of school buildings made by Item 367 of the Budget Act of 1948 is hereby repealed and shall have no further force or effect.

SEC. 6."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 31—An act to amend Section 5026 of the Education Code, relating to distressed school districts, 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 Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 5026 of", and insert "Sections 5026, 5026.1, and Section 5033 of, and to add Section 5025.1 to,".

Amendment No. 2

In line 2 of the title of said bill, after "districts,", insert "making an appropriation therefor,".

Amendment No. 3

On page 1 of said bill, strike out line 1, and insert

"SECTION 1. Section 5025.1 is added to the Education Code, to read:

5025.1. For the purposes of this chapter, bonds of a school district shall be deemed to have been issued when sold to a purchaser other than the school district.

SEC. 1.5. Section 5026 of said code is".

Amendment No. 4

On page 1, line 14, of said bill, after "district", insert "other than expenditure of the districts' available funds".

Amendment No. 5

On page 1 of said bill, strike out lines 22 and 23, and on page 2, line 1, strike out "after March 1, 1947", and insert "of the district".

Amendment No. 6

On page 2, line 8, of said bill, strike out "article", and insert "chapter".

Amendment No. 7

On page 2, line 13, of said bill, after "6357", insert ", plus the amount expended for new school buildings since January 1, 1946 from the special accumulative building fund or funds of the district from the proceeds of taxes levied for the district in excess of the maximum rate of district tax fixed for the district by Section 6357,".

Amendment No. 8

On page 2, line 14, of said bill, after "Reconstruction", insert "plus any other amounts made available as shown in the application".

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. 9

On page 2 of said bill, strike out lines 25 to 36, inclusive, and insert

"The board may, in its discretion, make an apportionment to a school district not meeting the requirements of (2) of this section if the governing board of the school district shows to the satisfaction of the board that its budget for the then current school year would have required the levy of a rate of district tax for the district within one-half cent ($0.005) of the maximum tax rate fixed in Section 6357 of the Education Code based upon the assessed valuation of the district for the preceding year and that

the county assessor or assessors concerned had failed to make known to the governing board of the district the assessed valuation of the district for the then current school year prior to the date upon which the governing board of the district finally adopted the budget of the district for the current school year.

SEC. 2. Section 5026.1 of said code is amended to read:

5026.1. No district shall become ineligible for an apportionment under this chapter by reason of any lessening in the percentage the total amount of the bonds of the district issued is of the total amount of bonds of the district authorized by law to be issued, caused by any increase in the assessed valuation of the district, *or by any change in the tax rate of the district* occurring after an application by the district has been approved by the board *or an apportionment has been made to the district by the board.*

SEC. 3. Section 5033 of said code is amended to read:

5033. The appropriation herein made is exempt from the provisions of Section 16304 of the Government Code. Any money appropriated by this [act] *chapter* for apportionment to school districts for which application is not made on or before December 31, [1951,] *1953*, shall revert to the General Fund in the State Treasury. In regard to applications filed on or before the latter date, apportionments may be made at any time until December 31, [1952] *1954*. Any money appropriated by this chapter for support of the Department of Finance or the Director of Finance shall be available for expenditure until December 31, [1953] *1955*.

SEC. 4. In addition to any other appropriation heretofore made the sum of twenty million dollars ($20,000,000), or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury not otherwise appropriated, for apportionments to school districts of this State in accordance with the provisions of Chapter 1.5 of Division 3 of the Education Code and for the administration of that chapter. There shall first be allocated from said appropriation such amount as the Director of Finance shall determine, but in no event in excess of 1 percent of the total appropriation herein made, for support of the Director of Finance and the Department of Finance in administering Chapter 1.5 of Division 3 of the Education Code and for the support of the Department of Education in the performance of duties required or authorized by the board under that chapter. There is hereby allocated and made available an amount equal to 1 percent of the total appropriation herein made, or so much thereof as may be necessary, for support of the State Controller in carrying out his duties under that chapter. Apportionments from said appropriation to such school districts shall be made by the State Allocation Board in the manner, and subject to the conditions herein provided, for the following purposes (1) the purchase and improvement of school building sites; (2) the construction, reconstruction, repair, alteration of and additions to, school buildings; and (3) the furnishing and equipment of school buildings; all of which are hereby declared to be and are defined as such public works.

The appropriation herein made is exempt from the provisions of Section 16304 of the Government Code. Any money appropriated by this act for apportionment to school districts for which application is not made on or before December 31, 1953, shall revert to the General Fund in the State Treasury. In regard to applications filed on or before the latter date, apportionments may be made at any time until December 31, 1954. Any money appropriated by this chapter for support of the Department of Finance or the Director of Finance shall be available for expenditure until December 31, 1955."

Amendment No. 10

On page 2, line 37, of said bill, strike out "2", and insert "5".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

MOTION TO PLACE RUSH ORDER ON PRINTING OF ASSEMBLY BILLS NOS. 14 AND 31

Mr. Dunn moved that a rush order be placed upon the printing of Assembly Bills Nos. 14 and 31.

Motion carried.

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. Hahn and Lipscomb—An act making an appropriation for allocation to cities, counties, cities and

counties and school districts to develop a comprehensive Statewide Program of Community Recreation and providing the procedure for making such allocation, declaring the urgency thereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Assembly Concurrent Resolution No. 22: By Mr. Crowley—An act relative to requesting the Department of Education to determine that the cost of the care, maintenance and instruction of nonresident deaf-blind pupils at the California School for the Blind be the pro-rata average cost of all students enrolled at said school.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 72—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation, and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read third time.

Demand for Previous Question

Messrs. Evans, Elliott, Morris, Luckel, and Hahn demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 72.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 4.42 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Dunn, James, and Sherwin—3
EXCUSED—Loomis, Price, and Thomas—3.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dickey asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

RESOLUTIONS

The following resolution was offered:

By Mr. Dunn:

House Resolution No. 74

Relative to augmenting the funds of the Assembly Interim Committee on Public Education

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of fifteen thousand dollars ($15,000), 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 Public Education (created by House Resolution No. 236, 1947 Regular Session) and its members and for any charges, expenses or claims it may incur under said resolution, to be paid from said contingent fund and disbursed after certification by the chairman of the committee upon warrants drawn by the State Controller upon the State Treasury.

Resolution read, and ordered referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT

Mr. Stewart asked for, and was granted, unanimous consent to take up House Resolution No. 72, which is being held at the desk, at this time, without reference to committee or file.

CONSIDERATION OF HOUSE RESOLUTION NO. 72

House Resolution No. 72

Relating to proposed trip of T. Fenton Knight to South America and Africa

WHEREAS, The Honorable T. Fenton Knight plans a journey through Latin America and the Continent of Africa following adjournment of the present legislative session; and

WHEREAS, The Honorable T. Fenton Knight proposes to include in his itinerary not only the Republics of Venezuela and Brazil but all political subdivisions of Africa including Sierra Leone, Liberia, French Equatorial Africa, Belgian Congo, Union of South Africa, Kenya and Egypt, that time will permit; and

WHEREAS, The Honorable T. Fenton Knight is recognized by his colleagues in the Assembly of the State of California as an authority eminently fitted by extensive training and wide experience in economics and agricultural matters to study similar matters as they may be found in our sister republics in the Western Hemisphere and upon the Continent of Africa; and

WHEREAS, It is the express intention of the Honorable T. Fenton Knight to continue his studies of economic and agricultural conditions during his contemplated journey through Latin America and Africa; and

WHEREAS, It is the expressed desire of the Assembly of the State of California to promote and establish a closer social, political and economic relationship between the Commonwealth of California and all of the peoples of the Western Hemisphere and the African Continent, now, therefore, be it

Resolved by the Assembly of the State of California, That the Honorable T. Fenton Knight is hereby authorized, directed and delegated to conduct a study and investigation of agricultural and economic conditions together with the laws and regulations as they may prevail in the countries he proposes to visit, and to report back the results of such studies, together with his recommendations, to this Assembly at the next session, regular or special, following his return; and be it further

Resolved, That the Assembly of the State of California sends greetings to all citizens and officials of the South American republics and the political subdivisions of Africa visited by the Honorable T. Fenton Knight, who extend to him the courtesy of cooperation in his study and investigation as the representative of the Commonwealth of the State of California; and be it further

Resolved, That the Clerk of the Assembly deliver to the said Honorable T. Fenton Knight forthwith properly prepared and certified copies of this resolution.

Resolution read, and adopted unanimously.

RESOLUTIONS

The following resolutions were offered:

By Mr. Doyle:

House Resolution No. 75

Relative to Judge William S Baird

WHEREAS, The Honorable William S. Baird has served as Judge of the Superior Court in and for the County of Los Angeles with honor and distinction for the past 25 years; and

WHEREAS, During this long period of service to the people, Judge William S. Baird has gained and held an enviable reputation for judicial ability, fairness and kindness; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof extend their congratulations to Judge William S. Baird upon the completion of his 25 years of service upon the superior court bench and to the people of the County of Los Angeles for their good judgment in retaining in that position so able and faithful a public servant; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send a copy of this resolution to Judge William S. Baird.

Resolution read, and ordered referred to the Committee on Rules.

By Messrs. Brady, Maloney, Connolly, Blosser, Berry, George D. Collins, and Gaffney:

House Resolution No. 76

Relative to honoring George R Reilly, member of State Board of Equalization, on occasion of state-wide celebration of Feast of Saint Patrick, March 17, 1948, by bringing to the State of California Hon. Eamon De Valera

WHEREAS, Honorable George R. Reilly, member of the State Board of Equalization from the First District, and our fellow public servant, has brought honor to public servants of our State of California because of his endeavor as National Organizer of the Ancient Order of Hibernians in bringing Honorable Eamon De Valera to our State of California during the celebration of the Feast of St. Patrick during the week of March 13th to March 20th, 1948; and,

WHEREAS, The celebration of Saint Patrick's Day, 1948, has been remarkably enhanced in Northern California and Southern California by the presence of the leader of the Fiana Fail Party of Eire and has brought phenomenal world-wide publicity to our Great Golden State; and,

WHEREAS, The citizenry of our State, during many fraternal and semiofficial municipal functions, has had an opportunity to see and hear Hon. Eamon De Valera, the greatest Irish Leader of our generation; and,

WHEREAS, With all the money spent by chambers of commerce, and all other semiofficial advertising bodies, there has never been seen such a marvelous nation-wide public-relations accomplishment as this bringing of Hon. Eamon De Valera to our great State of California; and

WHEREAS, Honorable George R. Reilly thereby brought favorable comment in many newspapers throughout the United States of America, the substance of which indicated that California with all its natural attainments had also most adroit and hard-working public officials because of De Valera's visit directly to us in our Golden State, instead of to his birthplace, New York State, at the time that his name was internationally prominent in thousands of news releases; therefore, be it

Resolved, That Honorable George R. Reilly, member of the State Board of Equalization and National Organizer of the Order of Hibernians, be complimented and commended by the Assembly of the State of California as a fellow public servant who has brought to our great State this Irish Leader, Hon. Eamon De Valera, which has resulted in outstanding publicizing of the Golden State of California throughout the United States of America; and, be it further

Resolved, That a copy of this resolution, properly and suitably engrossed, be forwarded to Honorable George R. Reilly at the Office of National Organizer, Ancient Order of Hibernians, Whitcomb Hotel, San Francisco.

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Brady:

House Resolution No. 77

Relative to augmenting the funds of the Assembly Interim Committee on Tide and Submerged Lands

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of fifteen 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 Tide and Submerged Lands (created by House Resolution No. 287, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 ordered referred to the Committee on Rules.

By Mr. Dickey:

House Resolution No. 78

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 amount of three thousand eight hundred fifty dollars ($3,850), 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 three thousand eight hundred fifty dollars ($3,850) in the aggregate, as shall be necessary for the use of the Members of the Assembly 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 fifty dollars ($50).

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 78, 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, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Holibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Waters, Weber, and Mr. Speaker—67.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 64

Assembly Concurrent Resolution No. 21

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

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

House Resolution No. 66

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

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

REQUEST FOR UNANIMOUS CONSENT THAT OPINION OF LEGISLATIVE COUNSEL BE PRINTED IN THE JOURNAL

Mr. M. Philip Davis 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

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 15, 1948

Hon. M. Philip Davis
Chairman, Budget Session Joint Standing Committee

CONSIDERATION OF REVENUE ACTS AT BUDGET SESSIONS—No 197

DEAR MR. DAVIS: You have called our attention to the fact that Section 2 of Article IV of the Constitution provides that at budget sessions "the Legislature shall consider only the Budget Bill for the succeeding fiscal year, revenue acts necessary therefor, * * *" and also to Joint Rule No. 3.5, which provides that all bills "other than the Budget Bill, and revenue acts necessary therefor, * * *" shall be referred to the Budget Session Joint Standing Committee. The same rule, after making special provisions as to urgency measures, provides, as to any other bill that the committee shall report it back promptly for further consideration if it determines that the bill may properly be considered by the Legislature at the budget session.

You have asked us for an opinion that will be of assistance to the Budget Session Joint Standing Committee and to the members and officers of the two houses of the Legislature in determining what is a "revenue act" that may be considered at a budget session. In this opinion we have endeavored to set forth the several factors that should be considered by the Legislature in the consideration of such acts and that may be considered by the courts of this State if they should have occasion to interpret the constitutional provisions relating thereto.

The quoted clause from the Constitution and the Joint Standing Rules presents two questions: (1) What is a "revenue act" as therein used, and (2) is the particular revenue act under consideration "necessary" for the Budget Act? We are here concerned with the first question.

The word "revenue," as used in Section 2 of Article IV, apparently is derived from Section 34 of Article IV, which directs the Governor to submit to the Legislature a budget "containing a complete plan and itemized statement of all proposed expenditures of the State provided by existing law or recommended by him, and of all its institutions, departments, boards, bureaus, commissions, officers, employees and other agencies, and of *all estimated revenues*, for the ensuing fiscal year, together with a comparison, as to each item of *revenues* and expenditures, with the actual *revenues* and expenditures for the last completed fiscal year, * * *".

Then follows the statement that "if the proposed expenditures for the ensuing fiscal year shall exceed the estimated revenues therefor, the Governor shall recommend the sources from which the *additional revenue* shall be provided."

It would seem clear that the word "revenue" is used in Section 34 in the broadest possible sense of the term, and includes every kind of tax, fee, or charge imposed and collected for the support of the State Government or any of its functions or agencies.

This is the interpretation which the Governors and fiscal officers of the State have placed upon the word "revenue" ever since the adoption of the budget amendment to the Constitution in 1922. Each budget submitted has included consideration of various regulatory or inspection fees as well as those charges and collections which come under the head of "taxes" in the strict sense of the latter term. This long continued administrative interpretation is persuasive and would be accorded considerable weight by the courts.

Significant, too, is the fact that Section 34 states that "the budget shall be accompanied by an appropriation bill *covering the proposed expenditures*, to be known as the Budget Bill." This establishes a relationship between the Budget Bill and state revenues, for the budget is designed to comprehend "all proposed expenditures" and

"all estimated revenues" including recommendations as to sources from which "additional revenues" shall be provided.

There seems no escape from the conclusion that a "revenue act" which may be considered at a budget session is one which imposes a monetary charge for the support of the State Government or any of its functions or agencies, whether in law it be a tax, a regulatory fee, a special assessment, rental, royalty, or other form of income.

The apparent purpose of the constitutional provision that permits the Legislature at budget sessions to consider acts necessary for the Budget Bill for the next ensuing fiscal year is to enable the Legislature to use its best judgment in adjusting upward or downward the revenues of the State with reference to proposed expenditures for the ensuing fiscal year, in order to avoid either a deficit or unintended excess income in the State Treasury.

The second question involves consideration by the Legislature of the "necessity" for the enactment thereof with reference to the Budget Act. This presents principally a question of fact. In determining that question, the relationship which a given revenue act bears to the Budget Bill is an essential factor to be considered by the Legislature in determining whether or not it is an act that the Legislature may "consider" at a budget session. That relationship must be such as to put the particular revenue act in the category of one that is "necessary" for *the Budget Bill.*

If it is apparent that the real purpose of any such bill is quite extraneous to the subject of expenditures and revenues and their relationship to each other, it is difficult to see how such a measure, even if a revenue act, could be held "necessary" for the *Budget Bill.*

The following types of revenue acts are among those that may be considered at a Budget Session, assuming that they bear a relationship to the Budget Bill:

1. A change in the rate of an existing tax or fee, up or down.

2. A change in an existing rate base which tends to increase or decrease the *amount of revenue produced.*

3. The repeal of an existing "tax" (used in the strict sense of the term).

4. The imposition of a new "tax," with all the administrative machinery necessary to collect it.

5. The repeal of an existing regulatory fee (but not of the function), if it be deemed better policy to support the function from general revenues instead of from special fees.

6. What changes in an existing "revenue" law other than one which affects the amount of revenue it will produce, is uncertain.

There must be a limit which, when reached marks the bill as one *not* "necessary" for the Budget Bill.

7. The imposition of an inspection, license, or registration fee calculated to produce revenue to fund the cost of discharging an *existing* function.

The creation of a new regulatory function, with imposition of attendant inspection or license fees, would not seem to bear a substantial relation to the Budget Bill, which is but an appropriation bill.

The relationship between the Budget Bill and the "necessity" for certain types of revenue acts is reasonably apparent in some instances, of which the following are examples:

1. Bills to continue the current reduction in the rates of the sales, use, personal income, and bank and corporation franchise taxes, or to make a greater or lesser reduction in such rates.

These are taxes which produce General Fund moneys. If there is in fact a surplus in the General Fund, and the amount appropriated therefrom (by the Budget Bill and other appropriations) during the next fiscal year will likely leave a substantial surplus at the end of that year, and the amount of the proposed continuation of reduction or proposed different reduction is likely to bring the drafts upon and the accumulated increments to the General Fund closer together, then we think the Legislature could enact such legislation and deem the act which does so a "revenue act necessary" for the Budget Bill.

2. Bills increasing the rate of fees to be collected for the rendition of a given service as, for example, by the Department of Agriculture (such as nursery service, field crop inspection, economic poisons service, ice cream inspection service, cattle protection service), if the estimated cost of such service materially exceeds the estimated collections therefor (See 1948-49 Governor's Budget, p. 53, lines 62-65, in re Bureau of Livestock Identification, an estimated deficit of $123,877.)

Other examples of types of revenue acts as to which the "necessity" would seem to be readily apparent could be cited, but are omitted from this opinion, since such bills are not presently pending before the Legislature.

While the ultimate determination by the Legislature whether or not a particular bill is a revenue act necessary for the Budget Bill will be made when the question of final passage of the bill arises, it should be noted that the Speaker of the Assembly and the Rules Committee of the Senate are, respectively, called upon to make such a determination (at least tentatively) when the bill is introduced.

Joint Rule 3.5 *excepts* "revenue acts necessary therefor" from the bills which, upon introduction, must be referred to the Budget Session Joint Standing Committee.

If, as to a given bill, the Speaker or the Rules Committee is in doubt whether, even though a revenue act, it is "necessary" for the budget, then it would seem proper to refer the bill to the Budget Session Joint Standing Committee for determination of that question.

We do not know of any arbitrary rule or standard by which it can be determined conclusively whether or not any particular revenue act that may be introduced is "necessary" for the budget. As indicated in this opinion some bills may very readily be determined to bear a reasonable relation to the Budget Bill, while others may obviously have a purpose quite extraneous to the subject of expenditures and revenues and their relationship to each other. As to other bills, however, the "necessity" and the relationship of the bills to budget bills can be determined only after inquiry as to the facts by the two houses of the Legislature, their committees, or by the Budget Session Joint Standing Committee. This determination is a conclusion to be based upon those facts as they may appear to the Legislature and is not essentially a legal question.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

FURTHER CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 19

Assembly Concurrent Resolution No. 19—Relative to the use and purchase of automobiles by the State.

Resolution read.

Motion to Amend

Mr. Field moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 15, of the printed measure, strike out "new automobiles hereafter purchased", and insert "automobiles owned".

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Hahn asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 19, as amended, at this time, without reference to reprint or file, and that the same be considered re-engrossed.

Consideration of Assembly Concurrent Resolution No. 19, as Amended

Assembly Concurrent Resolution No. 19—Relative to the use and purchase of automobiles by the State.

Resolution read, as amended

Roll Call Demanded

Messrs. Hahn, Gannon, and Brady demanded a roll call.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—68.

NOES—McMillan—1.

Resolution ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON AMENDMENTS NOS. 4, 5, AND 6 TO ASSEMBLY BILL NO. 28

At 5.15 p.m., on motion of Mr. M. Philip Davis, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Amendments Nos. 4, 5, and 6, offered by Mr. George D. Collins to Assembly Bill No. 28 adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Collier, George D. Collins, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Luckel, Lyons, McCollister, McMillan, Miller, Morris, Niehouse, Rosenthal, Sheridan, Silliman, and Weber—40.

NOES—Blosser, Boyd, Burke, Burns, Butters, Caldecott, Carey, Clarke, Connolly, Conrad, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gannon, Grant, Grunsky, Hinckley, James, Johnson, Kirkwood, Knight, Lipscomb, Maloney, Sherwin, Stanley, Stephenson, Stewart, Thompson, Waters, and Mr. Speaker—32.

Bill ordered reprinted, and re-engrossed.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 72

At 5.20 p.m., on motion of Mr. Stewart, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 72 refused passage by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Collier, Connolly, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Kilpatrick, Luckel, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Silliman, and Weber—38.

NOES—Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Erwin, Gaffney, Gannon, Grunsky, Hinckley, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Lyons, Maloney, Miller, Stanley, Stephenson, Stewart, Thompson, Waters, and Mr. Speaker—35.

Notice of Motion to Reconsider Assembly Bill No. 72

Mr. Silliman gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 72 was this day refused passage.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 23: By Messrs. Gaffney and Maloney—Relative to the national security bond drive.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 55—An act to amend Section 6956 of the Business and Professions Code, relating to fees for the licensing of collection agencies.

Bill read third time.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Waters, Weber, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 73—An act to amend Section 10759 of the Revenue and Taxation Code and Sections 373 5 and 378 of the Vehicle Code, relating to vehicle registration and license penalties, and providing that this act shall take effect immediately.

Bill read third time.

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

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dolwig, Doyle, Dunn, Erwin, Field, Fletcher, Gaffrey, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—62.

NOES—Ralph C. Dills and Evans—2

Notice of Motion to Reconsider Assembly Bill No. 73

Mr. Evans gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 73 was this day passed.

ANNOUNCEMENT

Mr. Geddes announced that the Committee on Revenue and Taxation will not hold a meeting tonight.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 10.30 a.m., tomorrow, Saturday, March 20th—

Interim Committee on Military Affairs. (Members of the Standing Committee invited to attend.)

At 9 a.m., Monday, March 22d—

Agriculture.

Livestock and Dairies.

At 8 p m., Monday, March 22d—

Revenue and Taxation.

Constitutional Amendments.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Luckel, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dan Rossi of San Diego.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Vince Samproni of Sacramento.

On request of Mr. Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Fred Baker of Camptonville.

On request of Mr. Cooke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended Mr. and Mrs. George Church, Mr. and Mrs. Otto Fisher, and Kenneth Fisher of Marlette, Michigan.

On request of Messrs. Doyle, Conrad, and the Los Angeles Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Councilman Lloyd D. Davies of Los Angeles.

On request of Mr. Miller, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to R L. Davis and Mrs. M. Summers, teachers, and the following pupils of the Orinda School of Contra Costa County: David Finzel, Wallace Klitgaard, Charles Gee, Peggy Everest, Carolyn Ward, Barbara Dawson, Jean Gordon, Elenore Neldan, Joan Gordon, Pat Zamlock, Judy Glaiberman, Paula Cory, Joanne Willits, Carol Nelson, Dick Williams, Bill D'Arezzo, Allan Chaney, Neal Siegel, Dick Platt, Richard Rogers, Howard Reich, Ronald McKay, Mike Klement, Leatrice Fisher, Carol Earle, Lois Galbraith, Toni West, Marilyn Orr, Pat Patten, Robin Hooper, Richard Dickie, Carl Drews, Bob Bennett, Lynn Nebecker, Michael Elvidge, George Hazlett, Bob Diehl, Don Reid, Don Badgley, Gary Estes, Jerry Vurek, Joe Engelsman, and Walter Cole.

On request of Messrs. Field and Hollibaugh, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Edward T. Cook and Mrs. Mary Bookstaver of Los Angeles.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Paul L Rued, teacher, Mrs. Walter Frame, and the following pupils of the West Acres School of West Sacramento: Evelyn Barber, Valerie Bishop, Carol Brooks, Joyce Daigh, Claudia Hansen, Lynne Hervagault, Barbara Hight, Ann Marie Hull, Betty Lou Lange, Naomi Mills, Patricia Moniz, Michael Bakarich, Eugene Butcher, Truman Dennis, Lorn Fredrickson, Ronald Hanks, Virgil Hanks, Jimmy Hogue, James Lopes, Gilbert Murillo, Charles Retzloff, Francis Payne, Martha Pasley, Jane Stumpf, Marjorie Palmer, and Delvis Smith.

On request of Mr. Gannon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Hon James W. O'Brien of the Minnesota Legislature.

On request of Mr. Evans, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. Dudley Cobb, Jr., of Los Angeles.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Margaret Bruno and Mrs. Hallis Sweet of Arbuckle.

ADJOURNMENT

At 5.35 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Monday, March 22, 1948.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

FIFTEENTH LEGISLATIVE DAY

TWENTY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Monday, March 22, 1948

The Assembly met at 10 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—72.

Quorum present.

PRAYER

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

O Almighty and Eternal God, Creator of Heaven and Earth, Lord and Master of All Things; we adore Thee, we praise Thee, we thank Thee. Thy infinite good has brought us into existence and destined us for an eternal happiness with Thee. Thy boundless love has placed us above every creature of this world and showered us with countless other blessings. Thy divine mercy stands ready to forgive us our faults and negligences. Help us to know Thee and love Thee and serve Thee well that we may deserve to be called Thy children, through Christ our Lord AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Gaffney, 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. Price, on motion of Mr. Field.

Mr. Loomis, on motion of Mr. Field.

Mr. Thomas, on motion of Mr. Field.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Miller, on motion of Mr. Kirkwood.

COMMUNICATIONS

By Speaker Collins:

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

CALIFORNIA LEGISLATURE
ASSEMBLY, SACRAMENTO 14, CALIFORNIA, March 20, 1948

Hon Sam L Collins, Speaker of the Assembly
State Capitol, Sacramento 14, California

DEAR MR. SPEAKER: This is to advise you that pursuant to the action taken by the Rules Committee relative to the sale of Assembly used typewriters, I respectfully report that the Rules Committee is in receipt of a bid of $90, which is the highest bid offered for these used typewriters, and in excess of the previous offer of a turn-in on these typewriters; and that this highest bid of $90 has been accepted.

A check for $90 has been received for these typewriters, and said check has been deposited with the State Controller to be deposited with the State Treasurer, to be credited to the Contingent Fund of the Assembly

Attached hereto is a receipt from the State Controller, acknowledging the receipt of the check for $90.

Respectfully submitted.

ARTHUR A. OHNIMUS, Chief Clerk

SACRAMENTO, March 20, 1948

Received from Arthur A. Ohnimus, Chief Clerk of the Assembly, Check No. 334 of the California Office Equipment Company, dated March 19, 1948, in the amount of ninety dollars ($90) for deposit in the State Treasury.

THOMAS H. KUCHEL, State Controller
By J. E. ESOLA, Assistant Chief
Division of Audits and Disbursements

By the Chief Clerk:

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

(COPY)

THE UNIVERSITY OF CALIFORNIA, March 19, 1948

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

DEAR MR. OHNIMUS: Greatly honored I appreciate joint resolution of the Assembly inviting me to address a Joint Convention of the Legislature during my present visit to California. I am exceedingly sorry that the schedule already arranged for me and the necessity of being in Washington Sunday night next, make it impossible for me to accept this honor.

I would appreciate very much your conveying to the proper officials of the Legislature my appreciation and regret.

Sincerely yours,
(Signed) GEORGE C. MARSHALL, Secretary of State

By Speaker Collins:

A communication from Lorena McLain, relative to the reduction of taxes, was received, and ordered filed with the Secretary of State.

By the Chief Clerk:

A communication from Mr. W. E. Baker, of the Baker Paint Co., of Hollywood, relative to the reduction of taxes, was received, and ordered filed with the Secretary of State.

REQUEST FOR UNANIMOUS CONSENT THAT IT BE NOTED IN JOURNAL THAT COPIES OF SECOND REPORT ON AGRICULTURAL RESEARCH IN CALIFORNIA HAVE BEEN DISTRIBUTED TO MEMBERS

Mr. Clarke asked for, and was granted, unanimous consent that it be noted in the Journal that copies of the Second Report on Agricultural Research in California have been distributed to all members.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 34
And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 68
And reports the same correctly engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 14
Assembly Bill No. 31
And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER: Your Committee on Agriculture, to which was referred:
Assembly Bill No. 53
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. 53—An act to add Sections 46.6 and 46.7 to the State Water Resources Act of 1945, relating to water resources and

flood control and declaring the urgency of the act, to take effect immediately.

Bill read second time, and ordered engrossed.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 61—An act to amend Section 8 of the Corporate Securities Act, relating to the Division of Corporations, the regulation and supervision of companies, brokers, agents, investment counsel and sales of securities, and the prevention of fraud in the sale of securities; declaring the urgency thereof and to provide that this act shall 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. 14 re-referred to Committee on Ways and Means.

Assembly Bill No. 31 re-referred to Committee on Ways and Means

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF HOUSE RESOLUTION NO. 51

House Resolution No. 51

Commending Charles P. Skouras and the Fox West Coast Theatres upon their Save-a-Life campaign

WHEREAS, The shocking and appalling rate of traffic accidents upon our streets and highways, bringing death to thousands and maiming and crippling thousands more, has reached a point where most thinking people realize that it can not be reduced by traffic controls and police alone but requires the best efforts of everyone driving a motor vehicle to practice better driving habits and have a regard for operation of all vehicles in a safe and careful manner; and

WHEREAS, The National Safety Council has promoted a great campaign to bring to the attention of the public the horrors and loss resulting from careless and reckless operation of motor vehicles, and to instruct drivers in proper handling of vehicles and observation of traffic laws; and

WHEREAS, Charles P. Skouras, President of Fox West Coast Theatres, in cooperation with the National Safety Council, through his Save-a-Life campaign has enlisted in this great cause for traffic safety the extensive resources of the motion picture screens of the entire Fox West Coast organization; and

WHEREAS, There is probably no medium more effective than the motion picture to convey impressively the lessons to be learned from tragic accidents already occurred, as well as lessons of precaution and safety in driving; and

WHEREAS, Through this great Save-a-Life campaign hundreds of thousands of people have been made aware each day of the tragic loss of life, the wanton maiming and crippling of human beings, and the fearful property toll resulting from the present rate of accidents on our streets and highways, and have been able to see just what kind of driving results in such accidents, and to learn how to avoid them; now, therefore, be it

Resolved by the Assembly of the State of California, That Charles P. Skouras and the Fox West Coast Theatres organization are hereby commended for the generous use made of their motion picture facilities in furtherance of this great humanitarian campaign, and for the fine spirit of cooperation, public service, and regard for the well being of his fellowmen which Charles P. Skouras has shown in initiating and carrying through this great Save-a-Life campaign; and be it further

Resolved, That the Chief Clerk of the Assembly transmit to Charles P. Skouras a suitably prepared copy of this resolution as an expression of esteem for his personal efforts and the fine spirit which successfully carried forward the Save-a-Life campaign, and in grateful acknowledgment of the public benefit of the campaign in saving lives and promoting safety in highway traffic.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 59

House Resolution No. 59

Urging cooperation of all citizens in the conservation of water and electric power

WHEREAS, The lack of rainfall in California during this last winter brings California to the beginning of a spring and summer season with water reserves so low that normal pasture lands are barren of both feed and water; and

WHEREAS, The chief source of generation of electric power for the operation of irrigation pumps is run-off water from Sierra snowpacks, which are also at a minimum, creating an electric power shortage which in turn denies to rainless farmlands relief which might otherwise be had by irrigation; and

WHEREAS, The failure of electric power, coupled with the abnormal need for the operation of vast irrigation systems without which the State faces absolute economic disaster in the loss of its agricultural crops, makes it necessary to conserve power in industrial uses to such an extent that factories must operate on reduced schedules, causing unemployment and adding further to the hardships caused by the drought; and

WHEREAS, This terrible water and power famine reaches to every home and individual throughout the length and breadth of our great and beloved State, and is a shortage which can be alleviated only by the most zealous conservation and economical use of the scant water and power resources left; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby call to the attention of each and every citizen of California the dire and absolute need for the most rigid conservation of water and electric power on the part of every individual as well as of business and agricultural enterprises, and urge each and every person in this State to make the greatest effort possible to cooperate to the fullest extent in the conservation of water and electric power, for by such stringent measures only can we protect ourselves and our beloved State from the disaster threatened by nature's stubborn withholding of the rainfall which means life to the economy of our State

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 60

House Resolution No. 60

Relative to the death of Harlin D. Smith

WHEREAS, Harlin D. Smith, member of the San Francisco Associated Press staff and former photographer for the Sacramento Union, died in San Mateo, California, on March 14, 1948; and

WHEREAS, Harlin D Smith was born in San Francisco, California, 40 years ago; and

WHEREAS, Harlin D. Smith began his career with the Fresno Morning Republican and served as photographer for 10 years on the *Sacramento Union* from 1934 to 1944 He then became affiliated with Acme Photos in San Francisco and in August, 1947, joined the staff of the Associated Press in San Francisco; and

WHEREAS, Harlin D. Smith was widely known among the Members of the Legislature of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislature of California hereby expresses profound regret upon learning of the untimely death of Harlin D. Smith; and be it further

Resolved, That the Chief Clerk of the Assembly, as an expression of the sympathy of the Members of the Legislature, transmit suitably prepared copies of this resolution to the widow of Harlin D Smith, Mrs. Evelyn Marie Smith, and to his mother, Mrs. Julia P. Ward.

Resolution read, and adopted unanimously.

CONSIDERATION OF HOUSE RESOLUTION NO. 66

House Resolution No. 66

Relative to adjournment in respect to the memory of Dr. Jason Noble Pierce

WHEREAS, Dr. Jason Noble Pierce, Pastor Emeritus of the First Congregational Church of San Francisco, died in his sixty-seventh year on Tuesday, the sixteenth day of March, 1948; and

WHEREAS, Jason Noble Pierce was born in Pittsburgh, Pennsylvania, educated at Amherst College and Yale Divinity School and ordained in 1906; and

WHEREAS, He was Senior Chaplain of the Second Division during World War I and thereafter was an effective advocate of the interests of our war veterans; and

WHEREAS, Dr. Pierce, as pastor in the City of Washington, District of Columbia, numbered the late President Calvin Coolidge a member of his congregation to whom he gave spiritual comfort and guidance; and

WHEREAS, For a period of 15 years next preceding his resignation, Dr Pierce was the respected and beloved pastor of the First Congregational Church of San Francisco, a leader in the national affairs of his church and an energetic and public-spirited member of wide influence in many societies and organizations dedicated to the betterment of mankind and the improvement of his community; and

WHEREAS, His works are of themselves an eloquent epitaph, far beyond our expression—an irrefutable demonstration that his devotion to his faith, his Country and his fellow man was without condition or thought of self; now, therefore, be it

Resolved by the Assembly of the State of California, That it hereby expresses deep regret upon learning of the death of Dr Jason Noble Pierce and at the loss of his service and counsel to his community and State; and be it further

Resolved, That the Chief Clerk transmit suitably prepared copies of this resolution to the widow of Dr Pierce, Mrs Mary Fairchild Pierce; his son, Edward F. Pierce; and his daughter, Mrs. Russell Blair; and be it further

Resolved, That when this Assembly adjourns this day it do so in respect to the memory of Dr Jason Noble Pierce of San Francisco, California.

Resolution read, and adopted unanimously.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 79

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

Carithers Sign Co. (lettering on door)	89 00
H S Crocker Company, Inc (binders for bills, etc)	219 09
Hollywood Stationers Corporation (green waste baskets)	153 75
The Pacific Telephone & Telegraph Co (multiple line key cabinet)	16 15
Royal Typewriter Company, Inc. (6 Royal typewriters)	744 95
Sherman, Clay & Company (rental of piano)	17 50

Request for Unanimous Consent

Mr. Dickey 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.

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

AYES—Anderson, Bennett, Berry, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Dickey, Dolwig, Doyle, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Rosenthal, Stanley, Stephenson, Thompson, Waters, and Mr Speaker—50.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 28

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Constitutional Amendment No. 12: By Messrs. Thompson, Maloney, Fletcher, Dickey, Sam L. Collins, Crichton, Geddes, Hollibaugh, McCollister, McMillan, and Mrs. Niehouse—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article XX thereof a new section to be numbered 22¾, relating to the sale and use of intoxicating liquors, making it unlawful for minors to be at or remain in cocktail bars, prohibiting unescorted females from loitering in or about licensed premises and from being served at bars or counters, and providing for local control and enforcement.

Referred to Committee on Constitutional Amendments.

Motion to Place Rush Order on Printing of Assembly Constitutional Amendment No. 12

Mr. Thompson moved that a rush order be placed upon the printing of Assembly Constitutional Amendment No. 12.

Motion carried.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Assembly Journals for Monday, March 15, 1948; Tuesday, March 16, 1948; Wednesday, March 17, 1948; Thursday, March 18, 1948; and Friday, March 19, 1948, were approved as corrected by the Minute Clerk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 19, 1948

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

The following resolution was read:

Senate Concurrent Resolution No. 19—Relative to recommending to the State Board of Control that mileage allowances for employees using their own automobiles for state business be increased.

Referred to Committee on Rules.

Speaker Pro Tempore Presiding

At 10.45 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 28—An act to amend Section 7.5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating

to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read third time.

Motion to Amend

Mr. Hawkins moved the adoption of the following amendments:

Amendment No. 1

On page 5, line 25, of the printed bill, as amended in the Assembly on March 19, 1948, strike out "three thousand dollars ($3,000)", and insert "three thousand five hundred dollars ($3,500)".

Amendment No. 2

On page 5, lines 27 and 28, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendment No. 3

On page 5, line 29, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendment No. 4

On page 5, line 46, of said bill, strike out "three thousand dollars ($3,000)", and insert "three thousand five hundred dollars ($3,500)"

Amendment No. 5

On page 5, lines 48 and 49, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendment No. 6

On page 6, line 5, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendment No. 7

On page 6, line 21, of said bill, strike out "three thousand dollars ($3,000)", and insert "three thousand five hundred dollars ($3,500)".

Amendment No. 8

On page 6, line 23, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Speaker Presiding

At 10.50 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Assembly Bill No. 47—An act to add Article 4, comprising Sections 17390 to 17394, inclusive, to Chapter 4, Part 10, Division 2, of the Revenue and Taxation Code, relating to the personal income tax, and providing that this act shall take effect immediately.

Bill read third time.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Connolly, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, Stewart, Thompson, Waters, and Mr. Speaker—62

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 64—An act to amend Section 2 of an act entitled "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," approved February 15, 1946, relating to temporary and emergency housing, 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, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, and Mr Speaker—64.

NOES—None.

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

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 51

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

NAMES OF MEMBERS OF BUDGET SESSION JOINT STANDING COMMITTEE ORDERED PLACED ON MORNING ROLL CALL

By order of Speaker Collins, the names of all members of the Budget Session Joint Standing Committee were ordered placed upon the morning roll call because they are present, but are attending to legislative business elsewhere.

REPORTS OF STANDING COMMITTEES

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER. Your Budget Session Joint Standing Committee, to which was referred:

Assembly Bill No. 63

Has had the same under consideration, and reports that it has determined that the bill is an urgency measure that may be enacted at this session pursuant to the Constitution

and the Joint Rules of the Legislature, and recommends that the bill, as amended, be given further consideration by the Legislature and be re-referred to the proper committee.

M. PHILIP DAVIS, Chairman

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 63—An act to amend Section 15 of the Construction and Employment Act, relating to the priority of facilities to be constructed pursuant to said act, declaring the urgency of this act, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Budget Session Joint Standing Committee:

Amendment No. 1

On page 2 of the printed bill, strike out lines 22 to 34, inclusive, and insert "be made for other facilities unless completely adequate sewer facilities are provided for. Drought conditions have diminished the water supply of certain cities to such an extent that it is immediately necessary to obtain additional supplies by the drilling of wells and such other means as may be available. In some cities the shortage of water is so acute that there is not sufficient water for domestic use and other essential uses such as fire fighting and flushing of sewers. Such shortage is a direct menace to the public peace, health, and safety and immediate provision must be made to meet these situations Money heretofore appropriated for allocation to a city for public works may not be made available for additional water supplies even though the sewage facilities of the city are sufficiently adequate so that there is no present menace to the public health. In some cities the situation is so acute that time will not permit the raising of the necessary money for new water supplies through such normal channels as the issuance of bonds or levying of taxes. It is therefore immediately necessary to provide funds for such purposes in order to protect the public peace, health and safety."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which was referred:

Assembly Bill No. 91

Has had the same under consideration, and reports that it has determined that the bill is an urgency measure that may be enacted at this session pursuant to the Constitution and the Joint Rules of the Legislature, and recommends that the bill be given further consideration by the Legislature, and be re-referred to the proper committee

M. PHILIP DAVIS, Chairman

Assembly Bill No. 91 re-referred to Committee on Fish and Game.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER: Your Committee on Livestock and Dairies, to which were referred:

Senate Bill No. 9
Senate Bill No. 10

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

STEPHENSON, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 9—An act to amend Section 734 of the Agricultural Code, relating to fees for marketing of milk and other dairy products.

Bill read second time, and ordered to third reading.

Senate Bill No. 10—An act to amend Sections 736.14 and 737.6 of the Agricultural Code, relating to fees assessed for the conduct of fluid milk marketing and stabilization functions.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER. Your Committee on Livestock and Dairies, to which were referred:

Assembly Bill No. 26
Assembly Bill No. 83

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

STEPHENSON, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 26—An act to amend Sections 509, 661, 677, 689 of, and to add Section 707.5 to, the Agricultural Code, relating to dairy and milk products licenses and inspection fees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

On page 2, line 51, of the printed bill, after "($0.20)", strike out the comma.

Amendment No. 2

On page 3, line 10, of said bill, after "($0.20)", strike out the comma.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 83—An act to amend Sections 353.1, 353.5, 353.6, 353.7, 353.8, 353.9, and 354 of, and to add Section 354.1 to, the Agricultural Code, relating to hide and brand inspection fees, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

Amendment No. 1

In line 3 of the title of the printed bill, after "fees," insert "declaring the urgency of this act,".

Amendment No. 2

On page 3 of said bill, strike out lines 4, 5, and 6, and insert

"SEC. 9. The fees provided for in this act shall be collected for all inspections made on or after the second day after the day this act takes effect.

SEC. 10. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The administration of the law relating to livestock protection and identification is financed on a self-supporting basis and largely from fees for inspection of cattle and the hides and carcasses thereof. The fees now provided for by law have proved to be inadequate and the cattle protection service is currently operating at a loss. Unless additional money is provided immediately a large number of hide and brand inspectors will be laid off and the service will suffer a major breakdown. Large seasonal movements of livestock occur in the spring months of the year and the normal procedures of marketing livestock necessitate a continuous operation of this service. A breakdown of the service at this time would expose the livestock of the State to theft, misappropriation and other loss and would disrupt the orderly process of the marketing of livestock, the products of which are essential to the public health. In view of the current high prices of livestock, such breakdown would encourage cattle thefts and illicit dealings in beef and other livestock products outside of the regular channels of trade. In order to avoid these immediate dangers to the public peace, health, and safety it is necessary that this act take immediate effect."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

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

The following resolution was offered:

Assembly Constitutional Amendment No. 13: By Mr. James—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 2 of Article IV thereof, relating to regular sessions of the Legislature designated as budget sessions.

Referred to Committee on Constitutional Amendments.

REQUEST FOR UNANIMOUS CONSENT THAT TECHNICAL CHANGES BE MADE IN PROPOSED AMENDMENTS

Mr. Sherwin asked for, and was granted, unanimous consent that the following technical changes be made in the proposed amendments to Senate Bill No. 1, as they appear in the Assembly Journal of Friday, March 19, 1948:

Amendment No. 44, on Page 7

Change line "71" to read line "17".

Amendment No. 68, on Page 8

Change page "25" to read page "35".

Amendment No. 136, on Page 12

Change line "30" to read line "39".

REQUEST FOR UNANIMOUS CONSENT THAT FINANCIAL ADVISORS BE PERMITTED TO SIT ON THE FLOOR OF THE ASSEMBLY

Mr. Sherwin asked for, and was granted, unanimous consent that financial advisors, including the State Legislative Auditor and his staff, and the State Director of Finance and his staff, be permitted to sit on the floor of the Assembly during debate upon the adoption of proposed amendments to Senate Bill No. 1.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS

Senate Bill No. 1—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, 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 16, line 18, of the printed bill, as amended, strike out "1,317,409", and insert "1,316,152".

Amendment No. 2

On page 56, line 39, of said bill, strike out "purchase", and insert "acquisition".

Amendment No. 3

On page 58, line 47, of said bill, strike out "purchase", and insert "acquisition".

Amendment No. 4

On page 68, line 6, of said bill, strike out "4,984", and insert "4,989"

Amendment No. 5

On page 75, line 42, of said bill, strike out "1,496,559", and insert "1,208,854".

Amendment No. 6

On page 88 of said bill, between lines 3 and 4, insert "Chapter 1413, Statutes of 1945"

Amendment No. 7

On page 88 of said bill, strike out line 5.

Amendment No. 8

On page 88 of said bill, between lines 29 and 30, insert "Chapter 1051, Statutes of 1947".

Amendment No. 9

On page 88 of said bill, between lines 36 and 37, insert "Chapter 1463, Statutes of 1947".

Amendment No. 10

On page 89, line 32, of said bill, following "therein", insert "without regard to fiscal years".

Amendment No. 11

On page 4 of said bill, strike out lines 6 to 14, inclusive

Amendment No. 12

On page 4, line 25, of said bill, strike out "30,826", and insert "29,966"

Amendment No. 13

On page 4, line 31, of said bill, strike out "152,201", and insert "133,679".

Amendment No. 14

On page 4, line 36, of said bill, strike out "187,077", and insert "173,487".

Amendment No. 15

On page 4, line 38, of said bill, strike out "13,030", and insert "8,098".

Amendment No. 16

On page 4, line 40, of said bill, strike out "231,701", and insert "213,179".

Amendment No. 17

On page 4, line 45, of said bill, strike out "152,201", and insert "133,679".

Amendment No. 18

On page 5, line 4, of said bill, strike out "1,237,337", and insert "1,230,777".

Amendment No. 19

On page 5, line 8, of said bill, strike out "1,099,990", and insert "1,093,930".

Amendment No. 20

On page 5, line 9, of said bill, strike out "208,738", and insert "208,238".

Amendment No. 21

On page 5, line 14, of said bill, strike out "1,324,037", and insert "1,317,477".

Amendment No. 22

On page 5, line 21, of said bill, strike out "1,237,337", and insert "1,230,777".

Amendment No. 23

On page 10, line 21, of said bill, strike out "2,070,951", and insert "2,068,316".

Amendment No. 24

On page 10, line 29, of said bill, strike out "1,108,732", and insert "1,106,212".

Amendment No. 25

On page 10, line 31, of said bill, strike out "88,599", and insert "88,484"

Amendment No. 26

On page 10, line 34, of said bill, strike out "2,137,951", and insert "2,135,316"

Amendment No. 27

On page 10, line 43, of said bill, strike out "2,070,951", and insert "2,068,316".

Amendment No. 28

On page 13, line 23, of said bill, strike out "554,526", and insert "526,951"

Amendment No. 29

On page 13, line 25, of said bill, strike out "397,780", and insert "380,011"

Amendment No. 30

On page 13, line 26, of said bill, strike out "111,360", and insert "107,460".

Amendment No. 31

On page 13, line 27, of said bill, strike out "45,386", and insert "39,480".

Amendment No. 32

On page 13, line 29, of said bill, strike out "554,526", and insert "526,951"

Amendment No. 33

On page 15, line 36, of said bill, strike out "216,201", and insert "213,473".

Amendment No. 34

On page 15, line 42, of said bill, strike out "146,131", and insert "143,403"

Amendment No. 35

On page 15, line 47, of said bill, strike out "225,701", and insert "222,973".

Amendment No. 36

On page 15, line 52, of said bill, strike out "216,201", and insert "213,473".

Amendment No. 37

On page 18 of said bill, strike out lines 11 to 17, inclusive

Amendment No. 38

On page 19 of said bill, strike out lines 47 to 49, inclusive.

Amendment No. 39

On page 19 of said bill, after line 49, insert

"98 5—For the acquisition and improvement of sites and construction and equipment of buildings for state colleges in the City of Los Angeles, in the City of Sacramento or in the County of Sacramento adjacent to the City of Sacramento, and in the area consisting of Orange County and the southeastern part of Los Angeles County outside the City of Los Angeles, to be expended by the Department of Education

with the approval of the Director of Finance, under the provisions of the Property Acquisition Act_____ 7,000,000
to be transferred to the Postwar Employment Reserve by the State Controller. The moneys appropriated by this item shall be expended only if said state colleges are hereafter established pursuant to legislative authority. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item."

Amendment No. 40

On page 21, line 47, of said bill, strike out "220,000", and insert "95,000".

Amendment No. 41

On page 22, line 46, of said bill, strike out "1,009,200", and insert "978,600".

Amendment No. 42

On page 23, line 3, of said bill, strike out "1,150,327", and insert "1,119,727".

Amendment No. 43

On page 23, line 7, of said bill, strike out "1,365,200", and insert "1,334,600".

Amendment No. 44

On page 23, line 17, of said bill, strike out "1,009,200", and insert "978,600".

Amendment No. 45

On page 24, line 4, of said bill, strike out "103,375", and insert "48,375".

Amendment No. 46

On page 24, line 9, of said bill, strike out "1,079,757", and insert "1,041,747".

Amendment No. 47

On page 24, line 23, of said bill, strike out "1,275,168", and insert "1,238,668".

Amendment No. 48

On page 24, line 25, of said bill, strike out "117,982", and insert "116,472".

Amendment No. 49

On page 24, line 27, of said bill, strike out "1,598,456", and insert "1,560,446".

Amendment No. 50

On page 24, line 43, of said bill, strike out "1,079,757", and insert "1,041,747".

Amendment No. 51

On page 29 of said bill, strike out lines 13 to 20, inclusive, and insert
"139.5—For Special Emergency Fund, to be expended only on written authorization of the State Department of Finance for emergencies, and only for research in and investigation of foot and mouth disease by the University of California, in Mexico or wherever else said disease exists and for the development of vaccines, remedies, and other methods of control or prevention of said disease_____ $75,000
Emergencies within the meaning of this provision are hereby defined as contingencies for which no appropriation, or insufficient appropriation, has been made by law."

Amendment No. 52

On page 29, line 43, of said bill, strike out "together with"; and strike out lines 44, 45, and 46, and insert
"_____ 1,054,061
The appropriation made by this item, together with the amount appropriated by Item 145, shall be expended in accordance with the following schedule:".

Amendment No. 53

On page 30, line 3, of said bill, strike out "981,952", and insert "959,524".

Amendment No. 54

On page 30, line 4, of said bill, strike out "227,263", and insert "216,784".

Amendment No. 55

On page 30, line 5, of said bill, strike out "64,772", and insert "64,197".

Amendment No. 56

On page 30, line 7, of said bill, strike out "1,273,987", and insert "1,240,505".

Amendment No. 57

On page 30, line 12, of said bill, strike out "116,328", and insert "86,409".

Amendment No. 58

On page 30, line 17, of said bill, strike out "1,057,624", and insert "1,054,061".

Amendment No. 59

On page 30, line 27, of said bill, strike out "75,937", and insert "60,097".

Amendment No. 60

On page 30, line 37, of said bill, strike out "84,634", and insert "67,405".

Amendment No. 61

On page 31 of said bill, between lines 16 and 17, insert

"150.1—For additional support of State Controller for installation and operation of a pay roll system generally in accordance with the plan of the Joint Payroll Committee prepared pursuant to Assembly House Resolution No. 257 of 1947_____ 50,000"

Amendment No. 62

On page 31, line 19, of said bill, strike out "9,994,617", and insert "9,945,846".

Amendment No. 63

On page 31, line 26, of said bill, strike out "8,480,908", and insert "8,479,912".

Amendment No. 64

On page 31, line 28, of said bill, strike out "1,328,967", and insert "1,328,967".

Amendment No. 65

On page 31, line 30, of said bill, strike out "337,000", and insert "289,225".

Amendment No. 66

On page 31, line 33, of said bill, strike out "10,146,875", and insert "10,098,104".

Amendment No. 67

On page 31, line 43, of said bill, strike out "9,994,617", and insert "9,945,846".

Amendment No. 68

On page 35, line 5, of said bill, strike out "1,536,275", and insert "1,506,275".

Amendment No. 69

On page 37, line 36, of said bill, strike out "152,958", and insert "147,698".

Amendment No. 70

On page 37, line 38, of said bill, strike out "102,779", and insert "99,563"

Amendment No. 71

On page 37, line 39, of said bill, strike out "40,220", and insert "39,070".

Amendment No. 72

On page 37, line 40, of said bill, strike out "9,959", and insert "8,165".

Amendment No. 73

On page 37, line 42, of said bill, strike out "152,958", and insert "147,698".

Amendment No. 74

On page 38 of said bill, strike out lines 38 to 46, inclusive.

Amendment No. 75

On page 39, line 49, of said bill, strike out "909,545", and insert "901,599".

Amendment No. 76

On page 40, line 3, of said bill, strike out "686,023", and insert "679,759".

Amendment No. 77

On page 40, line 4, of said bill, strike out "217,087", and insert "215,863".

Amendment No. 78

On page 40, line 5, of said bill, strike out "18,552", and insert "18,094".

Amendment No. 79

On page 40, line 7, of said bill, strike out "921,662", and insert "913,716".

Amendment No. 80

On page 40, line 12, of said bill, strike out "909,545", and insert "901,599".

Amendment No. 81

On page 40, line 39, of said bill strike out "1,599,853", and insert "1,587,443".

Amendment No. 82

On page 41, line 4, of said bill, strike out "1,415,994", and insert "1,404,762".

Amendment No. 83

On page 41, line 8, of said bill, strike out "70,340", and insert "69,162".

Amendment No. 84

On page 41, line 11, of said bill, strike out "1,856,548", and insert "1,844,138".

Amendment No. 85

On page 41, line 23, of said bill, strike out "1,599,853", and insert "1,587,443".

Amendment No. 86

On page 41, line 32, of said bill, after "For", insert "conversion of modus operandi files to tabulating machine methods and for".

Amendment No. 87

On page 41, line 34, of said bill, strike out "22,770", and insert "55,614".

Amendment No. 88

On page 42, line 38, of said bill, strike out "2,732,277", and insert "2,729,505".

Amendment No. 89

On page 42, line 45, of said bill, strike out "1,812,557", and insert "1,809,785".

Amendment No. 90

On page 42, line 51, of said bill, strike out "2,864,073", and insert "2,861,301".

Amendment No. 91

On page 43, line 7, of said bill, strike out "2,732,277", and insert "2,729,505".

Amendment No. 92

On page 43, line 15, of said bill, strike out "3,510,178", and insert "3,512,950".

Amendment No. 93

On page 43, line 22, of said bill, strike out "2,280,377", and insert "2,283,149".

Amendment No. 94

On page 43, line 28, of said bill, strike out "3,718,274", and insert "3,721,046".

Amendment No. 95

On page 43, line 34, of said bill, strike out "3,510,178", and insert "3,512,950".

Amendment No. 96

On page 43, line 42, of said bill, strike out "2,299,642", and insert "2,296,870".

Amendment No. 97

On page 44, line 4, of said bill, strike out "1,559,782", and insert "1,557,010".

Amendment No. 98

On page 44, line 9, of said bill, strike out "2,497,522", and insert "2,494,750".

Amendment No. 99

On page 44, line 14, of said bill, strike out "2,299,642", and insert "2,296,870"

Amendment No. 100

On page 29 of said bill, after line 4, insert

"1381—For additional construction and equipment for the medical school and center at Los Angeles, University of California, in augmentation

of the appropriation made by Chapter 33, Statutes of 1946, exempt from Section 14 of this act 10,832,500
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.2—For construction and equipment of a low temperature laboratory at the Davis Campus, University of California, exempt from Section 14 of this act 850,000
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.3—For construction and equipment of a virus laboratory at the Berkeley Campus, University of California, exempt from Section 14 of this act 500,000
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.4—For additional construction and equipment for a law school or college at Los Angeles, in augmentation of the appropriation made by Chapter 1557, Statutes of 1947, University of California, exempt from Section 14 of this act 660,000
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.5—For construction and equipment of a sewage disposal plant at the Davis Campus, University of California, exempt from Section 14 of this act 900,000
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.6—For construction and equipment, on the Riverside and Davis Campuses of the University of California, of buildings for a 4-year liberal arts college branch of the University of California on each of said campuses 4,000,000
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item."

Amendment No. 101

On page 44, line 21, of said bill, strike out "2,340,218", and insert "2,337,446".

Amendment No. 102

On page 44, line 27, of said bill, strike out "1,622,819", and insert "1,620,047".

Amendment No. 103

On page 44, line 32, of said bill, strike out "2,560,538", and insert "2,557,766".

Amendment No. 104

On page 44, line 37, of said bill, strike out "2,340,218", and insert "2,337,446".

Amendment No. 105

On page 44, line 43, of said bill, strike out "2,229,277", and insert "2,226,505"

Amendment No. 106

On page 45, line 4, of said bill, strike out "1,489,034", and insert "1,486,262".

Amendment No. 107

On page 45, line 10, of said bill, strike out "2,356,833", and insert "2,354,061".

Amendment No. 108

On page 45, line 16, of said bill, strike out "2,229,277", and insert "2,226,505".

Amendment No. 109

On page 45, line 24, of said bill, strike out "3,038,080", and insert "3,035,308".

Amendment No. 110

On page 45, line 31, of said bill, strike out "2,114,087", and insert "2,111,315"

Amendment No. 111
On page 45, line 37, of said bill, strike out "3,221,868", and insert "3,219,096"

Amendment No. 112
On page 45, line 43, of said bill, strike out "3,038,080", and insert "3,035,308".

Amendment No. 113
On page 46, line 4, of said bill, strike out "2,102,606", and insert "2,097,984".

Amendment No. 114
On page 46, line 11, of said bill, strike out "1,467,588", and insert "1,464,816".

Amendment No. 115
On page 46, line 13, of said bill, strike out "80,637", and insert "78,787".

Amendment No. 116
On page 46, line 16, of said bill, strike out "2,207,978", and insert "2,203,356".

Amendment No. 117
On page 46, line 22, of said bill, strike out "2,102,606", and insert "2,097,984".

Amendment No. 118
On page 46, line 30, of said bill, strike out "3,080,345", and insert "3,076,873".

Amendment No. 119
On page 46, line 37, of said bill, strike out "2,078,185", and insert "2,075,413".

Amendment No. 120
On page 46, line 40, of said bill, strike out "91,322", and insert "90,622".

Amendment No. 121
On page 46, line 43, of said bill, strike out "3,189,505", and insert "3,186,033".

Amendment No. 122
On page 47, line 49, of said bill, strike out "3,080,345", and insert "3,076,873"

Amendment No. 123
On page 47, line 6, of said bill, strike out "3,436,913", and insert "3,439,685".

Amendment No. 124
On page 47, line 13, of said bill, strike out "2,398,735", and insert "2,401,507".

Amendment No. 125
On page 47, line 19, of said bill, strike out "3,584,853", and insert "3,587,625".

Amendment No. 126
On page 47, line 25, of said bill, strike out "3,436,913", and insert "3,439,685".

Amendment No. 127
On page 47, line 32, of said bill, strike out "1,716,503", and insert "1,712,788".

Amendment No. 128
On page 47, line 41, of said bill, strike out "77,756", and insert "74,041".

Amendment No. 129
On page 47, line 44, of said bill, strike out "1,798,139", and insert "1,794,424".

Amendment No. 130
On page 47, line 50, of said bill, strike out "1,716,503", and insert "1,712,788"

Amendment No. 131
On page 48, line 11, of said bill, strike out "2,578,191", and insert "2,580,279".

Amendment No. 132
On page 48, line 18, of said bill, strike out "1,694,748", and insert "1,698,336".

Amendment No. 133
On page 48, line 20, of said bill, strike out "62,707", and insert "61,207".

Amendment No. 134
On page 48, line 23, of said bill, strike out "2,664,391", and insert "2,666,479".

Amendment No. 135

On page 48, line 30, of said bill, strike out "2,578,191", and insert "2,580,279".

Amendment No. 136

On page 49, line 36, of said bill, strike out "7,084,943", and insert "6,557,068".

Amendment No. 137

On page 49, line 41, of said bill, strike out "6,014,971", and insert "5,624,066".

Amendment No. 138

On page 49, line 42, of said bill, strike out "2,073,959", and insert "1,965,780".

Amendment No. 139

On page 49, line 43, of said bill, strike out "197,331", and insert "168,540".

Amendment No. 140

On page 49, line 45, of said bill, strike out "8,286,261", and insert "7,758,386".

Amendment No. 141

On page 49, line 50, of said bill, strike out "7,084,943", and insert "6,557,068".

Amendment No. 142

On page 50 of said bill, between lines 7 and 8, insert

"245.5—For study of the provisions of the Financial Responsibility Act (Chapter 1235, Statutes of 1947) and the administration thereof, Department of Motor Vehicles, payable from the Motor Vehicle Fund ..... 10,000".

Amendment No. 143

On page 50 of said bill, strike out lines 8 to 11, inclusive

Amendment No. 144

On page 50, line 17, of said bill, strike out "165,500", and insert "80,000"

Amendment No. 145

On page 51, line 6, of said bill, strike out "1,176,264", and insert "1,108,458".

Amendment No. 146

On page 51, line 7, of said bill, strike out "475,562", and insert "473,562".

Amendment No. 147

On page 51, line 10, of said bill, strike out "1,886,215", and insert "1,816,409".

Amendment No. 148

On page 51, line 16, of said bill, strike out "825,018", and insert "755,212"

Amendment No. 149

On page 51, line 36, of said bill, strike out "825,018", and insert "755,212".

Amendment No. 150

On page 53, line 35, of said bill, strike out "100,000", and insert "50,000".

Amendment No. 151

On page 54, line 12, of said bill, strike out "100,000", and insert "50,000".

Amendment No. 152

On page 56, line 12, of said bill, strike out "4,228,349", and insert "4,185,349".

Amendment No. 153

On page 56, line 20, of said bill, strike out "1,593,824", and insert "1,587,824".

Amendment No. 154

On page 56, line 22, of said bill, strike out "416,384", and insert "379,384".

Amendment No. 155

On page 56, line 25, of said bill, strike out "4,255,349", and insert "4,213,349".

Amendment No. 156

On page 56, line 30, of said bill, strike out "4,228,349", and insert "4,185,349".

Amendment No. 157

On page 56, line 49, of said bill, strike out "523,000", and insert "607,000".

Amendment No. 158

On page 57 of said bill, strike out lines 10, 11, and 12.

Amendment No. 159

On page 57, line 28, of said bill, strike out "6,417,491", and insert "7,355,776".

Amendment No. 160

On page 57, line 35, of said bill, strike out "2,064,542", and insert "2,061,042".

Amendment No. 161

On page 57, line 36, of said bill, strike out "1,026,604", and insert "968,389".

Amendment No. 162

On page 57, line 38, of said bill, strike out "8,685,623", and insert "8,623,908".

Amendment No. 163

On page 57, line 49, of said bill, strike out "7,417,491", and insert "7,355,776".

Amendment No. 164

On page 58, line 22, of said bill, strike out "577,833", and insert "469,488".

Amendment No. 165

On page 59 of said bill, strike out line 2, and insert "For expenses for preliminary surveys and investigations for the acquisition of land for state forests,".

Amendment No. 166

On page 59, line 5, of said bill, strike out "500,000", and insert "25,000".

Amendment No. 167

On page 60, line 24, of said bill, strike out "105,739", and insert "99,739".

Amendment No. 168

On page 60, line 27, of said bill, strike out "65,967", and insert "59,969".

Amendment No. 169

On page 60, line 30, of said bill, strike out "105,739", and insert "99,739".

Amendment No. 170

On page 60, line 34, of said bill, strike out "27,737", and insert "26,683".

Amendment No. 171

On page 60, line 37, of said bill, strike out "11,593", and insert "10,539".

Amendment No. 172

On page 60, line 40, of said bill, strike out "27,737", and insert "26,683".

Amendment No. 173

On page 60, line 43, of said bill, strike out "146,418", and insert "143,520".

Amendment No. 174

On page 60, line 46, of said bill, strike out "31,870", and insert "28,972".

Amendment No. 175

On page 60, line 49, of said bill, strike out "146,418", and insert "143,520".

Amendment No. 176

On page 61, line 5, of said bill, strike out "97,433", and insert "93,871".

Amendment No. 177

On page 61, line 8, of said bill, strike out "39,179", and insert "35,617".

Amendment No. 178

On page 61, line 11, of said bill, strike out "97,433", and insert "93,871".

Amendment No. 179

On page 61, line 15, of said bill, strike out "31,366", and insert "29,836".

Amendment No. 180

On page 61, line 18, of said bill, strike out "16,831", and insert "15,301".

Amendment No. 181
On page 61, line 21, of said bill, strike out "31,366", and insert "29,836".

Amendment No. 182
On page 61, line 25, of said bill, strike out "103,104", and insert "97,864".

Amendment No. 183
On page 61, line 28, of said bill, strike out "40,316", and insert "36,651".

Amendment No. 184
On page 61, line 29, of said bill, strike out "2,652", and insert "1,077".

Amendment No. 185
On page 61, line 31, of said bill, strike out "103,104", and insert "97,864".

Amendment No. 186
On page 61, line 34, of said bill, strike out "432,016", and insert "420,159".

Amendment No. 187
On page 61, line 37, of said bill, strike out "130,436", and insert "118,579".

Amendment No. 188
On page 61, line 40, of said bill, strike out "432,016", and insert "420,159".

Amendment No. 189
On page 61, line 44, of said bill, strike out "160,452", and insert "154,214".

Amendment No. 190
On page 61, line 47, of said bill, strike out "68,615", and insert "62,377".

Amendment No. 191
On page 61, line 50, of said bill, strike out "160,452", and insert "154,214".

Amendment No. 192
On page 62, line 4, of said bill, strike out "50,421", and insert "48,559".

Amendment No. 193
On page 62, line 7, of said bill, strike out "20,484", and insert "18,622"

Amendment No. 194
On page 62, line 10, of said bill, strike out "50,421", and insert "48,559".

Amendment No. 195
On page 62, line 15, of said bill, strike out "26,418", and insert "25,145".

Amendment No. 196
On page 62, line 18, of said bill, strike out "14,001", and insert "12,728".

Amendment No. 197
On page 62, line 21, of said bill, strike out "26,418", and insert "25,145".

Amendment No. 198
On page 62, line 25, of said bill, strike out "136,224", and insert "131,122"

Amendment No. 199
On page 62, line 30, of said bill, strike out "54,405", and insert "49,303"

Amendment No. 200
On page 62, line 35, of said bill, strike out "136,224", and insert "131,122".

Amendment No. 201
On page 62, line 39, of said bill, strike out "30,074", and insert "28,769"

Amendment No. 202
On page 62, line 42, of said bill, strike out "14,356", and insert "13,051".

Amendment No. 203
On page 62, line 45, of said bill, strike out "30,074", and insert "28,769".

Amendment No. 204
On page 62, line 51, of said bill, strike out "157,136", and insert "152,883".

Amendment No. 205
On page 63, line 4, of said bill, strike out "46,784", and insert "42,531".

Amendment No. 206
On page 63, line 7, of said bill, strike out "157,136", and insert "152,883".

Amendment No. 207
On page 63, line 16, of said bill, strike out "156,268", and insert "149,522".

Amendment No. 208
On page 63, line 19, of said bill, strike out "74,208", and insert "67,462".

Amendment No. 209
On page 63, line 22, of said bill, strike out "156,268", and insert "149,522".

Amendment No. 210
On page 63, line 26, of said bill, strike out "103,064", and insert "98,250".

Amendment No. 211
On page 63, line 29, of said bill, strike out "52,954", and insert "48,140".

Amendment No. 212
On page 63, line 32, of said bill, strike out "103,064", and insert "98,250".

Amendment No. 213
On page 63, line 35, of said bill, strike out "25,278", and insert "24,298".

Amendment No. 214
On page 63, line 38, of said bill, strike out "10,775", and insert "9,795".

Amendment No. 215
On page 63, line 41, of said bill, strike out "25,278", and insert "24,298".

Amendment No. 216
On page 63, line 45, of said bill, strike out "125,926", and insert "121,616"

Amendment No. 217
On page 63, line 48, of said bill, strike out "47,413", and insert "43,103".

Amendment No. 218
On page 63, line 51, of said bill, strike out "125,926", and insert "121,616".

Amendment No. 219
On page 64, line 5, of said bill, strike out "17,491", and insert "16,794".

Amendment No. 220
On page 64, line 8, of said bill, strike out "7,564", and insert "6,867".

Amendment No. 221
On page 64, line 11, of said bill, strike out "17,491", and insert "16,794".

Amendment No. 222
On page 64, line 15, of said bill, strike out "32,511", and insert "30,040".

Amendment No. 223
On page 64, line 18, of said bill, strike out "15,631", and insert "14,210".

Amendment No. 224
On page 64, line 19, of said bill, strike out "1,321", and insert "271".

Amendment No. 225
On page 64, line 21, of said bill, strike out "32,511", and insert "30,040".

Amendment No. 226
On page 64, line 25, of said bill, strike out "12,412", and insert "11,887".

Amendment No. 227
On page 64, line 28, of said bill, strike out "5,777", and insert "5,252".

Amendment No. 228
On page 64, line 31, of said bill, strike out "12,412", and insert "11,887".

Amendment No. 229

On page 64, line 35, of said bill, strike out "13,833", and insert "13,229".

Amendment No. 230

On page 64, line 38, of said bill, strike out "6,647", and insert "6,043".

Amendment No. 231

On page 64, line 41, of said bill, strike out "13,833", and insert "13,229".

Amendment No. 232

On page 67, line 5, of said bill, strike out "1,216,740", and insert "1,359,446".

Amendment No. 233

On page 67, line 7, of said bill, strike out "1,063,437", and insert "1,174,483".

Amendment No. 234

On page 67, line 8, of said bill, strike out "127,815", and insert "159,505".

Amendment No. 235

On page 67, line 13, of said bill, strike out "1,216,740", and insert "1,359,446".

Amendment No. 236

On page 67 of said bill, after line 13, insert "provided that no expenditures shall be made for the Power Emergency Unit after such day as shall be fixed by the Governor in a proclamation issued by him and declaring the termination of the emergency caused by the shortage of water and hydroelectric power."

Amendment No. 237

On page 70 of said bill, between lines 38 and 39, insert

"325.5—For the cost of any and all work necessary for the repair or restoration of, and for the protection of the ocean beach in the City of Redondo Beach, Los Angeles County, or any portion thereof, Department of Public Works, Division of Water Resources_____ 50,000
to be expended during the 1948-49 Fiscal Year in accordance with the provisions and limitation and matching requirements as set forth In Chapter 1417, Statutes of 1945, provided, that any moneys made available to the Division of Water Resources, Department of Public Works, from this item shall be repaid to the General Fund out of any moneys impounded in the State Lands Act Fund under the decision and order of the United States Supreme Court which hereafter may be released by the Federal Government and subsequently paid into the State Beach Fund or the State Park Fund. The transfer to the General Fund from the respective funds shall be in such amounts as may be determined by the Department of Finance. Such transfer shall be made by the State Controller upon written order of the Department of Finance."

Amendment No. 238

On page 70, line 42, of said bill, strike out "175,846", and insert "188,846".

Amendment No. 239

On page 70, line 47, of said bill, strike out "50,696", and insert "63,696".

Amendment No. 240

On page 70, line 52, of said bill, strike out "175,846", and insert "188,846".

Amendment No. 241

On page 77, line 50, of said bill, strike out "35,246", and insert "45,415".

Amendment No. 242

On page 78, line 4, of said bill, strike out "23,239", and insert "30,752".

Amendment No. 243

On page 78, line 19, of said bill, strike out "2,419", and insert "4,169".

Amendment No. 244

On page 78 of said bill, between lines 19 and 20, insert "Insurance Fund____10".

Amendment No. 245

On page 78, line 22, of said bill, strike out "3,574", and insert "3,773".

Amendment No. 246

On page 78, line 23, of said bill, strike out "56", and insert "753".

Amendment No. 247

On page 78, line 33, of said bill, strike out "23,239", and insert "45,415".

Amendment No. 248

On page 79 of said bill, strike out lines 31 to 51, inclusive, and insert "360.5—For allocation upon written authorization of the Department of Finance to the State Water Resources Board for reallocation to the respective public agencies authorized in the State Water Resources Act of 1945 to give assurances of local cooperation for the respective projects adopted and authorized in said act, for payment, and for reimbursement for necessary advances made, of the cost of cooperation by the State in the construction of said respective projects, payable from the Flood Control Fund of 1946..... 5,000,000
provided, that reallocations under this item shall be made only during periods when the Legislature is not in session; that amounts reallocated shall not exceed the minimum necessary for the State's share of local cooperation required for the project to which the reallocation applies until the Legislature next meets, and that not more than 20 percent of the total amount of money allocated by this item shall be allocated for any one project during any one interim of the Legislature."

Amendment No. 249

On page 89, lines 39 and 40, of said bill, strike out "thirty-seven million eight hundred thousand dollars ($37,800,000)", and insert "thirty-six million nine hundred thousand dollars ($36,900,000)".

Amendment No. 250

On page 89, line 46, of said bill, strike out ", and the increment from the investment thereof,".

Amendment No. 251

On page 89, line 48, of said bill, strike out "The increment from the", and strike out lines 49 to 51, inclusive.

Amendment No. 252

On page 91 of said bill, between lines 34 and 35, insert:

"SEC. 10.5. The allocations made by Items 331, 332, 360.5, 375, 376, 377, 378, and 379 of Section 2 of this act are subject to Section 11 of the Flood Control Fund Act of 1946 in the same manner as the allocations made by Sections 13 and 14 of that act are subject to Section 11, are made pursuant to the State Water Resources Act of 1945, and are, to the extent of such allocations, in fulfillment of the policy set forh in said act that the State will participate in the prosecution of the projects approved and authorized in said act by paying for the cooperation which is required by the acts of Congress approving and authorizing the projects. No reallocation shall be made by the State Water Resources Board pursuant to said items until a report as to the engineering and economic feasibility of the project for which the reallocation is to be made, has been made by the State Engineer and filed with the State Water Resources Board. The State Water Resources Board shall determine the amounts in which each of such reallocations shall be made. The allocations made by said items shall remain available for reallocation and expenditure until June 30, 1952."

Amendment No. 253

On page 71, line 39, of said bill, strike out "in accord-"; strike out line 40; and in line 41, strike out "Flood Control Act of 1946".

Amendment No. 254

On page 72 of said bill, strike out lines 5 to 7, inclusive.

Amendment No. 255

On page 72, line 9, of said bill, strike out "in accord-"; strike out line 10; and in line 11, strike out "Flood Control Act of 1946".

Amendment No. 256

On page 72, line 18, of said bill, strike out ")".

Amendment No. 257

On page 72, line 19, of said bill, strike out "State Reclamation Board,".

Amendment No. 258

On page 72, line 26, of said bill, strike out "The appropria-"; and strike out lines 27 and 28.

Amendment No. 259

On page 83, line 41, of said bill, strike out "in accordance with the"; strike out line 42; and in line 43, strike out "Act of 1946".

Amendment No. 260

On page 84 of said bill, strike out lines 4 to 7, inclusive

Amendment No. 261

On page 84, line 9, of said bill, strike out "in accordance with the"; strike out line 10; and in line 11, strike out "Act of 1946".

Amendment No. 262

On page 84 of said bill, strike out lines 20 to 23, inclusive

Amendment No. 263

On page 84, line 25, of said bill, strike out "in accordance with the"; strike out line 26; and in line 27, strike out "Act of 1946".

Amendment No. 264

On page 84 of said bill, strike out lines 36 to 39, inclusive

Amendment No. 265

On page 84, line 41, of said bill, strike out "in accordance with the"; strike out line 42; and in line 43, strike out "Act of 1946".

Amendment No. 266

On page 85 of said bill, strike out lines 4 to 7, inclusive.

Amendment No. 267

On page 85, line 9, of said bill, strike out "in accordance with the"; strike out line 10; and in line 11, strike out "trol Act of 1946"

Amendment No. 268

On page 85, line 15, of said bill, after "proper", insert a comma.

Amendment No. 269

On page 85 of said bill, strike out lines 24 to 27, inclusive.

Amendments read.

Division of the Question

Mr. Sherwin asked for a division of the question.

Consideration of Amendment No. 1

Amendment No. 1

On page 16, line 18, of the printed bill, as amended, strike out "1,317,409", and insert "1,316,152".

Amendment read.

Mr. Sherwin asked for, and was granted, unanimous consent that consideration of Amendment No. 1 be passed temporarily.

Consideration of Amendment No. 2

Amendment No. 2

On page 56, line 39, of said bill, strike out "purchase", and insert "acquisition".

Amendment read, and adopted.

Consideration of Amendment No. 3

Amendment No. 3

On page 58, line 47, of said bill, strike out "purchase", and insert "acquisition".

Amendment read, and adopted.

Further Consideration of Amendment No. 1
Amendment No. 1

On page 16, line 18, of the printed bill, as amended, strike out "1,317,409", and insert "1,316,152".

Amendment read, and adopted.

Consideration of Amendment No. 4
Amendment No. 4

On page 68, line 6, of said bill, strike out "4,984", and insert "4,989".

Amendment read, and adopted.

Consideration of Amendment No. 5
Amendment No. 5

On page 75, line 42, of said bill, strike out "1,496,559", and insert "1,208,854".

Amendment read, and adopted.

Consideration of Amendment No. 6
Amendment No. 6

On page 88 of said bill, between lines 3 and 4, insert "Chapter 1413, Statutes of 1945".

Amendment read, and adopted

Consideration of Amendment No. 7
Amendment No. 7

On page 88 of said bill, strike out line 5.

Amendment read, and adopted.

Consideration of Amendment No. 8
Amendment No. 8

On page 88 of said bill, between lines 29 and 30, insert "Chapter 1051, Statutes of 1947".

Amendment read, and adopted.

Consideration of Amendment No. 9
Amendment No. 9

On page 88 of said bill, between lines 36 and 37, insert "Chapter 1463, Statutes of 1947".

Amendment read, and adopted.

Consideration of Amendment No. 10
Amendment No. 10

On page 89, line 32, of said bill, following "therein", insert "without regard to fiscal years".

Amendment read, and adopted.

Consideration of Amendment No. 11
Amendment No. 11

On page 4 of said bill, strike out lines 6 to 14, inclusive

Amendment read, and adopted.

Consideration of Amendment No. 12
Amendment No. 12

On page 4, line 25, of said bill, strike out "30,826", and insert "29,966".

Amendment read, and adopted.

Consideration of Amendments Nos. 13 to 17, Inclusive

Amendment No. 13

On page 4, line 31, of said bill, strike out "152,201", and insert "133,679".

Amendment No. 14

On page 4, line 36, of said bill, strike out "187,077", and insert "173,487".

Amendment No. 15

On page 4, line 38, of said bill, strike out "13,030", and insert "8,098".

Amendment No. 16

On page 4, line 40, of said bill, strike out "231,701", and insert "213,179".

Amendment No. 17

On page 4, line 45, of said bill, strike out "152,201", and insert "133,679".

Amendments read, and adopted.

Consideration of Amendments Nos. 18 to 22, Inclusive

Amendment No. 18

On page 5, line 4, of said bill, strike out "1,237,337", and insert "1,230,777"

Amendment No. 19

On page 5, line 8, of said bill, strike out "1,099,990", and insert "1,093,930"

Amendment No. 20

On page 5, line 9, of said bill, strike out "208,738", and insert "208,238".

Amendment No. 21

On page 5, line 14, of said bill, strike out "1,324,037", and insert "1,317,477".

Amendment No. 22

On page 5, line 21, of said bill, strike out "1,237,337", and insert "1,230,777".

Amendments read, and adopted.

Consideration of Amendments Nos. 23 to 27, Inclusive

Amendment No. 23

On page 10, line 21, of said bill, strike out "2,070,951", and insert "2,068,316".

Amendment No. 24

On page 10, line 29, of said bill, strike out "1,108,732", and insert "1,106,212".

Amendment No. 25

On page 10, line 31, of said bill, strike out "88,599", and insert "88,484".

Amendment No. 26

On page 10, line 34, of said bill, strike out "2,137,951", and insert "2,135,316".

Amendment No. 27

On page 10, line 43, of said bill, strike out "2,070,951", and insert "2,068,316".

Amendments read, and adopted.

Consideration of Amendments Nos. 28 to 32, Inclusive

Amendment No. 28

On page 13, line 23, of said bill, strike out "554,526", and insert "526,951".

Amendment No. 29

On page 13, line 25, of said bill, strike out "397,780", and insert "380,011".

Amendment No. 30

On page 13, line 26, of said bill, strike out "111,360", and insert "107,460."

Amendment No. 31

On page 13, line 27, of said bill, strike out "45,386", and insert "39,480".

Amendment No. 32

On page 13, line 29, of said bill, strike out "554,526", and insert "526,951".

Amendments read, and adopted.

Consideration of Amendments Nos. 33 to 36, Inclusive

Amendment No. 33

On page 15, line 36, of said bill, strike out "216,201", and insert "213,473".

Amendment No. 34

On page 15, line 42, of said bill, strike out "146,131", and insert "143,403".

Amendment No. 35

On page 15, line 47, of said bill, strike out "225,701", and insert "222,973".

Amendment No. 36

On page 15, line 52, of said bill, strike out "216,201", and insert "213,473".

Amendments read, and adopted.

Consideration of Amendment No. 37

Amendment No. 37

On page 18 of said bill, strike out lines 11 to 17, inclusive.

Amendment read.

Motion That Five Minutes Additional Time Be Granted to Mr. James

Mr. Sherwin moved that five minutes additional time be granted to Mr. James for the purpose of debate on Amendment No. 37 to Senate Bill No. 1.

Mr. Field seconded the motion.

Motion carried.

The question being on the adoption of Amendment No. 37.

Motion That Five Minutes Additional Time Be Granted to Mr. Gannon

Mr. Ralph C. Dills moved that five minutes additional time be granted to Mr. Gannon for the purpose of debate on Amendment No. 37 to Senate Bill No. 1.

Mr. Doyle seconded the motion.

Motion lost.

The question being on the adoption of Amendment No. 37.

Point of Order

Mr. Dunn arose to the following point of order: That Mr. Sherwin has exceeded his time.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Motion That Five Minutes Additional Time Be Granted to Mr. Sherwin

Mr. Dunn moved that five minutes additional time be granted to Mr. Sherwin for the purpose of debate on Amendment No. 37 to Senate Bill No. 1.

Mr. Silliman seconded the motion.

Motion carried.

The question being on the adoption of Amendment No. 37.

Demand for Previous Question

Messrs. Waters, Butters, Luckel, Conrad, and Grunsky demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Amendment No. 37.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 1.25 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Boyd, Grunsky, Hollibaugh, Johnson, Robertson, Sheridan, and Thompson—7.
EXCUSED—Loomis, Price, Miller, and Thomas—4.

Further Proceedings Under Call of the Assembly Dispensed With

At 1.30 p.m., on motion of Mr. Doyle, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Amendment No. 37 to Senate Bill No. 1 adopted by the following vote:

AYES—Bennett, Berry, Brady, Burke, Butters, Caldecott, Clarke, Connolly, Conrad, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hinckley, Hinton, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, McCollister, Sherwin, Silliman, Stephenson, Stewart, Weber, and Mr. Speaker—35.

NOES—Anderson, Beck, Blosser, Brown, Burns, Carey, Collier, George D. Collins, Cooke, Crowley, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Geddes, Hahn, Hawkins, Heisinger, Huyck, James, Kilpatrick, Lyons, Maloney, McMillan, Morris, Niehouse, Rosenthal, Stanley, and Waters—32.

REQUEST FOR UNANIMOUS CONSENT THAT COMMITTEE ON CONSTITUTIONAL AMENDMENTS BE PERMITTED TO HOLD MEETING

Mr. Crowley asked for, and was granted, unanimous consent that the members of the Committee on Constitutional Amendments be permitted to hold a meeting, at his desk, at this time.

REQUEST FOR UNANIMOUS CONSENT THAT COMMITTEE ON ELECTIONS AND REAPPORTIONMENT BE PERMITTED TO HOLD MEETING

Mr. Robertson asked for, and was granted, unanimous consent that the members of the Committee on Elections and Reapportionment be permitted to hold a meeting, in the rear of the Assembly Chamber, at this time.

REQUEST FOR UNANIMOUS CONSENT THAT DATA PRESENTED BY MR. JAMES ON AMENDMENT NO. 37 BE PRINTED IN THE JOURNAL

Mr. Sherwin asked for, and was granted, unanimous consent that the data presented by Mr. James on Amendment No. 37 to Senate Bill No. 1 be ordered printed in the Journal as follows:

Data Presented by Mr. James on Amendment No. 37
California Academies

Construction, Improvements and Equipment for one (1) California Academy:

1 Administration Building	$52,500
Offices, First Aid Station, 6 bed infirmary	
1 Dining Hall Unit	70,000
Cafeteria to accommodate 300. Kitchen, Food, Storage, etc.	

1	School Unit	137,100
	6 standard class rooms, shop, home economics laboratory, library, music room, assembly room, offices, etc	
10	Home Residence Units	300,000
	Each to contain: 3 rooms, kitchenette for house mother's family, 4, 3-bedrooms for 12 pupils, 1 2-bed isolation room, 1 living room, storage, hall space, bathrooms, etc.	
1	Residence for Superintendent	15,000
1	Swimming Pool	6,000
	Pool, enclosure, dressing rooms, water purification plant, etc	
1	Heating, Laundry, Maintenance Unit	35,000
	Barns and Sheds	5,000
	Ground improvements, Ground Service Installations	100,000
	Water, Power, Heat, Sewage	
	Fencing	5,000
	Total Direct Construction	$725,600
	Equipment (Est. as 10% of Construction Outlay)	72,560
	Cost of Planning Services (6% of building costs)	43,536
	Total	$841,696
	* Added for 3 sites—⅓ of request	150,000
	GRAND TOTAL	$991,696

* This amount will give the department the opportunity of negotiating for three sites and of constructing one school, it appearing extremely unlikely that more than one school can be constructed and put in operation before the end of this coming fiscal year

RECESS

At 1 34 p.m., on motion of Mr. Dickey, the Assembly recessed until 3 p.m.

REASSEMBLED

At 3 p m, the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

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

Assembly Constitutional Amendment No. 12

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

CROWLEY, Chairman

Above reported resolution ordered engrossed.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 28, on motion of Mr. Waters.

FURTHER CONSIDERATION OF SENATE BILL NO. 1

Senate Bill No. 1—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, to take effect immediately.

Bill read third time.

Further Consideration of Amendments to Senate Bill No. 1

Consideration of Amendment No. 38

Amendment No. 38

On page 19 of said bill, strike out lines 47 to 49, inclusive.

Amendment read, and adopted.

Consideration of Amendment No. 39

Amendment No. 39

On page 19 of said bill, after line 49, insert

"98.5—For the acquisition and improvement of sites and construction and equipment of buildings for state colleges in the City of Los Angeles, in the City of Sacramento or in the County of Sacramento adjacent to the City of Sacramento, and in the area consisting of Orange County and the southeastern part of Los Angeles County outside the City of Los Angeles, to be expended by the Department of Education with the approval of the Director of Finance, under the provisions of the Property Acquisition Act ---------- 7,000,000
to be transferred to the Postwar Employment Reserve by the State Controller. The moneys appropriated by this item shall be expended only if said state colleges are hereafter established pursuant to legislative authority. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item."

Amendment read.

Substitute Motion to Amend

Mr. Boyd moved the adoption of the following amendments:

Amendment No. 1

On page 22, line 4, of the printed bill, as amended in the Senate on March 15, 1948, strike out "Los Angeles State College", and insert "the four-year state institution of higher education established in the City of Los Angeles by Chapter 1082 of the Statutes of 1947".

Amendment No. 2

On page 22, line 11, of said bill, strike out "Los Angeles State College", and insert "the four-year state institution of higher education established in the City of Los Angeles by Chapter 1082 of the Statutes of 1947".

Amendment No. 3

On page 22 of said bill, between lines 11 and 12, insert

"109.5—For the acquisition and improvement of sites and construction and equipment of buildings for a state college in the City of Los Angeles to be expended by the Department of Education with the approval of the Director of Finance, under the provisions of the Property Acquisition Act ---------- 3,000,000
to be transferred to the Postwar Employment Reserve by the State Controller. The moneys appropriated by this item shall be expended only if a state college is hereafter established in the City of Los Angeles pursuant to legislative authority. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item."

Amendment No. 4

On page 22, line 12, of said bill, strike out "Sacramento State College", and insert "the four-year state institution of higher education established in the City of Sacramento by Chapter 1017 of the Statutes of 1947".

Amendment No. 5

On page 22, lines 18 and 19, of said bill, strike out "Sacramento State College", and insert "the four-year state institution of higher education established in the City of Sacramento by Chapter 1017 of the Statutes of 1947".

Amendment No. 6

On page 22 of said bill, between lines 19 and 20, insert

"111.1—For the acquisition and improvement of sites and construction and improvement of buildings for the four-year state institution of higher education established in the City of Sacramento by Chapter 1017 of the Statutes of 1947, to be expended by the Department of

Education with the approval of the Director of Finance, under the provisions of the Property Acquisition Act..... 2,000,000
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

111.2—For the acquisition and improvement of sites and construction and equipment of buildings for a state college in the area consisting of Orange County and the southeastern part of Los Angeles County outside the City of Los Angeles, to be expended by the Department of Education with the approval of the Director of Finance, under the provisions of the Property Acquisition Act..... 2,000,000
to be transferred to the Postwar Employment Reserve by the State Controller. The money appropriated by this item shall be expended only if a state college is hereafter established pursuant to legislative authority. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item."

Amendments read, and adopted.

Consideration of Amendment No. 40

Amendment No. 40

On page 21, line 47, of said bill, strike out "220,000", and insert "95,000".

Amendment read, and adopted.

Consideration of Amendments Nos. 41 to 44, Inclusive

Amendment No. 41

On page 22, line 46, of said bill, strike out "1,009,200", and insert "978,600".

Amendment No. 42

On page 23, line 3, of said bill, strike out "1,150,327", and insert "1,119,727".

Amendment No. 43

On page 23, line 7, of said bill, strike out "1,365,200", and insert "1,334,600".

Amendment No. 44

On page 23, line 17, of said bill, strike out "1,009,200", and insert "978,600".

Amendments read, and adopted.

Consideration of Amendment No. 45

Amendment No. 45

On page 24, line 4, of said bill, strike out "103,375", and insert "48,375".

Amendment read, and adopted.

Consideration of Amendments Nos. 46 to 50, Inclusive

Amendment No. 46

On page 24, line 9, of said bill, strike out "1,079,757", and insert "1,041,747".

Amendment No. 47

On page 24, line 23, of said bill, strike out "1,275,168", and insert "1,238,668".

Amendment No. 48

On page 24, line 25, of said bill, strike out "117,982", and insert "116,472".

Amendment No. 49

On page 24, line 27, of said bill, strike out "1,598,456", and insert "1,560,446".

Amendment No. 50

On page 24, line 43, of said bill, strike out "1,079,757", and insert "1,041,747".

Amendments read, and adopted.

Consideration of Amendment No. 51

Amendment No. 51

On page 29 of said bill, strike out lines 13 to 20, inclusive, and insert

"139.5—For Special Emergency Fund, to be expended only on written authorization of the State Department of Finance for emergencies, and only for research in and investigation of foot and mouth disease by the University of California, in Mexico or wherever else said disease exists and for the development of vaccines, remedies, and other methods of control or prevention of said disease---------- 75,000

Emergencies within the meaning of this provision are hereby defined as contingencies for which no appropriation, or insufficient appropriation, has been made by law."

Amendment read.

By unanimous consent, consideration of Amendment No. 51 was passed temporarily.

Consideration of Amendments Nos. 52 to 58, Inclusive

Amendment No. 52

On page 29, line 43, of said bill, strike out "together with"; and strike out lines 44, 45, and 46, and insert

"---------- 1,054,061

The appropriation made by this item, together with the amount appropriated by Item 145, shall be expanded in accordance with the following schedule:".

Amendment No. 53

On page 30, line 3, of said bill, strike out "981,952", and insert "959,524".

Amendment No. 54

On page 30, line 4, of said bill, strike out "227,263", and insert "216,784".

Amendment No. 55

On page 30, line 5, of said bill, strike out "64,772", and insert "64,197".

Amendment No. 56

On page 30, line 7, of said bill, strike out "1,273,987", and insert "1,240,505".

Amendment No. 57

On page 30, line 12, of said bill, strike out "116,328", and insert "86,409".

Amendment No. 58

On page 30, line 17, of said bill, strike out "1,057,624", and insert "1,054,061".

Amendments read, and adopted.

Consideration of Amendment No. 59

Amendment No. 59

On page 30, line 27, of said bill, strike out "75,937", and insert "60,097".

Amendment read, and adopted.

Consideration of Amendment No. 60

Amendment No. 60

On page 30, line 37, of said bill, strike out "84,634", and insert "67,405".

Amendment read, and adopted.

Consideration of Amendment No. 61

Amendment No. 61

On page 31 of said bill, between lines 16 and 17, insert

"150.1—For additional support of State Controller for installation and operation of a pay roll system generally in accordance with the plan of the Joint Payroll Committee prepared pursuant to Assembly House Resolution No. 257 of 1947---------- 50,000".

Amendment read, and adopted.

Consideration of Amendments Nos. 62 to 67, Inclusive

Amendment No. 62

On page 31, line 19, of said bill, strike out "9,994,617", and insert "9,945,846".

Amendment No. 63

On page 31, line 26, of said bill, strike out "8,480,908", and insert "8,479,912".

Amendment No. 64

On page 31, line 28, of said bill, strike out "1,328,967", and insert "1,328,967".

Amendment No. 65

On page 31, line 30, of said bill, strike out "337,000", and insert "289,225".

Amendment No. 66

On page 31, line 33, of said bill, strike out "10,146,875", and insert "10,098,104".

Amendment No. 67

On page 31, line 43, of said bill, strike out "9,994,617", and insert "9,945,846".

Amendments read.

By unanimous consent, consideration of Amendment No. 64, was passed temporarily.

Amendments Nos. 62, 63, 65, 66, and 67 adopted.

Further Consideration of Amendment No. 64

Amendment No. 64

On page 31, line 28, of said bill, strike out "1,328,967", and insert "1,328,967".

Amendment read, and refused adoption.

Consideration of Amendment No. 68

Amendment No. 68

On page 35, line 5, of said bill, strike out "1,536,275", and insert "1,506,275".

Amendment read, and adopted.

Consideration of Amendments Nos. 69 to 73, Inclusive

Amendment No. 69

On page 37, line 36, of said bill, strike out "152,958", and insert "147,698".

Amendment No. 70

On page 37, line 38, of said bill, strike out "102,779", and insert "99,563".

Amendment No. 71

On page 37, line 39, of said bill, strike out "40,220", and insert "39,970".

Amendment No. 72

On page 37, line 40, of said bill, strike out "9,959", and insert "8,165".

Amendment No. 73

On page 37, line 42, of said bill, strike out "152,958", and insert "147,698".

Amendments read.

By unanimous consent, consideration of Amendments Nos 69 to 73, inclusive, was passed temporarily.

PROCEDURE INTERRUPTED BY UNANIMOUS CONSENT

By unanimous consent, present procedure was interrupted to receive the following messages:

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, March 20, 1948

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

GENTLEMEN: I am transmitting to you copy of a telegram from the Secretary of Agriculture which reached me today.

In this telegram the Secretary makes a definite offer to sell the 21 operating farm labor camps in this State at a price equal to 10 percent of the appraised value of the land, improvements, non-expendable equipment, operating supplies, and material. This amounts to $613,464. The offer is good for 30 days.

In view of my statement to you at the opening of the session that the Secretary of Agriculture had not made a definite offer stating price and conditions upon which these camps would be sold, I am transmitting this telegram to you for your information

Respectfully submitted.

EARL WARREN, Governor

(COPY)

WASHINGTON, D. C.

Hon. Earl Warren
Governor of California
Sacramento, California

This is with further reference to the questions raised in your letter of November 26, 1947, which I authorized Mr. Tack Spoor and Mr. W. A. Anglim to discuss with you. Mr. Spoor indicated to you that the department was willing to sell the camps to the State of California for continued operation as farm labor supply centers, at a price equal to 33⅓ percent of the government's appraisal of the land and improvements plus the appraised value of personal property. Since that conversation with you, we have made a rather thorough study of the whole problem of disposing of the labor camps in the United States. In order to bring this disposal program to an early conclusion, we wish at this time to make you an exclusive offer, good for 30 days from date of this telegram, to sell the 21 operating camps to the State of California at a price equal to 10 percent of appraised value of land and improvements, non-expendable equipment, operating supplies and material. This amounts to $613,464. If the State of California does not decide to purchase the camps within this period, we propose immediately to make sales under the provisions of Public Law 298, at negotiated prices, to eligible state-wide or local organizations. If the State of California is interested in securing and operating the camps, we are confident that we can reach agreement on the reversion of title and type of deed provisions which you indicate may not be acceptable in their present form. If you have any additional questions, Mr. Wm. A. Anglim of our Berkeley office, will be glad to answer them. Kindly advise us of your decision as soon as possible.

CLINTON P. ANDERSON, Secretary of Agriculture

FURTHER CONSIDERATION OF AMENDMENTS TO SENATE BILL NO. 1

Consideration of Amendment No. 74

Amendment No. 74

On page 38 of said bill, strike out lines 38 to 46, inclusive.

Amendment read.

Question of Personal Privilege

Mr. Stewart arose to a question of personal privilege.

The question being on the adoption of Amendment No. 74 to Senate Bill No. 1.

Roll Call Demanded

Messrs. Silliman, McCollister, and Cooke demanded a roll call.

The roll was called, and Amendment No. 74 adopted by the following vote:

AYES—Boyd, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Erwin, Evans, Field, Gannon, Grant, Hahn, Hinckley, Hollibaugh, Huyck, Johnson, Knight, Lipscomb, Luckel, Sherwin, Silliman, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—34

NOES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Burns, Cooke, Cramer, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Hawkins, Hinton, James, Kilpatrick, Kirkwood, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Rosenthal, Stanley, and Thompson—33

PROCEDURE INTERRUPTED BY UNANIMOUS CONSENT

By unanimous consent, present procedure was interrupted for the purpose of transacting the following items of business:

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Bill No. 53
Assembly Bill No 61
And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

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

The following resolutions were offered:

Assembly Joint Resolution No. 11: By Messrs. Waters, Conrad, Cooke, Butters, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Mrs. Niehouse, Messrs. Robertson, Rosenthal, Sherwin, Stephenson, and Thompson—Relative to the rights of the States of Arizona, Nevada and California to use the water of the Colorado River.

Referred to Committee on Rules.

Assembly Joint Resolution No. 12: By Messrs. McMillan, Waters, Fletcher, Grant, and Mrs. Niehouse—Relative to United States 15 percent passenger transportation tax.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 24: By Mr. McCollister—Relative to employment of private firms by the Department of Public Works.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 25: By Messrs. Cooke, Beck, Rosenthal, and Brown—Relative to distribution of electrical power generated at Shasta Dam.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 26: By Mr. Doyle—Relative to working hours of state employees.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 12

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

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

Assembly Concurrent Resolution No 22

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

DICKEY, Chairman

Above reported resolution ordered engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 22, 1948

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. 17

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 resolution ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, March 22, 1948

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

Assembly Bill No. 9

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

Above bill ordered enrolled.

FURTHER CONSIDERATION OF AMENDMENTS TO SENATE BILL NO. 1

Consideration of Amendments Nos. 75 to 80, Inclusive

Amendment No. 75

On page 39, line 49, of said bill, strike out "909.545", and insert "901,599".

Amendment No. 76

On page 40, line 3, of said bill, strike out "686,023", and insert "679,759".

Amendment No. 77

On page 40, line 4, of said bill, strike out "217,087", and insert "215,863".

Amendment No. 78

On page 40, line 5, of said bill, strike out "18,552", and insert "18,094".

Amendment No. 79

On page 40, line 7, of said bill, strike out "921,662", and insert "913,716".

Amendment No. 80

On page 40, line 12, of said bill, strike out "909,545", and insert "901,599".

Amendments read, and adopted.

Consideration of Amendments Nos. 81 to 85, Inclusive

Amendment No. 81

On page 40, line 39, of said bill, strike out "1,599,853", and insert "1,587,443".

Amendment No. 82

On page 41, line 4, of said bill, strike out "1,415,994", and insert "1,404,762".

Amendment No. 83

On page 41, line 8, of said bill, strike out "70,340", and insert "69,162".

Amendment No. 84

On page 41, line 11, of said bill, strike out "1,856,548", and insert "1,844,138".

Amendment No. 85

On page 41, line 23, of said bill, strike out "1,599,853", and insert "1,587,443".

Amendments read, and adopted.

Consideration of Amendments Nos. 86 and 87, Inclusive

Amendment No. 86

On page 41, line 32, of said bill, after "For", insert "conversion of modus operandi files to tabulating machine methods and for".

Amendment No. 87

On page 41, line 34, of said bill, strike out "22,770", and insert "55,614".

Amendments read, and adopted.

Consideration of Amendments Nos. 88 to 91, Inclusive

Amendment No. 88

On page 42, line 38, of said bill, strike out "2,732,277", and insert "2,729,505".

Amendment No. 89

On page 42, line 45, of said bill, strike out "1,812,557", and insert "1,809,785".

Amendment No. 90

On page 42, line 51, of said bill, strike out "2,864,073", and insert "2,861,301".

Amendment No. 91

On page 43, line 7, of said bill, strike out "2,732,277", and insert "2,729,505".

Amendments read.

Demand for Previous Question

Messrs. Silliman, Burke, Luckel, Conrad, and McCollister demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Amendments Nos. 88 to 91, inclusive.

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

AYES—Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Crichton, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lowrey, Luckel, McCollister, Sherwin, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—39.

NOES—Anderson, Bennett, Berry, George D. Collins, Cooke, Cramer, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Huyck, Kilpatrick, Knight, Lipscomb, Lyons, Maloney, McMillan, Morris, and Niehouse—26.

Consideration of Amendments Nos. 92 to 95, Inclusive

Amendment No. 92

On page 43, line 15, of said bill, strike out "3,510,178", and insert "3,512,950".

Amendment No. 93

On page 43, line 22, of said bill, strike out "2,280,377", and insert "2,283,149"

Amendment No. 94

On page 43, line 28, of said bill, strike out "3,718,274", and insert "3,721,046".

Amendment No. 95

On page 43, line 34, of said bill, strike out "3,510,178", and insert "3,512,950".

Amendments read, and adopted.

Consideration of Amendments Nos. 96 to 99, Inclusive

Amendment No. 96

On page 43, line 42, of said bill, strike out "2,299,642", and insert "2,296,870".

Amendment No. 97

On page 44, line 4, of said bill, strike out "1,559,782", and insert "1,557,010".

Amendment No. 98

On page 44, line 9, of said bill, strike out "2,497,522", and insert "2,494,750".

Amendment No. 99

On page 44, line 14, of said bill, strike out "2,299,642", and insert "2,296,870".

Amendments read.

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

AYES—Blosser, Boyd, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Crichton, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lowrey, Luckel, McCollister, Sherwin, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—39.

NOES—Anderson, Bennett, Berry, George D Collins, Cooke, Cramer, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C Dills, Doyle, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Huyck, Kilpatrick, Knight, Lipscomb, Lyons, Maloney, McMillan, Morris, and Niehouse—26.

Consideration of Amendment No. 100

Amendment No. 100

On page 29 of said bill, after line 4, insert

"138.1—For additional construction and equipment for the medical school and center at Los Angeles, University of California, in augmentation of the appropriation made by Chapter 33, Statutes of 1946, exempt from Section 14 of this act 10,832,500
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.2—For construction and equipment of a low temperature laboratory at the Davis Campus, University of California, exempt from Section 14 of this act 850,000
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.3—For construction and equipment of a virus laboratory at the Berkeley Campus, University of California, exempt from Section 14 of this act 500,000
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.4—For additional construction and equipment for a law school or college at Los Angeles, in augmentation of the appropriation made by Chapter 1557, Statutes of 1947, University of California, exempt from Section 14 of this act 660,000
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item.

138.5—For construction and equipment of a sewage disposal plant at the Davis Campus, University of California, exempt from Section 14 of this act 900,000
to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30,

1951, for the purpose and subject to the conditions set forth in this item.

138.6—For construction and equipment, on the Riverside and Davis Campuses of the University of California, of buildings for a 4-year liberal arts college branch of the University of California on each of said campuses 4,000,000

to be transferred to the Postwar Employment Reserve by the State Controller. The amount so transferred shall be available to June 30, 1951, for the purpose and subject to the conditions set forth in this item."

Amendment read.

Roll Call Demanded

Messrs. Silliman, James, and Cramer demanded a roll call.

The roll was called, and Amendment No. 100 adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Erwin, Evans, Field, Gaffney, Gannon, Grant, Grunsky, Hawkins, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Rosenthal, Stanley, Stephenson, Thompson, Waters, and Weber—56.

NOES—Cramer, Hinckley, James, and Silliman—4.

Request for Unanimous Consent That Consideration of Amendments Nos. 101 to 122, Inclusive, Be Passed Temporarily

Mr. Sherwin asked for, and was granted, unanimous consent that consideration of Amendments Nos. 101 to 122, inclusive, be passed temporarily.

Consideration of Amendments Nos. 123 to 126, Inclusive

Amendment No. 123

On page 47, line 6, of said bill, strike out "3,436,913", and insert "3,439,685".

Amendment No. 124

On page 47, line 13, of said bill, strike out "2,398,735", and insert "2,401,507".

Amendment No. 125

On page 47, line 19, of said bill, strike out "3,584,853", and insert "3,587,625".

Amendment No. 126

On page 47, line 25, of said bill, strike out "3,436,913", and insert "3,439,685".

Amendments read, and adopted.

Further Consideration of Amendments Nos. 101 to 122, Inclusive

Amendment No. 101

On page 44, line 21, of said bill, strike out "2,340,218", and insert "2,337,446".

Amendment No. 102

On page 44, line 27, of said bill, strike out "1,622,819", and insert "1,620,047".

Amendment No. 103

On page 44, line 32, of said bill, strike out "2,560,538", and insert "2,557,766".

Amendment No. 104

On page 44, line 37, of said bill, strike out "2,340,218", and insert "2,337,446".

Amendment No. 105

On page 44, line 43, of said bill, strike out "2,229,277", and insert "2,226,505".

Amendment No. 106

On page 45, line 4, of said bill, strike out "1,489,034", and insert "1,486,262".

Amendment No. 107

On page 45, line 10, of said bill, strike out "2,356,833", and insert "2,354,061".

Amendment No. 108
On page 45, line 16, of said bill, strike out "2,229,277", and insert "2,226,505".

Amendment No. 109
On page 45, line 24, of said bill, strike out "3,038,080", and insert "3,035,308".

Amendment No. 110
On page 45, line 31, of said bill, strike out "2,114,087", and insert "2,111,315".

Amendment No. 111
On page 45, line 37, of said bill, strike out "3,221,868", and insert "3,219,096".

Amendment No. 112
On page 45, line 43, of said bill, strike out "3,038,080", and insert "3,035,308".

Amendment No. 113
On page 46, line 4, of said bill, strike out "2,102,606", and insert "2,097,984".

Amendment No. 114
On page 46, line 11, of said bill, strike out "1,467,588", and insert "1,464,816".

Amendment No. 115
On page 46, line 13, of said bill, strike out "80,637", and insert "78,787".

Amendment No. 116
On page 46, line 16, of said bill, strike out "2,207,978", and insert "2,203,356".

Amendment No. 117
On page 46, line 22, of said bill, strike out "2,102,606", and insert "2,097,984".

Amendment No. 118
On page 46, line 30, of said bill, strike out "3,080,345", and insert "3,076,873".

Amendment No. 119
On page 46, line 37, of said bill, strike out "2,078,185", and insert "2,075,413".

Amendment No. 120
On page 46, line 40, of said bill, strike out "91,322", and insert "90,622".

Amendment No. 121
On page 46, line 43, of said bill, strike out "3,189,505", and insert "3,186,033".

Amendment No. 122
On page 47, line 49, of said bill, strike out "3,080,345", and insert "3,076,873".

Amendments read, and adopted.

Consideration of Amendments Nos. 127 to 130, Inclusive

Amendment No. 127
On page 47, line 32, of said bill, strike out "1,716,503", and insert "1,712,788".

Amendment No. 128
On page 47, line 41, of said bill, strike out "77,756", and insert "74,041".

Amendment No. 129
On page 47, line 44, of said bill, strike out "1,798,139", and insert "1,794,424".

Amendment No. 130
On page 47, line 50, of said bill, strike out "1,716,503", and insert "1,712,788".

Amendments read, and adopted.

Consideration of Amendments Nos. 131 to 135, Inclusive

Amendment No. 131
On page 48, line 11, of said bill, strike out "2,578,191", and insert "2,580,279".

Amendment No. 132
On page 48, line 18, of said bill, strike out "1,694,748", and insert "1,698,336".

Amendment No. 133

On page 48, line 20, of said bill, strike out "62,707", and insert "61,207".

Amendment No. 134

On page 48, line 23, of said bill, strike out "2,664,391", and insert "2,666,479".

Amendment No. 135

On page 48, line 30, of said bill, strike out "2,578,191", and insert "2,580,279".

Amendments read, and adopted.

Request for Unanimous Consent That Consideration of Amendments Nos. 136 to 141, Inclusive, Be Passed Temporarily

Mr. Sherwin asked for, and was granted, unanimous consent that consideration of Amendments Nos. 136 to 141, inclusive, be passed temporarily.

Request for Unanimous Consent That Consideration of Amendments Nos. 142 to 144, Inclusive, Be Passed Temporarily

Mr. Sherwin asked for, and was granted, unanimous consent that consideration of Amendments Nos. 142 to 144, inclusive, be passed temporarily.

Consideration of Amendments Nos. 145 to 148, Inclusive

Amendment No. 145

On page 51, line 6, of said bill, strike out "1,176,264", and insert "1,108,458".

Amendment No. 146

On page 51, line 7, of said bill, strike out "475,562", and insert "473,562".

Amendment No. 147

On page 51, line 10, of said bill, strike out "1,886,215", and insert "1,816,409".

Amendment No. 148

On page 51, line 16, of said bill, strike out "825,018", and insert "755,212".

Amendments read, and adopted.

Consideration of Amendment No. 149

Amendment No. 149

On page 51, line 36, of said bill, strike out "825,018", and insert "755,212".

Amendment read, and adopted.

Consideration of Amendment No. 150

Amendment No. 150

On page 53, line 35, of said bill, strike out "100,000", and insert "50,000".

Amendment read, and adopted.

Consideration of Amendment No. 151

Amendment No. 151

On page 54, line 12, of said bill, strike out "100,000", and insert "50,000".

Amendment read, and adopted.

Consideration of Amendments Nos. 152 to 156, Inclusive

Amendment No. 152

On page 56, line 12, of said bill, strike out "4,228,349", and insert "4,185,349".

Amendment No. 153

On page 56, line 20, of said bill, strike out "1,593,824", and insert "1,587,824".

Amendment No. 154

On page 56, line 22, of said bill, strike out "416,384", and insert "379,384".

Amendment No. 155

On page 56, line 25, of said bill, strike out "4,255,349", and insert "4,213,349".

Amendment No. 156

On page 56, line 30, of said bill, strike out "4,228,349", and insert "4,185,349".

Amendments read, and adopted.

Consideration of Amendment No. 157

Amendment No. 157

On page 56, line 49, of said bill, strike out "523,000", and insert "607,000".

Amendment read, and adopted.

Consideration of Amendment No. 158

Amendment No. 158

On page 57 of said bill, strike out lines 10, 11, and 12

Amendment read, and adopted.

Consideration of Amendments Nos. 159 to 163, Inclusive

Amendment No. 159

On page 57, line 28, of said bill, strike out "6,417,491", and insert "7,355,776".

Amendment No. 160

On page 57, line 35, of said bill, strike out "2,064,542", and insert "2,061,042".

Amendment No. 161

On page 57, line 36, of said bill, strike out "1,026,604", and insert "968,389".

Amendment No. 162

On page 57, line 38, of said bill, strike out "8,685,623", and insert "8,623,908".

Amendment No. 163

On page 57, line 49, of said bill, strike out "7,417,491", and insert "7,355,776".

Amendments read, and adopted.

Request for Unanimous Consent That Consideration of Amendments Nos. 164 to 166, Inclusive, Be Passed Temporarily

Mr. Sherwin asked for, and was granted, unanimous consent that consideration of Amendments Nos. 164 to 166, inclusive, be passed temporarily.

Request for Unanimous Consent That Amendments Nos. 167 to 231 Be Deemed Read

Mr. Sherwin asked for, and was granted, unanimous consent that Amendments Nos. 167 to 231, inclusive, be deemed read.

Consideration of Amendments Nos. 167 to 231, Inclusive

Amendment No. 167

On page 60, line 24, of said bill, strike out "105,739", and insert "99,739".

Amendment No. 168

On page 60, line 27, of said bill, strike out "65,967", and insert "59,969".

Amendment No. 169

On page 60, line 30, of said bill, strike out "105,739", and insert "99,739".

Amendment No. 170

On page 60, line 34, of said bill, strike out "27,737", and insert "26,683".

Amendment No. 171

On page 60, line 37, of said bill, strike out "11,593", and insert "10,539".

Amendment No. 172

On page 60, line 40, of said bill, strike out "27,737", and insert "26,683".

Amendment No. 173
On page 60, line 43, of said bill, strike out "146,418", and insert "143,520".

Amendment No. 174
On page 60, line 46, of said bill, strike out "31,870", and insert "28,972".

Amendment No. 175
On page 60, line 49, of said bill, strike out "146,418", and insert "143,520".

Amendment No. 176
On page 61, line 5, of said bill, strike out "97,433", and insert "93,871".

Amendment No. 177
On page 61, line 8, of said bill, strike out "39,179", and insert "35,617".

Amendment No. 178
On page 61, line 11, of said bill, strike out "97,433", and insert "93,871".

Amendment No. 179
On page 61, line 15, of said bill, strike out "31,366", and insert "29,836".

Amendment No. 180
On page 61, line 18, of said bill, strike out "16,831", and insert "15,301".

Amendment No. 181
On page 61, line 21, of said bill, strike out "31,366", and insert "29,836".

Amendment No. 182
On page 61, line 25, of said bill, strike out "103,104", and insert "97,864".

Amendment No. 183
On page 61, line 28, of said bill, strike out "40,316", and insert "36,651".

Amendment No. 184
On page 61, line 29, of said bill, strike out "2,652", and insert "1,077".

Amendment No. 185
On page 61, line 31, of said bill, strike out "103,104", and insert "97,864".

Amendment No. 186
On page 61, line 34, of said bill, strike out "432,016", and insert "420,159".

Amendment No. 187
On page 61, line 37, of said bill, strike out "130,436", and insert "118,579".

Amendment No. 188
On page 61, line 40, of said bill, strike out "432,016", and insert "420,159".

Amendment No. 189
On page 61, line 44, of said bill, strike out "160,452", and insert "154,214".

Amendment No. 190
On page 61, line 47, of said bill, strike out "68,615", and insert "62,377".

Amendment No. 191
On page 61, line 50, of said bill, strike out "160,452", and insert "154,214".

Amendment No. 192
On page 62, line 4, of said bill, strike out "50,421", and insert "48,559".

Amendment No. 193
On page 62, line 7, of said bill, strike out "20,484", and insert "18,622".

Amendment No. 194
On page 62, line 10, of said bill, strike out "50,421", and insert "48,559".

Amendment No. 195
On page 62, line 15, of said bill, strike out "26,418", and insert "25,145".

Amendment No. 196
On page 62, line 18, of said bill, strike out "14,001", and insert "12,728".

Amendment No. 197
On page 62, line 21, of said bill, strike out "26,418", and insert "25,145".

Amendment No. 198
On page 62, line 25, of said bill, strike out "136,224", and insert "131,122".

Amendment No. 199
On page 62, line 30, of said bill, strike out "54,405", and insert "49,303".

Amendment No. 200
On page 62, line 35, of said bill, strike out "136,224", and insert "131,122".

Amendment No. 201
On page 62, line 39, of said bill, strike out "30,074", and insert "28,769".

Amendment No. 202
On page 62, line 42, of said bill, strike out "14,356", and insert "13,051".

Amendment No. 203
On page 62, line 45, of said bill, strike out "30,074", and insert "28,769".

Amendment No. 204
On page 62, line 51, of said bill, strike out "157,136", and insert "152,883".

Amendment No. 205
On page 63, line 4, of said bill, strike out "46,784", and insert "42,531".

Amendment No. 206
On page 63, line 7, of said bill, strike out "157,136", and insert "152,883".

Amendment No. 207
On page 63, line 16, of said bill, strike out "156,268", and insert "149,522".

Amendment No. 208
On page 63, line 19, of said bill, strike out "74,208", and insert "67,462".

Amendment No. 209
On page 63, line 22, of said bill, strike out "156,268", and insert "149,522".

Amendment No. 210
On page 63, line 26, of said bill, strike out "103,064", and insert "98,250".

Amendment No. 211
On page 63, line 29, of said bill, strike out "52,954", and insert "48,140".

Amendment No. 212
On page 63, line 32, of said bill, strike out "103,064", and insert "98,250".

Amendment No. 213
On page 63, line 35, of said bill, strike out "25,278". and insert "24,298".

Amendment No. 214
On page 63, line 38, of said bill, strike out "10,775", and insert "9,795".

Amendment No. 215
On page 63, line 41, of said bill, strike out "25,278", and insert "24,298".

Amendment No. 216
On page 63, line 45, of said bill, strike out "125,926", and insert "121,616".

Amendment No. 217
On page 63, line 48, of said bill, strike out "47,413", and insert "43,103".

Amendment No. 218
On page 63, line 51, of said bill, strike out "125,926", and insert "121,616".

Amendment No. 219
On page 64, line 5, of said bill, strike out "17,491", and insert "16,794".

Amendment No. 220

On page 64, line 8, of said bill, strike out "7,564", and insert "6,867".

Amendment No. 221

On page 64, line 11, of said bill, strike out "17,491", and insert "16,794".

Amendment No. 222

On page 64, line 15, of said bill, strike out "32,511", and insert "30,040".

Amendment No. 223

On page 64, line 18, of said bill, strike out "15,631", and insert "14,210".

Amendment No. 224

On page 64, line 19, of said bill strike out "1,321", and insert "271".

Amendment No. 225

On page 64, line 21, of said bill, strike out "32,511", and insert "30,040"

Amendment No. 226

On page 64, line 25, of said bill, strike out "12,412", and insert "11,887".

Amendment No. 227

On page 64, line 28, of said bill, strike out "5,777", and insert "5,252".

Amendment No. 228

On page 64, line 31, of said bill, strike out "12,412", and insert "11,887".

Amendment No. 229

On page 64, line 35, of said bill, strike out "13,833", and insert "13,229".

Amendment No. 230

On page 64, line 38, of said bill, strike out "6,647", and insert "6,043".

Amendment No. 231

On page 64, line 41, of said bill, strike out "13,833", and insert "13,229".

Amendments adopted.

Consideration of Amendments Nos. 232 to 236, Inclusive

Amendment No. 232

On page 67, line 5, of said bill, strike out "1,216,740", and insert "1,359,446".

Amendment No. 233

On page 67, line 7, of said bill, strike out "1,063,437", and insert "1,174,483".

Amendment No. 234

On page 67, line 8, of said bill, strike out "127,845", and insert "159,505".

Amendment No. 235

On page 67, line 13, of said bill, strike out "1,216,740", and insert "1,359,446"

Amendment No. 236

On page 67 of said bill, after line 13, insert "provided that no expenditures shall be made for the Power Emergency Unit after such day as shall be fixed by the Governor in a proclamation issued by him and declaring the termination of the emergency caused by the shortage of water and hydroelectric power."

Amendments read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

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

Assembly Constitutional Amendment No. 3

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

CROWLEY, Chairman

Above reported resolution ordered engrossed.

RESOLUTIONS

The following resolution was offered:

By Mr. Stewart:

House Resolution No. 80

Relative to salaries of state employees

WHEREAS, Full salary fixing responsibility in state service is placed by law upon the State Personnel Board insofar as the establishment and continuous adjustment of salaries of civil service employees are concerned under Section 18850 of the Government Code which provides: "The board shall establish and adjust salary ranges for each class of position in State civil service"; and

WHEREAS, Section 18850 of the Government Code also requires that in establishing salaries for state employees "consideration shall be given to the prevailing rates for comparable service in other public employment and in private business"; and

WHEREAS, The Legislature has heretofore declared itself in favor of the principle that state employees' salaries should be maintained as nearly as possible up to prevailing salaries with a minimum of lag in doing so; and

WHEREAS, It appears that as of this date the overall salaries of state employees are reasonably comparable with prevailing rates, which has been made possible by the appropriation of sufficient funds in the Salary Increase Fund of the budget by the last session of the Legislature; and

WHEREAS, In order to keep the salary ranges of various classes in the state civil service properly adjusted it is necessary that, and the duty of, the Personnel Board to make continuous studies and keep current data in its files on prevailing rates and salary trends; and

WHEREAS, If between now and the convening of the 1949 Session of the Legislature the Personnel Board, on the basis of its studies and information, should determine that state employees salaries in general are below the prevailing rates there may not be sufficient funds in the salary increase item of the budget for the 1948-49 Fiscal Year to enable the Personnel Board and other salary fixing agencies to keep the salaries of state employees in line with prevailing rates; and

WHEREAS, It appears that the Governor in preparing the budget for this session of the Legislature gave only limited consideration to this general problem and it further appears that the Personnel Board does not have any policy or procedure for keeping the Governor and the Legislature regularly advised and informed on the salary status of state employees, or salary trends generally, thus leaving the Legislature without the benefit of the Governor's recommendation in this regard and without the benefit of up-to-date data and recommendations from the State Personnel Board unless specifically requested for such sufficiently in advance of the time of need for legislative consideration; and

WHEREAS, It might therefore be necessary and desirable that the Legislature give consideration to the matter of state employees salaries upon convening in January, 1949, and in order to properly do so should have immediately available to it all pertinent and necessary information on the subject; now, therefore, be it

Resolved, That the State Personnel Board be and it is hereby requested to make a full and complete report on the status of state employees salaries in relation to prevailing rates in private business and other public jurisdictions together with its recommendations to the Governor in such time as will enable him to give consideration to it in connection with preparing his Message to the 1949 Session of the Legislature, and also to file a copy of the same with the Clerk of the Assembly not later than the second day of the 1949 Session of the Legislature; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send a copy of this resolution to the Governor, the Director of Finance and the State Personnel Board

Resolution read, and ordered referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 22, 1948

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

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 resolution was read:

Senate Joint Resolution No. 8—Relative to labor camps for housing farm workers.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:
Assembly Concurrent Resolution No. 22
And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 22, 1948

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:
Senate Bill No. 8
Senate Bill No. 21
Senate Bill No. 36

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. 8—An act to amend Section 5026 of the Education Code, relating to distressed school districts and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 21—An act to amend Section 12 of, and to add Sections 12a and 12b to, the Municipal Water District Act of 1911, relating to the authority of municipal water districts to restrict the use of water during drought and other emergency periods, the punishment for violation of district ordinances and regulations upon such matters, and the power of municipal water districts to make findings and the effect thereof, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 36—An act to add Sections 12.16, 12.17, 12.18, 12.19, 12.20, and 12.21 to the County Water District Act, relating to county water districts, providing for restricting the use and delivery of water during drought and other periods of emergency and for restricting the use of watershed lands, authorizing boards of directors of such districts to make findings of fact as to matters on conditions related to the exercise of district powers and prescribing the effect of such findings, providing for punishment of violations of district ordinances and regulations, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Municipal and County Government.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 8 p.m.—
Constitutional Amendments
Revenue and Taxation

At 8.30 p.m.—
Ways and Means

At 9 a.m., tomorrow, March 23d—
Livestock and Dairies
Fish and Game
Rules

ALL MATTERS ON FILE CONTINUED

By unanimous consent, all matters on file were ordered continued until the next legislative day.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Field, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. James Buchanan and John W. Knight of Glendale

On request of Mr. Weber, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Clarice Cook of Stockton.

On request of Mr. Dickey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Frederick M. Van Sicklen, Mrs Randal F. Dickey, William Holloman, and George Dickey of Alameda.

On request of Mr. McCollister, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ernest L. Finley, Mrs. Donald Gray, Mrs. Anna Barrett, Mrs. Carrie Jenkins, Mrs. Anna Ronk, and Mrs. Clarence Tauzer of Santa Rosa.

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

On request of the Assembly and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Lina Lo Schiavo of San Francisco.

On request of Speaker Collins and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Mildred Watson of Orange

On request of Mr. Johnson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Maurice E. Clark of Exeter.

On request of Mr. Rosenthal, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Marie L. Potts, Marie Jeannerette, and Helen F. Barker of Los Angeles, Mrs. Zane Grey of Altadena, and Hiltrud McSpaadden of Glendale.

On request of the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mildred Barry, Adaline Mitchell, Carlin C. Coppin, teachers; Alfred Briggs and Bill Files, and the following pupils of the Lincoln School of Lincoln: Howard Allen, Darlene Baden, Frank Bettencourt, Harvey Biddle, Rosalie Burgess, Julia Carranza, Dennis Cash, Ardean Chism, Neal Covington, Mabel Driscoll, Donald Ellis, James Fazil, Eugene Fiorelli, Jerry Garrett, Billie Jean Gates, Gino Gnech, Michael Goteher, Onalee Grout, Ken Hall, Barbara Hansen, Lupe Martinez, Shirley Mayers, Lee Anne McCartney, Jerry Miller, Gerald Millikan, J. D. Moffett, Saul Mohammed, Esther Helen Murch, Emmett Murch, Ronald Nakagawa, Margaret Nevarez, Fernanda Nevarez, Caroline Nightengale, Koso Nodohara, Sanaye Okamoto, Lupe Olivas, Margaret Patterson, Bob Peek, Helen Pontes, Donna Power, Joyce Ridinger, Carol Ann Ross, Kazuaki Shintaku, Louise Silvas, Kelsey Spoor, Alma Stevens, Mary Jo Thomas, Ernest Thompson, Kirby Turner, Carmel Watlkins, Benjamin Yoshikawa, David Hendrickson, Judy Hensley, Eugene Inman, Rosie Jiminez, Ona Mae Kimbrough, David Kinghorn, Zaylon Langley, Lupe Lopez, and Ellen Lucas.

On request of Mr. Robertson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mayor and Mrs. Morris Montgomery, and Marilyn Robertson of Santa Barbara.

On request of Messrs. Geddes and Field, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. John Wright Sewall, the Misses Toni and Jacquet Sewall of Glendale

ADJOURNMENT

At 5.55 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a.m., Tuesday, March 23, 1948, out of respect to the memory of the late Dr. Jason Noble Pierce of San Francisco.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

SIXTEENTH LEGISLATIVE DAY

TWENTY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Tuesday, March 23, 1948

The Assembly met at 10 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—70.

Quorum present.

PRAYER

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

O God, in whose hands rest the destiny of nations, be patient with us during these days of trial. Grant us Thy grace that we may curb our human impatience and learn that for them that love God all things work together unto good. Give us confidence in Thee, and teach us how to watch and pray, that we may never choose unjust means for the accomplishment of our designs, but always wait in patience for the day when Thou wilt crown our efforts with success, through Christ our Lord. AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Dolwig, 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. Price, on motion of Mr. Stanley.
Mr. Thomas, on motion of Mr. Stanley.
Mr. Loomis, on motion of Mr. Stanley.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Miller, on motion of Mr. Kirkwood.

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

Mr. Stewart, on motion of Mr. Erwin.

MOTION THAT SPEAKER APPOINT SPECIAL COMMITTEE TO WAIT UPON CHIEF OF THE BUREAU OF BUILDINGS AND GROUNDS RELATIVE TO FLYING A NEW FLAG OVER THE CAPITOL

Mr. Cooke moved that the Speaker appoint a Special Committee to wait upon the Chief of the Bureau of Buildings and Grounds, and request that the worn Flag, now flying over the Capitol, be replaced with a new one.

Mr. McMillan seconded the motion

Motion carried.

Appointment of Special Committee

Speaker Sam L. Collins announced the appointment of Messrs. Cooke, Lipscomb, and Huyck as such Special Committee to wait upon the Chief of the Bureau of Buildings and Grounds, pursuant to the provisions of the above motion.

NAMES OF MEMBERS OF BUDGET SESSION JOINT STANDING COMMITTEE ORDERED PLACED ON MORNING ROLL CALL

By order of Speaker Collins, the names of all members of the Budget Session Joint Standing Committee were ordered placed upon the morning roll call because they are present, but attending to legislative business elsewhere

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR SPEAKER: Your Committee on Constitutional Amendments, to which were referred:

Assembly Constitutional Amendment No. 2
Assembly Constitutional Amendment No. 8
Assembly Constitutional Amendment No. 9
Assembly Constitutional Amendment No. 11

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

CROWLEY, Chairman

Above reported resolutions ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 28

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined
Assembly Constitutional Amendment No. 3
And reports the same correctly engrossed

WEBER, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined.
Assembly Bill No. 83
And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Committee on Fish and Game

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR SPEAKER: Your Committee on Fish and Game, to which was referred:
Assembly Bill No. 91
Has had the same under consideration, and reports the same back with the recommendation Do pass.

ERWIN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 91—An act to repeal Section 951.5 of the Fish and Game Code, and to add a new Section 951.5 to said code, relating to nets, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR. SPEAKER: Your Committee on Ways and Means, to which were referred
Assembly Bill No. 30
Assembly Bill No. 36
Assembly Bill No. 57
Has had the same under consideration, and reports the same back with the recommendation: Do pass

SHERWIN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 30—An act making an appropriation for the support of the Department of Motor Vehicles, declaring the urgency of this act, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 36—An act making an appropriation in augmentation of the appropriation in Item 81 of the Budget Act of 1947, for vocational rehabilitation, Department of Education, removing restriction for matching of state and federal funds under said item, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 57—An act making an appropriation to the Attorney General in support of the claim of the State of California to

the tide, submerged and reclaimed lands within its boundaries, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 14
Assembly Bill No. 35

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

SHERWIN, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 14—An act to amend Sections 5026, 5026.1, and 5033 of the Education Code, relating to distressed school districts, 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

In line 1 of the title of the printed bill, as amended in the Assembly on March 19, 1948, after "of", insert ", and to add Section 5025.1 to,".

Amendment No. 2

On page 1 of said bill, strike out lines 1 and 2, and insert

"SECTION 1. Section 5025.1 is added to the Education Code, to read:

5025.1. For the purposes of this chapter, bonds of a school district shall be deemed to have been issued when sold to a purchaser other than the school district.

SEC. 1.5. Section 5026 of said code is amended to read:".

Amendment No. 3

On page 2, line 3, of said bill, after "trict", insert "other than expenditure of the district's available funds".

Amendment No. 4

On page 2, line 10, of said bill, after "district", insert a semicolon.

Amendment No. 5

On page 2, line 20, of said bill, strike out "article", and insert "chapter".

Amendment No. 6

On page 3, line 1, of said bill, after the third "the", insert "then".

Amendment No. 7

On page 3, line 8, of said bill, strike out ", or by any decrease in the tax rate,".

Amendment No. 8

On page 3, line 9, of said bill, after "district", insert ", or by any change in the tax rate of the district,".

Amendment No. 9

On page 3, line 10, of said bill, after "board", insert "or an apportionment has been made to the district by the board".

Amendment No. 10

On page 3, line 46, of said bill, strike out "and all", and insert ": all".

Amendment No. 11

On page 3, lines 31 and 32, of said bill, strike out "the total appropriation herein made", and insert "twenty million dollars ($20,000,000)".

Amendment No. 12

On page 3, lines 37 and 38, of said bill, strike out "the total appropriation herein made", and insert "twenty million dollars ($20,000,000)".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 35—An act making an appropriation for Emergency Fund in augmentation of the appropriation in Item 325 of the Budget Act of 1947, 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 of the printed bill, strike out lines 1 to 3, inclusive, and insert

"SECTION 1. The sum of four million two hundred twenty-one thousand seven hundred forty-six dollars ($4,221,746) is hereby".

Amendment No. 2

On page 1 of said bill, between lines 5 and 6, insert "Of the amount appropriated by this act three million eight hundred ninety-one thousand seven hundred forty-six dollars ($3,891,746) shall be payable out of any money in the State Treasury not otherwise appropriated, and three hundred thirty thousand dollars ($330,000) shall be payable out of the Flood Control Fund of 1946. One hundred thirty thousand dollars ($130,000) of the amount payable from the Flood Control Act of 1946 shall be transferred by the State Controller to the unappropriated money in the State Treasury in augmentation of Item 325 of the Budget Act of 1947.

The balance of the amount appropriated from the Flood Control Fund of 1946 shall be available only for allocation on written authorization of the Department of Finance to the Water Resources Board for reallocation to the respective public agencies authorized in the State Water Resources Act of 1945 to give assurances for payment, and for reimbursement for necessary advances made, of the cost of cooperation by the State in the construction of said respective projects."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORT OF SELECT COMMITTEE

Messrs. Cooke, Lipscomb, and Huyck appeared before the bar of the Assembly, and announced, on behalf of the Chief of the Bureau of Buildings and Grounds, that he will immediately remove the worn Flag now flying over the Capitol, and replace it with a new Flag.

ALL MATTERS ON UNFINISHED BUSINESS FILE PASSED TEMPORARILY

By unanimous consent, all matters on the unfinished business file were passed temporarily.

COMMUNICATIONS

By Speaker Collins:

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

DEPARTMENT OF WATER AND POWER
THE CITY OF LOS ANGELES
LOS ANGELES, CALIFORNIA, March 18, 1948

Hon. Sam Collins, Speaker
California Legislature, Assembly
Sacramento, California

DEAR SAM: May I express to you, and through you to the Members of the Assembly, my heartfelt appreciation, individually and collectively, for the resolution passed March 2d wishing me a speedy recovery.

This resolution was one of the first to arrive at the hospital in Bakersfield and I cannot express in words my gratitude knowing that my friends had responded so promptly

I was removed from the Kern County General Hospital to the Good Samaritan Hospital in Los Angeles on March 10th I am now much better and am looking forward to leaving the hospital in the next few months.

I have followed your proceedings in the press and hope that you may be able to return to your homes soon.

Very sincerely yours,

WILLIAM LYONS

REQUEST FOR UNANIMOUS CONSENT THAT TECHNICAL CHANGES BE MADE IN AMENDMENTS

Mr. Sherwin asked for, and was granted, unanimous consent that the following technical changes be made in the amendments to Senate Bill No. 1, as amended in the Assembly on yesterday, Monday, March 22, 1948, to read as follows:

Correct Amendment No. 122 to read:

Amendment No. 122

On page 46, line 49, of said bill, strike out "3,080,345", and insert "3,076,873".

Correct Amendment No 159 to read:

Amendment No. 159

On page 57, line 28, of said bill, strike out "7,417,491", and insert "7,355,776".

Correct Amendment No. 168 to read:

Amendment No. 168

On page 60, line 27, of said bill, strike out '65,969", and insert "59,969".

CONSIDERATION OF DAILY FILE

FURTHER CONSIDERATION OF SENATE BILL NO. 1

Senate Bill No. 1—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, to take effect immediately.

Bill read third time.

Further Consideration of Amendments to Senate Bill No. 1

Consideration of Amendment No. 237

Amendment No. 237

On page 70 of said bill, between lines 38 and 39, insert

"325.5—For the cost of any and all work necessary for the repair or restoration of, and for the protection of the ocean beach in the City of Redondo Beach, Los Angeles County, or any portion thereof, Department of Public Works, Division of Water Resources_____ 50,000

to be expended during the 1948-49 Fiscal Year in accordance with the provisions and limitation and matching requirements as set forth in Chapter 1417, Statutes of 1945, provided, that any moneys made available to the Division of Water Resources, Department of Public Works, from this item shall be repaid to the General Fund out of any moneys impounded in the State Lands Act Fund under the decision and order of the United States Supreme Court which hereafter may be released by the Federal Government and subsequently paid into the State Beach Fund or the State Park Fund The transfer to the General Fund from the respective funds shall be in such amounts as may be determined by the Department of Finance. Such transfer shall be made by the State Controller upon written order of the Department of Finance."

Amendment read, and adopted.

Consideration of Amendment No. 238

Amendment No. 238

On page 70, line 42, of said bill, strike out "175,846", and insert "188,846"

Amendment read, and adopted.

Consideration of Amendments Nos. 239 to 240, Inclusive

Amendment No. 239

On page 70, line 47, of said bill, strike out "50,696", and insert "63,696".

Amendment No. 240

On page 70, line 52, of said bill strike out "175 846" and insert "188,846".

Amendments read, and adopted

Consideration of Amendments Nos. 241 to 247, Inclusive

Amendment No. 241

On page 77, line 50, of said bill, strike out "35,246", and insert "45,415".

Amendment No. 242

On page 78, line 4, of said bill, strike out "23 239", and insert "30,752".

Amendment No. 243

On page 78, line 19, of said bill, strike out "2,419", and insert "4,169".

Amendment No. 244

On page 78 of said bill, between lines 19 and 20, insert "Insurance Fund____10".

Amendment No. 245

On page 78, line 22, of said bill, strike out "3 574", and insert "3,773".

Amendment No. 246

On page 78, line 23, of said bill, strike out "56", and insert "753"

Amendment No. 247

On page 78, line 33, of said bill, strike out "23,239", and insert "45,415".

Amendments read, and adopted.

Consideration of Amendment No. 248

Amendment No. 248

On page 79 of said bill, strike out lines 31 to 51, inclusive, and insert

"360.5—For allocation upon written authorization of the Department of Finance to the State Water Resources Board for reallocation to the respective public agencies authorized in the State Water Resources Act of 1945 to give assurances of local cooperation for the respective projects adopted and authorized in said act, for payment, and for reimbursement for necessary advances made, of the cost of cooperation by the State in the construction of said respective projects, payable from the Flood Control Fund of 1946_____ 5,000,000

provided, that reallocations under this item shall be made only during periods when the Legislature is not in session; that amounts reallocated shall not exceed the minimum necessary for the State's share

of local cooperation required for the project to which the reallocation applies until the Legislature next meets; and that not more than 20 percent of the total amount of money allocated by this item shall be allocated for any one project during any one interim of the Legislature."

Amendment read.

Mr. Sherwin asked for, and was granted, unanimous consent that consideration of Amendment No. 248 be passed temporarily.

Consideration of Amendments Nos. 249 to 251, Inclusive

Amendment No. 249

On page 89, lines 39 and 40, of said bill, strike out "thirty-seven million eight hundred thousand dollars ($37,800,000)", and insert "thirty-six million nine hundred thousand dollars ($36,900,000)".

Amendment No. 250

On page 89, line 46, of said bill, strike out ", and the increment from the investment thereof.".

Amendment No. 251

On page 89, line 48, of said bill, strike out "The increment from the", and strike out lines 49 to 51, inclusive.

Amendments read, and adopted.

Consideration of Amendment No. 252

Amendment No. 252

On page 91 of said bill, between lines 34 and 35, insert

"SEC. 10.5. The allocations made by Items 331, 332, 360.5, 375, 376, 377, 378, and 379 of Section 2 of this act are subject to Section 11 of the Flood Control Fund Act of 1946 in the same manner as the allocations made by Sections 13 and 14 of that act are subject to Section 11, are made pursuant to the State Water Resources Act of 1945, and are, to the extent of such allocations, in fulfillment of the policy set forth in said act that the State will participate in the prosecution of the projects approved and authorized in said act by paying for the cooperation which is required by the acts of Congress approving and authorizing the projects. No reallocation shall be made by the State Water Resources Board pursuant to said items until a report as to the engineering and economic feasibility of the project for which the reallocation is to be made, has been made by the State Engineer and filed with the State Water Resources Board. The State Water Resources Board shall determine the amounts in which each of such reallocations shall be made. The allocations made by said items shall remain available for reallocation and expenditure until June 30, 1952."

Amendment read.

Substitute Motion to Amend

Mr. Luckel moved the adoption of the following substitute amendment:

Amendment No. 252

On page 91 of said bill, between lines 34 and 35, insert

"SEC. 10.5. The allocations made by Items 331, 332, 375, 377, 376, 378, and 379 of Section 2 of this act are subject to Section 11 of the Flood Control Fund Act of 1946 in the same manner as the allocations made by Sections 13 and 14 of that act are subject to Section 11, are made pursuant to the State Water Resources Act of 1945, and are, to the extent of such allocations, in fulfillment of the policy set forth in said act that the State will participate in the prosecution of the projects approved and authorized in said act by paying for the cooperation which is required by the acts of Congress approving and authorizing the projects. The State Water Resources Board shall determine the amounts in which each of such reallocations shall be made. The allocations made by said items shall remain available for reallocation and expenditure until June 30, 1952."

Substitute amendment read.

Mr. Lowrey asked for, and was granted, unanimous consent that consideration of Amendment No. 252, and the substitute amendment

offered by Mr. Luckel, be passed temporarily pending an opinion from the Legislative Counsel.

Consideration of Amendments Nos. 253 to 269, Inclusive

Amendment No. 253

On page 71, line 39, of said bill, strike out "in accord-"; strike out line 40; and in line 41, strike out "Flood Control Act of 1946".

Amendment No. 254

On page 72 of said bill, strike out lines 5 to 7, inclusive.

Amendment No. 255

On page 72, line 9, of said bill, strike out "in accord-"; strike out line 10; and in line 11, strike out "Flood Control Act of 1946".

Amendment No. 256

On page 72, line 18, of said bill, strike out ")".

Amendment No. 257

On page 72, line 19, of said bill, strike out "State Reclamation Board,".

Amendment No. 258

On page 72, line 26, of said bill, strike out "The appropria-"; and strike out lines 27 and 28.

Amendment No. 259

On page 83, line 41, of said bill, strike out "in accordance with the"; strike out line 42; and in line 43 strike out "Act of 1946".

Amendment No. 260

On page 84 of said bill, strike out lines 4 to 7, inclusive.

Amendment No. 261

On page 84, line 9, of said bill, strike out "in accordance with the", strike out line 10; and in line 11, strike out "Act of 1946".

Amendment No. 262

On page 84 of said bill, strike out lines 20 to 23, inclusive

Amendment No. 263

On page 84, line 25, of said bill, strike out "in accordance with the"; strike out line 26; and in line 27, strike out "Act of 1946".

Amendment No. 264

On page 84 of said bill, strike out lines 36 to 39, inclusive

Amendment No. 265

On page 84, line 41, of said bill, strike out "in accordance with the"; strike out line 42; and in line 43, strike out "Act of 1946"

Amendment No. 266

On page 85 of said bill, strike out lines 4 to 7, inclusive

Amendment No. 267

On page 85, line 9, of said bill, strike out "in accordance with the"; strike out line 10; and in line 11, strike out "trol Act of 1946"

Amendment No. 268

On page 85, line 15, of said bill, after "proper," insert a comma

Amendment No. 269

On page 85 of said bill, strike out lines 24 to 27, inclusive.

Amendments read, and adopted.

Further Committee Amendments

The following further amendments were proposed by the Committee on Ways and Means:

Amendment No. 270

On page 17, line 35, of said bill, strike out "1,388,680", and insert "1,343,560".

Amendment No. 271

On page 17, line 43, of said bill, strike out "973,675", and insert "953,980".

Amendment No. 272

On page 17, line 45, of said bill, strike out "381,506", and insert "359,912".

Amendment No. 273

On page 17, line 47, of said bill, strike out "71,430", and insert "67,599".

Amendment No. 274

On page 17, line 50, of said bill, strike out "1,426,611", and insert "1,381,491".

Amendment No. 275

On page 18, line 10, of said bill, strike out "1,388,680", and insert "1,343,560".

Amendment No. 276

On page 18, line 45, of said bill, after "and", insert "institutional-".

Amendment No. 277

On page 18, line 45, of said bill, after "farm", strike out "-institutional".

Amendment No. 278

On page 18, line 47, of said bill, strike out "94,947", and insert "103,199".

Amendment No. 279

On page 79, line 31, of said bill, strike out "augmentation of the", and insert "Flood Control".

Amendment No. 280

On page 79, line 32, of said bill, strike out "created by Item 360"; and after "only", insert "upon written authorization of the Department of Finance".

Amendment No. 281

On page 79, line 39, of said bill, strike out "allocation", and insert "appropriation"

Amendment No. 282

On page 79, line 40, of said bill, strike out "transfer", and insert "expenditure".

Amendment No. 283

On page 79, line 47, of said bill, after "projects", insert "approved by said act".

Amendment No. 284

On page 79 of said bill, following line 51, insert

"Emergencies within the meaning of this provision are hereby defined as contingencies for which no appropriation, or insufficient appropriation, has been made by law for a specific project or projects for which the Federal Government has made or hereafter makes money available"

Amendment No. 285

On page 79, line 33, of said bill, following the comma after "projects", insert "payable"

Amendment No. 286

On page 49 of said bill, following line 50, insert

"In the event that a bill is enacted at the 1948 Regular Session of the Legislature postponing the effective date of Chapter 1235, Statutes of 1947, this item shall be reduced $527,875, and the schedule of this item likewise shall be reduced as follows:

(a) Salaries and wages	$390,905
(b) Operating expenses	108,179
(c) Equipment	28,791".

Amendment No. 287

On page 50 of said bill, between lines 17 and 18, insert
"In the event that a bill is enacted at the 1948 Regular Session of the Legislature postponing the effective date of Chapter 1235, Statutes of 1947, this item shall be reduced $85,500."

Amendments read.

Consideration of Amendments Nos. 270 to 275, Inclusive

Amendment No. 270

On page 17, line 35, of said bill, strike out "1,388,680", and insert "1,343,560".

Amendment No. 271

On page 17, line 43, of said bill, strike out "973,675", and insert "953,980".

Amendment No. 272

On page 17, line 45, of said bill, strike out "381,506", and insert "359,912".

Amendment No. 273

On page 17, line 47, of said bill, strike out "71,430", and insert "67,599".

Amendment No. 274

On page 17, line 50, of said bill, strike out "1,426,611", and insert "1,381,491"

Amendment No. 275

On page 18, line 10, of said bill, strike out "1,388,680", and insert "1,343,560"

Amendments read.

By unanimous consent, consideration of Amendments Nos. 270 to 275, inclusive, was passed temporarily.

Consideration of Amendments Nos. 276 to 278, Inclusive

Amendment No. 276

On page 18, line 45, of said bill, after "and", insert "institutional-".

Amendment No. 277

On page 18, line 45, of said bill, after "farm", strike out "-institutional".

Amendment No. 278

On page 18, line 47, of said bill, strike out "94,947", and insert "103,199".

Amendments read, and adopted.

Consideration of Amendments Nos. 279 to 285, Inclusive

Amendment No. 279

On page 79, line 31, of said bill, strike out "augmentation of the", and insert "Flood Control".

Amendment No. 280

On page 79, line 32, of said bill, strike out "created by Item 360", and after "only", in said line insert "upon written authorization of the Department of Finance".

Amendment No. 281

On page 79, line 39, of said bill, strike out "allocation", and insert "appropriation"

Amendment No. 282

On page 79, line 40, of said bill, strike out "transfer", and insert "expenditure".

Amendment No. 283

On page 79, line 47, of said bill, after "projects", insert "approved by said act".

Amendment No. 284

On page 79 of said bill, following line 51, insert
"Emergencies within the meaning of this provision are hereby defined as contingencies for which no appropriation, or insufficient appropriation, has been made by law for

a specific project or projects for which the Federal Government has made or hereafter makes money available."

Amendment No. 285

On page 79, line 33, of said bill, following the comma after "projects", insert "payable".

Amendments read, and adopted.

Further Consideration of Amendments Nos. 136 to 141, Inclusive

Amendment No. 136

On page 49, line 36, of said bill, strike out "7,084,943", and insert "6,557,068".

Amendment No. 137

On page 49, line 41, of said bill, strike out "6,014,971", and insert "5,624,066".

Amendment No. 138

On page 49, line 42, of said bill, strike out "2,073,959", and insert "1,965,780".

Amendment No. 139

On page 49, line 43, of said bill, strike out "197,331", and insert "168,540".

Amendment No. 140

On page 49, line 45, of said bill, strike out "8,286,261", and insert "7,758,386".

Amendment No. 141

On page 49, line 50, of said bill, strike out "7,084,943", and insert "6,557,068".

Amendments read.

Demand for Previous Question

Messrs. Kirkwood, Connolly, Hinton, James, and Stanley demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Amendments Nos. 136 to 141, inclusive.

Roll Call Demanded

Messrs. Cramer, Grunsky, and Rosenthal demanded a roll call.

The roll was called, and Amendments Nos. 136 to 141, inclusive, refused adoption by the following vote:

AYES—Bennett, Boyd, Burke, Burns, Butters, Clarke, Collier, Lester T. Davis, Ralph C. Dills, Elliott, Erwin, Hinckley, Huyck, Johnson, Knight, Sherwin, Weber, and Mr. Speaker—18.

NOES—Anderson, Beck, Berry, Blosser, Brown, Caldecott, Carey, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, and Waters—47.

Further Consideration of Amendment No. 142

Amendment No. 142

On page 50 of said bill, between lines 7 and 8, insert

"245.5—For study of the provisions of the Financial Responsibility Act (Chapter 1235, Statutes of 1947) and the administration thereof, Department of Motor Vehicles, payable from the Motor Vehicle Fund ---------- 10,000".

Amendment read.

Amendment Withdrawn

Mr. Sherwin withdrew the amendment.

Further Consideration of Amendments Nos. 69 to 73, Inclusive

Amendment No. 69

On page 37, line 36, of said bill, strike out "152,958", and insert "147,698".

Amendment No. 70

On page 37, line 38, of said bill, strike out "102,779", and insert "99,563".

Amendment No. 71

On page 37, line 39, of said bill, strike out "40,220", and insert "39,970".

Amendment No. 72

On page 37, line 40, of said bill, strike out "9,959", and insert "8,165"

Amendment No. 73

On page 37, line 42, of said bill, strike out "152,958", and insert "147,698".

Amendments read.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Bennett, Boyd, Burke, Burns, Butters, Clarke, Collier, Lester T. Davis, Ralph C. Dills, Elliott, Erwin, Hinckley, Huyck, Johnson, Knight, Sherwin, Weber, and Mr. Speaker—18.

NOES—Anderson, Beck, Berry, Blosser, Brown, Caldecott, Carey, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, and Waters—47.

Further Consideration of Amendment No. 144

Amendment No. 144

On page 50, line 17, of said bill, strike out "165,500", and insert "80,000".

Amendment read.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Bennett, Boyd, Burke, Burns, Butters, Clarke, Collier, Lester T. Davis, Ralph C. Dills, Elliott, Erwin, Hinckley, Huyck, Johnson, Knight, Sherwin, Weber, and Mr. Speaker—18.

NOES—Anderson, Beck, Berry, Blosser, Brown, Caldecott, Carey, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Hollibaugh, James, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, and Waters—47.

Consideration of Amendments Nos. 286 to 287, Inclusive

Amendment No. 286

On page 49 of said bill, following line 50, insert

"In the event that a bill is enacted at the 1948 Regular Session of the Legislature postponing the effective date of Chapter 1235, Statutes of 1947, this item shall be reduced $527,875, and the schedule of this item likewise shall be reduced as follows:

(a) Salaries and wages	$390,905
(b) Operating expenses	108,179
(c) Equipment	28,791".

Amendment No. 287

On page 50 of said bill, between lines 17 and 18, insert

"In the event that a bill is enacted at the 1948 Regular Session of the Legislature postponing the effective date of Chapter 1235, Statutes of 1947, this item shall be reduced $85,500."

Amendments read

Point of Order

Mr. Ralph C. Dills arose to the following point of order: That Mr. Gaffney has spoken twice on the same subject.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the adoption of Amendments Nos. 286 and 287.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Boyd, Burke, Burns, Butters, Clarke, Collier, Crichton, Crowley, Lester T. Davis, Ralph C. Dills, Doyle, Elliott, Erwin, Grant, Hinckley, Hinton, Johnson, Kilpatrick, Knight, Lowrey, Sherwin, and Mr. Speaker—22

NOES—Anderson, Beck, Berry, Blosser, Brown, Caldecott, Carey, Connolly, Conrad, Cooke, Cramer, M. Philip Davis, Dickey, Clayton A. Dills, Dolwig, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grunsky, Hahn, Heisinger, Huyck, James, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Stanley, Stephenson, and Thompson—39

MEMBERS EXCUSED

At 12 m., Mr. Crowley asked for, and was granted, unanimous consent that the members of the Committee on Constitutional Amendments be excused, at this time, for the purpose of holding a meeting in their committee room.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Robertson announced that the Committee on Elections and Reapportionment will hold a meeting at his desk upon recess for luncheon.

Mr. Sherwin announced that a meeting of the Committee on Ways and Means will be held at 1.30 p.m.

RECESS

At 12.03 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT THAT PRELIMINARY FINANCIAL STATEMENT OF EXPENDITURES ON ASSEMBLY CHAMBER BE PRINTED IN JOURNAL

Mr. Dickey asked for, and was granted, unanimous consent that the following preliminary financial statement of expenditures on repairs,

improvements, and alterations to the Assembly Chamber in the State Capitol be ordered printed in the Journal:

Preliminary Financial Statement of Expenditures on Repairs, Improvements, and Alterations to Assembly Chamber, State Capitol

March 10, 1948

Contracts:		
1975	Lawrence Construction Co.—general work	$106,723 42
1977	Luppen & Hawley, Inc.—mechanical work	71,186 00
1976	Grason Electrical Co.—electrical work	14,579 55
1996	Sam Bisset—lighting fixtures	7,860 00
	Latisteel, Inc.—expand studs	307 83
	Graybar Electric Co.—electrical material	15,334 26
	Floor Styles, Inc.—furnish and install carpet	8,670 10
	Wm. A. Rapp Co.—furnish and install blinds	950 00
	Rivett—furnish and install rubber matting	596 45
	General Electric Co.—fluorescent lamps	283 39
	Rivett—furnish and install linoleum	68 00
	Blanket requisition, miscellaneous materials	150 00
	Blueprinting	117 63
	Payroll, area and engineering service and supervision	7,629 25
	Advertising	15 40
	Restoration, portrait of Lincoln	323 75
	Recovering doors and hanging flags	311 10
	Door hardware	125 00
	Extra work on carpet	250 00
	Supervision	409 63
	Furniture for women's lounge	950 00
	Department of Finance—carpenters, electricians, plumbers, etc.	1,800 00
	Reserve for small items of expense	2,000 00
	Total renovations	$240,640 76
	New voting system	51,560 00
	New loud speaker system	21,732 00
	Miscellaneous expenses for installation of above items	3,024 00
	Total voting and loud speaker systems	$76,316 00
	GRAND TOTAL	$316,956 76

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 63

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 9—An act to amend Section 19607 of the Education Code and to add Section 19619 to said code, relating to child care centers, 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 twenty-third day of March, 1948, at 11 a.m.

WEBER, Chairman

NOTICE OF MOTION TO WITHDRAW SENATE JOINT RESOLUTION NO. 8 FROM COMMITTEE

Mr. Clarke gave notice that on the second legislative day he would move to withdraw Senate Joint Resolution No. 8 from the Committee on Rules, and have it placed upon the file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 67 AND 7 FROM COMMITTEE CONTINUED

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that his notice of motion that Assembly Bills Nos. 67 and 7 be withdrawn from the Budget Session Joint Standing Committee and have them placed upon the file, be continued, until the next legislative day.

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. 63 re-referred to Committee on Municipal and County Government.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO WITHDRAW ASSEMBLY BILL NO. 40 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Rosenthal moved that Assembly Bill No. 40 be withdrawn from the Budget Session Joint Standing Committee, and be placed upon the file.

The roll was called, and the motion lost by the following vote:

AYES—Anderson, Beck, Berry, Blossei, Brown, Burns, George D. Collins, Cramer, Crichton, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Evans, Fletcher, Geddes, Hawkins, Heisinger, Huyck, Johnson, Kilpatrick, Lowrey, McMillan, Morris, Niehouse, and Rosenthal—28.

NOES—Boyd, Brady, Burke, Butters, Carey, Clarke, Collier, Connolly, Cooke, M Philip Davis, Dickey, Dolwig, Erwin, Gannon, Grant, Grunsky, Hahn, Hinckley, Hinton, James, Kirkwood, Knight, Lipscomb, Lyons, Maloney, McCollister, Sherwin, Silliman, Stanley, Stephenson, Waters, and Mr. Speaker—32.

Speaker Pro Tempore Presiding

At 3.47 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 62 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Elliott moved that Assembly Bill No. 62 be withdrawn from the Budget Session Joint Standing Committee, and be placed upon the file.

Point of Order

Mr. Silliman arose to the following point of order: That Mr. Elliott has exceeded his time.

Ruling by Speaker Pro Tempore

Speaker pro Tempore Maloney ruled the point of order not well taken.

The question being on the motion by Mr. Elliott to withdraw Assembly Bill No. 62 from the Budget Session Joint Standing Committee.

Point of Order

Mr. Elliott arose to the following point of order: That Mr. Conrad is not speaking to the subject.

Ruling by Speaker Pro Tempore

Speaker pro Tempore Maloney ruled the point of order well taken.

The question being on the motion by Mr. Elliott to withdraw Assembly Bill No. 62 from the Budget Session Joint Standing Committee.

Speaker Presiding

At 3.01 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Motion That Five Minutes Additional Time Be Granted to Mr. M. Philip Davis

Mr. Evans moved that five additional minutes be granted to Mr. M. Philip Davis for the purpose of answering a question relative to Mr. Elliott's motion.

Motion carried.

The question being on the motion by Mr. Elliott to withdraw Assembly Bill No. 62 from the Budget Session Joint Standing Committee.

The roll was called, and withdrawal refused by the following vote:

AYES—Anderson, Beck, Bennett, Berry, George D. Collins, Cooke, Cramer, Crichton, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Geddes, Hahn, Hawkins, Heisinger, Kilpatrick, Lyons, Maloney, McMillan, Morris, Rosenthal, and Stanley—27.

NOES—Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Connolly, Conrad, Crowley, M. Philip Davis, Dickey, Dolwig, Erwin, Gannon, Grant, Grunsky, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, McCollister, Niehouse, Sherwin, Silliman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—38.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 73 FROM COMMITTEE WAIVED

Mr. Evans waived his notice of motion, given on a previous day, to withdraw Assembly Bill No. 73 from the Committee on Revenue and Taxation.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Concurrent Resolution No. 17—Relative to amending Rule No. 23 of the Joint Rules of the Senate and Assembly, relating to passage of bills preceding final adjournment.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No. 17?

Amendment No. 1

In line 7 of the printed resolution, after "within", strike out "three days", and insert "one day".

The Assembly concurred in Senate amendment to Assembly Concurrent Resolution No. 17 by unanimous consent.

Assembly Concurrent Resolution No. 17 ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

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

Proposed amendments to the Temporary Rules of the Assembly (Rules 55 and 81)

Has had the same under consideration, and reports the same back with the recommendation: That they be adopted.

DICKEY, Chairman

CONSIDERATION OF PROPOSED AMENDMENTS TO THE TEMPORARY STANDING RULES OF THE ASSEMBLY

Proposed Amendments to the Temporary Standing Rules of the Assembly Amendments Appearing in Assembly Journal of March 16 at Page 3

Amendment No. 1

In Rule 2, paragraph 1, line 1, strike out ", prior to the constitutional recess,"; and strike out all of paragraph 2.

Amendment No. 2

In Rule 8, strike out the paragraph reading:

"To consider and report on bills introduced after the constitutional recess."; and strike all of the last paragraph of said Rule 8.

Amendment No. 3

In Rule 12, strike out all of paragraph (h); and reletter the next three paragraphs to read "(h)", "(i)", and "(j)", respectively.

Amendment No. 4

In Rule 13, after the last paragraph, insert

"*Duties of the Chief Assistant Sergeant-at-Arms*

13.05. The Chief Assistant Sergeant-at-Arms shall have the powers and perform the duties of the Sergeant-at-Arms during his absence."

Amendment No. 5

In Rule 16, paragraph 1, line 1, beginning with "The Chief Clerk", strike out the remainder of the paragraph; and in paragraph 2, line 1, strike out "During the remainder of the session, the", and insert "The".

Amendment No. 6

In Rule 20, paragraph 2, line 1, strike out "only"; and in line 3, after "members", insert "nor stand in the rear of the Chamber".

Amendment No. 7

In Rule 22, after "session of", insert "the".

Amendment No. 8

In Rule 34, paragraph 3, strike out "be printed, and a copy placed upon the desk of each member", and insert "and ordered printed."

Amendment No. 9

In Rule 35, paragraph 1, lines 1 and 2, strike out "the Speaker shall refer each bill", and insert "each bill, other than the Budget Bill and revenue acts necessary therefor, after being printed, shall be referred to the Budget Session Joint Standing Committee.

When the Budget Session Joint Standing Committee reports that the bill meets the requirements of Article IV, Section 2, of the Constitution, the Speaker shall refer it"

Amendment No. 10

Strike out all of Rule 37; and renumber Rules 38 to 45 by consecutive numbers to become Rules 37 to 44, respectively.

Amendment No. 11

In Rule 46, line 1, strike out "46", and insert "45"; and in line 2, after "Assembly", strike out the balance of the paragraph, and insert a period.

Amendment No. 12

Strike out all of Rule 47, and insert

"46. The adoption of the Standing Rules of the 1948 Regular Session shall not be construed as modifying or rescinding the Permanent Standing Rules of the Assembly for the 1947 Regular Session, nor as affecting in any way the status or powers of the interim committees created by those Rules"

Amendment No. 13

In Rule 48, paragraph 1, line 1, strike out "48", and insert "47"; and in lines 2 and 3, strike out "following the constitutional recess, or at any time prior thereto when ordered by the Speaker".

Amendment No. 14

Renumber Rules 49 to 52 by consecutive numbers to become Rules 48 to 51, respectively.

Amendment No. 15

Immediately preceding Rule 53, insert

"Inactive File

52. Whenever a bill has been passed twice on third reading file, it shall forthwith be placed upon a special file to be known as the inactive file. When a bill has been placed on the inactive file, it may be returned to the third reading file by a request of the author; but the bill shall then be placed at the foot of the third reading file."

Amendment No. 16

In Rule 88, line 1, strike out "for the constitutional recess or adjournment"; and in line 2, strike out "The resolution for adjourn-"; and strike out the balance of the paragraph.

Proposed Amendment Appearing in Assembly Journal of March 15 at Page 3

Amendment No. 1

Assembly Standing Rule No 55 is amended to read.

"Bills Considered During Period Prior to Final Adjournment

55. No Assembly bill shall be passed by the Assembly during the period prior to adjournment *sine die* of the two houses of the Legislature specified in the Joint Rules or in the resolution for such adjournment, except upon the recommendation of the Speaker and permission to consider and vote upon such bill being granted by a recorded vote of three-fourths of the entire elected membership of the Assembly."

Proposed Amendment Appearing in Assembly Journal of March 15 at Page 8

Amendment No. 1

Assembly Standing Rule No. 81 is amended to read:

"Motion to Withdraw and Recall Bills

81. 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 two-thirds of the elected members.

The withdrawal of an urgency measure from the Budget Session Joint Standing Committee pursuant to Rule 3.5 of the Joint Rules of the Senate and Assembly shall constitute a determination by the Assembly that facts exist requiring the enactment of the bill to take effect immediately as necessary for the immediate preservation of the public peace, health or safety and that the urgent need is such that enactment of the bill cannot await the convening of the next regular session of the Legislature."

Amendments read.

Motion to Substitute Amendments

Mr. Dickey moved the adoption of the following substitute amendments:

Substitute Amendment for Amendment to Rule 35

Amendment No. 9

In Rule 35, paragraph 1, lines 1 and 2, strike out "the Speaker shall refer each bill", and insert "each bill, other than the Budget Bill, revenue acts necessary therefor, and constitutional amendments, after being printed, shall be referred to the Budget Session Joint Standing Committee.

When the Budget Session Joint Standing Committee reports that the bill meets the requirements of Article IV, Section 2, of the Constitution, the Speaker shall refer it".

Substitute Amendment for Amendment to Rule 55

Amendment No. 1

Strike out all of Rule 55, and insert

"Bills Considered During Period Prior to Final Adjournment

55. See Joint Rule 23 for provisions governing bills considered during this period."

Substitute amendments read, and adopted.

Consideration of Proposed Amendments to the Temporary Standing Rules of the Assembly, as Amended

Amendment No. 1

In Rule 2, paragraph 1, line 1, strike out ", prior to the constitutional recess,"; and strike out all of paragraph 2.

Amendment No. 2

In Rule 8, strike out the paragraph reading:

"To consider and report on bills introduced after the constitutional recess."; and strike out all of the last paragraph of said Rule 8.

Amendment No. 3

In Rule 12, strike out all of paragraph (h); and reletter the next three paragraphs to read "(h)", "(i)", and "(j)", respectively.

Amendment No. 4

In Rule 13, after the last paragraph, insert

"Duties of the Chief Assistant Sergeant-at-Arms

13.05. The Chief Assistant Sergeant-at-Arms shall have the powers and perform the duties of the Sergeant-at-Arms during his absence."

Amendment No. 5

In Rule 16, paragraph 1, line 1, beginning with "The Chief Clerk", strike out the remainder of the paragraph; and in paragraph 2, line 1, strike out "During the remainder of the session, the", and insert "The".

Amendment No. 6

In Rule 20, paragraph 2, line 1, strike out "only"; and in line 3, after "members", insert "nor stand in the rear of the Chamber".

Amendment No. 7

In Rule 22, after "session of", insert "the".

Amendment No. 8

In Rule 34, paragraph 3, strike out "be printed, and a copy placed upon the desk of each member", and insert "and ordered printed."

Amendment No. 9

In Rule 35, paragraph 1, lines 1 and 2, strike out "the Speaker shall refer each bill", and insert "each bill, other than the Budget Bill, revenue acts necessary therefor, and constitutional amendments, after being printed, shall be referred to the Budget Session Joint Standing Committee.

When the Budget Session Joint Standing Committee reports that the bill meets the requirements of Article IV, Section 2, of the Constitution, the Speaker shall refer it."

Amendment No. 10

Strike out all of Rule 37; and renumber Rules 38 to 45 by consecutive numbers to become Rules 37 to 44, respectively.

Amendment No. 11

In Rule 46, line 1, strike out "46", and insert "45"; and in line 2, after "Assembly", strike out the balance of the paragraph, and insert a period.

Amendment No. 12

Strike out all of Rule 47, and insert

"46. The adoption of the Standing Rules of the 1948 Regular Session shall not be construed as modifying or rescinding the Permanent Standing Rules of the Assembly for the 1947 Regular Session, nor as affecting in any way the status or powers of the interim committees created by those Rules."

Amendment No. 13

In Rule 48, paragraph 1, line 1, strike out "48", and insert "47"; and in lines 2 and 3, strike out "following the constitutional recess, or at any time prior thereto when ordered by the Speaker".

Amendment No. 14

Renumber Rules 49 to 52 by consecutive numbers to become Rules 48 to 51, respectively.

Amendment No. 15

Immediately preceding Rule 53, insert

"*Inactive File*

52. Whenever a bill has been passed twice on third reading file, it shall forthwith be placed upon a special file to be known as the inactive file. When a bill has been placed on the inactive file, it may be returned to the third reading file by a request of the author; but the bill shall then be placed at the foot of the third reading file."

Amendment No. 16

In Rule 88, line 1, strike out "for the constitutional recess or adjournment"; and in line 2, strike out "The resolution for adjourn-"; and strike out the balance of the paragraph

Amendment No. 17

Assembly Standing Rule No. 55 is amended to read:

"*Bills Considered During Period Prior to Final Adjournment*

55. See Joint Rule 23 for provisions governing bills considered during this period."

Amendment No. 18

Assembly Standing Rule No. 81 is amended to read:

"*Motion to Withdraw and Recall Bills*

81. 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 two-thirds of the elected members.

The withdrawal of an urgency measure from the Budget Session Joint Standing Committee pursuant to Rule 35 of the Joint Rules of the Senate and Assembly shall constitute a determination by the Assembly that facts exist requiring the enactment of the bill to take effect immediately as necessary for the immediate preservation of the public peace, health or safety and that the urgent need is such that enactment of the bill cannot await the convening of the next regular session of the Legislature."

Amendments read, as amended, and adopted.

REQUEST FOR UNANIMOUS CONSENT THAT PROPOSED STANDING RULES OF THE 1948 REGULAR SESSION BE ADOPTED AS PERMANENT STANDING RULES

Mr. Dickey asked for, and was granted, unanimous consent that the Temporary Standing Rules of the 1948 Regular Session, as amended, be adopted as the Permanent Standing Rules of the Assembly for the 1948 Regular Session.

PERMANENT STANDING RULES OF THE ASSEMBLY FOR THE 1948 REGULAR SESSION

SECTION 1

LEGISLATIVE ORGANIZATION

Assignment of Desks to Members

1. 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, as far as possible, he shall conform to the requests of members, giving due consideration to their seniority in point of service in the Assembly.

Hours of Meeting

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

RULES

Adoption of Standing Rules

3. 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.

Suspension of Rules

4. 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

5. 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 Rules

6. The Committee on Rules 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.

Parliamentary Rules

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

Standing Committees

Standing Committees

8. 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:

A. LEGISLATURE:

Two committees to consider legislative organization, functions and procedure:

Committee on Rules

There is a Committee on Rules, No. 1, which shall act as an executive committee of the House having the following powers:

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

The Committee on Rules shall for the purpose of Joint Rule No. 2 be deemed to be the Rules Committee of the Assembly.

Committee on Legislative Procedure

There is a Committee on Legislative Procedure, No. 2, which shall have and exercise the following powers:

To 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.

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

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

1. Rules.
2. Legislative Procedure.
3. Conservation, Planning, and Public Works.
4. Fish and Game.
5. Governmental Efficiency and Economy.
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. Livestock 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 upon appointment by the Speaker or the approval of the House a member may serve on four committees.

Motions to Change Membership or Numbers of Standing Committees

9. 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.

SECTION 2
HOUSE FUNCTIONS
Duties of Assembly Officers

Duties of the Speaker

10. The Speaker shall possess the powers and perform the duties 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 their respective chairmen and vice chairmen.

(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 subpenas 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

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

Duties of the Chief Clerk

12. 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 matters 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.

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

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

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

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

Duties of the Sergeant-at-Arms

13. 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.

(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.

Duties of the Chief Assistant Sergeant-at-Arms

13.5. The Chief Assistant Sergeant-at-Arms shall have the powers and perform the duties of the Sergeant-at-Arms during his absence.

Printing

Authority for Printing

14. 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 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

15. 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. All requests by members for additional copies of bills, documents, or other printed matter shall be referred to the Committee on Rules.

Printing Assembly History

16. 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

17. 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.

Miscellaneous

Admission to Assembly Chamber

18. 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.

Use of Assembly Chamber

19. 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

20. 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 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, nor stand in the rear of the Chamber 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

21. 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 individuals 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 except those enumerated above; and any person transgressing this rule shall be removed from the floor of the Assembly and be 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 cannot be suspended except by a two-thirds vote of the entire elected membership of the Assembly.

Smoking in Assembly Chamber

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

Fees for Witnesses

23 Each witness summoned to appear before the Assembly or any of its committees shall 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 ($0.05½) for each mile he shall travel in coming to and going from the place of examination.

Press Privileges

24. 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.

SECTION 3

LEGISLATIVE PROCEDURE

Speaker to Call Assembly to Order

25. The Speaker, or in his absence the Speaker pro Tempore, shall, at the hour appointed for meeting, 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.

Roll Call and Quorum

26. 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

27. 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 the Flag

28. 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

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

b. 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.

c 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.

Presentation of Petitions

30. 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 on 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.

Messages From the Governor

31. Messages from the Governor shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed on the Journal unless otherwise ordered by a recorded vote of two-thirds of the elected membership.

Messages From the Senate

32. Messages from the Senate shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed on 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

Bills Defined

33. Whenever 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

34. 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 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 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, and ordered printed.

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

Reference of Bills to Committee

35. Immediately following its first reading, each bill, other than the Budget Bill, revenue acts necessary therefor, and constitutional amendments, after being printed, shall be referred to the Budget Session Joint Standing Committee.

When the Budget Session Joint Standing Committee reports that the bill meets the requirements of Article IV, Section 2, of the Constitution, the Speaker shall refer it 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.

Examining of Bills by Legislative Counsel Bureau

36. 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.

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.

Standing Committee Functions

Standing Committee Rules

37. 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.

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

Meetings of Standing Committees

38. 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.

Committee Quorum

39. 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.

Bills Reported Back to Assembly

40. 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.

Reports of Committees

41. 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 a majority vote of the members present.

Signing Bills Out of Committee

42. 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 of the Whole

43. 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.

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.

Committee on Ways and Means

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

Committee Expenditures

45. No member or committee shall be permitted to incur any expense without first receiving the consent of the Assembly.

46. The adoption of the Standing Rules of the 1948 Regular Session shall not be construed as modifying or rescinding the Permanent Standing Rules of the Assembly for the 1947 Regular Session, nor as affecting in any way the status or powers of the interim committees created by those Rules.

Passage of Bills

Daily File

47. There shall be printed an Assembly Daily File for each legislative day. The Committee on Rules 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.

Record of Bills

48. 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.

Second Reading of Bills

49. 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

50. 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

51. 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.

Before debate an extra copy of the proposed amendment must be delivered to the Clerk's desk and made available to the author of the bill. Bills so amended on second reading shall be treated the same as committee amendments. Any bill so amended upon second or third reading shall be reprinted and re-engrossed. The Chief Clerk shall order printed not to exceed 1,000 copies of all amended bills.

Inactive File

52. Whenever a bill has been passed twice on third reading file, it shall forthwith be placed upon a special file to be known as the inactive file. When a bill has been placed on the inactive file, it may be returned to the third reading file by a request of the author; but the bill shall then be placed at the foot of the third reading file.

Consideration of Constitutional Amendments, Concurrent and Joint Resolutions

53 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.

Bills Transmitted to the Senate

54 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.

Bills Considered During Period Prior to Final Adjournment

55. See Joint Rule 23 for provisions governing bills considered during this period.

Concurrence in Senate Amendments

56. 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

57. 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

58. 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.

59. 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.

Engrossing and Enrolling Bills

60. 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.

Enrollment

61. 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.

SECTION 4

PARLIAMENTARY PROCEDURE

Motions and Questions

Precedence of Motions During Debate

62. 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

63. All incidental questions of order, arising after a motion is made for any of the questions named in Rule 62 and pending such motion, shall be decided by the Speaker without debate, whether on appeal or otherwise.

Appeal From Decision of the Speaker

64. 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 the member taking the appeal may give his reasons for making his appeal, and the Speaker 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 cannot be debated when relating to indecorum, transgression of Rules, or priority of business. A majority vote of the members present shall decide any appeal.

Speaker Explains Order of Business

65. 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.

To Adjourn

66. A motion to adjourn is not debatable and cannot 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

67. 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

68. A motion to lay on the table is not debatable and cannot 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

69. 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

70. 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

71. 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

72 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

73. 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 adendment on the table may be adopted by a majority vote of the members present, as provided in Rule 68.

Amendment to Be Germane

74. 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

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

Motions in Writing

76. 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.

Constitution of Motions

77. 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

78 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.

Withdrawal of Motions

79. 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

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

Motion to Withdraw and Recall Bills

81. 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 two-thirds of the elected members.

The withdrawal of an urgency measure from the Budget Session Joint Standing Committee pursuant to Rule 3 5 of the Joint Rules of the Senate and Assembly shall constitute a determination by the Assembly that facts exist requiring the enactment of the bill to take effect immediately as necessary for the immediate preservation of the public peace, health or safety and that the urgent need is such that enactment of the bill cannot await the convening of the next regular session of the Legislature

Bills Stricken From File

82. 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

83. 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.

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 considered 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.

Any member voting on any motion, amendment, concurrence, 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.

Call of Assembly

85. 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, which list of absentees shall be furnished to the Sergeant-at-Arms and printed in the Journal. 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.

Resolutions

86. 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.

Motions and Resolutions

87. 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

88 Adjournment *sine die* shall be ordered by concurrent resolution.

Members' Decorum and Privileges

Order in Speaking to Questions

89. 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.

Leave of Absence

90. 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

Personal Privilege

91. 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.

Objection to Reading of Any Paper

92 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

Members Called to Order for Transgressing Rules

93. 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, until the Speaker without debate, shall have determined whether he is in order or not. 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

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

The name of any member who refuses to vote as required by this rule, after being requested by the Speaker 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 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 of 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

95. The ayes and noes shall be recorded by the electrical voting system on the final passage of all bills, or 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

96. 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

97. 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

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

"Two-thirds of the Entire Elected Membership" Defined

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

ALL MATTERS AT THE DESK DEEMED READ BY UNANIMOUS CONSENT, AND ORDERED PLACED IN JOURNAL

By unanimous consent, all matters at the desk were deemed read, and ordered placed in the Journal as follows:

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

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

House Resolution No. 73
House Resolution No. 76
House Resolution No. 80

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

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

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.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

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

Senate Joint Resolution No. 1

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

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR SPEAKER: Your Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 20
Assembly Concurrent Resolution No. 23

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

DICKEY, Chairman

Above reported resolutions ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 26

And reports the same correctly engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 30
Assembly Bill No. 36
Assembly Bill No. 57
Assembly Bill No. 91
Assembly Constitutional Amendment No. 2
Assembly Constitutional Amendment No. 8
Assembly Constitutional Amendment No. 9
Assembly Constitutional Amendment No. 11

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.
Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 5
Assembly Bill No. 38
Assembly Concurrent Resolution No. 20
Assembly Concurrent Resolution No. 23

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bills ordered to third reading.

Above reported resolutions ordered on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 23, 1948

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

Assembly Concurrent Resolution No. 10

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

Above resolution ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Elections and Reapportionment

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR. SPEAKER: Your Committee on Elections and Reapportionment, to which was referred:

Assembly Bill No. 38

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

ROBERTSON, Chairman
By CONRAD, by direction

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 38—An act calling a special election to be consolidated with the general election of 1948 and to provide for the submission to the electors of the State at such consolidated election of constitutional amendments proposed by the Legislature at the 1948 Regular Session of the Legislature, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 5

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

SHERWIN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 5—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, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 74

Has had the same under consideration, and respectfully reports the same back with amendments but without recommendation.

HOLLIBAUGH, Chairman
By CLAYTON A. DILLS, Vice Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 74—An act to amend Section 164 of the Vehicle Code, relating to the renewal of registration, 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 2, line 5, of the printed bill, strike out "1950", and insert "1951".

Amendment No. 2

On page 2, line 35, of said bill, strike out "1950", and insert "1951".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 23, 1948

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

Senate Bill No. 4

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. 4—An act to validate the organization, boundaries, governing officers or boards, act, proceedings, and bonds of public bodies, declaring the urgency of this act, to take effect immediately.

Referred to Committee on Municipal and County Government.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 23, 1948

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

Senate Concurrent Resolution No. 15
Senate Concurrent Resolution No 18
Senate Joint Resolution No. 3
Senate Joint Resolution No 10
Senate Joint 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 resolutions were read:

Senate Concurrent Resolution No. 15—Relative to Eleven Western States Conference on Training.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 18—Relative to Reports of the Annual Convention of the Disabled American Veterans of the Department of California.

Referred to Committee on Rules.

Senate Joint Resolution No. 3—Relative to hospital facilities for veterans in California.

Referred to Committee on Rules.

Senate Joint Resolution No. 10—Relative to universal military training.

Referred to Committee on Rules.

Senate Joint Resolution No. 13—Relative to memorializing the Congress of the United States in relation to foot and mouth disease.

Referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 13: By Mr. Lester T. Davis—Relative to providing funds for the United States Bureau of Reclamation for investigation of projects.

Referred to Committee on Rules

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 22, 1948

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

Senate Joint Resolution No. 12

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. 12—Relative to the tide and submerged lands off the Coast of California

Referred to Committee on Rules.

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

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

Assembly Bill No. 93: By Messrs. Knight, Brown, Cooke, Clayton A. Dills, Ralph C. Dills, Erwin, Kirkwood, and Sheridan—An act to amend Section 9355 of the Government Code, relating to retirement of

Members of the Legislature, declaring the urgency hereof, to take effect immediately.

Referred to Budget Session Joint Standing Committee.

Motion to Place Rush Order on Printing of Assembly Bill No. 93

Mr. Knight moved that a rush order be placed upon the printing of Assembly Bill No. 93.

Motion carried.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 27: By Mr. Burns—Relative to the naming of highway bridges for war heroes.

Referred to Committee on Rules.

FURTHER CONSIDERATION OF AMENDMENTS TO SENATE BILL NO. 1

Request for Unanimous Consent That Technical Changes Be Made in Amendment No. 250

Mr. Sherwin asked for, and was granted, unanimous consent that technical changes be made in Amendment No. 250, as previously adopted, so that it reads as follows:

Amendment No. 250

On page 89, lines 46 and 47, of said bill, strike out ", and the increment from the investment thereof,".

Further Consideration of Amendment No. 143

Amendment No. 143

On page 50 of said bill, strike out lines 8 to 11, inclusive.

Amendment read, and adopted.

Further Consideration of Amendments Nos. 270 to 275, Inclusive

Amendment No. 270

On page 17, line 35, of said bill, strike out "1,388,680", and insert "1,343,560".

Amendment No. 271

On page 17, line 43, of said bill, strike out "973,675", and insert "953,980".

Amendment No. 272

On page 17, line 45, of said bill, strike out "381,506", and insert "359,912".

Amendment No. 273

On page 17, line 47, of said bill, strike out "71,430", and insert "67,599".

Amendment No. 274

On page 17, line 50, of said bill, strike out "1,426,611", and insert "1,381,491".

Amendment No. 275

On page 18, line 10, of said bill, strike out "1,388,680", and insert "1,343,560".

Amendments read.

Substitute Motion to Amend

Messrs. McCollister and Ralph C. Dills moved the adoption of the following substitute amendments:

Amendment No. 270

On page 17, line 35, of said bill, strike out "1,388,680", and insert "1,446,560".

Amendment No. 271

On page 17, line 43, of said bill, strike out "973,675", and insert "953,980".

Amendment No. 272

On page 17, line 45, of said bill, strike out "381,506", and insert "462,912".

Amendment No. 273

On page 17, line 47, of said bill, strike out "71,430", and insert "67,599".

Amendment No. 274

On page 17, line 50, of said bill, strike out "1,426,611", and insert "1,484,491".

Amendment No. 275

On page 18, line 10, of said bill, strike out "1,388,680", and insert "1,446,560".

Amendments read.

Demand for Previous Question

Messrs. Hinton, Caldecott, Heisinger, Silliman, and Huyck demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Substitute Amendments Nos. 270 to 275, inclusive, as offered by Messrs. McCollister and Ralph C. Dills.

Point of Order

Mr. Silliman arose to the following point of order: That Mr. McCollister has closed, and that the previous question has been demanded.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the adoption of Substitute Amendments Nos. 270 to 275, inclusive, as offered by Messrs. McCollister and Ralph C. Dills.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Anderson, Brown, Butters, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Fletcher, Geddes, Grunsky, Hawkins, Huyck, James, Kilpatrick, Lipscomb, McCollister, McMillan, Morris, Niehouse, Sheridan, Stanley, and Weber—23.

NOES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dolwig, Erwin, Gaffney, Gannon, Heisinger, Hinckley, Hinton, Hollibaugh, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, Sherwin, Silliman, Stephenson, Waters, and Mr. Speaker—39

The question being on the adoption of Amendments Nos. 270 to 275.

Amendments adopted.

Further Consideration of Amendment No. 164

Amendment No. 164

On page 58, line 22, of said bill, strike out "577,833", and insert "469,488".

Amendment read.

Demand for Previous Question

Messrs. Weber, Luckel, Silliman, Caldecott, and Fletcher demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Amendment No. 164.

Amendment adopted.

Request for Unanimous Consent That a Technical Change Be Made in Amendment No. 165

Mr. Sherwin asked for, and was granted, unanimous consent that a technical change be made in Amendment No. 165, and that it be amended to read as follows:

Amendment No. 165

On page 59 of said bill, strike out line 2, and insert "279—For expenses for preliminary surveys and investigations for the acquisition of land for state forests,".

Further Consideration of Amendments Nos. 165 to 166, Inclusive

Amendment No. 165

On page 59 of said bill, strike out line 2, and insert "279—For expenses for preliminary surveys and investigations for the acquisition of land for state forests,".

Amendment No. 166

On page 59, line 5, of said bill, strike out "500,000", and insert "25,000".

Amendments read, and adopted.

REQUEST FOR UNANIMOUS CONSENT THAT OPINION OF LEGISLATIVE COUNSEL BE PRINTED IN THE JOURNAL

Mr. Lowrey 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

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 23, 1948

Hon. Lloyd W. Lowrey
Assembly Chamber

Flood Control Appropriation—No. 648

DEAR MR. LOWREY: You have brought to our attention the following amendment to Senate Bill No. 1, the Budget Act of 1948, as amended in Senate March 15, 1948, which may be offered as a substitute for Amendment No. 252 as the same appears at page 18 of the uncorrected Assembly Journal for March 19, 1948:

"SEC. 10.5 The allocations made by Items 331, 332, *360.5*, 375, 376, 377, 378, and 379 of Section 2 of this act are subject to Section 11 of the Flood Control Fund Act of 1946 in the same manner as the allocations made by Sections 13 and 14 of that act are subject to Section 11, are made pursuant to the State Water Resources Act of 1945, and are, to the extent of such allocations, in fulfillment of the policy set forth in said act that the State will participate in the prosecution of the projects approved and authorized in said act by paying for the cooperation which is required by the acts of Congress approving and authorizing the projects. *No reallocation shall be made by the State Water Resources Board pursuant to Item 360.5 for a project for which the Legislature has not previously or by this act allocated or appropriated State Funds until a report as to the engineering and economic feasibility of the project for which the reallocation is to be made, has been made by the State Engineer and filed with the State Water Resources Board.* The State Water Resources Board shall determine the amounts in which each of such reallocations shall be made. The allocations made by said items shall remain available for reallocation and expenditure until June 30, 1952."
(Emphasis added.)

You have asked whether the second sentence of the substitute amendment would be applicable to Item 377 of the Budget Act.

In our opinion, no.

Item 377 makes an allocation to the State Water Resources Board for reallocation to the City of San Diego for expenditures in the prosecution of the Flood Control Project on the San Diego River and Mission Bay, San Diego County, adopted and authorized by Section 46.5 of the State Water Resources Act of 1945 (Deering Act No. 9178f).

The application of the second sentence of the substitute amendment is restricted solely to Item 360.5, which, as proposed to be amended by Amendment No. 248, page 17, of the uncorrected Assembly Journal for March 19, 1948, makes money available

for allocation by the State Water Resources Board to the several projects adopted and authorized by the State Water Resources Act of 1945. The application of the second sentence of the substitute amendment is further restricted to reallocations therefrom for a project for which the Legislature has not previously or by the Budget Act of 1948 allocated or appropriated State Funds.

Therefore, the second sentence of the substitute amendment would not even apply to the reallocation of the moneys made available by Item 360.5 for the prosecution of the project for which moneys are allocated by Item 377 (if Item 360 5 moneys can be made available for the Item 377 project) as an addition to such moneys.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By J. D. STRAUSS, Deputy

FURTHER CONSIDERATION OF AMENDMENTS TO SENATE BILL NO. 1

Further Consideration of Substitute Amendment Offered by Mr. Luckel to Amendment No. 252

Substitute Amendment No. 252

On page 91 of said bill, between lines 34 and 35, insert

"SEC. 10.5 The allocations made by Items 331, 332, 375, 377, 376, 378, and 379 of Section 2 of this act are subject to Section 11 of the Flood Control Fund Act of 1946 in the same manner as the allocations made by Sections 13 and 14 of that act are subject to Section 11, are made pursuant to the State Water Resources Act of 1945, and are, to the extent of such allocations, in fulfillment of the policy set forth in said act that the State will participate in the prosecution of the projects approved and authorized in said act by paying for the cooperation which is required by the acts of Congress approving and authorizing the projects. The State Water Resources Board shall determine the amounts in which each of such reallocations shall be made The allocations made by said items shall remain available for reallocation and expenditure until June 30, 1952."

Amendment read.

Substitute Amendment Withdrawn

Mr. Luckel withdrew his substitute amendment.

Further Consideration of Amendment No. 252

Amendment No. 252

On page 91 of said bill, between lines 34 and 35, insert

"SEC. 10.5. The allocations made by Items 331, 332, 360 5, 375, 376, 377, 378, and 379 of Section 2 of this act are subject to Section 11 of the Flood Control Fund Act of 1946 in the same manner as the allocations made by Sections 13 and 14 of that act are subject to Section 11, are made pursuant to the State Water Resources Act of 1945, and are, to the extent of such allocations, in fulfillment of the policy set forth in said act that the State will participate in the prosecution of the projects approved and authorized in said act by paying for the cooperation which is required by the acts of Congress approving and authorizing the projects No reallocation shall be made by the State Water Resources Board pursuant to said items until a report as to the engineering and economic feasibility of the project for which the reallocation is to be made, has been made by the State Engineer and filed with the State Water Resources Board. The State Water Resources Board shall determine the amounts in which each of such reallocations shall be made. The allocations made by said items shall remain available for reallocation and expenditure until June 30, 1952 "

Amendment read.

Substitute Motion to Amend

Mr. Lowrey moved the adoption of the following substitute amendment:

Amendment No. 252

On page 91 of said bill, between lines 34 and 35, insert

"SEC. 10 5. The allocations made by Items 331, 332, 360.5, 375, 376, 377, 378, and 379 of Section 2 of this act are subject to Section 11 of the Flood Control Fund Act of 1946 in the same manner as the allocations made by Sections 13 and 14 of that act are subject to Section 11, are made pursuant to the State Water Resources Act of 1945, and are, to the extent of such allocations, in fulfillment of the policy set forth in said act that the State will participate in the prosecution of the projects approved and authorized in said act by paying for the cooperation which is required by the acts of

Congress approving and authorizing the projects. No reallocation shall be made by the State Water Resources Board pursuant to Item 360.5 for a project for which the Legislature has not previously or by this act allocated or appropriated state funds until a report as to the engineering and economic feasibility of the project for which the reallocation is to be made, has been made by the State Engineer and filed with the State Water Resources Board. The State Water Resources Board shall determine the amounts in which each of such reallocations shall be made The allocations made by said items shall remain available for reallocation and expenditure until June 30, 1952."

Substitute amendment read, and adopted.

Amendment Withdrawn

Mr. Sherwin withdrew the original proposed Amendment No. 252.

Further Consideration of Amendment No. 248

Amendment No. 248

On page 79 of said bill, strike out lines 31 to 51, inclusive, and insert

"360.5—For allocation upon written authorization of the Department of Finance to the State Water Resources Board for reallocation to the respective public agencies authorized in the State Water Resources Act of 1945 to give assurances of local cooperation for the respective projects adopted and authorized in said act, for payment, and for reimbursement for necessary advances made, of the cost of cooperation by the State in the construction of said respective projects, payable from the Flood Control Fund of 1946_____ 5,000,000

provided, that reallocations under this item shall be made only during periods when the Legislature is not in session; that amounts reallocated shall not exceed the minimum necessary for the State's share of local cooperation required for the project to which the reallocation applies until the Legislature next meets; and that not more than 20 percent of the total amount of money allocated by this item shall be allocated for any one project during any one interim of the Legislature."

Amendment read.

Amendment Withdrawn

Mr. Sherwin withdrew Amendment No. 248.

Further Consideration of Amendment No. 51

Amendment No. 51

On page 29 of said bill, strike out lines 13 to 20, inclusive, and insert

"139.5—For Special Emergency Fund, to be expended only on written authorization of the State Department of Finance for emergencies, and only for research in and investigation of foot and mouth disease by the University of California, in Mexico or wherever else said disease exists and for the development of vaccines, remedies, and other methods of control or prevention of said disease_____ $75,000

Emergencies within the meaning of this provision are hereby defined as contingencies for which no appropriation, or insufficient appropriation, has been made by law."

Amendment read, ~~and adopted~~.

Speaker Pro Tempore Presiding

At 5.03 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding:

Request for Unanimous Consent That Record Be Expunged, and Action Rescinded on Adoption of Amendment No. 51

Mr Sherwin asked for, and was granted, unanimous consent that the record be expunged, and the action rescinded on the vote whereby Amendment No. 51 to Senate Bill No. 1 was this day adopted.

Speaker Presiding

At 5.05 p m, Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Further Consideration of Amendment No. 51

Amendment No. 51

On page 29 of said bill, strike out lines 13 to 20, inclusive, and insert "139.5—For Special Emergency Fund, to be expended only on written authorization of the State Department of Finance for emergencies, and only for research in and investigation of foot and mouth disease by the University of California, in Mexico or wherever else said disease exists and for the development of vaccines, remedies, and other methods of control or prevention of said disease_____ $75,000
Emergencies within the meaning of this provision are hereby defined as contingencies for which no appropriation, or insufficient appropriation, has been made by law."

Amendment read

Substitute Motion to Amend

Mr. M. Philip Davis moved the adoption of the following substitute amendment:

Amendment No. 51

On page 29 of said bill, strike out line 15; and in line 16, strike out "Director of Finance".

Substitute amendment read, and refused adoption

Further Consideration of Amendment No. 51

Amendment No. 51

On page 29 of said bill, strike out lines 13 to 20, inclusive, and insert "139.5—For Special Emergency Fund, to be expended only on written authorization of the State Department of Finance for emergencies, and only for research in and investigation of foot and mouth disease by the University of California, in Mexico or wherever else said disease exists and for the development of vaccines, remedies, and other methods of control or prevention of said disease_____ $75,000
Emergencies within the meaning of this provision are hereby defined as contingencies for which no appropriation, or insufficient appropriation, has been made by law."

Amendment read, and adopted.

REQUEST FOR UNANIMOUS CONSENT THAT OPINION OF LEGISLATIVE COUNSEL BE PRINTED IN THE JOURNAL

Mr. Lowrey 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

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 19, 1948

Hon. George J. Hatfield
Senate Chamber

CONSTITUTIONALITY OF ITEM 139.5 OF SENATE BILL NO. 1, AS AMENDED MARCH 15, 1948—APPROPRIATION FOR FOOT AND MOUTH DISEASE RESEARCH—No 550

DEAR SENATOR HATFIELD: In my opinion, Item 139.5 of the Budget Bill, Senate Bill No. 1, as amended March 15, 1948, which item I prepared for you, is constitutional. Item 139.5 reads as follows:

"For research in foot and mouth disease, University of California, to be expended only upon allocation by executive order of the Director of Finance for research and investigation of said disease in Mexico or wherever else said disease exists and for the development of vaccines, remedies, and other methods of control or prevention of said disease_____ $75,000"

I do not see in such a provision, if enacted into law, an undertaking to assert "legislative control" over the University of California, nor do I see involved therein anything which impinges upon the constitutional mandate of Section 9 of Article IX that the university shall be "entirely independent of all political or sectarian influences and kept free therefrom in the appointment of its regents and in the

administration of its affairs." The university is under no compulsion to take the money. If it takes the money, it takes it upon the conditions and for the purposes specified.

I see in such an appropriation as Item 139.5 merely the constitutional exercise by the Legislature of its authority to appropriate money and in doing so to prescribe the conditions upon which the money becomes available and the manner in which it shall be expended.

Now that my attention has again been directed to the question, it occurs to me that a slight rephrasing of the provisions of Item 139 5 would enhance its impregnability from a legal standpoint. The following is my suggestion in this regard:

"For augmentation of the Emergency Fund created by Item 360, to be expended only on written authorization of the Department of Finance and only for research in and investigation of foot and mouth disease by the University of California, in Mexico or wherever else said disease exists and for the development of vaccines, remedies, and other methods of control or prevention of said disease_____ $75,000"

The reason for this suggestion is that if a court were to hold that the initial words of Item 139 5 as the latter now reads in the bill ("For research in foot and mouth disease, University of California") operate to vest in the university the title to the money appropriated, then an argument could perhaps be made that the words which immediately follow ("to be expended only upon allocation by executive order of the Director of Finance") are repugnant to the grant, hence inoperative, because of that clause of Section 9 of Article IX of the Constitution, which declares that the regents "shall be vested with the legal title and management and disposition of the property of the university and of property held for its benefit." Such a question would, I think, be eliminated if Item 139 5 were rephrased along the line of my suggestion.

Yours very truly,

FRED B. WOOD, Legislative Counsel

Copies to authors of Senate Bill No 1 pursuant to Joint Rule 34.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 12—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding to Article XX thereof a new section to be numbered 22¾, relating to the sale and use of intoxicating liquors, making it unlawful for minors to be at or remain in cocktail bars, prohibiting unescorted females from loitering in or about licensed premises and from being served at bars or counters, and providing for local control and enforcement.

Resolution read.

Motion to Amend

Mr. Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 46, of the printed measure, strike out the last comma; strike out lines 47 to 52, inclusive, and insert a period.

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

Motion to Place Rush Order on Printing of Assembly Constitutional Amendment No. 12

Mr. Thompson moved that a rush order be placed upon the printing of Assembly Constitutional Amendment No. 12.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT PROPOSED AMENDMENTS TO ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 12 BE PRINTED IN THE JOURNAL

Mr. Hahn asked for, and was granted, unanimous consent that the following proposed amendments to Assembly Constitutional Amendment No. 12 be ordered printed in the Journal:

Proposed Amendments to Assembly Constitutional Amendment No. 12

By Mr. Hahn:

Amendment No. 1

On page 2, line 20, of the printed measure, after "(d)", insert "The keeping of stools in any cocktail bar or room where intoxicating liquors are sold at retail, or dispensed or served at or over any counter or bar for consumption thereat, is hereby declared unlawful.

(e) Lighting of the intensity of less than one-foot candle power in any cocktail bar or room where intoxicating liquors are sold at retail, or dispensed or served at or over any counter or bar for consumption thereat, is hereby declared unlawful.

(f) Any person who transfers title or possession, exchanges, barters, leases, or rents, conditionally or otherwise, in any manner or by any means whatsoever, any license regulating the manufacture, sale, purchase, possession, or transportation of intoxicating liquor within this State, or any person conspiring with one or more other persons to do any of the foregoing, or any person attempting to do any of the foregoing, is guilty of a felony and upon conviction thereof shall be punished by imprisonment in a state prison for not less than one year and by such additional imprisonment and by such fine as may be provided by law. When a licensee participates in the commission of any such felony, his license shall be void."

Amendment No. 2

On page 2, line 25, of said measure, strike out "(e)", and insert "(g)"

Amendment No. 3

On page 2, line 37, of said measure, strike out "(f)", and insert "(h)".

Amendment No. 4

On page 2, line 45, of said measure, strike out "(g)", and insert "(i)".

Proposed Amendments to Assembly Constitutional Amendment No. 12

By Mr. Maloney:

Amendment No. 1

On page 2 of the printed measure, as amended, strike out lines 7 and 8, and insert "(b) It is hereby declared unlawful for any minor to loiter or remain in and around any cocktail bar or that portion of a licensed premise where".

Amendment No. 2

On page 2 of said measure, strike out lines 11 to 16, inclusive, and insert "(c) It is hereby declared unlawful for any female not accompanied by".

Amendment No. 3

On page 2, line 42, of said measure, strike out "his"; and strike out lines 43 and 44, and insert "such license shall be forthwith suspended or revoked in accordance with the finding of the State Board of Equalization."

Amendment No. 4

On page 2, line 46, of said measure, strike out "go into effect", and insert "become operative".

Amendment No. 5

On page 2 of said measure, between lines 46 and 47, insert

"Should an amendment to the Constitution of the State of California by adding to Article XX a new section to be numbered Section 22½ as proposed by initiative petition filed with and certified to the Secretary of State and relating to local control of intoxicating liquors be adopted at the election held on November 2, 1948, and this amendment also be adopted at the election of November 2, 1948, then the provisions of the measure receiving the highest affirmative vote shall prevail. In the event this amendment receives the highest number of votes said Section 22½, if adopted, is hereby repealed."

RECESS

At 5.30 p.m., on motion of Mr. Dickey, the Assembly recessed until 8 p.m.

REASSEMBLED

At 8 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

ABSENCE OF QUORUM SUGGESTED

Mr. Cooke suggested the absence of a quorum.

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

Beck, Bennett, Berry, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Connolly, Conrad, Cooke, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Elliott, Erwin, Fletcher, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—47.

Quorum present.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 12

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Speaker Presiding

At 8.20 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 51—An act to amend Sections 3.5, 4, 5, 7, 8, and 9 of an act entitled "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," approved February 15, 1946, as amended, relating to temporary and emergency housing for veterans, extending the duration of such housing projects and the period of availability of moneys appropriated therefor, enlarging the classes of tenants eligible to occupy such housing, defining terms used in said act, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 8 30 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Anderson, Brown, Collier, George D. Collins, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Evans, Field, Hawkins, James, Lowrey, McCollister, Robertson, Rosenthal, Sheridan, and Stephenson—19.

EXCUSED—Loomis, Miller, Price, Stewart and Thomas—5

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Doyle asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 21—Relative to the California Air Conference.

Resolution read, and adopted.

Hon. Michael J. Burns Presiding

At 8.40 p.m., Hon. Michael J. Burns, Member of the Assembly from the First District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 61—An act to amend Section 8 of the Corporate Securities Act, relating to the division of corporations, the regulation and supervision of companies, brokers, agents, investment counsel and sales of securities, and the prevention of fraud in the sale of securities; 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—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Waters, Weber, and Mr. Speaker—58

NOES—None.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Waters, Weber, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 8.45 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP CONSIDERATION OF ASSEMBLY BILL NO. 34, OUT OF ORDER

Mr. Brown asked for, and was granted, unanimous consent that consideration of Assembly Bill No. 34 be taken up, out of order, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 34

Assembly Bill No. 34—An act to add Section 532.5 to the Revenue and Taxation Code, relating to assessments for property taxation, cancellations thereof, and refunds in connection therewith, 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—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Waters, Weber, and Mr. Speaker—58

NOES—None.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Waters, Weber, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 53—An act to add Sections 46.6 and 46.7 to the State Water Resources Act of 1945, relating to water resources and flood control 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—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Waters, Weber, and Mr Speaker—58.

NOES—None.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Waters, Weber, and Mr. Speaker—58.

NOES—None.

Bill ordered transmitted to the Senate

Assembly Concurrent Resolution No. 22—An act relative to requesting the Department of Education to determine that the cost of the care, maintenance and instruction of nonresident deaf-blind pupils at

the California School for the Blind be the pro rata average cost of all students enrolled at said school.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Waters, Weber, and Mr Speaker—58.

NOES—None.

Resolution ordered transmitted to the Senate.

FURTHER CONSIDERATION OF SENATE BILL NO. 1

Senate Bill No. 1—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, to take effect immediately.

Bill read third time.

Consideration of Further Amendments to Senate Bill No. 1

Motion to Amend

Mr. Morris moved the adoption of the following amendment:

Amendment No. 1

On page 25, line 2, of the printed bill, as amended, insert

"121—For support of drug and oil plant project, California Polytechnic College, in accordance with the following schedule $123,048
payable from any moneys in the Fair and Exposition Fund available to said school under the provisions of Section 19626 of the Business and Professions Code.

Schedule

(a) Salaries and Wages	$75,183
(b) Operating Expenses	39,840
(c) Equipment	8,025
Total of schedule	$123,048"

Amendment read.

Point of Order

Mr. Doyle arose to the following point of order: That Mr. Elliott is not speaking to the question.

Ruling by the Speaker

Speaker Collins ruled the point of order not well taken.

The question being on the adoption of the amendment offered by Mr. Morris to Senate Bill No. 1.

Demand for Previous Question

Messrs. Kirkwood, Hinton, Evans, Silliman, and Waters demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. Morris to Senate Bill No. 1.

Amendment refused adoption.

Consideration of Further Amendments to Senate Bill No. 1

Motion to Amend

Mr. Hahn moved the adoption of the following amendment:

Amendment No. 1

On page 22 of the printed bill, as amended, between lines 9 and 10, insert "which amount shall also be available for the payment of compensation by the Director of Education to the governing board of the Los Angeles Junior College District for such administration, support and maintenance of the Los Angeles State College as said board may furnish pursuant to an agreement authorized by law entered into between the Director of Education and said board."

Amendment read, and adopted.

Consideration of Further Amendments to Senate Bill No. 1

Motion to Amend

Mr. Kilpatrick moved the adoption of the following amendments:

Amendment No. 1

On page 13, line 33, of the printed bill, as amended, strike out "41,241", and insert "42,741".

Amendment No. 2

On page 13, line 36, of said bill, strike out "26,241", and insert "27,741".

Amendment No. 3

On page 13, line 42, of said bill, strike out "41,241", and insert "42,741".

Amendments read, and adopted.

Consideration of Further Amendments

Motion to Amend

Mr. Lowrey moved the adoption of the following amendment:

Amendment No. 1

On page 77, line 12, of the printed bill, as amended, strike out "2,000,000", and insert "750,000".

Amendment read.

Demand for Previous Question

Messrs. Caldecott, Hahn, Grunsky, Burke, and Waters demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. Lowrey to Senate Bill No. 1.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Brown, Butters, George D. Collins, Cooke, Cramer, Lester T. Davis, Elliott, Evans, Field, Geddes, Hahn, Heisinger, Hinckley, Hollibaugh, Huyck, Kilpatrick, Lowrey, Luckel, McMillan, Morris, Niehouse, and Robertson—25.

NOES—Berry, Blosser, Boyd, Brady, Burke, Caldecott, Carey, Clarke, Connolly, Conrad, Crichton, Crowley, M. Philip Davis, Dickey, Doyle, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hinton, James, Johnson, Kirkwood, Lipscomb, Lyons, Maloney, Sheridan, Sherwin, Silliman, Stanley, Thompson, Waters, Weber, and Mr. Speaker—35.

Consideration of Further Amendments to Senate Bill No. 1

Motion to Amend

Messrs. M. Philip Davis and Geddes moved the adoption of the following amendment:

Amendment No. 1

On page 19 of the printed bill, as amended, between lines 30 and 31, insert

"96.5—For administration and support of child care centers, Department of Education, to be apportioned by the department directly to school districts maintaining child care centers pursuant to Chapter 11, Division 9 of the Education Code and to the governing authorities of state institutions maintaining child care centers, in the discretion of the department, upon the basis of demonstrated need for supplemental support.. $5,500,000

provided that the Department of Education is authorized to expend not to exceed forty-eight thousand five hundred dollars ($48,500) in making such apportionments and for the supervision of child care centers, which sum is in addition to any other funds appropriated for the supervision of child care centers; and provided further that no part of the appropriation made by this item shall be available for expenditure unless legislation is enacted at the 1948 Regular Session authorizing the maintenance of child care centers during a period subsequent to May 30, 1948."

Amendment read.

Request for Unanimous Consent That Technical Change Be Made in Proposed Amendment

Messrs. M. Philip Davis and Geddes asked for, and were granted, unanimous consent that a technical change be made in the proposed amendment so that it reads as follows:

Amendment No. 1

On page 19 of the printed bill, as amended, between lines 30 and 31, insert

"96.5—For administration and support of child care centers, Department of Education, to be apportioned by the department directly to school districts maintaining child care centers pursuant to Ch. 11, Div. 9 of the Education Code and to the governing authorities of State institutions maintaining child care centers, in the discretion of the department, upon the basis of demonstrated need for supplemental support 5,500,000

provided that the Department of Education is authorized to expend not to exceed forty-eight thousad five hundred dollars ($48,500) in making such apportionments and for the supervision of child care centers, which sum is in addition to any other funds appropriated for the supervision of child care centers; and provided further that no part of the appropriation made by this item shall be available

for expenditure unless legislation is enacted at the 1948 Regular Session authorizing the maintenance of child care centers during a period subsequent to May 30, 1948."

Amendment read, as corrected, and adopted.

Consideration of Further Amendments to Senate Bill No. 1

Motion to Amend

Mr. James moved the adoption of the following amendment:

Amendment No. 1

On page 18 of the printed bill, as amended, strike out lines 11 to 17, inclusive, and insert

"91.2—For acquisition of sites for one California Academy and construction, improvement and equipment of one California Academy, pursuant to Chapter 1565 of the Statutes of 1947 ..... $91,696

91.3—For additional support, Department of Education, in planning and supervising construction of buildings for California Academies .... 4,214"

Amendment read.

Amendment Withdrawn

Mr. James withdrew the amendment.

Consideration of Further Amendments to Senate Bill No. 1

Motion to Amend

Mr. Hawkins moved the adoption of the following amendment:

Amendment No. 1

On page 49, line 6, of the printed bill, as amended, after "Government", insert "; and provided, further, that no expenditures shall be made from this appropriation which will maintain segregation on basis of race, color or creed or discrimination on such basis in enlistments, promotions, or commissions".

Amendment read.

Demand for Previous Question

Messrs. Silliman, Luckel, Burke, Thompson, and Morris demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. Hawkins to Senate Bill No. 1.

Roll Call Demanded

Messrs. Anderson, Rosenthal, and Beck demanded a roll call.

Motion to Table Amendment

Mr. Field moved that the amendment offered by Mr. Hawkins to Senate Bill No. 1 be laid on the table.

Point of Order

Mr. Anderson arose to the following point of order: That a roll call has been demanded, and Mr. Field is out of order.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the adoption of the amendment offered by Mr. Hawkins to Senate Bill No. 1.

The roll was called.

Call of the Assembly

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

Roll Call Demanded

Messrs. Anderson, Beck, and Hawkins demanded a roll call.

The roll was called, and the motion carried by the following vote:

AYES—Bennett, Berry, Blosser, Brady, Burke, Butters, Caldecott, Clarke, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, M. Philip Davis, Dickey, Doyle, Field, Gaffney, Gannon, Geddes, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Lyons, Maloney, Robertson, Sherwin, Silliman, Stanley, Thompson, Waters, and Weber—40.

NOES—Anderson, Beck, Boyd, Carey, George D. Collins, Lester T. Davis, Evans, Fletcher, Grant, Hawkins, Kilpatrick, Luckel, McMillan, Morris, Niehouse, and Sheridan—16.

Time, 11.15 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Collier, Conrad, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Erwin, Grant, Heisinger, Hinckley, Knight, McCollister, Rosenthal, and Stephenson—14.

EXCUSED—Loomis, Miller, Price, Stewart, and Thomas—5.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND ASSEMBLY RULE NO. 85

Mr. Dickey asked for unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

Mr. Doyle withheld unanimous consent.

MOTION TO TEMPORARILY SUSPEND THE RULES

Mr. Dickey moved that the Rules be temporarily suspended for the purpose of considering Senate Joint Resolution No. 12, at this time.

The roll was called, and the Rules temporarily suspended by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cramer, Crichton, Lester T. Davis, Dickey, Doyle, Elliott, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Hawkins, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McMillan, Morris, Robertson, Sheridan, Silliman, Stanley, Thompson, Waters, and Weber—51.

NOES—Niehouse—1.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1948

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

Senate Joint Resolution No. 12

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

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 12

Senate Joint Resolution No. 12—Relative to the tide and submerged lands off the Coast of California.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Doyle, Elliott, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thompson, Waters, and Mr. Speaker—55.

NOES—George D. Collins—1.

Resolution ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 51

At 11.37 p.m., on motion of Mr. Maloney, 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. 51 adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thompson, Waters, Weber, and Mr. Speaker—65.

NOES—None.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson,

Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thompson, Waters, Weber, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 83—An act to amend Sections 353.1, 353.5, 353.6, 353.7, 353.8, 353.9, and 354 of, and to add Section 354.1 to, the Agricultural Code, relating to hide and brand inspection fees, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thompson, Waters, Weber, and Mr. Speaker—65.

NOES—None.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Thompson, Waters, Weber, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 68 BE CONSIDERED, AT THIS TIME

Mr. Ralph C. Dills asked for, and was granted, unanimous consent that Assembly Bill No. 68, which was passed on file temporarily, be considered, at this time.

CONSIDERATION OF ASSEMBLY BILL NO. 68

Assembly Bill No. 68—An act to amend Section 14634 of the Education Code, relating to 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—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Stanley, Thompson, Waters, Weber, and Mr Speaker—61.

NOES—Erwin, Knight, and Lowrey—3.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Doyle, Elliott, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Stanley, Thompson, Waters, Weber, and Mr. Speaker—61

NOES—Erwin, Knight, and Lowrey—3.

Notice of Motion to Reconsider Assembly Bill No. 68

Mr. Lowrey gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 68 was this day passed.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON AMENDMENT OFFERED BY MR. HAWKINS TO SENATE BILL NO. 1

At 11.55 p.m., on motion of Mr. Gannon, further proceedings under the call of the Assembly were dispensed with.

Point of Order

Mr. Hawkins arose to the following point of order: That Mr. McCollister is out of order because the roll is being called.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The names of the absentees were called, and the amendment offered by Mr. Hawkins to Senate Bill No. 1 refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Caldecott, Carey, George D. Collins, Cooke, Crowley, Lester T. Davis, Clayton A Dills, Ralph C. Dills, Doyle, Elliott, Evans, Fletcher, Geddes, Hahn, Hawkins, Huyck, Kilpatrick, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sheridan, and Weber—31.

NOES—Blosser, Boyd, Brady, Brown, Burke, Butters, Clarke, Collier, Connolly, Conrad, Cramer, Crichton, M Philip Davis, Dickey, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hinton, Hollibaugh, James, Johnson, Kirkwood, Knight, Lowrey, McCollister, Sherwin, Silliman, Stanley, Stewart, Thompson, Waters, and Mr Speaker—35.

Senate Bill No. 1 Ordered Reprinted, as Amended

By order of the Speaker, Senate Bill No. 1 was ordered reprinted, as amended, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 1

Mr. Sherwin moved that a rush order be placed upon the printing of Senate Bill No. 1.

Motion carried.

Request for Unanimous Consent That Senate Bill No. 1 Be Made First Order of Business Tomorrow

Mr. Sherwin asked for, and was granted, unanimous consent that Senate Bill No. 1 be made the first order of business for tomorrow, Wednesday, March 24, 1948.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

At 12 noon—

Constitutional Amendments.

Upon recess for luncheon—

Elections and Reapportionment.

At 1.30 p.m.—

Ways and Means.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. McMillan, Evans, and the Assembly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Former Assemblyman and Mrs. Don Allen of Los Angeles.

On request of Mr. Lowrey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to James C. Boynton, teacher, and the following pupils of the Winters Joint Union High School: Jean Adams, Geraldine Bishop, William Burket, Isabel Carrion, Warren Cecil, Shirley Cody, Don Frisbee, Robert Gardner, Alfred Graf, John Graf, Helen Horibe, Kathleen Hukill, Henry Kato, Tom Lewis, Ann Martinez, Howard McCluskey, Kaye M. Norton, Jean O'Neal, Tom L. Potter, Flora Ramos, Jackie Raper, Robert Ruggles, Charles Siranian, Dudley Sparks, Richard Stall, Marvin Thompson, Gloria Valadez, Marilyn Vasey, Don Warren, Tom Washabaugh, and Emma Constant.

On request of Mr. Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to members of the All-Southern California High School Orchestra including Purcell Mayer, conductor, John Vincent, guest conductor, Loretta Newman, manager, and 114 members of the orchestra.

On request of Mr. Cooke, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. W. K. Cobb and Miss Cynthia Cobb of Redondo.

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, Mrs. Thelma Ashford, Mrs. Bernice Gibson, and Mrs. Ruth Marston, teachers, and the following pupils of Grafton School of Knights Landing: Marilyn Cooling, Michael Devine, Margaret Galaviz, Eleanor Forest, Leonard Gilbert, Robert Hunter, Wesley Kephart, Lowell King, David

Marquez, Mary McDermott, Patrick Montgomery, Jr. Alves, Fred Beckman, Brian Boggs, Lonnie Costelli, Elvin Davis, Alice Green, Russell Green, Johnny Baker, Felix Cital, Salvador Cruz, Alexander Hernandez, Gary Marston, LeRoy McCallister, Shelby McGee, Dolores Morales, Joe Rader, Nelson Soo Hoo, Kenneth Stanley, Leona Pickering, and Ralph White.

On request of Mr. Field, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. James Buchanan of Glendale.

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

On request of Mr. Boyd, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Harold Backstrand, Donald G Adams, and Harold Butterfield of Riverside.

On request of Mr Connolly and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Judge and Mrs. Albert Wollenberg and Mrs Charles Wollenberg of San Francisco.

On request of Mr. Evans, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Al Engmork.

On request of Mr. Blosser, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Rev. James H. Woodruff and son James of San Francisco, Richard H. Converse of Whittier, Mr. George Roland Evans and sons Stephen and David of Sacramento.

On request of Mr. Doyle, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. E. J. Wenig of Sacramento.

On request of Mr McMillan and Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Robert Neu of Brea.

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 R. E. G. Harris of Los Angeles.

On request of Messrs. Hinton and Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Dr. Clarence A. Kircher of Sacramento.

ADJOURNMENT

At 11.58 p.m., on motion of Mr Dickey, the Speaker declared the Assembly adjourned until 10 a m , Wednesday, March 24, 1948.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

SEVENTEENTH LEGISLATIVE DAY

TWENTY-FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Wednesday, March 24, 1948

The Assembly met at 10 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Sillman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—70.

Quorum present.

PRAYER

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

Wisdom is better than strength, and a wise man is better than a strong man. Hear, therefore, ye kings, and understand: learn, ye that are judges of the ends of the earth. Give ear, you that rule the people, and that please yourselves in multitudes of nations: For power is given you by the Lord, and strength by the Most High, who will examine your works and search out your thoughts (Wisdom, 6, 1). Exercise this power then, that you may be able to answer to God. AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Lipscomb, 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. Price, on motion of Mr. Stanley.

Mr. Thomas, on motion of Mr. Stanley.

Mr. Loomis, on motion of Mr. Stanley.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Miller, on motion of Mr. Kirkwood.

NAMES OF MEMBERS OF COMMITTEE ON LIVESTOCK AND DAIRIES PLACED UPON MORNING ROLL CALL BY UNANIMOUS CONSENT

By unanimous consent, the names of the following members of the Committee on Livestock and Dairies were ordered placed upon the morning roll call, because they are here, but attending to legislative business in a committee meeting:

Messrs. Stephenson, Chairman; Burns, Clarke, Lester T. Davis, Ralph C. Dills, Dolwig, Johnson, McCollister, Silliman, Heisinger, and Lowrey.

NAMES OF MEMBERS OF BUDGET SESSION JOINT STANDING COMMITTEE ORDERED PLACED ON MORNING ROLL CALL

By order of Speaker Collins, the names of all members of the Budget Session Joint Standing Committee were ordered placed upon the morning roll call because they are present, but are attending to legislative business elsewhere.

COMMUNICATIONS

By Speaker Collins:

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

RESOLUTION

The members of the 1946-1947 Grand Jury of San Mateo County, at their annual dinner, held March 17, 1948, having learned with much satisfaction, through the press, of the introduction in the Legislature of the State of California, of a proposed constitutional amendment providing for the retention of some of the outgoing grand jurors of each annual county grand jury to the succeeding grand jury, do hereby

Resolve, That we unreservedly endorse such an amendment and urge its adoption as a very forward step in making effective the recommendations of grand juries looking toward the betterment of county government and the proper enforcement of law and order generally; and be it further

Resolved, That copies of these resolutions be forwarded to the President of the Senate and the Speaker of the Assembly of the State of California for appropriate consideration by the Legislature, and be it further

Resolved, That copies of these resolutions be furnished to the press.

JOSEPH A. ERNST
Foreman of the 1946-1947 San Mateo County Grand Jury

(MRS.) FLORA L. JONSEN
Secretary of the 1946-1947 San Mateo County Grand Jury

REQUEST FOR UNANIMOUS CONSENT THAT NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 81 FROM COMMITTEE BE AGAIN PLACED UPON THE UNFINISHED BUSINESS FILE

Mr Dunn asked for, and was granted, unanimous consent that his notice of motion to withdraw Assembly Bill No. 81 from the Budget Session Joint Standing Committee, which was placed upon the inactive file, be again placed upon the unfinished business file.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 14

And reports the same correctly re-engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 35
Assembly Bill No. 74

And reports the same correctly engrossed

WEBER, Chairman

Above reported bills ordered to third reading.

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which was referred:

Assembly Bill No. 93

Has had the same under consideration, and reports that it has determined that the bill is an urgency measure that may be enacted at this session pursuant to the Constitution and the Joint Rules of the Legislature, and recommends that the bill be given further consideration by the Legislature, and be re-referred to the proper committee.

M. PHILIP DAVIS, Chairman

RE-REFERENCE OF BILLS

Assembly Bill No. 93 ordered re-referred to Committee on Rules.

POINT OF ORDER

Mr. Field arose to the following point of order: That consideration of Senate Bill No. 1 was to be the first order of business, and not the reading of House resolutions.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

COMMUNICATIONS

By Speaker Collins:

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

LEGISLATIVE BUDGET COMMITTEE
CALIFORNIA LEGISLATURE
STATE CAPITOL, SACRAMENTO, CALIFORNIA, March 23, 1948

Hon. Sam L. Collins
Speaker of the Assembly
State Capitol, Sacramento, California

DEAR MR. SPEAKER: In accordance with your request, I am presenting herewith three copies of amendments to the several items in the Budget Bill, Senate Bill No. 1, now before the Assembly which strike out all new agencies, commissions, boards, and added activities which appear in this budget for the first time.

The total amount of reduction by these amendments is $1,868,206

The State could operate, in our opinion, as effectively as it did last year if these amendments were adopted, and no established service would be eliminated or reduced

These are amendments to the bill, before the amendments of the Ways and Means Committee are adopted, but take into account the Ways and Means Committee's recommendations as they came from the committee. It does not consider any deviations therefrom made on the floor of the Assembly

In addition to the amounts which were included in the Governor's Budget subsequent amendments have added a number of large amounts constituting new services. These additional Budget Bill items are as follows.

Item 98 5, totaling $7,000,000.	Item 138.3, totaling $500,000.
Item 138.1, totaling $10,832,500	Item 138 4, totaling $660,000
Item 138.2, totaling $850,000	Item 138 6, totaling $4,000,000.

The amendments eliminating these additional amounts total $23,842,500.
I trust that this is in complete compliance with your request.
Sincerely yours,

ROLLAND A VANDEGRIFT, Legislative Auditor

CONSIDERATION OF DAILY FILE

CONSIDERATION OF SENATE BILL NO. 1, SET AS FIRST ORDER OF BUSINESS ON DAILY FILE

Senate Bill No. 1—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, to take effect immediately.

Bill read third time.

Speaker Pro Tempore Presiding

At 10 38 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

Motion to Amend

Mr. James moved the adoption of the following amendment:

Amendment No. 1

On page 17 of the printed bill, as amended in the Assembly on March 23, 1948, between lines 31 and 37, insert

"91.2—For acquisition of a site for one California Academy, and construction, improvement and equipment of one California Academy, pursuant to Chapter 1565 of the Statutes of 1947 ..... $891,696

91 3—For additional support, Department of Education, in planning and supervising construction of buildings for California Academies ..... $4,214"

Amendment read.

Demand for Previous Question

Messrs. Boyd, Luckel, Silliman, Hahn, and Burke demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. James to Senate Bill No. 1.

Roll Call Demanded

Messrs. Silliman, James, and Gannon demanded a roll call

The roll was called, and the amendment offered by Mr. James to Senate Bill No 1 refused adoption by the following vote:

AYES—Anderson, Beck, Berry, Brown, Burns, Carey, George D. Collins, Cooke, Crowley, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Geddes, Hahn, Hawkins, James, Kilpatrick, Lyons, McMillan, Morris, Niehouse, Rosenthal, Stanley, and Weber—28.

NOES—Bennett, Blosser, Boyd, Burke, Caldecott, Clarke, Connolly, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Gaffney, Gannon, Grant, Grunsky, Hinckley, Hinton, Kirkwood, Knight, Lipscomb, Luckel, McCollister, Sherwin, Silliman, Stephenson, Stewart, Waters, and Mr Speaker—32

Consideration of Further Amendments to Senate Bill No. 1

Motion to Amend

Mr. Bennett moved the adoption of the following amendment:

Amendment No. 1

On page 78, line 29, of the printed bill, as amended in the Assembly March 23, 1948, strike out "2,000,000", and insert "1,500,000"

Amendment read.

Demand for Previous Question

Messrs. Hinckley, Conrad, Burke, Evans, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment offered by Mr. Bennett.

Roll Call Demanded

Messrs. Bennett, George D. Collins, and Silliman demanded a roll call.

The roll was called, and the amendment offered by Mr. Bennett to Senate Bill No. 1 refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Brown, George D Collins, Cramer, Clayton A. Dills, Dunn, Elliott, Evans, Geddes, Hahn, Hawkins, Luckel, McMillan, Morris, Robertson, and Rosenthal—18.

NOES—Berry, Blosser, Boyd, Burke, Butters, Caldecott, Carey, Clarke, Connolly, Conrad, Crichton, Crowley, M Philip Davis, Dickey, Ralph C. Dills, Doyle, Field, Fletcher, Gannon, Grant, Grunsky, Hinckley, Hinton, James, Johnson, Kilpatrick, Kirkwood, Knight, Lyons, Maloney, McCollister, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—39

Notice of Motion to Reconsider Amendment Offered by Mr. James to Senate Bill No. 1

Mr. Kilpatrick gave notice that on the next legislative day he would move to reconsider the vote whereby the amendment offered by Mr. James to Senate Bill No. 1 was this day refused adoption.

Motion to Take Up Notice of Motion to Reconsider Vote on Amendment Offered by Mr. James to Senate Bill No. 1, at This Time

Mr. Field moved that Mr. Kilpatrick's notice of motion to reconsider the vote whereby the amendment offered by Mr James to Senate Bill No 1 was this day refused adoption be taken up, at this time.

Mr. M. Philip Davis seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Connolly, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Mr. Speaker—43.

NOES—Anderson, Burns, Crowley, Ralph C. Dills, Doyle, Dunn, Elliott, Hawkins, Kilpatrick, McMillan, Robertson, and Rosenthal—12.

Speaker Presiding

At 11.30 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding

The question being on the motion by Mr. Kilpatrick to reconsider the vote whereby the amendment offered by Mr. James to Senate Bill No. 1 was refused adoption.

The roll was called, and reconsideration refused by the following vote:

AYES—Anderson, Beck, Bennett, Brown, Burns, Carey, George D. Collins, Crowley, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Geddes, Hahn, Hawkins, James, Kilpatrick, McMillan, Morris, Robertson, and Rosenthal—24.

NOES—Berry, Blosser, Boyd, Burke, Butters, Caldecott, Clarke, Connolly, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Erwin, Field, Gannon, Grant, Grunsky, Heisinger, Hinckley, Hinton, Huyck, Johnson, Kirkwood, Knight, Luckel, Lyons, Maloney, McCollister, Sherwin, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—37.

The question being on the passage of Senate Bill No 1.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sherwin, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—Butters, George D. Collins, M. Philip Davis, Field, Hahn, Hawkins, Lowrey, and Silliman—8.

Bill ordered transmitted to the Senate.

Explanation of Vote on Budget Bill

I reluctantly vote for this the largest budget in the history of the State, but materials and services cost more at these times and may be justified.

S. L. HEISINGER

Explanation of Vote on Senate Bill No. 1

I would have voted "Aye" on passage of the Governor's Budget Bill had I not been absent from the Assembly Chamber on other legislative business.

(Signed) EDWARD M. GAFFNEY

RESOLUTIONS

The following resolution was offered:

By Messrs. Doyle, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Mrs Niehouse, Messrs. Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Weber:

House Resolution No. 81

Relative to commending T. Fenton Knight for his long service on behalf of the people of the State of California as a member of the Assembly

WHEREAS, T Fenton Knight, our esteemed colleague representing the Forty-eighth Assembly District, has announced that he will not return next year as a Member of the Assembly of the State of California after 10 years of service in that body; and

WHEREAS, T. Fenton Knight's ability, character, conscientiousness, and faithful performance of his duties have proved to be valuable assets to the State; and

WHEREAS, T. Fenton Knight is a member of a pioneer family that came to California in 1886 and has been a resident of La Canada since 1887; and

WHEREAS, T. Fenton Knight was educated in the La Canada and Pasadena schools and attended the medical school of Northwestern University, and thereafter embarked upon a successful career in various fields of private and public endeavor.

He was employed first as a newspaper reporter in Chicago and Los Angeles and then spent four years as a grower-shipper of citrus fruits in partnership with his father, Jesse Knight. The next phase of his career was in the investment banking and stock brokerage business, and since 1932 he has devoted his private interests to lemon growing and corporate reorganization management; and

WHEREAS, Always conscious of his responsibilities as a citizen, T. Fenton Knight served ably as a member of the La Canada School Board from 1921 to 1927. In 1938 he was elected to the Assembly of the California Legislature and has been reelected for four consecutive terms; and

WHEREAS, T. Fenton Knight has given to the fullest of his time and energy and ability on behalf of both the residents in his assembly district and of all of the people of the State of California and is now Chairman of the Assembly Committee on Public Utilities and Corporations, and is Vice Chairman of the Joint Legislative Budget Committee; and

WHEREAS, During his long service in the Assembly, T. Fenton Knight has demonstrated great parliamentary ability, has proved his sincere interest in the welfare of the State, and is admired and respected by his colleagues for his ability, courage, integrity, and fairness; and

WHEREAS, The career of T. Fenton Knight has established a pattern that may well be followed by his grandchildren, Thomas Fenton Knight, III, Susan Jean Knight, and the twins, John Rodman Knight and Joann Sharman Knight; now, therefore, be it

Resolved by the Assembly of the State of California, That T. Fenton Knight is commended most heartily for his fine service to the people of the State of California and for the record he has made as a Member of the Assembly, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to present to T. Fenton Knight a suitably prepared copy of this resolution as a token of the esteem and regard of his colleagues in the Assembly of the State of California, and as an expression of their good wishes which will go with him upon his retirement from this Assembly.

Request for Unanimous Consent That Names of All Members Be Added to House Resolution No. 81 as Co-authors

Mr. Doyle asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 81, as co-authors.

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, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 10—Relating to requesting the Director of Agriculture to extend the quarantine on "quick decline" disease of citrus trees;

Assembly Concurrent Resolution No. 17—Relative to amending Rule No 23 of the Joint Rules of the Senate and Assembly, relating to passage of bills preceding final adjournment;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-fourth day of March, 1948, at 11 a m.

WEBER, Chairman

MEMBERS EXCUSED

At 12.01 p.m., Mr. Stewart asked for, and was granted, unanimous consent that the members of the Committee on Municipal and County Government be excused, at this time, for the purpose of holding a meeting in Room 219.

PETITIONS

By the Chief Clerk:

A petition from Mr. J. D. Gawn, of Los Angeles, relative to impeachment, addressed to the Members of the Assembly, was received, and ordered referred to the Committee on Judiciary.

By the Chief Clerk:

A petition from Mr. J. D. Gawn, of Los Angeles, relative to impeachment, addressed to Governor Warren, was received, and ordered referred to the Office of the Governor.

By the Chief Clerk:

A petition from Mr. J. D. Gawn, of Los Angeles, relative to impeachment, addressed to Assemblyman Vernon Kilpatrick, was received, and ordered referred to Mr. Kilpatrick.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 28: By Messrs. James, Stephenson, and Gannon—Relative to "brown-out" in Southern California.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 23, 1948

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

Senate Joint 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 Joint Resolution No. 11—Relative to California Wildlife Conservation Program.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 24, 1948

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

Senate Concurrent Resolution No. 20

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. 20—Relative to approving charter of the City of Santa Cruz, State of California, voted for and

ratified by the qualified voters of said city at a special municipal election held therein for that purpose on the second day of March, 1948.

Referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Mr. Geddes:

House Resolution No. 82

Relating to the service rendered to the United States Navy by Mary Collins and others, during World War II

WHEREAS, Mary H. Collins of Pomona, California, is the recipient of a Certificate of Appreciation issued by the United States Navy, which certificate reads as follows:

UNITED STATES NAVY
BUREAU OF MEDICINE AND SURGERY
Certificate of Appreciation
to
MISS MARY COLLINS

In grateful acknowledgment of exceptional cooperation and outstanding services rendered to the Medical Department of the Navy during the period of World War II.

C. A. SWANSON
Rear Admiral, M. C. U. S. N.
Surgeon General of the Navy

; and

WHEREAS, Miss Mary Collins in receiving such certificate acknowledged that throughout the period of World War II she was most ably assisted by the following ladies, to wit:

Sue Ficker	Mrs. Louis Loubet
Mrs. J. Lee Cathcart	Marie Venolian
Mrs. Bette Gottwald	Mrs. Mark Connell

; and

WHEREAS, It is fitting that the Assembly of the Legislature of the State of California take formal notice of the distinguished service rendered by these women who have provided an outstanding example of patriotic service and unselfish devotion whereby they lightened the burden of the daily lives of our war veterans confined in hospital; now, therefore, be it

Resolved by the Assembly of the State of California, That this body expresses its sincere appreciation and respect to the persons hereinabove named; and be it further

Resolved, That the Chief Clerk of the Assembly be instructed hereby to transmit a suitably engrossed copy of this resolution to each of said persons.

Resolution read, and ordered referred to the Committee on Rules.

By Messrs. Hawkins and Elliott:

House Resolution No. 83

Relative to a democratic policy in the National Guard of California

WHEREAS, The United States of America has just emerged from a successful prosecution of a global war to preserve our democratic principles and our way of life; and

WHEREAS, The unity and vigor of our fighting forces depends upon "equality of opportunity" as well as "equality of sacrifice"; and

WHEREAS, The maintenance of segregation based on race or color within the National Guard of this State is contrary to our democratic tradition and prevents the full utilization of the potential manpower; now, therefore, be it

Resolved by the Assembly of the State of California, That it is the considered judgment of this body that any segregation or discrimination based on race or color in the National Guard of California should be discontinued and that steps be taken to integrate all of our citizens within the National Guard on a basis of individual qualification; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send copies of this resolution to the Governor and the Adjutant General.

Resolution read, and ordered referred to the Committee on Rules.

RECESS

At 12.07 p m., on motion of Mr. Ralph C. Dills, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.
Hon. Sam L. Collins, 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 Constitutional Amendment No. 14: By Mr. Thompson —A resolution to propose to the people of the State of California an amendment to Section 8 of Article I of the Constitution of said State, relating to formation and terms of grand juries.

Referred to Committee on Constitutional Amendments.

MATTERS ON FILE CONTINUED

The following notices of motion to withdraw bills from committee were continued until the next legislative day:

Assembly Bills Nos. 67 and 7, by unanimous consent, granted to Mr. Ralph C. Dills.

Senate Joint Resolution No. 8, by unanimous consent, granted to Mr Clarke.

FURTHER DISCUSSION ON PERMANENT STANDING RULES OF THE ASSEMBLY FOR THE 1948 REGULAR SESSION

After further discussion, the Permanent Standing Rules of the Assembly for the 1948 Regular Session, which were adopted yesterday, Monday, March 23d, by unanimous consent, were again adopted by a voice vote.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 68 FROM COMMITTEE WAIVED

Mr. Lowrey waived his notice of motion, given on a previous day, to withdraw Assembly Bill No. 68 from the Committee on Education.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 26—An act to amend Sections 509, 661, 677, 689 of, and to add Section 707.5 to, the Agricultural Code, relating to dairy and milk products licenses and inspection fees.

Bill read third time.

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

AYES—Bennett, Berry, Blosser, Brown, Burke, Burns, Caldecott, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Fletcher, Gaffney,

Geddes, Grant, Grunsky, Hahn, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—51.

NOES—None.

Bill ordered transmitted to the Senate

Assembly Constitutional Amendment No. 2—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 1c to Article IV of said Constitution, relating to amendments to the Constitution proposed by the initiative.

Resolution read.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 2.18 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Anderson, Beck, Brady, Carey, Collier, Lester T. Davis, Ralph C. Dills, Dolwig, Elliott, Evans, Field, Gannon, Hawkins, Heisinger, Hinckley, Kilpatrick, Knight, McMillan, and Sherwin—19

EXCUSED—Loomis, Miller, Price, and Thomas—4

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Conrad asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Constitutional Amendment No. 3, on motion of Mr. McCollister.

Assembly Constitutional Amendment No. 9, on motion of Mr. Elliott.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to Section 8 of Article VI of the Constitution of the State of California, relating to vacancies occurring during the term of office of judges of superior courts.

Resolution read.

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

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn,

Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—61.

NOES—George D. Collins—1.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Cooke, Evans, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Mrs. Niehouse, Messrs. Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Weber:

House Resolution No. 84

Relative to commending and congratulating Alfred W. Robertson

WHEREAS, Alfred W. Robertson, representing the Thirty-seventh Assembly District, was first elected to this Assembly in 1934 and has been reelected for six consecutive terms; and

WHEREAS, Alfred W. Robertson has brought to the work of this Assembly the benefit of his splendid training in philosophy, the arts, and the law, obtained at Dartmouth and at Stanford University, and has likewise contributed greatly to the harmony of this body from his years of experience as a leader in civic and political affairs, having been Chairman of the Democratic State Central Committee in 1942-44 and Vice Chairman for Southern California in 1944-46; and

WHEREAS, Alfred W. Robertson has tirelessly and vigorously served the people of the Thirty-seventh Assembly District and of the State of California, and has distinguished himself in all the work of this Assembly both in committee and on the floor, where he has actively and effectively participated in the work of this body, with or without the aid of a microphone; and

WHEREAS, His distinguished service here has reached a high achievement in his chairmanship of the Joint Legislative Committee for the Revision of the Constitution; and

WHEREAS, Alfred W. Robertson has announced that he will not again be a candidate for election to this Assembly; a decision which brings to the entire membership a sense of keen regret; and

WHEREAS, Mr. Robertson's presence in this Assembly will be greatly missed by his many friends, including his old classmates, and the cessation of his distinguished service here will be a great loss to this Assembly, to the people of the State of California, and to his home City of Santa Barbara; now, therefore, be it

Resolved, That the Members of this Assembly by this resolution express to their friend and colleague, Alfred W. Robertson, their deep regret upon his leaving this Assembly, heartily commend and congratulate him upon his long years of distinguished public service, and extend to him their best wishes for continued success in his practice of the law, and for many happy years with his charming and talented wife, Marylin, in the Most Beautiful Little City in the World; and be it further

Resolved, That the Chief Clerk of the Assembly present to Alfred W. Robertson a suitably prepared copy of this resolution.

Request for Unanimous Consent That Names of All Members Present Be Placed Upon House Resolution No. 84, as Co-authors

Mr. Cooke asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 84, as co-authors.

Request for Unanimous Consent

Mr. Cooke asked for, and was granted, unanimous consent to take up House Resolution No. 84, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

MEMBERS EXCUSED

At 2.45 p.m., Mr. Dickey asked for, and was granted, unanimous consent that the members of the Committee on Rules be excused, at this time, for the purpose of holding a meeting.

At 2.47 p.m., Mr. Maloney asked for, and was granted, unanimous consent that Mr Sherwin be excused for the balance of the legislative day.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 24, 1948

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

Senate Bill No. 50

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. 50—An act to amend Sections 10752 and 10753 of, and to add Section 10753.2 to, and to repeal Sections 10753.5 and 10754 of, the Revenue and Taxation Code, relating to motor vehicle license fees.

Referred to Committee on Revenue and Taxation.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2

At 2 48 p.m., on motion of Mr. Conrad, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Constitutional Amendment No. 2 adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Dickey, Clayton A. Dills, Doyle, Dunn, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—62.

NOES—Anderson, George D Collins, Ralph C. Dills, Elliott, and Hawkins—5.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 91—An act to repeal Section 951.5 of the Fish and Game Code, and to add a new Section 951.5 to said code, relating to nets, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 2.56 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Brady, Burke, Burns, Caldecott, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Hollibaugh, Knight, Lowrey, Lyons, McCollister, Rosenthal, and Stewart—22

EXCUSED—Loomis, Miller, Price, Sherwin, and Thomas—5

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT
TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Hawkins asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file

NOTICE OF MOTION TO WITHDRAW HOUSE RESOLUTION NO. 83 FROM COMMITTEE

Mr. Hawkins gave notice that on the second legislative day he would move to withdraw House Resolution No. 83 from the Committee on Rules, and have it placed upon the file.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 63

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

STEWART, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

MR. SPEAKER. Your Committee on Municipal and County Government, to which was referred:

Senate Bill No 4

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

STEWART, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 4—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies, declaring the urgency of this act, to take effect immediately.

Bill read second time, and ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 24, 1948

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

Assembly Joint Resolution No. 1

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

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 24, 1948

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day adopted, as amended:

Assembly Joint Resolution No 2
Assembly Concurrent Resolution 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

Above resolutions ordered to unfinished business file.

SENATE CHAMBER, SACRAMENTO, March 24, 1948

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

Senate Bill No. 14
Senate Bill No 44
Senate Bill No. 45
Senate Bill No. 47

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 to amend Section 45 7 of the "Community Redevelopment Act," relating to rehabilitation and development of blighted areas in urban and suburban communities, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 44—An act to add Section 6361 to the Revenue and Taxation Code, relating to retail sales and use taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 45—An act to amend Section 796.1 of the Agricultural Code, relating to citrus fruit, declaring the urgency of this act to take effect immediately.

Referred to Committee on Agriculture.

Senate Bill No. 47—An act to amend Section 7305 of the Revenue and Taxation Code, defining distribution of motor vehicle fuel for license tax purposes, declaring the intent thereof, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 24, 1948

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

Senate Concurrent Resolution No. 16
Senate Concurrent Resolution No. 21

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. 16—Relative to requesting the Director of Finance to make funds available to the Fish and Game Commission for the purchase of fish hatchery sites.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 21—Relative to making additional funds available to the Legislative Budget Committee, established by Senate Concurrent Resolution No. 2 (Res. Ch. 9, 1947).

Referred to Committee on Rules.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 91

At 3.18 p.m., on motion of Mr. Maloney, 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. 91 adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—66.
NOES—None.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—66.
NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 12—A resolution proposing to the people of the State of California an amendment to the Constitution of the State by adding to Article XX thereof a new section to be numbered 22¾, relating to the sale and use of intoxicating liquors, making it unlawful for minors to be at or remain in cocktail bars, prohibiting unescorted females from loitering in or about licensed premises and from being served at bars or counters, and providing for local control and enforcement.

Resolution read.

Motion to Amend

Mr. Hahn moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 20, of the printed measure, after "(d)", insert "The keeping of stools in any cocktail bar or room where intoxicating liquors are sold at retail, or dispensed or served at or over any counter or bar for consumption thereat, is hereby declared unlawful.

(e) Lighting of the intensity of less than one-foot candle power in any cocktail bar or room where intoxicating liquors are sold at retail, or dispensed or served at or over any counter or bar for consumption thereat, is hereby declared unlawful.

(f) Any person who transfers title or possession, exchanges, barters, leases, or rents, conditionally or otherwise, in any manner or by any means whatsoever, any license regulating the manufacture, sale, purchase, possession, or transportation of intoxicating liquor within this State, or any person conspiring with one or more other persons to do any of the foregoing, or any person attempting to do any of the foregoing, is guilty of a felony and upon conviction thereof shall be punished by imprisonment in a state prison for not less than one year and by such additional imprisonment and by such fine as may be provided by law. When a licensee participates in the commission of any such felony, his license shall be void."

Amendment No. 2

On page 2, line 25, of said measure, strike out "(e)", and insert "(g)".

Amendment No. 3

On page 2, line 37, of said measure, strike out "(f)", and insert "(h)".

Amendment No. 4

On page 2, line 45, of said measure, strike out "(g)", and insert "(i)".

Amendments read.

Hon. Ralph C. Dills Presiding

At 3.28 p.m., Hon. Ralph C. Dills, Member of the Assembly from the Sixty-ninth District, presiding.

Division of the Question

Mr. Doyle asked for a division of the question.

Demand for Previous Question

Messrs. Grunsky, Loomis, Kirkwood, McMillan, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Mr. Hahn to Assembly Constitutional Amendment No. 12.

Division of the Question Ordered

Acting Speaker Ralph C. Dills ordered a division of the question on the amendments, and that they be renumbered.

Consideration of Amendment No. 1

Amendment No. 1

On page 2, line 20, of the printed measure, after "(d)", insert "The keeping of stools in any cocktail bar or room where intoxicating liquors are sold at retail, or dispensed or served at or over any counter or bar for consumption thereat, is hereby declared unlawful."

Amendment read, and refused adoption.

Consideration of Amendment No. 2

Amendment No. 2

"Lighting of the intensity of less than one-foot candle power in any cocktail bar or room where intoxicating liquors are sold at retail, or dispensed or served at or over any counter or bar for consumption thereat, is hereby declared unlawful"

Amendment read.

Roll Call Demanded

Messrs. Beck, Thompson, and Knight demanded a roll call.

The roll was called, and Amendment No. 2 offered by Mr. Hahn to Assembly Constitutional Amendment No. 12 refused adoption by the following vote:

AYES—Anderson, Beck, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Hahn, Heisinger, Hinton, Knight, Lowrey, Morris, Stewart, and Weber—26

NOES—Berry, Blosser, Brady, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Gannon, Grunsky, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Robertson, Sheridan, Stanley, Stephenson, Thompson, and Mr. Speaker—37

Explanation of Vote on Amendment No. 2

I voted "No" on Amendment No. 2 to Assembly Constitutional Amendment No. 12 because I felt that the amendment was an attempt to insert a provision calling for admittedly inadequate lighting with the deliberate purpose of weakening the provisions of Assembly Constitutional Amendment No. 12 to the extent that the electors of the State may be persuaded to reject the proposed constitutional amendment should it be adopted by the Legislature and placed on the ballot.

FRANCIS DUNN, JR.

Consideration of Amendment No. 3

Amendment No. 3

"Any person who transfers title or possession, exchanges, barters, leases, or rents, conditionally or otherwise, in any manner or by any means whatsoever, any license regulating the manufacture, sale, purchase, possession, or transportation of intoxicating liquor within this State, or any person conspiring with one or more other persons to do any of the foregoing, or any person attempting to do any of the foregoing, is guilty of a felony and upon conviction thereof shall be punished by imprisonment in a state prison for not less than one year and by such additional imprisonment and by such fine as may be provided by law. When a licensee participates in the commission of any such felony, his license shall be void"

Amendment read, and refused adoption

Further Consideration of Amendments

Amendment No. 4

On page 2, line 25, of said measure, strike out "(e)", and insert "(g)"

Amendment No. 5

On page 2, line 37, of said measure, strike out "(f)", and insert "(h)".

Amendment No. 6

On page 2, line 45, of said measure, strike out "(g)", and insert "(i)".

Amendments read.

Amendments Withdrawn

Mr Hahn withdrew Amendments Nos. 4, 5, and 6.

Consideration of Further Amendments

Motion to Amend

Mr Maloney moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed measure, as amended in the Assembly on March 23, 1948, strike out lines 7 and 8, and insert

"(b) It is hereby declared unlawful for any minor to loiter or remain in and around any cocktail bar or that portion of a licensed premise where"

Amendment No. 2

On page 2 of said measure, strike out lines 11 to 16, inclusive, and insert

"(c) It is hereby declared unlawful for any female not accompanied by"

Amendment No. 3

On page 2, line 42, of said measure, strike out "his", and strike out lines 43 and 44, and insert "such license shall be forthwith suspended or revoked in accordance with the finding of the State Board of Equalization"

Amendment No. 4

On page 2, line 46, of said measure, strike out "go into effect", and insert "become operative"

Amendment No. 5

On page 2 of said measure, between lines 46 and 47, insert

"Should an amendment to the Constitution of the State of California by adding to Article XX a new section to be numbered Section 22½ as proposed by initiative petition filed with and certified to the Secretary of State and relating to local control of intoxicating liquors be adopted at the election held on November 2, 1948, and this amendment also be adopted at the election of November 2, 1948, then the provisions of the measure receiving the highest affirmative vote shall prevail. In the event this amendment receives the highest number of votes said Section 22½ if adopted, is *hereby repealed*"

Amendments read.

Division of the Question

Messrs. Kirkwood and Field asked for a division of the question

Consideration of Amendment No. 1

Amendment No. 1

On page 2 of the printed measure, as amended, strike out lines 7 and 8, and insert "(b) It is hereby declared unlawful for any minor to loiter or remain in and around any cocktail bar or that portion of a licensed premise where".

Amendment read, and adopted

Consideration of Amendment No. 2

Amendment No. 2

On page 2 of said measure, strike out lines 11 to 16, inclusive, and insert "(c) It is hereby declared unlawful for any female not accompanied by".

Amendment read.

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

AYES—Berry, Blosser, Brown, Burns, Butters, Caldecott, Carey, Clarke, Colher, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Dunn, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hawkins, Hinton, Hollibaugh, James, Johnson, Kilpatrick, Lowrey Luckel, Lyons, Maloney, McCollister, McMillan, Niehouse, Rosenthal, Sheridan, Stanley, Stephenson, Thompson, Weber, and Mr. Speaker—48.

NOES—Anderson, Beck, Brady, Burke, George D. Collins, M. Philip Davis, Erwin, Field, Hahn, Heisinger, Huyck, Kirkwood, Knight, Lipscomb, Robertson, and Stewart—16.

Consideration of Amendment No. 3

Amendment No. 3

On page 2, line 42, of said measure, strike out "his"; and strike out lines 43 and 44, and insert "such license shall be forthwith suspended or revoked in accordance with the finding of the State Board of Equalization."

Amendment read, and adopted.

Consideration of Amendment No. 4

Amendment No. 4

On page 2, line 46, of said measure, strike out "go into effect", and insert "become operative".

Amendment read, and adopted.

Consideration of Amendment No. 5

Amendment No. 5

On page 2 of said measure, between lines 46 and 47, insert

"Should an amendment to the Constitution of the State of California by adding to Article XX a new section to be numbered Section 22½ as proposed by initiative petition filed with and certified to the Secretary of State and relating to local control of intoxicating liquors be adopted at the election held on November 2, 1948, and this amendment also be adopted at the election of November 2, 1948, then the provisions of the measure receiving the highest affirmative vote shall prevail. In the event this amendment receives the highest number of votes said Section 22½, if adopted, is hereby repealed"

Amendment read.

Point of Order

Mr. Collier arose to the following point of order: That Mr Maloney is not speaking to the question.

Ruling by Acting Speaker

Acting Speaker Ralph C. Dills ruled the point of order not well taken.

The question being on the adoption of Amendment No 5 offered by Mr. Maloney to Assembly Constitutional Amendment No. 12.

Point of Order

Mr. Stewart arose to the following point of order. That Mr. Maloney is discussing a matter not before the House.

Ruling by Acting Speaker

Acting Speaker Ralph C. Dills ruled the point of order well taken.

The question being on the adoption of Amendment No. 5.

Point of Order

Mr. Robertson arose to the following point of order: That the rulings of the Chair are correct.

Ruling by Acting Speaker

Acting Speaker Ralph C Dills ruled that Mr. Robertson is out of order.

The question being on the adoption of Amendment No. 5 offered by Mr. Maloney to Assembly Constitutional Amendment No. 12.

Point of Order

Mr. Weber arose to a point of order relative to the ruling of the Chair, and stated that Mr. Maloney is not speaking to the question.

Ruling by Speaker

Acting Speaker Ralph C. Dills ruled that Mr. Weber is out of order, and that Mr. Maloney is speaking to the question.

The question being on the adoption of Amendment No. 5.

The roll was called.

Motion for Call of the Assembly

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

Motion lost.

The vote was announced, and Amendment No. 5 refused adoption by the following vote:

AYES—Berry, Brady, Burns, Carey, Connolly, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Dolwig, Doyle, Elliott, Evans, Fletcher, Hawkins, Hollibaugh, Lyons, Maloney, McCollister, McMillan, Morris, Robertson, Sheridan, and Weber—27

NOES—Anderson, Beck, Bennett, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, Collier, George D. Collins, Conrad, M. Philip Davis, Ralph C. Dills, Dunn, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Niehouse, Rosenthal, Stanley, Stephenson, Stewart, Thompson, and Waters—43

Notice of Motion to Reconsider Amendment No. 5 Offered by Mr. Maloney to Assembly Constitutional Amendment No. 12

Mr. Maloney gave notice that on the next legislative day he would move to reconsider the vote whereby Amendment No. 5 to Assembly Constitutional Amendment No. 12 was this day refused adoption.

Motion to Take Up Notice of Motion to Reconsider Vote on Amendment No. 5 Offered by Mr. Maloney to Assembly Constitutional Amendment No. 12, at This Time

Mr. Field moved that Mr. Maloney's notice of motion to reconsider the vote whereby Amendment No. 5 offered by Mr. Maloney to Assembly Constitutional Amendment No. 12 was this day refused adoption be taken up, at this time.

Mr. Collier seconded the motion.

Notice of Motion Withdrawn

Mr. Maloney withdrew his notice of motion to reconsider.

Consideration of Further Amendments to Assembly Constitutional Amendment No. 12

Motion to Amend

Mr. Beck moved the adoption of the following amendments:

Amendment No. 1

In line 6 of the title of the printed measure, as amended in the Assembly on March 23, 1948, strike out "minors", and insert "persons under the age of 21".

Amendment No. 2

On page 2, line 7, of said measure, strike out "minor", and insert "person under the age of 21".

Amendments read, and adopted.

Request for Unanimous Consent That Permission Be Given to Make Amendments Conform

Mr. Beck asked for, and was granted, unanimous consent that permission be given that his amendments, adopted without the bill being

reprinted, be made to conform with the amendments of Mr. Maloney, which were previously adopted.

Speaker Presiding

At 5.20 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Consideration of Further Amendments to Assembly Constitutional Amendment No. 12

Motion to Amend

Mr. Beck moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed measure, as amended in the Assembly on March 23, 1948, strike out line 9, and insert "providing for enforcement thereof"

Amendment No. 2

On page 1, line 14, of said measure, strike out "control and"

Amendments read.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Anderson, Beck, Boyd, Brown, Burke, Butters, Clarke, Collier, George D. Collins, Connolly, Conrad, Lester T. Davis, M. Philip Davis, Doyle, Erwin, Field, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Johnson, Kirkwood, Knight, Lowrey, Luckel, Stephenson, Stewart, and Waters—30.

NOES—Berry, Blosser, Brady, Burns, Caldecott, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Hollibaugh, James, Lipscomb, Lyons, Maloney, McCollister, McMillan, Morris, Nichouse, Rosenthal, Sheridan, Stanley, Thompson, Weber, and Mr. Speaker—35.

Consideration of Further Amendments to Assembly Constitutional Amendment No. 12

Motion to Amend

Mr. Beck moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed measure, as amended in the Assembly on March 23, 1948, strike out lines 25 to 36, inclusive

Amendment No. 2

On page 2, line 37, of said measure, strike out "(f)", and insert "(e)"

Amendment No. 3

On page 2, line 45, of said measure, strike out "(g)", and insert "(f)"

Amendments read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Gaffney, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Luckel, Lyons, McCollister, Morris, Nichouse, Robertson, Sheridan, Stanley, Stephenson, Stewart, Thompson, Waters, and Weber—57

NOES—Gannon, Geddes, Hollibaugh, Maloney, McMillan, and Mr. Speaker—6

Consideration of Further Amendments to Assembly Constitutional Amendment No. 12

Motion to Amend

Mr. Beck moved the adoption of the following amendments:

Amendment No. 1

In line 6 of the title of the printed measure, as amended in the Assembly on March 23, 1948, strike out "cocktail bars", and insert "any room where intoxicating liquors are sold or served at any counter for consumption thereat"

Amendment No. 2

In line 8 of the title of said measure, strike out "bars or"

Amendment No. 3

On page 2, line 8, of said measure, strike out "cocktail bar or"

Amendment No. 4

On page 2, line 10, of said measure, strike out "or bar".

Amendment No. 5

On page 2, line 17, of said measure, strike out "or bar".

Amendments read.

Amendments Withdrawn

Mr. Beck withdrew his amendments.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Dickey announced that a meeting of the Committee on Rules will be held tomorrow, Thursday, March 25th, at 9 a.m.

Mr. Clarke announced that a meeting of the Committee on Agriculture will be held at his desk, upon adjournment.

Mr. Dunn announced that the Committee on Education will not hold a meeting.

RECESS

At 5.47 p.m., on motion of Mr. Dickey, the Assembly recessed until 8.15 p.m.

REASSEMBLED

At 8.15 p.m., the Assembly reconvened.

Hon. Sam L. Collins, 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. 14: By Mr. Heisinger—Relative to transportation rates for dairy feed and hay.

Referred to Committee on Rules.

Motion to Place Rush Order on Printing of Assembly Joint Resolution No. 14

Mr. Heisinger moved that a rush order be placed upon the printing of Assembly Joint Resolution No. 14.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

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

Senate Concurrent Resolution No. 15
Senate Concurrent Resolution No. 20

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

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

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

Assembly Concurrent Resolution No. 24

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

DICKEY, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

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

Senate Concurrent Resolution No. 18

Has had the same under consideration, and respectfully reports the same back without recommendation.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

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

Senate Joint Resolution No. 3
Senate Joint Resolution No. 13

Has had the same under consideration, and respectfully reports the same back without recommendation.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

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

Assembly Bill No. 93

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

DICKEY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 93—An act to amend Section 9355 of the Government Code, relating to retirement of Members of the Legislature, declaring the urgency hereof, to take effect immediately.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

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

Senate Joint Resolution No. 10
Senate Joint Resolution No. 11

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

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

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

Assembly Joint Resolution No. 11
Assembly Joint Resolution No. 12
Assembly Joint Resolution No. 13

Has had the same under consideration, and respectfully reports the same back without recommendation.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

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

Assembly Concurrent Resolution No. 18
Assembly Concurrent Resolution No. 25
Assembly Concurrent Resolution No. 27

Has had the same under consideration, and respectfully reports the same back without recommendation.

DICKEY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

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

House Resolution No. 82

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

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

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

House Resolution No. 41
House Resolution No. 53

Has had the same under consideration, and respectfully reports the same back without recommendation.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 12

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported resolution ordered on file for adoption.

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred:

Senate Bill No. 43

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

STEPHENSON, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 43—An act to amend Sections 353.1, 353.5, 353.6, 353.7, 353.8, 353.9, and 354 of, and to add Section 354.1 to, the Agricultural Code, relating to hide and brand inspection fees, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Livestock and Dairies:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 1

In line 1 of the title of the printed bill, after "353.1," insert "353.3,".

Amendment No. 2

In line 3 of the title of said bill, after "fees," insert "declaring the urgency of this act,".

Amendment No. 3

On page 1, lines 5 and 6, of said bill, strike out "thirteen cents ($0.13)", and insert "fifteen cents ($0.15)"

Amendment No. 4

On page 1 of said bill, between lines 6 and 7, insert

"SEC. 1½. Section 353.3 of the Agricultural Code is amended to read:

353.3. [No charge shall be made] *The fee shall be fifteen cents ($0.15)* for the inspection required by Section 349.7 as to cattle originating in California."

Amendment No. 5

On page 1, lines 9 and 10, of said bill, strike out "eight cents ($0.08)", and insert "ten cents ($0.10)".

Amendment No. 6

On page 1, lines 17 and 18, of said bill, strike out "eight cents ($0.08)", and insert "ten cents ($0.10)"

Amendment No. 7

On page 2, lines 3 and 4, of said bill, strike out "eight cents ($0.08)", and insert "ten cents ($0.10)".

Amendment No. 8

On page 2, line 17, of said bill, strike out "eight cents ($0.08)", and insert "ten cents ($0.10)".

Amendment No. 9

On page 2, line 22, of said bill, strike out "thirteen cents ($0.13)", and insert "fifteen cents ($0.15)".

Amendment No. 10

On page 2, line 30, of said bill, strike out "eleven cents ($0.11)", and insert "thirteen cents ($0.13)".

Amendment No. 11

On page 2, line 39, of said bill, strike out "thirteen cents ($0.13)", and insert "thirty cents ($0.30)"

Amendment No. 12

On page 2, line 40, of said bill, strike out "tion", and insert "tions".

Amendment No. 13

On page 3 of said bill, strike out lines 4, 5, and 6, and insert

"SEC. 9. The fees provided for in this act shall be collected for all inspections made on or after the second day after the day this act takes effect.

SEC. 10. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are.

The administration of the law relating to livestock protection and identification is financed on a self-supporting basis and largely from fees for inspection of cattle and the hides and carcasses thereof. The fees now provided for by law have proved to be inadequate and the cattle protection service is currently operating at a loss Unless additional money is provided immediately a large number of hide and brand inspectors will be laid off and the service will suffer a major breakdown. Large seasonal movements of livestock occur in the spring months of the year and the normal procedures of marketing livestock necessitate a continuous operation of this service. A breakdown of the service at this time would expose the livestock of the State to theft, misappropriation and other loss and would disrupt the orderly process of the marketing of livestock, the products of which are essential to the public health In view of the current high prices of livestock, such breakdown would encourage cattle thefts and illicit dealings in beef and other livestock products outside of the regular channels of trade. In order to avoid these immediate dangers to the public peace, health, and safety it is necessary that this act take immediate effect."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 73

House Resolution No. 73

Relating to the success of the San Jose State College Boxing Team

WHEREAS, San Jose State College participated in the Pacific Coast Intercollegiate boxing championships at Sacramento on March 16, 1948, by sending a full team of all around good ringmen; and

WHEREAS, The boxing team of San Jose State College went home from said championships with the leading score of 35 points, including two championships; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly hereby extend hearty congratulations to the boxing team of San Jose State College; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution, suitably prepared, to Glenn Hartranft, Director of Men's Physical Education of the San Jose State College.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 80

House Resolution No. 80

Relative to salaries of state employees

WHEREAS, Full salary fixing responsibility in state service is placed by law upon the State Personnel Board insofar as the establishment and continuous adjustment of salaries of civil service employees are concerned under Section 18850 of the Government Code which provides: "The board shall establish and adjust salary ranges for each class of position in state civil service", and

WHEREAS, Section 18850 of the Government Code also requires that in establishing salaries for state employees "consideration shall be given to the prevailing rates for comparable service in other public employment and in private business"; and

WHEREAS, The Legislature has heretofore declared itself in favor of the principle that state employees' salaries should be maintained as nearly as possible up to prevailing salaries with a minimum of lag in doing so; and

WHEREAS, It appears that as of this date the over-all salaries of state employees are reasonably comparable with prevailing rates, which has been made possible by the appropriation of sufficient funds in the Salary Increase Fund of the budget by the last session of the Legislature; and

WHEREAS, In order to keep the salary ranges of various classes in the state civil service properly adjusted it is necessary that, and the duty of, the Personnel Board to make continuous studies and keep current data in its files on prevailing rates and salary trends; and

WHEREAS, If between now and the convening of the 1949 Session of the Legislature the Personnel Board, on the basis of its studies and information, should determine that state employees' salaries in general are below the prevailing rates there may not be sufficient funds in the salary increase item of the budget for the 1948-49 Fiscal Year to enable the Personnel Board and other salary fixing agencies to keep the salaries of state employees in line with prevailing rates; and

WHEREAS, It appears that the Governor in preparing the budget for this session of the Legislature gave only limited consideration to this general problem and it further appears that the Personnel Board does not have any policy or procedure for keeping the Governor and the Legislature regularly advised and informed on the salary status of state employees, or salary trends generally, thus leaving the Legislature without the benefit of the Governor's recommendation in this regard and without the benefit of up-to-date data and recommendations from the State Personnel Board unless specifically requested for such sufficiently in advance of the time of need for legislative consideration; and

WHEREAS, It might therefore be necessary and desirable that the Legislature give consideration to the matter of state employees' salaries upon convening in January, 1949, and in order to properly do so should have immediately available to it all pertinent and necessary information on the subject; now, therefore, be it

Resolved, That the State Personnel Board be and it is hereby requested to make a full and complete report on the status of state employees' salaries in relation to prevailing rates in private business and other public jurisdictions together with its recommendations to the Governor in such time as will enable him to give consideration to it in connection with preparing his message to the 1949 Session of the Legislature, and also to file a copy of the same with the Clerk of the Assembly not later than the second day of the 1949 Session of the Legislature, and, be it further

Resolved, That the Chief Clerk of the Assembly is directed to send a copy of this resolution to the Governor, the Director of Finance and the State Personnel Board

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 76

House Resolution No. 76

Relative to honoring George R. Reilly, member of State Board of Equalization, on occasion of state-wide celebration of Feast of Saint Patrick, March 17, 1948, by bringing to the State of California Hon. Eamon De Valera

WHEREAS, Hon. George R. Reilly, member of the State Board of Equalization from the First District, and our fellow public servant, has brought honor to public servants of our State of California because of his endeavor as National Organizer of the Ancient Order of Hibernians in bringing Hon. Eamon De Valera to our State of California during the celebration of the Feast of Saint Patrick during the week of March 13 to March 20, 1948; and

WHEREAS, The celebration of Saint Patrick's Day, 1948, has been remarkably enhanced in Northern California and Southern California by the presence of the leader of the Finna Fail Party of Eire and has brought phenomenal world-wide publicity to our Great Golden State; and

WHEREAS, The citizenry of our State during many fraternal and semiofficial municipal functions, has had an opportunity to see and hear Hon. Eamon De Valera, the greatest Irish leader of our generation; and

WHEREAS, With all the money spent by chambers of commerce, and all other semiofficial advertising bodies, there has never been seen such a marvelous nation-wide public-relations accomplishment as this bringing of Hon Eamon De Valera to our great State of California; and

WHEREAS, Hon. George R. Reilly thereby brought favorable comment in many newspapers throughout the United States of America, the substance of which indicated that California with all its natural attainments had also a most adroit and hard-working public official because of De Valera's visit directly to us in our Golden State, instead of to his birthplace, New York State, at the time that his name was internationally prominent in thousands of news releases; therefore, be it

Resolved, That Hon. George R. Reilly, member of the State Board of Equalization and National Organizer of the Order of Hibernians, be complimented and commended by the Assembly of the State of California as a fellow public servant who has brought to our great State this Irish leader, Hon. Eamon De Valera, which has resulted in outstanding publicizing of the Golden State of California throughout the United States of America; and be it further

Resolved, That a copy of this resolution, properly and suitably engrossed, be forwarded to Hon. George R. Reilly at the office of National Organizer, Ancient Order of Hibernians, Whitcomb Hotel, San Francisco.

Resolution read, and adopted.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 20—Relative to purchase of a site in Los Angeles for a new state building.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

MEMBERS EXCUSED

At 8 37 p.m., Mr. Hollibaugh asked for, and was granted, unanimous consent that the members of the Committee on Revenue and Taxation be excused, at this time, for the purpose of holding a meeting in Room 219.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 19—Relative to recommending to the State Board of Control that mileage allowances for employees using their own automobiles for state business be increased.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 38—An act calling a special election to be consolidated with the general election of 1948 and to provide for the submission to the electors of the State at such consolidated election of constitutional amendments proposed by the Legislature at the 1948 Regular Session of the Legislature, to take effect immediately.

Bill read third time.

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

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—55

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 63—An act to amend Section 15 of the Construction and Employment Act, relating to the priority of facilities to be constructed pursuant to said act, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

By unanimous consent, consideration of Assembly Bill No. 63 was passed on file temporarily.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

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

Senate Bill No. 45

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.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 85

MR. SPEAKER: Your Committee on Rules respectfully begs to report that it has carefully considered the applications for the various positions and desires to submit the following resolution:

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

Commencing March 22, 1948	*Per day*
Michael Coughlin, Assistant Sergeant-at-Arms	$9 00
George Dickey, Assistant Sergeant-at-Arms	9 00
William Holloman, Assistant Sergeant-at-Arms	9 00
Ernest H. Smith, Assistant Sergeant-at-Arms	9 00
Larry Smith, Chief Page	3 00
Ted Labowitch, Page	3 00
Fred Links, Jr., Page	3 00
Donna Lee Doyle, Page	3 00
Phil Davis, Jr., Page	3 00
Robert J. Hahn, Page	3 00
Orrin Olson, Page	3 00
James Keith Hopcraft, Page	3 00
Donnie Field, Page	3 00
Gerry Bing, Page	3 00
Thomas Andersen, Page	3 00

Commencing March 24, 1948	*Per day*
Julie Anne Beck, Page	$3 00
Judy Beck, Page	3 00
Polly Welsh, Page	3 00

Resolved, That the following named person be and is hereby stricken from the roll upon completion of work on March 22, 1948.

William Holloman, Assistant Sergeant-at-Arms	$9 00

Resolved further, That the following named person be and is hereby stricken from the roll upon completion of work on March 23, 1948.

Robert J. Hahn, Page	$3 00

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 85, at this time, without reference to committee or file.

Resolution read.

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

AYES—Beck, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—62.

NOES—None.

By Mr. Dickey:

House Resolution No. 86

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.

Department of Finance (pro-rata cost of telephone service)	$197 25
Department of Finance (carpenter work)	196 90
Underwood Corporation (6 Underwood noiseless typewriters)	1,119 55
Western Manufacturing Company (3 cases)	151 39
Bureau of Purchases (supplies)	234 54

Request for Unanimous Consent

Mr. Dickey 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.

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

AYES—Beck, Berry, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Fletcher, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—62

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 23—Relative to the National Security Bond Drive.

Resolution read.

Demand for Previous Question

Messrs. Waters, Conrad, Rosenthal, Robertson, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Assembly Concurrent Resolution No. 23.

Resolution refused adoption.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 63

Assembly Bill No. 63—An act to amend Section 15 of the Construction and Employment Act, relating to the priority of facilities to be constructed pursuant to said act, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Further Consideration of Urgency Clause
Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—65.
NOES—None.

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

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr Speaker—65.
NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 74—An act to amend Section 164 of the Vehicle Code, relating to the renewal of registration, 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, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Waters, Weber, and Mr. Speaker—65.

NOES—Stephenson—1.

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

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Thompson, Waters, Weber, and Mr. Speaker—65.

NOES—Stephenson—1.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 9—An act to amend Section 734 of the Agricultural Code, relating to fees for marketing of milk and other dairy products.

Bill read third time.

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

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 10—An act to amend Sections 736.14 and 737.6 of the Agricultural Code, relating to fees assessed for the conduct of fluid milk marketing and stabilization functions.

Bill read third time.

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

AYES—Anderson, Beck, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight,

Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker —60.

NOES—None

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 8—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 14 to Article XVI thereof, relating to the issuance of bonds to provide loans and grants to school districts of the State.

Resolution read.

Demand for Previous Question

Messrs. Hinckley, Luckel, Waters, Morris, and Conrad demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Assembly Constitutional Amendment No. 8.

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

AYES—Anderson, Berry, Brown, Burns, Clarke, Connolly, Crowley, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Fletcher, Gaffney, Geddes, Hahn, Hawkins, Hinton, Huyck, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Rosenthal, Sheridan, and Weber —33.

NOES—Blosser, Boyd, Burke, Butters, Caldecott, Collier, George D. Collins, Conrad, Cramer, Crichton, M Philip Davis, Erwin, Evans, Grunsky, Heisinger, Hinckley, Hollibaugh, James, Johnson, Kirkwood, Knight, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Mr. Speaker—29.

RESOLUTIONS

The following resolution was offered:

By Messrs. Burke, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Mrs. Niehouse, Messrs. Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Weber:

House Resolution No. 87

Relative to adjournment in respect to the memory of Sara W. Houser

WHEREAS, At the age of 78 years and while resting at her home at 256 Arroyo Drive, San Gabriel, California, the sleep of Sara Wilde Houser became that eternal slumber from which those of this world may not return; and

WHEREAS, A native of San Francisco, California, Sara Wilde received her law training at the old Los Angeles College of Law and was one of the first women to be

admitted to the Bar in California, practicing law for five years in Los Angeles before her marriage to the late Frederick W. Houser, who became a Justice of the Supreme Court of California; and

WHEREAS, A distinguished member of the Bar herself, and wife of a distinguished jurist, Mrs. Houser was mother of Judge Frederick F. Houser of the Los Angeles Superior Court, formerly Lieutenant Governor of California, and Rodman Wilde Houser of Pasadena; grandmother of Rodman, Jr., and Peter Houser; now, therefore, be it

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to the surviving sons of Sara Wilde Houser as an expression of esteem and respect on the part of the Members of this Assembly for one who exemplified the finest qualities of womanhood, both in her professional career and as a wife and mother; and be it further

Resolved, That when this Assembly adjourns this twenty-fourth day of March, 1948, it do so out of respect to the memory of Sara Wilde Houser.

Request for Unanimous Consent That Names of All Members Present Be Placed Upon House Resolution No. 87

Mr. Burke asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 87, as co-authors.

Request for Unanimous Consent

Mr. Burke 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, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 44
Senate Bill No. 47

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

HOLLIBAUGH, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Senate 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

HOLLIBAUGH, Chairman

Above reported bill ordered to second reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Upon recess at noon—

Agriculture.

At 9 a.m., tomorrow, Thursday, March 25th—

Rules.

It was announced that no meeting of the Committee on Education will be held.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Geddes and Stephenson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Eleanor Johnson of Franklin.

On the request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Ketten, Scout Leader, Mrs Landis, Mrs. Caldwell, and the following members, Girl Scout Troop No 46 of the Woodrow Wilson School of Richmond: Ann Landis, Wanda Sims, Joan McElroy, Elizabeth Ketten, Carol Caldwell, Beverly Larson, Betty Crowell, Roberta Maynard, Jacqualine Galvin, and Betty Norman.

On request of Mr. Thompson, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to William Stevens, Nick Germaino of San Jose, and Curtiss Beacock of Half Moon Bay.

On request of Mr. Weber, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Margaret Roush of Sacramento.

On request of Speaker Collins, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs Arthur Yarbrough of Fullerton.

On request of Mr. Carey, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Dave Markovits and Ann Markovits of Oakland.

On request of Mr. M Philip Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Miss Geraldine Andersen of Los Angeles.

On request of Mr. Brown, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Edna Monson, Mrs. Myrtle Wellemeyer, teachers, and the following pupils of Patterson Union High School of Patterson: Sue Allen, Tony Avila, Marianne Azevedo, Jean Bennett, Dave Bettencourt, Bonnie Black, Alma Boschi, Ed Boze, Evelyn Boze, Jean Bridenbaugh, Doris Brunoni, Don Chaney, Ruby Del Nero, Royce Dobbs, Dorene English, Joaquin Farinha, Maneul Furtado, Salvador Gallardo, Lorenne Ghisletta, Margil Grier, Goldie Johnson, Wesley Johnson, Patsy Kirk, Irene Kjonaas, Jim Lucas, Stanley Lyons, Carl Machado, Zora Maksente, Thelma Melschau, Richard Reeder, Tony Santos, Joseph Scheuber, Francis Silva, Richard Simonic, Dick Sorensen, Virgil Staley, Harold Swanson, Jim Turner, and Fred Yost.

On request of Mr Caldecott, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Cyril Tyson of Berkeley.

On request of Mr. Connolly, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. Wanda Mortell of San Francisco.

On request of Mr. Hinton, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to J. R. Croad and Miss Elizabeth Croad of Burbank.

On request of Mr. Connolly and the San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Richard L. Cromartie, Jr., John E. Hean, M Robert

Montilla, and Pat Henry of San Francisco; George Aiassa of Alameda, and Kenneth H. Smith of Berkeley.

On request of Messrs. James and Silliman, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to H. W. "Pat" Kelly of Shafter.

On request of Mr. Lester T. Davis, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Herbert R. Totten of Pittville.

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. Melba Stevens and 12 members of the Quest Club of San Francisco.

On request of Mr. Hahn, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. R. E. G. Harris of Los Angeles.

ADJOURNMENT

At 10.30 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 11 a.m., Thursday, March 25, 1948, out of respect to the memory of the late Mrs. Sara Wilde Houser of Los Angeles.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

EIGHTEENTH LEGISLATIVE DAY

TWENTY-FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, March 25, 1948

The Assembly met at 11 a.m.
Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—72.

Quorum present.

PRAYER

Upon invitation of Speaker Collins, the following prayer was offered by the Reverend T. H. Markham:

Behold the wood of the Cross on which hung the Saviour of the world.

Let us pray, dearly beloved, to God the Father Almighty, that He may cleanse the world of all errors; remove diseases; drive away famine; open prisons; break chains; grant a safe return to travelers, and a port of safety to those who are at sea; health to the sick, and peace to warring nations.

By the Grace of the Cross of Jesus Christ on Calvary, may our death to the world be but the beginning of our glorious eternal lives with Him. AMEN

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Silliman, 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. Price, on motion of Mr. Stanley.
Mr. Loomis, on motion of Mr. Stanley.
Mr. Thomas, on motion of Mr. Stanley.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Rosenthal, on motion of Mr. Beck.
Mr. Miller, on motion of Mr. Kirkwood.

COMMUNICATIONS

By Speaker Collins:

A communication from Mr. H. P. Gleason, Sheriff of the County of Alameda, with an accompanying resolution adopted by the California State Sheriffs' Association, relative to Assembly Constitutional Amendment No. 7, were received, and will be acknowledged by the Speaker.

By Mr. Butters:

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

COMMUNICATIONS

Explanation of Assembly Bill No. 47, as amended March 25, 1948, proposing amendments to the Personal Income Tax Law, Part 10 of Division 2 of the Revenue and Taxation Code

By Assemblyman George R. Butters and Senator Ben Hulse

Sections 17390 to 17394 of said bill provides the rules for the computation of the net operating loss deduction allowed by Section 17320.6. The net operating loss deduction is the net operating loss carry-over reduced by certain adjustments to prevent the deduction of losses absorbed by income not taxed. In general, the net operating loss carry-over is the sum of the net operating losses, if any, for the two preceding taxable years. If there is net income (computed as provided in Sections 17390 to 17394) in the first preceding taxable year, the net operating loss for the second preceding taxable year is reduced to the extent such loss has been absorbed by such net income.

The net operating loss deduction is first available in a taxable year beginning after December 31, 1948. Since the first taxable year from which a net operating loss may be carried over is one beginning after December 31, 1947, ordinarily the carry-over to a taxable year beginning after December 31, 1948, and before January 1, 1950, will be only a one-year carry-over. The only exception is in the case of the intervention of more than one complete taxable period between December 31, 1947, and the beginning of such taxable year. For the purpose of ascertaining the first or second preceding taxable year, a fractional part of a year which is a taxable year under Section 17010 of the Personal Income Tax Law is a preceding taxable year.

NAMES OF MEMBERS OF BUDGET SESSION JOINT STANDING COMMITTEE ORDERED PLACED ON MORNING ROLL CALL

By order of Speaker Collins, the names of all members of the Budget Session Joint Standing Committee were ordered placed upon the morning roll call because they are present, but attending to legislative business elsewhere.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 1—Relating to memorializing Congress to continue its Veteran's Flight Training Program;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-fifth day of March, 1948, at 10 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 93
Assembly Joint Resolution No. 11
Assembly Joint Resolution No. 12
Assembly Joint Resolution No. 13

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 18
Assembly Concurrent Resolution No. 24
Assembly Concurrent Resolution No. 25
Assembly Concurrent Resolution No. 27

And reports the same correctly engrossed.

WEBER, Chairman

Above reported resolutions ordered on file for adoption.

RESOLUTIONS

The following resolution was offered:

By Mr. McMillan:

House Resolution No. 88

WHEREAS, Testimony given before the Assembly Interim Committee on Aviation indicates that higher costs and ever increasing aviation activities have rendered locally available funds utterly inadequate to provide necessary proposed expansion of airport facilities; and

WHEREAS, The municipally owned airports of the Cities of Los Angeles and San Francisco now serve approximately 10 percent of all aviation passenger traffic within the United States; and

WHEREAS, The Los Angeles Municipal Airport alone immediately requires expanded facilities and betterments now estimated to cost more than twenty-five million dollars which improvements will necessitate the construction, relocation and reconstruction of street and highway facilities both within and without the Los Angeles City limits which will cost an additional eight to ten million dollars; and

WHEREAS, All of the larger publicly owned airports within the State of California serve vast surrounding areas with all types of aviation services, thus making their import of more than local significance; now, therefore, be it

Resolved, That the Aeronautics Commission be directed to report to the Assembly on or before January 10, 1949, the past expenditures, funds available for airport expansion and betterments, and the financial needs of necessary airport expansion improvements, including street, highway, drainage and other appurtenant public work for the San Francisco, Los Angeles, Oakland, San Diego, Long Beach, Sacramento and other publicly owned airports of similar or potential import.

Resolution read, and ordered referred to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Constitutional Amendment No. 15: By Mr. Knight—A resolution to propose to the people of the State of California an

amendment to the Constitution of the State by adding Section 21 to Article XI, relating to regulation and taxation by cities, counties, and cities and counties, in fields occupied by the State.

Referred to Committee on Constitutional Amendments.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

House Resolution No. 83, on motion of Mr. Hawkins.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, March 24, 1948

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

GENTLEMEN: Pursuant to Section 15562 of the Government Code, I am transmitting to you the First Annual Report on Planning and Research as prepared by the Office of the Director of Planning and Research of the State of California.

Sincerely,

EARL WARREN, Governor

Above mentioned report ordered filed with the Secretary of State.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Joint Resolution No. 2—Relative to the acquisition of Angel Island in San Francisco Bay as a state park.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Joint Resolution No. 2?

Amendment No. 1

On page 1 of the printed resolution, strike out lines 4 to 6, inclusive

Amendment No. 2

On page 1 of said resolution, strike out lines 17 to 22, inclusive, and insert

"*Resolved by the Assembly and Senate of the State of California, jointly,* That the State Park Commission be requested to investigate the suitability of Angel Island, relative to cost, development, cost and mode of transportation, water facilities and suitability as a state park or recreational area and if, after such investigation, the State Park Commission concludes that it would be desirable for inclusion in the State Park System, it would proceed with acquisition; and be it further".

Amendment No. 3

On page 1, line 29, of said resolution, following "administration", strike out "and".

Amendment No. 4

On page 1, line 30, of said resolution, following "Resources", insert "and the California State Park Commission".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Joint Resolution No. 2 by the following vote:

AYES—Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Elliott, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, McCollister, McMillan, Morris, Niehouse, Sheridan, Sherwin, Stephenson, Stewart, Thompson, and Mr. Speaker—44.

NOES—None.

Assembly Joint Resolution No. 2 ordered enrolled.

Assembly Concurrent Resolution No. 19—Relative to the use and purchase of automobiles by the State.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No. 19?

Amendment No. 1

On page 1, line 18, of the printed resolution, after "designation", insert "other than the so-called "Diamond E" license plate".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Concurrent Resolution No. 19 by the following vote:

AYES—Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Elliott, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, McCollister, McMillan, Morris, Niehouse, Sheridan, Sherwin, Stephenson, Stewart, Thompson, and Mr. Speaker—44.

NOES—None.

Assembly Concurrent Resolution No. 19 ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 45—An act to amend Section 796.1 of the Agricultural Code, relating to citrus fruit, declaring the urgency of this act to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 44—An act to add Section 6361 to the Revenue and Taxation Code, relating to retail sales and use taxes.

Bill read second time, and ordered to third reading.

Senate Bill No. 47—An act to amend Section 7305 of the Revenue and Taxation Code, defining distribution of motor vehicle fuel for license tax purposes, declaring the intent thereof, and providing that this act shall take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 50—An act to amend Sections 10752 and 10753 of and to add Section 10753.2 to, and to repeal Sections 10753.5 and 10754 of, the Revenue and Taxation Code, relating to motor vehicle license fees.

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 3 of the printed bill, as amended in the Senate on March 23, 1948, between lines 18 and 19, insert

"SEC. 5. The Legislature hereby declares its intent to be that this act is inseverable and that if any part hereof is found or declared to be invalid either in whole or in part, the whole of this act shall be ineffectual for any purpose."

Amendment No. 2

On page 3, line 19, of said bill, strike out "5", and insert "6".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Bill No. 50

Mr. Butters moved that a rush order be placed upon the printing of Senate Bill No. 50.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 30:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, March 25, 1948

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 30—"An act making an appropriation for the support of the Department of Motor Vehicles, declaring the urgency of this act, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

In order to permit the Legislature to complete its work by having an opportunity to consider this bill before the Budget Bill, I recommend consideration of Assembly Bill No. 30 as an emergency measure

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 30—An act making an appropriation for the support of the Department of Motor Vehicles, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 11.33 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Beck, Boyd, Brady, Burns, Butters, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Evans, Field, Fletcher, Hollibaugh, James, Johnson, Lowrey, Lyons, Maloney, Silliman, and Waters—23.

EXCUSED—Loomis, Miller, Price, Rosenthal, and Thomas—5

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Sherwin asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

RESOLUTIONS

The following resolution was offered:

By Messrs. Boyd, Gannon, and Anderson:

House Resolution No. 89

Relative to state, county, and district agricultural association fairs

WHEREAS, The Assembly Interim Committee on Ways and Means has recommended that all free passes to the State Fair be discontinued; and

WHEREAS, Said committee has suggested that the Assembly Interim Committee on Fairs and Expositions investigate the possibility of increasing admission charges to state fairs; and

WHEREAS, State funds are also provided for county and district agricultural fairs; and

WHEREAS, It is desirable that some degree of uniformity should be achieved with respect to a policy on passes and admission charges at such fairs; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Fairs and Expositions (created by House Resolution No. 225, 1947 Regular Session) is hereby directed to investigate and study the admission charges to all state, county, and district agricultural fairs, and the policies relating to free admission passes thereto, and to report its findings to the Legislature not later than the fifteenth day of the 1949 Regular Session of the Legislature.

Resolution read, and ordered referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 24—Relative to employment of private firms by the Department of Public Works.

Resolution read.

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

AYES—Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crowley, Lester T. Davis, Ralph C. Dills, Dolwig, Elliott, Evans, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, McCollister, McMillan, Morris, Niehouse, Sheridan, Sherwin, Stephenson, Stewart, Thompson, and Mr. Speaker—44

NOES—None

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 11—Relative to the rights of the States of Arizona, Nevada, and California to use the water of the Colorado River.

Resolution read.

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

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—65

NOES—None

Resolution ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON THE URGENCY CLAUSE ON ASSEMBLY BILL NO. 30

At 11.55 a.m., on motion of Mr. Sherwin, 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. 30 adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—68.

NOES—None.

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

AYES—Anderson, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 90

MR. SPEAKER: Your Committee on Rules respectfully begs to report that it has carefully considered the applications for the various positions and desires to submit the following resolution:

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

Commencing March 25, 1948	*Per day*
Anne Kirkwood, page	$3 00
Robert Kirkwood, page	3 00
Mason Riegel, Assistant Sergeant-at-Arms	9 00

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 90, 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, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson,

Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—68.

NOES—None.

MOTION THAT CHIEF CLERK BE INSTRUCTED TO PURCHASE 12 STANDARD COPY HOLDERS

Mr. Dickey moved that the Chief Clerk be instructed to purchase 12 standard copy holders.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 35—An act making an appropriation for Emergency Fund in augmentation of the appropriation in Item 325 of the Budget Act of 1947, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr Sherwin moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in the Assembly on March 23, 1948, strike out "Act", and insert "Fund".

Amendment No. 2

On page 1 of said bill, strike out lines 19 to 22, inclusive; and on page 2, strike out lines 1 to 3, inclusive, and insert "Control Fund of 1946 shall be expended only upon written authorization of the Department of Finance for flood control projects Such balance is made available for expenditure pursuant to the State Water Resources Act of 1945, and is, to the extent of such balance, in furtherance of the policy set forth in said act that the State will participate in the prosecution of the projects approved and authorized in said act by paying for the cooperation which is required by the acts of Congress approving and authorizing the projects."

Amendments read, and adopted

Bill ordered reprinted, and engrossed.

Motion That Rush Order Be Placed Upon the Printing of Assembly Bill No. 35

Mr Sherwin moved that a rush order be placed upon the printing of Assembly Bill No. 35.

Motion carried.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Mr Stewart announced that the Committee on Municipal and County Government will hold a meeting during the afternoon

Mr. Dickey announced that the Committee on Rules will hold a meeting at 2 p.m.

ALL MATTERS AT THE DESK DEEMED READ BY UNANIMOUS CONSENT, AND ORDERED PLACED IN JOURNAL

By unanimous consent, all matters at the desk were deemed read, and ordered placed in the Journal, as follows:

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

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

Assembly Bill No. 94: By Mr. Brady—An act to add Section 29 to the Revenue and Taxation Code, relating to the levy and collection of sales and use taxes by cities, counties, and cities and counties, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Concurrent Resolution No. 29: By Mr. Maloney—Relative to rescinding and annulling Assembly Constitutional Amendment No. 18, adopted by the Legislature and filed with the Secretary of State June 20, 1947, being a resolution to propose to the people of the State of California an amendment to the Constitution of the State of California, relative to the adoption of charters by cities and cities and counties, and to that end amending Section 8 of Article XI of the Constitution, all relating to the adoption of charters by cities and cities and counties.

Referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Dunn and Cooke:

House Resolution No. 91

Relative to the display of the National and State Flags on the State Capitol

WHEREAS, The Flag of the United States and the Flag of the State of California are displayed on the State Capitol on a single flag-staff, with the result that the flags become entangled and thus present an unedifying spectacle, and

WHEREAS, It is most desirable that the Flags of this Nation and this State be properly displayed over the seat of the Government of this State; now, therefore, be it

Resolved by the Assembly of the State of California, That Chief of the Division of Buildings and Grounds of the Department of Finance is hereby requested to take such steps as may be necessary to cause the Flag of the United States and the Flag of the State of California to be properly displayed over the State Capitol so that each of these emblems of sovereignty may be looked upon with the reverence and respect to which it is entitled, and if necessary for the purpose to erect a new or an additional flag pole.

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Geddes:

House Resolution No. 92

Relating to commending California newspaper publications

WHEREAS, One of the chief bulwarks of a free people is a free press; and

WHEREAS, The people of California are well served in the metropolitan areas, hamlets and towns as well as in the rural areas by daily and weekly newspapers which, while keeping alive the early and best traditions of their calling, seek constantly to improve the appearance and worth of their journals; and

WHEREAS, The California Newspaper Publishers Association annually conducts contests among its member publishers to encourage and promote better appearance, reader interest and better service; and

WHEREAS, In the contests during the year 1947 the following daily and weekly newspapers are listed as being the recipients of awards for merit as set forth below:

Arcadia Tribune
Best Front Page
Alhambra Post-Advocate
Best Front Page
Barstow Printer-Review
Outstanding Disinterested Community Service
Beverly Hills Bulletin
General Excellence
Burlingame Advance
Best Special Edition
Culver City Evening Star News
Best Newspaper Promotion
El Cajon Valley News
Best Special Edition
Montrose Crescenta Valley Ledger
Best Editorial Page
Palos Verdes Valley News
Best Fire Prevention Program
Palo Alto Times
Best Editorial Page
Sacramento Union
Best Spot News Pictures
San Carlos Enquirer
Best Newspaper Promotion
San Jose Mercury Herald
General Excellence
San Jose News
Best Typography
Vallejo Times-Herald
Best Woman's Page

; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the California State Legislature hereby expresses its appreciation for the service to the community rendered by California's newspapers; and be it further

Resolved, That in order to show proper recognition of the newspapers winning awards in the year 1947 the Chief Clerk of the Assembly be, and he hereby is, directed to transmit suitably prepared copies of this resolution to the publisher of each of the newspapers herein set forth.

Resolution read, and ordered referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 25, 1948

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

Senate Joint Resolution No. 15

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. 15—Relative to adequate hospital facilities for veterans in California.

Referred to Committee on Rules.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 2.30 p.m.

REASSEMBLED

At 2.30 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 35

And reports the same correctly re-engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 13—Relative to providing funds for the United States Bureau of Reclamation for investigation of projects.

Resolution read.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Lester T. Davis moved a call of the Assembly.

Motion carried. Time, 3.37 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Anderson, Beck, Bennett, Brady, Burns, Crichton, Crowley, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Field, Fletcher, Gannon, Hawkins, Hollibaugh, Kilpatrick, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Robertson, Sherwin, Stanley, Stewart, Thompson, and Weber—31

EXCUSED—Loomis, Miller, Price, Rosenthal, and Thomas—5.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Hinckley asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

MOTION TO INSTRUCT CHIEF CLERK TO REQUEST THE RETURN OF ASSEMBLY CONCURRENT RESOLUTION NO. 18 FROM THE SENATE

Mr. Weber moved that the Chief Clerk be instructed to request the Senate to return Assembly Concurrent Resolution No. 18.

Mr. Kirkwood seconded the motion.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 25, 1948

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day, as per your request, is returning herewith:

Assembly Concurrent Resolution No. 18

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

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Concurrent Resolution No. 18, on motion of Mrs. Niehouse.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 25, 1948

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

Senate Concurrent Resolution No. 23

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. 23—Relative to the adjournment of the Legislature in the honor of the Honorable Robert Horbach.

Request for Unanimous Consent

Mr. Johnson asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 23, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 23

Senate Concurrent Resolution No. 23—Relative to the adjournment of the Legislature in the honor of the Honorable Robert Horbach.

Resolution read, and adopted unanimously by a rising vote.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 82

House Resolution No. 82

Relating to the service rendered to the United States Navy by Mary Collins and others, during World War II

WHEREAS, Mary H. Collins of Pomona, California, is the recipient of a Certificate of Appreciation issued by the United States Navy, which Certificate reads as follows:

UNITED STATES NAVY
BUREAU OF MEDICINE AND SURGERY
Certificate of Appreciation
to
MISS MARY COLLINS

In grateful acknowledgment of exceptional cooperation and outstanding services rendered to the Medical Department of the Navy during the period of World War II.

C. A. SWANSON
Rear Admiral, M. C. U. S. N.
Surgeon General of the Navy

; and

WHEREAS, Miss Mary Collins in receiving such certificate acknowledged that throughout the period of World War II she was most ably assisted by the following ladies, to wit:

Sue Ficker
Mrs. J. Lee Cathcart
Mrs. Bette Gottwald
Mrs. Louis Loubet
Marie Venolian
Mrs. Mark Connell

; and

WHEREAS, It is fitting that the Assembly of the Legislature of the State of California take formal notice of the distinguished service rendered by these women who have provided an outstanding example of patriotic service and unselfish devotion whereby they lightened the burden of the daily lives of our war veterans confined in hospitals; now, therefore, be it

Resolved by the Assembly of the State of California, That this body expresses its sincere appreciation and respect to the persons hereinabove named; and be it further

Resolved, That the Chief Clerk of the Assembly be instructed hereby to transmit a suitably engrossed copy of this resolution to each of said persons.

Resolution read, and adopted.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

House Resolution No. 41, on motion of Mr. M. Philip Davis.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 93—An act to amend Section 9355 of the Government Code, relating to retirement of Members of the Legislature, declaring the urgency hereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Waters, Weber, and Mr. Speaker—55

NOES—None.

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

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Lester T. Davis, M. Philip Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Morris, Niehouse, Robertson, Rosenthal, Sheridan, Sherwin, Silliman, Stanley, Stewart, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 36:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, March 25, 1948

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 36—"An act making an appropriation in augmentation of the appropriation in Item 81 of the Budget Act of 1947, for vocational rehabilitation, Department of Education, removing restriction for matching of state and federal funds under said item, and declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

In order to permit the Legislature to complete its work by having an opportunity to consider this bill before the Budget Bill, I recommend consideration of Assembly Bill No. 36 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 36—An act making an appropriation in augmentation of the appropriation in Item 81 of the Budget Act of 1947, for vocational rehabilitation, Department of Education, removing restriction

for matching of state and federal funds under said item, 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, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—59.

NOES—None.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—59

NOES—None.

Bill ordered transmitted to the Senate.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 35:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, March 25, 1948

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 35—"An act making an appropriation for Emergency Fund in augmentation of the appropriation in Item 325 of the Budget Act of 1947, declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

In order to permit the Legislature to complete its work by having an opportunity to consider this bill before the Budget Bill, I recommend consideration of Assembly Bill No. 35 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

Assembly Bill No. 35—An act making an appropriation for Emergency Fund in augmentation of the appropriation in Item 325 of the Budget Act of 1947, 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, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—63.

NOES—Robertson—1.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Sheridan, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—63.

NOES—Robertson—1.

Bill ordered transmitted to the Senate.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 30: By Messrs. Clayton A. Dills, Evans, Gaffney, Brown, Cooke, Ralph C. Dills, Geddes, James, Kirkwood, Knight, Sheridan, and Stewart—Relative to funds for investigation of Indian claims.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

MR SPEAKER: Your Committee on Rules, to which were referred:

House Resolution No. 46
House Resolution No. 83

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

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

RESOLUTIONS

The following resolution was offered:

By Mr. Ralph C. Dills:

House Resolution No. 93

Relating to old age benefits

WHEREAS, Senate Concurrent Resolution No. 49, 1947 Regular Session, adopted in the Assembly on June 2, 1947, and filed with the Secretary of State on June 4, 1947, requested the State Department of Social Welfare to make a new survey of prices to serve as the basis for budget allowances for food and other necessary budget items; and

WHEREAS, The same resolution requested the State Social Welfare Board to reconsider budget allowances for recipients of aid to the aged on the basis of such survey; and

WHEREAS, On August 4, 1947, in a letter to the Chief Clerk of the Assembly, Mr. Charles M. Wollenberg stated:

> "The department is preparing to make another survey of prices beginning September 1st throughout the State of California, and when the results of those pricings have been tabulated old age security budgets will be changed to the extent that such prices justify"; and

WHEREAS, It was not until seven months later, or on March 19, 1948, that the Social Welfare Board adopted a revised budget schedule for recipients of old age assistance; and

WHEREAS, Said revised budget schedule is not to become effective until July 1, 1948, thereby unduly delaying the granting of increased allowances in accordance with the intent of the Legislature expressed in Senate Concurrent Resolution No. 49; now, therefore, be it

Resolved by the Assembly of the State of California, That the Social Welfare Board is hereby requested to reconsider the effective date of the revised budget schedule and to make it effective on or before May 1, 1948; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of the Department of Social Welfare and to each member of the State Social Welfare Board

Resolution read, and ordered referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

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

Assembly Joint Resolution No. 14

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

DICKEY, Chairman

Request for Unanimous Consent

Mr. Heisinger asked for unanimous consent to take up Assembly Joint Resolution No. 14, at this time, without reference to file, and that the same be considered engrossed.

Mr. Dickey withheld unanimous consent.

Assembly Joint Resolution No. 14 ordered engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 25, 1948

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

Assembly Bill No. 55

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

Above bill ordered enrolled.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 57:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, March 25, 1948

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 57—"An act making an appropriation to the Attorney General in support of the claim of the State of California to the tide, submerged and reclaimed lands within its boundaries, declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

In order to permit the Legislature to complete its work by having an opportunity to consider this bill before the Budget Bill, I recommend consideration of Assembly Bill No. 57 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 57—An act making an appropriation to the Attorney General in support of the claim of the State of California to

the tide, submerged and reclaimed lands within its boundaries, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 10 to 14, inclusive.

Amendment No. 2

On page 1, line 15, of said bill, strike out "3", and insert "2".

Amendment No. 3

On page 2 of said bill, strike out line 7, and insert "be provided".

Amendments read.

Point of Order

Mr. Evans arose to the following point of order: That Mr. George D. Collins is not speaking to the question.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the adoption of the amendments offered by Mr. George D. Collins to Assembly Bill No. 57.

Point of Order

Mr. Sherwin arose to the following point of order. That Mr. George D. Collins is not speaking to the question.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the adoption of the amendments offered by Mr. George D. Collins to Assembly Bill No. 57.

Point of Order

Mr. Elliott arose to the following point of order: That Mr. Field does not have the floor.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the adoption of the amendments offered by Mr. George D. Collins to Assembly Bill No. 57.

Motion to Lay Amendments on Table

Mr. Hinton moved that the amendments offered by Mr George D. Collins to Assembly Bill No. 57 be laid on the table

Mr. Silliman seconded the motion.

Roll Call Demanded

Messrs Cooke, Knight, and Lowrey demanded a roll call.

The roll was called, and the motion carried by the following vote:

AYES—Burns, Butters, Caldecott, Clarke, Conrad, Cramer, Crichton, Clayton A. Dills, Dolwig, Elliott, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hinckley, Hinton, James, Johnson, Lyons, Maloney, McCollister, Morris, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—36.

NOES—Berry, Boyd, Burke, Collier, George D. Collins, Cooke, Lester T Davis, Doyle, Field, Heisinger, Huyck, Knight, Lipscomb, Lowrey, Luckel, and Stewart—16.

The question being on the passage of Assembly Bill No. 57.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Messrs. Caldecott, Silliman, Lowrey, Burke, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the urgency clause to Assembly Bill No. 57.

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

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lyons, Maloney, McCollister, Morris, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—George D. Collins, Lester T. Davis, and Lowrey—3

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

AYES—Anderson, Beck, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lyons, Maloney, McCollister, Morris, Niehouse, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—George D. Collins, Lester T. Davis, and Lowrey—3

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 14

And reports the same correctly engrossed

WEBER, Chairman

Above reported bill ordered to third reading.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 81 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Dunn moved that Assembly Bill No. 81 be withdrawn from the Budget Session Joint Standing Committee, and be placed upon the file.

Demand for Previous Question

Messrs. Waters, Silliman, Blosser, Thompson, and Evans demanded the previous question.

Demand for previous question sustained.

The question being on the motion to withdraw Assembly Bill No. 81 from the Budget Session Joint Standing Committee.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Cooke, Cramer,

Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinton, Huyck, James, Johnson, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Sheridan, Silliman, Stanley, Stephenson, Thompson, and Weber—55.

NOES—Boyd, M. Philip Davis, Hinckley, Kirkwood, Knight, Sherwin, Stewart, and Mr. Speaker—8.

Assembly Bill No. 81 ordered to second reading.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY JOINT RESOLUTION NO. 13

At 5.10 p.m., on motion of Mr. Lester T. Davis, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Joint Resolution No. 13 adopted by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Weber—63.

NOES—None.

Resolution ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 12 FROM COMMITTEE

Mr. James gave notice that on the second legislative day he would move to withdraw Assembly Bill No. 12 from the Budget Session Joint Standing Committee, and have it placed upon the file.

ALL MATTERS AT THE DESK DEEMED READ BY UNANIMOUS CONSENT, AND ORDERED PLACED IN JOURNAL

By unanimous consent, all matters at the desk were deemed read, and ordered placed in the Journal, as follows:

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

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.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

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

House Resolution No. 91
House Resolution No. 92

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

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

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

Senate Joint Resolution No. 15

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

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

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

House Resolution No. 62

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

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

MR. SPEAKER: Your Committee on Rules, 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.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

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

House Resolution No. 56

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

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.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

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

House Resolution No. 68
House Resolution No. 69
House Resolution No. 71
House Resolution No. 74
House Resolution No. 77

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

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

House Resolution No. 57

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1948

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

House Resolution No. 45	House Resolution No. 52
House Resolution No. 48	House Resolution No. 54
House Resolution No. 49	House Resolution No. 63
House Resolution No. 50	House Resolution No. 64

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted, as amended.

DICKEY, Chairman

Above reported resolutions ordered on file.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

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

Senate Concurrent Resolution No. 17

Has had the same under consideration, and respectfully reports the same back with amendments but without recommendation.

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 25, 1948

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

Senate Joint Resolution No. 14
Senate Concurrent Resolution No. 22

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 Joint Resolution No. 14—Relative to granting the Territory of Hawaii statehood in the United States.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 22—Relative to a program of research on foot and mouth disease by the University of California.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 25, 1948

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

Senate Bill No. 12	Senate Bill No. 51
Senate Bill No. 23	Senate Bill No. 54
Senate Bill No. 40	

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 Sections 5026, 5026.1, and 5033 of the Education Code, relating to distressed school districts, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 23—An act making an appropriation for the acquisition of temporary and emergency housing facilities for veterans

and families of service men, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Military Affairs.

Senate Bill No. 40—An act relating to joint union elementary school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 51—An act to amend Section 7580 of the Business and Professions Code, relating to revenue of the Detective License Bureau.

Referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 54—An act relating to the employment of prisoners confined in the California State Prison at San Quentin, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

RECESS

At 5.13 p.m., on motion of Mr. Dickey, the Assembly recessed until 8 p.m.

REASSEMBLED

At 8 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

COMMUNICATIONS

By the Chief Clerk:

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

WASHINGTON, D. C., March 25, 1948

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

This will acknowledge receipt of California Assembly Joint Resolution No 7 forwarded with your letter of March 16th. I have participated in recent conferences on the subject and will continue to take an active interest looking toward continuation of shipbuilding and repair industry on West Coast

GUY CORDON, U.S.S.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 25, 1948

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

Senate Bill No. 1

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

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Joint Resolution No. 12, on motion of Mr. McMillan.

MOTION THAT CHIEF CLERK BE INSTRUCTED TO WRITE LETTERS

Mr. Maloney moved that the Chief Clerk be instructed to write letters to Messrs. Bert Loomis and William B. Hornblower, and express,

on behalf of the Members of the Assembly, best wishes for their immediate recovery from their illnesses.

Mr. Clarke seconded the motion.

Motion carried unanimously.

MOTION TO INSTRUCT CHIEF CLERK TO WRITE LETTER

Mr. Robertson moved that the Chief Clerk be instructed to write a letter to Mr. Vincent Thomas and express, on behalf of the Members of the Assembly, their pleasure that he has recovered from his recent illness.

Mr. Clayton A. Dills seconded the motion.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 25—Relative to distribution of electrical power generated at Shasta Dam.

Resolution read.

Hon. Richard H. McCollister Presiding

At 8.34 p.m., Hon. Richard H. McCollister, Member of the Assembly from the Seventh District, presiding.

The question being on the adoption of Assembly Concurrent Resolution No. 25.

Roll Call Demanded

Messrs. Cooke, Lowrey, and Kirkwood demanded a roll call.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 8.35 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Anderson, Beck, Bennett, Brady, Caldecott, Carey, Collier, Connolly, Conrad, M. Philip Davis, Dickey, Dunn, Erwin, Field, Gannon, Grant, Hawkins, Huyck, James, Knight, Maloney, McMillan, Sheridan, Stewart, Waters, and Weber—26.

EXCUSED—Loomis, Miller, Price, Rosenthal, and Thomas—5.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

Speaker Presiding

At 8.36 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Clarke asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 27—Relative to the naming of highway bridges for war heroes.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 20—Relative to approving charter of the City of Santa Cruz, State of California, voted for and ratified by the qualified voters of said city at a special municipal election held therein for that purpose on the second day of March, 1948.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—72.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Joint Resolution No. 13—Relative to memorializing the Congress of the United States in relation to foot and mouth disease.

Resolution read.

Motion to Amend

Mr. Clarke moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 40, of the printed measure, after "five", insert "hundred".

Amendment read, and adopted.

Resolution ordered reprinted, and to third reading.

Motion to Place Rush Order on Printing of Senate Joint Resolution No. 13

Mr. Clarke moved that a rush order be placed upon the printing of Senate Joint Resolution No. 13.

RESOLUTIONS

The following resolution was offered:

By Messrs. Maloney, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, McCollister, McMillan, Morris, Mrs. Niehouse, Messrs. Robertson, Sheridan,

Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Weber:

House Resolution No. 94

Extending good wishes to Assemblyman Michael J. Burns

WHEREAS, Our good friend and fellow Member of this Assembly for many years, Michael J. Burns, has announced his retirement from this Assembly at the conclusion of his present term; and

WHEREAS, Michael J. Burns, representing the First Assembly District, has been a Member of this Assembly since 1932, and during all of that time has been entirely devoted to the interests of the people of his district, and has exhibited a wise and statesmanlike understanding of all matters of legislation before this body; and

WHEREAS, His sincere devotion to the best interests of government and the people of this great State was fully demonstrated during the First Extraordinary Session of this Legislature in 1947 when, although suffering a severe illness, Michael J. Burns hazarded his own health to return to his seat in this Assembly and participate in the legislation enacted as the Collier-Burns Highway Act of 1947; and

WHEREAS, The absence of Michael J. Burns from this Assembly will be sorely felt in all our deliberations, and we shall miss the genial smile and kindly manner which has won him the warm friendship of every Member of this Assembly throughout his long membership here; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby express their keen regret that in future sessions they shall not have the benefit of the counsel and kindly humor of Michael J. Burns in the work of this Assembly; and be it further

Resolved, That the Chief Clerk of the Assembly is requested to present a suitably prepared copy of this resolution to Michael J. Burns as an expression of the friendship and esteem of all in this Assembly, and as evidence that he takes with him their best wishes for success and achievement in his aspirations for the future

Request for Unanimous Consent That Names of All Members Present Be Placed Upon House Resolution No. 94

Mr. Maloney asked for, and was granted, unanimous consent that the names of all Members present be placed upon House Resolution No. 94.

Request for Unanimous Consent

Mr Maloney asked for, and was granted, unanimous consent to take up House Resolution No. 94, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

RE-REFERENCE OF BILLS

By order of the Speaker, the following bill was re-referred as follows:

Assembly Bill No. 81 re-referred to Committee on Education.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS OF THE COMMITTEE ON EDUCATION BE EXCUSED

At 9.10 p.m., Mr Dunn asked unanimous consent that the Committee on Education be excused, at this time, for the purpose of holding a meeting in Room 219.

Mr. M Philip Davis withheld unanimous consent.

RECOMMENDATION OF THE GOVERNOR

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the passage of Assembly Bill No. 14:

STATE OF CALIFORNIA
GOVERNOR'S OFFICE, SACRAMENTO, March 25, 1948

To the Honorable Members of the Assembly
Sacramento, California

GENTLEMEN:

Assembly Bill No. 14—"An act to amend Sections 5026, 5026.1, and 5033 of the Education Code, relating to distressed school districts, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately," in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

In order to permit the Legislature to complete its work by having an opportunity to consider this bill before the Budget Bill, I recommend consideration of Assembly Bill No 14 as an emergency measure.

Respectfully submitted.

EARL WARREN, Governor

CONSIDERATION OF ASSEMBLY BILL NO. 14

Assembly Bill No. 14—An act to amend Sections 5026, 5026.1, and 5033 of, and to add Section 5025.1 to, the Education Code, relating to distressed school districts, making an appropriation therefor, and repealing the appropriation for purchase and improvement of school building sites, construction, reconstruction, repair, alteration of, and additions to school buildings and furnishing and equipment of school buildings made by Item 367 of the Budget Act of 1948, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Messrs. Caldecott, James, Hinckley, Thompson, and Morris demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the urgency clause to Assembly Bill No. 14.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Sillman, Stanley, Stephenson, Thompson, Waters, and Weber—60.

NOES—Collier, Evans, Field, Knight, and Stewart—5.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood,

Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Thompson, Waters, and Weber—60.
NOES—Collier, Evans, Field, Knight, and Stewart—5.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT MEMBERS OF COMMITTEE ON EDUCATION BE EXCUSED

At 9.35 p.m., Mr. Dunn asked for unanimous consent that the members of the Committee on Education be excused, at this time, for the purpose of holding a meeting in Room 219.

Mr. Knight withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Mr. Dunn moved that the Rules be temporarily suspended for the purpose of permitting the members of the Committee on Education to hold a meeting, at this time.

Motion lost for lack of a second.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 3—An act to amend Section 7 5 of the Bank and Corporation Franchise Tax Act, Section 5.5 of the Corporation Income Tax Act, and Sections 6051, 6201, 17053.5, 19200, 19201.5, 19202, 19203.5, 19204.5, and 19205.5 of the Revenue and Taxation Code, relating to state taxation and providing for rates and exemptions, and providing that this act shall take effect immediately.

Bill read third time.

Motion to Amend

Mr. George D. Collins moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 1 to 6, inclusive, of the title of the printed bill, and insert "An act to amend Sections 6051 and 6201 of the Revenue and Taxation Code, relating to the rates of taxation under the Sales and Use Tax Law, and providing that this act shall".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 20, inclusive; and on page 2, strike out lines 1 and 2.

Amendment No. 3

On page 2, line 3, of said bill, strike out "SEC. 3.", and insert "SECTION 1."

Amendment No. 4

On page 2, line 12, of said bill, strike out "1949, and at the rate of 3 percent thereafter", and insert "1948, and at the rate of 2 percent thereafter".

Amendment No. 5

On page 2, line 13, of said bill, strike out "SEC. 4.", and insert "SEC. 2.".

Amendment No. 6

On page 2, line 20, of said bill, strike out "1949, and at the rate of 3 percent thereafter", and insert "1948, and at the rate of 2 percent thereafter".

Amendment No. 7

On page 2 of said bill, strike out lines 21 to 52, inclusive; and strike out pages 3, 4, 5, and 6, inclusive, and insert

"SEC. 3. This act provides for a tax levy within the meaning of Article IV of the Constitution and shall go into immediate effect."

Amendments read.

Point of Order

Mr. James arose to the following point of order: That Mr George D. Collins has exceeded his time.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken.

The question being on the adoption of the amendments offered by Mr. George D. Collins to Senate Bill No. 3.

Division of the Question

Messrs. Beck and Anderson asked for a division of the question.

Consideration of Amendments Nos. 1, 2, and 3

Amendment No. 1

Strike out lines 1 to 6, inclusive, of the title of the printed bill, and insert

"An act to amend Sections 6051 and 6201 of the Revenue and Taxation Code, relating to the rates of taxation under the Sales and Use Tax Law, and providing that this act shall".

Amendment No. 2

On page 1 of said bill, strike out lines 1 to 20, inclusive; and on page 2 strike out lines 1 and 2.

Amendment No. 3

On page 2, line 3, of said bill, strike out "SEC. 3.", and insert

"SECTION 1."

Amendments read.

Motion to Lay Amendments on Table

Mr. Silliman moved that Amendments Nos. 1, 2, and 3 offered by Mr. George D. Collins to Senate Bill No. 3 be laid on the table.

Mr. Thompson seconded the motion

The roll was called, and the motion carried by the following vote:

AYES—Beck, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Connolly, Conrad, Cramer, Crichton, M Philip Davis, Dolwig, Erwin, Evans, Field, Gaffney, Grunsky, Hawkins, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—45.

NOES—Bennett, Berry, Brady, George D Collins, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Fletcher, Hahn, Heisinger, Kilpatrick, Lowrey, and Luckel—16

Consideration of Amendments Nos. 4, 5, and 6

Amendment No. 4

On page 2, line 12, of said bill, strike out "1949, and at the rate of 3 percent thereafter", and insert "1948, and at the rate of 2 percent thereafter".

Amendment No. 5

On page 2, line 13, of said bill, strike out "SEC. 4.", and insert

"SEC. 2."

Amendment No. 6

On page 2, line 20, of said bill, strike out "1949, and at the rate of 3 percent thereafter", and insert "1948, and at the rate of 2 percent thereafter".

Amendments read.

Motion to Lay Amendments on Table

Mr. Silliman moved that Amendments Nos. 4, 5, and 6 offered by Mr. George D. Collins to Senate Bill No 3 be laid on the table.

Mr. Thompson seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Connolly, Conrad, Cramer, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lyons, Maloney, McCollister, Morris, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—41.

NOES—Anderson, Beck, Bennett, Berry, Brady, Collier, George D. Collins, Crichton, Lester T. Davis, Clayton A. Dills, Ralph C Dills, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Kilpatrick, Lowrey, Luckel, and Robertson—23.

Consideration of Amendment No. 7

Amendment No. 7

On page 2 of said bill, strike out lines 21 to 52, inclusive; and strike out pages 3, 4, 5, and 6, inclusive, and insert

"SEC. 3. This act provides for a tax levy within the meaning of Article IV of the Constitution and shall go into immediate effect."

Amendment read.

Motion to Lay Amendment on Table

Mr. Silliman moved that Amendment No. 7 offered by Mr. George D. Collins to Senate Bill No. 3 be laid on the table.

Mr. Thompson seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Beck, Bennett, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Connolly, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Erwin, Field, Gaffney, Grant, Grunsky, Hahn Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—50.

NOES—Berry, Brady, George D. Collins, Lester T. Davis, Dunn, Elliott, Geddes, and Lowrey—8.

Notice of Motion to Reconsider Motion to Table Amendments Offered by Mr. George D. Collins to Senate Bill No. 3

Mr. George D. Collins gave notice that on the next legislative day he would move to reconsider the vote whereby his amendments to Senate Bill No. 3 were this day laid on the table:

Motion to Take Up Notice of Motion to Reconsider Vote on Motion to Table Amendments Offered by Mr. George D. Collins to Senate Bill No. 3, at This Time

Mr. Field moved that Mr George D. Collins' notice of motion to reconsider the vote whereby the amendments offered by Mr. George D. Collins to Senate Bill No. 3 were this day laid on the table, be taken up, at this time.

Mr. Conrad seconded the motion.

Motion carried.

Motion to Reconsider Motion to Lay Amendments Offered by Mr. George D. Collins to Senate Bill No. 3 on the Table

Mr. George D. Collins moved that the vote whereby his amendments offered to Senate Bill No. 3 were this day laid on the table, be reconsidered.

The roll was called, and reconsideration refused by the following vote:

AYES—Anderson, Berry, Brady, George D Collins, Lester T. Davis, Dunn, Elliott, Gaffney, Hawkins, Heisinger, Kilpatrick, Lowrey, and Robertson—13.

NOES—Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Connolly, Conrad, Cramer, Crichton, M. Philip Davis, Dickey, Dolwig, Erwin, Field, Fletcher, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—44.

Consideration of Further Amendments to Senate Bill No. 3

Motion to Amend

Messrs. Hawkins and Evans moved the adoption of the following amendments:

Amendment No. 1

On page 5, line 8, of the printed bill, strike out "dollars ($3,000)", and insert "five hundred dollars ($3,500)".

Amendment No. 2

On page 5, line 9, of said bill, strike out "four", and insert "five"

Amendment No. 3

On page 5, line 10, of said bill, strike out "($4,500)", and insert "($5,500)"

Amendment No. 4

On page 5, line 11, of said bill, strike out "four", and insert "five".

Amendment No. 5

On page 5, line 12, of said bill, strike out "($4,500)", and insert "($5,500)"

Amendment No. 6

On page 5, line 29, of said bill, strike out "dollars ($3,000)", and insert "five hundred dollars ($3,500)".

Amendment No. 7

On page 5, line 31, of said bill, strike out "four", and insert "five".

Amendment No. 8

On page 5, line 32, of said bill, strike out "(4,500)", and insert "(5,500)".

Amendment No. 9

On page 5, line 39, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendment No. 10

On page 6, line 5, of said bill, strike out "dollars ($3,000)", and insert "five hundred dollars ($3,500)"

Amendment No. 11

On page 6, line 7, of said bill, strike out "four thousand five hundred dollars ($4,500)", and insert "five thousand five hundred dollars ($5,500)".

Amendments read.

Demand for Previous Question

Messrs. Caldecott, Silliman, Blosser, Grunsky, and Hinckley demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendments offered by Messrs. Hawkins and Evans to Senate Bill No. 3.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Collier, George D Collins, Lester T. Davis, Clayton A. Dills, Ralph C. Dills, Elliott, Evans, Geddes, Hawkins, Heisinger, Kilpatrick, Niehouse, and Robertson—17.

NOES—Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Connolly, Conrad, Cramer, Crichton, Crowley, M Philip Davis, Dickey, Dolwig, Dunn, Erwin, Field, Gaffney, Grant, Grunsky, Hahn, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—47.

The question being on the passage of Senate Bill No. 3.

Point of Order

Mr. Field arose to the following point of order: That Mr. George D. Collins is not speaking to the question.

Ruling by Speaker

Speaker Collins ruled the point of order not well taken.

The question being on the passage of Senate Bill No. 3.

Point of Order

Mr. Field arose to the following point of order: That Mr. George D. Collins is not speaking to the question.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

The question being on the passage of Senate Bill No. 3.

Point of Order

Mr. Dunn arose to the following point of order: That Mr. George D. Collins has exceeded his time.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Demand for Previous Question

Messrs. Hinckley, Luckel, Kirkwood, Grunsky, and Blosser demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 3.

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

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, M. Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—63.

NOES—Beck, George D. Collins, Elliott, Geddes, and Kilpatrick—5.

Notice of Motion to Reconsider Senate Bill No. 3

Mr. Ralph C. Dills gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 3 was this day passed.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY CONCURRENT RESOLUTION NO. 25

At 10.40 p.m., on motion of Mr. Cooke, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called.

Motion for Call of the Assembly

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

Mr. Ralph C. Dills seconded the motion

Motion lost.

The vote was announced, and Assembly Concurrent Resolution No. 25 refused adoption by the following vote.

AYES—Anderson, Beck, Berry, Brady, Brown, Burke, Burns, Carey, George D Collins, Connolly, Cooke, Crichton, Crowley, Lester T. Davis, M Philip Davis, Clayton A Dills, Ralph C. Dills, Dunn, Elliott, Fletcher, Gaffney, Hahn, Heisinger, Johnson, Kilpatrick, Lipscomb, Lowrey, Maloney, Robertson, Sheridan, Stanley—31.

NOES—Blosser, Boyd, Butters, Caldecott, Clarke, Collier, Cramer, Dolwig, Doyle, Erwin, Evans, Field, Geddes, Grant, Grunsky, Hinckley, Hinton, Hollibaugh, James, Kirkwood, Knight, Luckel, Lyons, McCollister, Morris, Niehouse, Sherwin, Sillman, Stephenson, Stewart, Thompson, Weber, and Mr Speaker—33

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

During the afternoon—

Municipal and County Government.

At 2 p.m.—

Rules.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Messrs. Connolly and McCollister, the usual courtesies of the Assembly for this day were unanimously extended to Mr and Mrs. Leo Connolly, Barbara and Francis Connolly, and Joan Condon of Santa Rosa.

On request of Messrs Blosser and Gannon, the usual courtesies of the Assembly for this day were unanimously extended to Howard F. Frye of Sacramento.

On request of Messrs. Stephenson and Lester T. Davis, the usual courtesies of the Assembly for this day were unanimously extended to Mayor Jim E. Bronson and son Jimmie of Susanville.

On request of Speaker Collins, the usual courtesies of the Assembly for this day were unanimously extended to Professor George Meldrun, Faculty Sponsor, and Bert B. Beach, President of the International Relations Club of Pacific Union College, Angwin, California, and the following members: George Harding, Roberta Hawkins, Juanita Fenderson, Flora Lee Starr, Grace Gloor, Jack Patt, Robert Palmer, Bruce Preyer, Everett Kitto, Glenn Buller, Carl Carey, Jonathan Hardt. Edward Edison, Lotus Brandom, Nancy Russ, and John Tarr.

On request of Messrs Hinton, Collier, Erwin, and Robertson, the usual courtesies of the Assembly for this day were unanimously extended to Alice Hinton and Betty Kamthack of Burbank.

On request of Mr. Lowrey, the usual courtesies of the Assembly for this day were unanimously extended to Fred Tenhunfeld of the Christian Brothers School of Sacramento

On request of Mr. Lowrey, the usual courtesies of the Assembly for this day were unanimously extended to Mrs. Anna Tenhunfeld, teacher

of the Zamora Union School, and the following pupils: Thomas Slaven, Darrel Wood, Amelia Benedict, and Lydia Reyes.

On request of Mr. Collier, the usual courtesies of the Assembly for this day were unanimously extended to Mrs. Mary Louise Whitsell, Catherine, and Jimmie Whitsell of Sacramento

On request of Speaker Collins and the Assembly, the usual courtesies of the Assembly for this day were unanimously extended to former Assemblyman Seth Millington of Gridley.

On request of Messrs. Price and Geddes, the usual courtesies of the Assembly for this day were unanimously extended to Mr. and Mrs. Levi Dickey, Glen, and Larry Dickey of Chino.

On request of Messrs. McMillan and Morris, the usual courtesies of the Assembly for this day were unanimously extended to Mr. and Mrs. Gerwin Weber of Los Angeles.

On request of Mr Boyd, the usual courtesies of the Assembly for this day were unanimously extended to Mrs. Philip L. Boyd, Spencer M. Boyd, Lydia M. Boyd, Libby M. Boyd, and Douglas M. Boyd of Riverside.

On request of Mr. Ralph C. Dills, the usual courtesies of the Assembly for this day were unanimously extended to Prof. Wilbur L. Anders, Helmuth Bekowies, of Whitworth College, Spokane, Washington, and the following members of the a cappella choir: Marjorie Scott, Virginia Warren, Nancy Osborne, Jean Landreth, Virginia Gaiser, Shirley Freeburn, Janie Winters, Wanda Glass, Rosemary Glass, Colleen Griffiths, Beverly Holmes, Janene Zimmerman, Mary Baird, Colleen Pickert, Marian Venn, Margaret Baird, Edith Hiskey, Viola Goodale, Joy Taylor, Edith Mulholland, Collette Stirm, Betty Follett, Lois McConnell, Barbara Wilson, Joyce Trail, Evelyn Mielke, Mae Sophie, Betty Frederick, Miriam Hansen, Patty Love, Mildred Nelsen, Don Cornish, Bill Ainley, Dave Barnes, Nick Faber, Bob Bradburn, Ray Klefstad, Dick Adams, Ed Kienholz, Jim McConnell, Dick Snell, Walter Bekowies, Dave Holmes, Don Howell, Helmuth Bekowies, Norman Gano, George Till, Jim Dowdy, Pat Douglass, Wally Toevs, Stanley Rottrup, and Rich Peters.

On request of Messrs. Burke and Waters, the usual courtesies of the Assembly for this day were unanimously extended to Dan Feltham, Lida Feltham, Jean Feltham, and Dorothy Ardis, of San Marino, and Sally Kendall and Emory Kendall of Sacramento.

On request of Mr. Beck, the usual courtesies of the Assembly for this day were unanimously extended to Tom C. Carrell of San Francisco.

On request of Mr. Anderson, the usual courtesies of the Assembly for this day were unanimously extended to Major Chas. Wortham of Redondo Beach.

On request of Mr. George D. Collins and the San Francisco Delegation, the usual courtesies of the Assembly for this day were unanimously extended to Mr. and Mrs. E. E. Guffin of San Francisco.

On request of Mr. M. Philip Davis, the usual courtesies of the Assembly for this day were unanimously extended to Mrs. John M. Welsh of Sacramento, and Mrs N. Jerrold Anderson and Geraldine Anderson of Los Angeles.

On request of Mr. Lipscomb, the usual courtesies of the Assembly for this day were unanimously extended to Mr. and Mrs. Stanley J. Vaughan of Stockton.

On request of Messrs. Blosser and Stephenson, the usual courtesies of the Assembly for this day were unanimously extended to Mr. and Mrs. George Roland Evans of Sacramento.

On request of Messrs. Blosser and Heisinger, the usual courtesies of the Assembly for this day were unanimously extended to Miss Elizabeth Landrum of Fresno.

On request of Messrs. Collier and Doyle, the usual courtesies of the Assembly for this day were unanimously extended to Oroville G. Harrold of Los Angeles.

On request of Mr. Huyck, the usual courtesies of the Assembly for this day were unanimously extended to John Matuleck of Sacramento.

On request of Mr. Carey and the Alameda County Delegation, the usual courtesies of the Assembly for this day were unanimously extended to former Assemblyman and Mrs. Mike McDonough of Alameda.

On request of Mr. Maloney, the usual courtesies of the Assembly for this day were unanimously extended to Alta Weinstock and Liza Weinstock of San Francisco.

On request of Mr. Doyle, the usual courtesies of the Assembly for this day were unanimously extended to Mr. and Mrs. Albert King of Oroville.

ADJOURNMENT

At 10.45 p m., on motion of Mr. Field, the Speaker declared the Assembly adjourned, until 9 a.m., Friday, March 26, 1948, out of respect to the memory of the late Honorable Robert Horback

SAM L COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

NINETEENTH LEGISLATIVE DAY

TWENTY-SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, March 26, 1948

The Assembly met at 9 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, M Philip Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr Speaker—71

Quorum present.

PRAYER

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

Look down, O Lord, upon this Thy family, for which Our Lord Jesus Christ, Thy Son, did not hesitate to deliver Himself into the hands of His executioners and undertake the suffering of the cross. Grant, we beseech Thee, Almighty and Eternal God, that we who are incessantly afflicted by our own excesses, may be freed by the passion of Thy Son, who lives and reigns with Thee, God forever and ever. 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 illness:

Mr. Loomis, on motion of Mr. Grant.

Mr. Thomas, on motion of Mr. Grant.

Mr. Price, on motion of Mr. Grant.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Rosenthal, on motion of Mr Grant
Mr. McMillan, on motion of Mr Grant
Mr. Miller, on motion of Mr. Grant

NAMES OF MEMBERS OF BUDGET SESSION JOINT STANDING COMMITTEE ORDERED PLACED ON MORNING ROLL CALL

By order of Speaker Collins, the names of all members of the Budget Session Joint Standing Committee were ordered placed upon the morning roll call because they are present, but are attending to legislative business elsewhere.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 17—Relative to adjournment sine die of the 1948 Regular Session of the Legislature of the State of California.

Resolution read.

Motion to Amend

Mr. Field moved the adoption of the following amendment:

Amendment No. 1

In line 4 of the printed measure, after "sine die", strike out "at 4 p m Thursday, March 25, 1948.", and insert "3 p.m. Saturday, March 27, 1948"

Amendment read, and adopted unanimously.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 17, as amended, at this time, without reference to reprint or file.

Consideration of Senate Concurrent Resolution No. 17, as Amended

Senate Concurrent Resolution No. 17—Relative to adjournment sine die of the 1948 Regular Session of the Legislature of the State of California.

Resolution read, as amended, and adopted.

Resolution ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

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

Assembly Constitutional Amendment No. 12 re-referred to Committee on Constitutional Amendments.

COMMUNICATIONS

By the Chief Clerk:

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

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES, WASHINGTON, D. C., March 22, 1948

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

DEAR MR. OHNIMUS: Thanks for your letter of March 16th, enclosing a copy of Assembly Joint Resolution No. 7 which I have read with interest.

You possibly know I was one of the leaders who arranged for the meeting of the Pacific Coast Delegation with the President and with the Maritime Commission, urging that West Coast shipyards be given their fair share of repair work and new construction for ships, and that these yards be kept available not only for civilian use but in case of war emergency. I hold the view that it is most essential for the economy of the whole Nation and for national defense that Pacific Coast shipyards be kept available for use and not be allowed to be junked as was done after World War I

With kindest regards, I am

Sincerely yours,

HOMER D. ANGELL, M.C.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 53

House Resolution No. 53

WHEREAS, It has been customary for many years for the State to print and distribute free of cost to the students in the schools and to others, copies of the Constitution of the State of California, the Constitution of the United States, and Other Documents, and

WHEREAS, The course of study in the schools of the State requires a study of State Government and the Constitution; and

WHEREAS, The Constitution of the State of California and the Constitution of the United States and Other Historical Documents and Information About the Legislature are of great use in the teaching of civics in the public schools and in the teaching of Americanism; and

WHEREAS, At the next general election, to be held in November of this year, the people of the State of California will vote upon the eight proposed constitutional amendments which were adopted by the 1947 Legislature as well as upon any initiative measures which may be submitted by the people and any further amendments which may be proposed by this 1948 Legislature; and

WHEREAS, The last edition of the Constitution is now exhausted, and there are a great number of requests from our schools and from others for copies of the Constitution of the State of California and the Constitution of the United States, and Other Historical Documents and Information Pertaining to the Legislature; and

WHEREAS, The article on information pertaining to the Legislature is of particular value to those who are studying our State Government; and

WHEREAS, For many years the Legislature has provided for the distribution of the Constitution by members and officers of the Legislature; and

WHEREAS, It is essential that the children of this Nation should be instructed in principles and ideals of Americanism, and one of the best methods of obtaining this information is the reading of the Constitution of the United States, the Constitution of the State of California, and the historical documents telling how this Country became a Nation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Chief Clerk of the Assembly be and he is hereby directed to compile, revise, and have published a volume similar to those previously issued by the Assembly containing information of an educational nature pertaining to the Legislature of the State of California, together with the Constitution of the State of California, the Constitution of the United States and other documents, and he is authorized to revise and augment the article on the Legislature and to distribute the same on request of Members of the Assembly not to exceed 50 copies to any one member and to others properly entitled thereto; and be it further

Resolved, That the cost of compilation and the printing of this publication be charged to and payable from the Legislative Printing Fund

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 46

House Resolution No. 46

Relating to consideration of constructing a "T" Tunnel under the waters of the Los Angeles-Long Beach Harbor area

WHEREAS, There exists a condition of traffic congestion in the Los Angeles-Long Beach Harbor area which creates a serious traffic hazard and impedes transportation over the streets and highways of that area and the surrounding districts; and

WHEREAS, A short and direct means of transportation and communication between the several communities in the areas now isolated by water and between those communities and Terminal Island will relieve this congestion; and

WHEREAS, The present madequate means of transportation and communication between Terminal Island and the several communities in the area now isolated by water and between the departments of the Federal Government located on Terminal Island and in the several communities constitutes a serious threat to national security in times of emergency; and

WHEREAS, The construction of a "T" Tunnel between San Pedro, Wilmington, Terminal Island, and Long Beach, and connecting the Harbor Freeway with the Long Beach Freeway will provide a direct means of transportation and communication between the several communities in the area which are now isolated by water, and between those communities and Terminal Island, thereby relieving the condition of traffic congestion, facilitating communication and transportation, and promoting national security; now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Highways, Department of Public Works, investigate the necessity and feasibility of constructing a San Pedro, Wilmington, Terminal Island, and Long Beach "T" Tunnel to connect the Harbor Freeway with the Long Beach Freeway and to report its findings and recommendations to the Assembly not later than 15 days after the convening of the next Regular General Session of the Legislature; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit a copy of this resolution to the Division of Highways, Department of Public Works.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 68

House Resolution No. 68

Relative to augmenting the funds of the Assembly Interim Committee on State Civil Service

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 State Civil Service (created by House Resolution No. 218, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 2 of the measure, as printed on page 3 of the Assembly Journal of March 19, 1948, strike out "two thousand five hundred dollars ($2,500)", and insert "one thousand five hundred dollars ($1,500)".

Amendment read, and adopted.

Consideration of House Resolution No. 68, as Amended

House Resolution No. 68

Relative to augmenting the funds of the Assembly Interim Committee on State Civil Service

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 State Civil Service (created by House Resolution No. 218, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 69

House Resolution No. 69

Relative to an allocation of funds for expenses incurred by the Assembly Members of the Joint Interim Committee on Wildlife Conservation

WHEREAS, A Joint Interim Investigating Committee was created by Statutes of 1947, Chapter 1325, and

WHEREAS, As required by that statute the Speaker of the Assembly appointed three Members of the Assembly to act on said committee; and

WHEREAS, The members of said committee are required to meet with the Wildlife Restoration Board and participate in its activities; and

WHEREAS, No provision has been made for the payment of expenses necessarily incurred by the Assembly members of said committee in carrying out the duties imposed upon them; now, therefore, be it

Resolved by the Assembly of the State of California, That 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 members of the Joint Interim Committee on Wildlife Conservation (created by Statutes of 1947, Chapter 1325) incurred pursuant to said statute, to be paid from said contingent fund and disbursed after certification of the chairman or vice chairman of said committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules.

Amendment No. 1

In lines 10 and 11 of the measure, as printed on pages 3 and 4 of the Assembly Journal of March 19, 1948, strike out "five thousand dollars ($5,000)", and insert "two thousand dollars ($2,000)"

Amendment read, and adopted.

Consideration of House Resolution No. 69, as Amended

House Resolution No. 69

Relative to an allocation of funds for expenses incurred by the Assembly members of the Joint Interim Committee on Wildlife Conservation

WHEREAS, A Joint Interim Investigating Committee was created by Statutes of 1947, Chapter 1325; and

WHEREAS, As required by that statute the Speaker of the Assembly appointed three Members of the Assembly to act on said committee; and

WHEREAS, The members of said committee are required to meet with the Wildlife Restoration Board and participate in its activities, and

WHEREAS, No provision has been made for the payment of expenses necessarily incurred by the Assembly members of said committee in carrying out the duties imposed upon them; now, therefore, be it

Resolved by the Assembly of the State of California, That 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 members of the Joint Interim Committee on Wildlife Conservation (created by Statutes of 1947, Chapter 1325) incurred pursuant to said statute, to be paid from said contingent fund and disbursed after certification of the chairman or vice chairman of said 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—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1948

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

Assembly Bill No. 81

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

DUNN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 81—An act to repeal Sections 6713, 7039, 7064, 7094, 7117, 7126, 7128, and 7147 of the Education Code; to add Articles 1 and 13.5 to Chapter 15 of Division 3 of said code; to add Sections 5157, 7000, 7126, and 7132 to said code; to amend the headings of Articles 1 and 13 of Chapter 15 of Division 3 of said code; and to amend Sections 5152, 5153, 5156, 6703, 6714, 7002, 7012, 7023, 7037, 7038, 7061, 7062, 7063, 7067, 7081, 7091, 7092, 7101, 7103, 7111, 7112, 7113, 7114, 7115, 7116, 7121, 7122, 7124, 7130, 7146, 7146.1, 7148, 7149, 7150, 7208, and 9645 of said code, all relating to the support of the public schools, 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 16 of the printed bill, strike out lines 3 to 31, inclusive, and insert

"SEC. 52. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Existing law discriminates against unified school districts and deprives high school districts maintaining junior college classes of state support to which they are entitled by legislative intent. Approximately $500,000 will be lost to unified school districts and to high school districts maintaining junior college classes during the coming fiscal year, if the existing inequities are not corrected at this session of the Legislature. Retroactive action cannot be taken by a subsequent session of the Legislature because, by present provisions of law, the money must be apportioned and spent during this current fiscal year. If remedial action is not taken, either the districts will be compelled to levy an extraordinarily high tax, or an estimated 20,000 children will be deprived of their full educational opportunities."

Amendment read, and adopted.

Request for Unanimous Consent That Further Amendments to Assembly Bill No. 81 Be Considered, at This Time

Mr. Beck asked for, and was granted, unanimous consent that further amendments to Assembly Bill No. 81 be considered, at this time.

Motion to Amend

Mr. Beck moved the adoption of the following amendments:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 1

In line 1 of the title of the printed bill, strike out "7094,".

Amendment No. 2

In line 7 of the title of said bill, strike out "7037, 7038," and insert "7032, 7033, 7034, 7035, 7036, 7037, 7038, 7041,".

Amendment No. 3

In line 8 of the title of said bill, after "7092," insert "7094, 7095,".

Amendment No. 4

On page 5 of said bill, between lines 16 and 17, insert

"SEC. 12.1. Section 7032 of said code is amended to read:

7032. For each elementary school district which had an average daily attendance during the preceding fiscal year of less than 26, he shall compute three thousand two hundred *fifty* dollars [($3,200)] *($3,250)* for the first 16 units of average daily attendance or fraction thereof, as computed under Sections 6911 and 6944, [plus twenty-five dollars ($25) for the seventeenth unit of average daily attendance,] plus fifty dollars ($50) for each unit of average daily attendance in excess of [17] *16*.

SEC. 12.2. Section 7033 of said code is amended to read:

7033. For each elementary school district which had an average daily attendance during the preceding fiscal year of 26 or more and less than 51, as computed under Sections 6911 and 6944, he shall compute six thousand *one hundred* dollars [($6,000)] *($6,100)* for the first 37 units of average daily attendance or fraction thereof [plus fifty dollars ($50) for the thirty-eighth unit of average daily attendance] plus one hundred dollars ($100) for each additional unit of average daily attendance in excess of [38] *37*.

SEC. 12.3. Section 7034 of said code is amended to read:

7034. For each elementary school district having an average daily attendance during the preceding fiscal year of 51 or more but less than 76, as computed under Sections 6911 and 6944, he shall compute nine thousand *one hundred seventy-six* dollars [($9,000)] *($9,176)* for the first 62 units or fraction thereof, [as so computed plus one hundred thirty-five dollars ($135) for the sixty-third unit of average daily attendance] plus one hundred [forty-five] *forty-eight* dollars [($145)] *($148)* for each unit of such average daily attendance in excess of [63] *62*.

SEC. 12.4. Section 7035 of said code is amended to read:

7035. For each elementary school district which had an average daily attendance during the preceding fiscal year of 76 or more but less than 83, as computed under Sections 6911 and 6944, he shall compute twelve thousand *two hundred forty-six* dollars [($12,000)] *($12,246)*.

SEC. 12.5. Section 7036 of said code is amended to read:

7036. For each elementary school district which had an average daily attendance during the preceding fiscal year of 83 or more, as computed under Sections 6911 and 6944, he shall multiply the number of units of average daily attendance so computed by one hundred [forty-five] *forty-eight* dollars [($145)] *($148)*."

Amendment No. 5

On page 5, lines 19 and 20, of said bill, after "computed", strike out "attendance computed".

Amendment No. 6

On page 5, line 21, of said bill, strike out "one hundred seventy-five dollars ($175)", and insert "one hundred eighty-one dollars ($181)".

Amendment No. 7

On page 5, lines 29 and 30, of said bill, strike out "one hundred seventy-five dollars ($175)", and insert "one hundred eighty-one dollars ($181)".

Amendment No. 8

On page 5 of said bill, between lines 39 and 40, insert

"SEC. 15.1. Section 7041 of said code is amended to read:

7041. For the purposes of this article, the Superintendent of Public Instruction shall allow, in addition to all other allowances, to the county school service fund:

(a) Two thousand four hundred dollars ($2,400), for supervision of instruction, to the county school service fund of each county for the first 300 or major fraction of 300 units of average daily attendance in the aggregate in all the elementary districts of the county, including union and joint union elementary school districts, having less than 300 units of average daily attendance during the preceding fiscal year and in the emergency schools maintained within the elementary school districts of the county by the county superintendent of schools during the preceding fiscal year. Two thousand four hundred dollars ($2,400) for supervision of instruction shall be allowed to the fund for the next 300, or any fraction of 300 units of average daily attendance, and two thousand four hundred dollars ($2,400) shall be allowed to the fund for each succeeding 300 or major fraction of 300 units of average daily attendance.

(b) Two thousand four hundred dollars ($2,400), for supervision of instruction, to the county school service fund of the county for each 500 or major fraction

of 500 units of average daily attendance in the aggregate in all the elementary school districts of the county, including union and joint union elementary school districts having an average daily attendance of 300 or more but less than 900 units of average daily attendance during the preceding fiscal year.

(c) For all emergency schools maintained in each elementary school district of the county by the county superintendent of schools during the preceding fiscal year, the same amount as he would compute as the foundation program of an elementary school district under Article 4 of this chapter.

(d) One hundred [seventy-five] *eighty-one* dollars [($175)] *($181)* for each unit of average daily attendance of physically handicapped pupils of secondary grade educated by the county superintendent of schools during the preceding fiscal year."

Amendment No. 9

On page 7, line 39, of said bill, strike out "one hundred fifty dollars ($150)", and insert "one hundred fifty-three dollars ($153)".

Amendment No. 10

On page 8, line 24, of said bill, strike out "two hundred dollars ($200)", and insert "two hundred six dollars ($206)".

Amendment No. 11

On page 8, line 35, of said bill, strike out "repealed", and insert "amended to read:

7094 No state equalization aid shall be allowed to any [elementary school] *junior college* district under this article during the Fiscal Year [1947-1948] *1948-1949* unless, during the preceding fiscal year, there shall have been levied a tax for such district in an amount equal to twenty cents ($0.20) or more on 90 percent of each one hundred dollars ($100) of the assessed valuation in such district as shown by the equalized assessment roll of the district for the next preceding year and no [elementary school] *junior college* district which has met the requirements of this section and is otherwise entitled to state equalization aid shall be denied such aid.

SEC. 24.1. Section 7095 of said code is amended to read:

7095. [No] *Except as otherwise provided in Section 7094, no* state equalization aid shall be allowed under this article during the Fiscal Year 1948-1949, or during any subsequent fiscal year unless there shall have been levied, pursuant to Division 3 of this code, for such district during the preceding fiscal year a tax not less than set forth in Article 9 of this chapter for the district, and no district which has met the requirements of this section and is otherwise entitled to state equalization aid shall be denied such aid."

Amendments read.

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

AYES—Beck, Bennett, Boyd, Burke, Burns, Butters, Carey, Collier, Conrad, M. Philip Davis, Dickey, Doyle, Dunn, Elliott, Field, Fletcher, Grant, Hahn, Hawkins, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Lyons, Morris, Robertson, Stewart, Waters, and Mr. Speaker—31.

NOES—Anderson, Berry, Blosser, Caldecott, Clarke, Connolly, Cooke, Cramer, Crichton, Ralph C. Dills, Dolwig, Erwin, Gaffney, Gannon, Geddes, Grunsky, James, Lipscomb, Lowrey, Luckel, Maloney, McCollister, Niehouse, Silliman, and Thompson—25

Notice of Motion to Reconsider Amendments Offered by Mr. Beck to Assembly Bill No. 81

Mr. Gaffney gave notice that on the next legislative day he would move to reconsider the vote whereby the amendments offered by Mr. Beck to Assembly Bill No. 81 were this day adopted.

Point of Order

Mr. Field arose to the following point of order: That the Resolution on Adjournment has been adopted and that Mr. Gaffney's motion is in violation to the House Rules.

Ruling by Speaker

Speaker Collins ruled the point of order well taken.

Assembly Bill No. 81 ordered reprinted, and engrossed.

Motion to Place Rush Order on Printing of Assembly Bill No. 81

Mr Dunn moved that a rush order be placed upon the printing of Assembly Bill No. 81.

Motion carried.

CONSIDERATION OF HOUSE RESOLUTION NO. 71

House Resolution No. 71

Relating to augmenting the funds of the Assembly Fact-Finding Committee on Highways, Streets and Bridges

Resolved by the Assembly of the State of California, That 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 expenses of the Assembly Fact-Finding Committee on Highways, Streets and Bridges (created by House Resolution No 221, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from said contingent fund and disbursed after certification by the chairman of said committee upon warrant drawn by the State Controller upon the State Treasurer

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 2 of the measure, as printed on page 21 of the Assembly Journal of March 19, 1948, strike out "twenty-five thousand dollars ($25,000)", and insert "fifteen thousand dollars ($15,000)".

Amendment read, and adopted.

Consideration of House Resolution No. 71, as Amended

House Resolution No. 71

Relating to augmenting the funds of the Assembly Fact-Finding Committee on Highways, Streets, and Bridges

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Assembly for expenses of the Assembly Fact-Finding Committee on Highways, Streets, and Bridges (created by House Resolution No. 221, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from said contingent fund and disbursed after certification by the chairman of said committee upon warrant 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—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lapscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 74

House Resolution No. 74

Relative to augmenting the funds of the Assembly Interim Committee on Public Education

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of fifteen thousand dollars ($15,000), 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 Public

Education (created by House Resolution No. 236, 1947 Regular Session) and its members and for any charges, expenses or claims it may incur under said resolution, to be paid from said contingent fund and disbursed after certification by the chairman of the committee upon warrants drawn by the State Controller upon the State Treasury.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 22 of the measure, as printed on page 39 of the Assembly Journal of March 19, 1948, strike out "fifteen thousand dollars ($15,000)", and insert "ten thousand dollars ($10,000)".

Amendment read, and adopted.

Consideration of House Resolution No. 74, as Amended

House Resolution No. 74

Relative to augmenting the funds of the Assembly Interim Committee on Public Education

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of ten thousand dollars ($10,000), 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 Public Education (created by House Resolution No. 236, 1947 Regular Session) and its members and for any charges, expenses or claims it may incur under said resolution, to be paid from said contingent fund 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 by the following vote

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY JOINT RESOLUTION NO. 14, BE TAKEN UP, OUT OF ORDER

Mr. Heisinger asked for unanimous consent that Assembly Joint Resolution No. 14, be taken up, out of order, at this time.

Mr. Dickey withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 45

House Resolution No. 45

Relative to augmenting the funds of the Assembly Interim Committee on the Judicial System and Judicial Process

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of ten thousand dollars ($10,000) 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 the Judicial System and Judicial Process (created by House Resolution No 226, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 2 of the measure, as printed on page 9 of the Assembly Journal of March 12, 1948, strike out "ten thousand dollars ($10,000)", and insert "six thousand dollars ($6,000)".

Amendment read, and adopted

Consideration of House Resolution No. 45, as Amended

House Resolution No. 45

Relative to augmenting the funds of the Assembly Interim Committee on the Judicial System and Judicial Process

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of six thousand dollars ($6,000) 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 the Judicial System and Judicial Process (created by House Resolution No. 226, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None

REQUEST FOR UNANIMOUS CONSENT THAT SUPPLEMENTARY REPORT OF ASSEMBLY INTERIM COMMITTEE ON DETENTION HOMES AND COUNTY AND CITY JAILS BE PRINTED IN THE JOURNAL

Mr. Kilpatrick asked for, and was granted, unanimous consent, that the Supplementary Report of the Assembly Interim Committee on Detention Homes and County and City Jails be ordered printed in the Journal in 10-point type.

(Above mentioned report will appear prior to the motion to adjourn.)

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 48

House Resolution No. 48

Relative to augmenting the funds of the Assembly Interim Committee on Military and Veterans Affairs

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 Committee on Military and Veterans Affairs (created by House Resolution No. 205, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from said contingent fund and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller on the State Treasurer.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 2 of the measure, as printed on page 4 of the Assembly Journal of March 15, 1948, strike out "five thousand dollars ($5,000)", and insert "three thousand five hundred dollars ($3,500)".

Amendment read, and adopted

Consideration of House Resolution No. 48, as Amended

House Resolution No. 48

Relative to augmenting the funds of the Assembly Interim Committee on Military and Veterans 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 Committee on Military and Veterans Affairs (created by House Resolution No. 205, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from said contingent fund and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller on the State Treasurer.

Resolution read, as amended.

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

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Nicbouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 50

House Resolution No. 50

Relative to augmenting the funds of the Assembly Interim Committee on Detention Homes and County and City Jails

WHEREAS, The Assembly Interim Committee on Detention Homes and County and City Jails was authorized and directed to ascertain, analyze and study all facts relating to custodial institutions for juvenile and adult persons in this State; and

WHEREAS, In carrying out the duties imposed upon it said committee is, has been, and will continue to be, faced with the necessity of holding numerous hearings and performing research in a broad and complex field; and

WHEREAS, The moneys made available to said committee have proved inadequate to allow it to properly carry out the duties imposed upon it, now, therefore, be it

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

1. In addition to any money heretofore made available, the sum of ten thousand dollars ($10,000) 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 Detention Homes and County and City Jails (created by House Resolution No. 164, Fifty-seventh Session, as amended) and its members and for any charges, expenses, or claims incurred by it under said 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 amendment was proposed by the Committee on Rules:

Amendment No. 1

In lines 10 and 11 of the measure, as printed on page 7 of the Assembly Journal of March 15, 1948, strike out "ten thousand dollars ($10,000)", and insert "three thousand five hundred dollars ($3,500)".

Amendment read, and adopted.

Consideration of House Resolution No. 50, as Amended

House Resolution No. 50

Relative to augmenting the funds of the Assembly Interim Committee on Detention Homes and County and City Jails

WHEREAS, The Assembly Interim Committee on Detention Homes and County and City Jails was authorized and directed to ascertain, analyze and study all facts relating to custodial institutions for juvenile and adult persons in this State; and

WHEREAS, In carrying out the duties imposed upon it said committee is, has been, and will continue to be, faced with the necessity of holding numerous hearings and performing research in a broad and complex field; and

WHEREAS, The moneys made available to said committee have proven inadequate to allow it to properly carry out the duties imposed upon it; now, therefore, be it

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

1 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 Detention Homes and County and City Jails (created by House Resolution No 164, 57th Session, as amended) and its members and for any charges, expenses, or claims incurred by it under said 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—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 52

House Resolution No. 52

Relative to augmenting the funds of the Assembly Interim Committee to Study Promotion of Welfare of the Youth of the State

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 to Study Promotion of the Welfare of the Youth of the State (created by House Resolution No. 234, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 2 of the measure, as printed on page 7 of the Assembly Journal of March 16, 1948, strike out "five thousand dollars ($5,000)", and insert "three thousand five hundred dollars ($3,500)".

Amendment read, and adopted.

Consideration of House Resolution No. 52, as Amended

House Resolution No. 52

Relative to augmenting the funds of the Assembly Interim Committee to Study Promotion of Welfare of the Youth of the State

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 to Study Promotion of the Welfare of the Youth of the State (created by House Resolution No. 234, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 96

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:

Standard Copyholder Sales and Dist. Co. (12 standard copyholders)	$94 09
Cascade Towel Supply (towel service)	55 00

Request for Unanimous Consent

Mr. Dickey 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.

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

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None.

By Mr. Dickey:

House Resolution No. 97

WHEREAS, The Members of the Assembly will desire to have shipped to their various places of residence their bill files, books, stationery and other printed matter at the end of the session; 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 Fund of the Assembly in favor of said Wilkie Ogg, in the sum not to exceed one thousand two hundred dollars ($1,200), and the State Treasurer is hereby directed to pay the same; and it is further directed that Wilkie Ogg furnish to the Controller vouchers and receipts for all expenditures made by him.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 97, 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, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None.

By Mr. Dickey:

House Resolution No. 98

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 two thousand five hundred dollars ($2,500), in favor of Arthur A. Ohnimus, Chief Clerk of the Assembly, and the State Treasurer is hereby directed to pay the same, for postage, telephone service, telegraph service, supplies, traveling expenses, bills from state departments, and performing any duties imposed by the Rules or resolutions of the Assembly, also to pay any bills for incidental expenses of the Assembly heretofore incurred but for which payment has not been provided by other resolutions, and other incidental expenses in connection with completing the work of the 1948 Regular Session of the Assembly of the State of California.

The Chief Clerk of the Assembly is instructed to file with the Controller receipts covering all expenditures made hereunder.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 98, 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, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 54

House Resolution No. 54

Relating to augmenting the funds of the Assembly Interim Committee on Aviation

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of three thousand dollars ($3,000) 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 Aviation (created by House Resolution No. 247, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 amendment was proposed by the Committee on Rules.

Amendment No. 1

In line 2 of the measure, as printed on page 10 of the Assembly Journal of March 16, 1948, strike out "three thousand dollars ($3,000)", and insert "two thousand five hundred dollars ($2,500)".

Amendment read, and adopted.

Consideration of House Resolution No. 54, as Amended

House Resolution No. 54

Relating to augmenting the funds of the Assembly Interim Committee on Aviation

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 Aviation (created by House Resolution No. 247, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None

CONSIDERATION OF HOUSE RESOLUTION NO. 63

House Resolution No. 63

Relative to augmenting the funds of the Assembly Interim Committee on Soil Conservation

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 Soil Conservation (created by House Resolution No. 224, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 amendment was proposed by the Committee on Rules.

Amendment No. 1

In line 2 of the measure, as printed on page 3 of the Assembly Journal of March 18, 1948, strike out "two thousand dollars ($2,000)", and insert "one thousand dollars ($1,000)".

Amendment read, and adopted.

Consideration of House Resolution No. 63, as Amended

House Resolution No. 63

Relative to augmenting the funds of the Assembly Interim Committee on Soil Conservation

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 Assembly Interim Committee on Soil Conservation (created

by House Resolution No. 224, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 64

House Resolution No. 64

Relative to augmenting the funds of the Assembly Interim Committee on Public Morals

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of three thousand dollars ($3,000) 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 Public Morals (created by House Resolution No. 213, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 2 of the measure, as printed on page 3 of the Assembly Journal of March 18, 1948, strike out "three thousand dollars ($3,000)", and insert "two thousand dollars ($2,000)"

Amendment read, and adopted.

Consideration of House Resolution No. 64, as Amended

House Resolution No. 64

Relative to augmenting the funds of the Assembly Interim Committee on Public Morals

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 Public Morals (created by House Resolution No. 213, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None

CONSIDERATION OF HOUSE RESOLUTION NO. 56

House Resolution No. 56

Relative to augmenting the funds of the Assembly Interim 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 Interim Committee on Governmental Efficiency and Economy (created by House Resolution No 216, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 2 of the measure, as printed on page 10 of the Assembly Journal of March 16, 1948, strike out "five thousand dollars ($5,000)", and insert "ten thousand dollars ($10,000)".

Amendment read, and adopted.

Consideration of House Resolution No. 56, as Amended

House Resolution No. 56

Relative to augmenting the funds of the Assembly Interim 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 ten thousand dollars ($10,000) 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 Governmental Efficiency and Economy (created by House Resolution No. 216, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lapscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None.

CONSIDERATION OF HOUSE RESOLUTION NO. 57

House Resolution No. 57

Relative to compilation and printing of Soil Conservation Law

WHEREAS, Soil conservation is of vital necessity to the economy of this State; and

WHEREAS, The laws of the State relating to soil conservation and soil conservation districts are not easily accessible to the people of the State; and

WHEREAS, A definite need exists for a compilation of those laws; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislative Counsel is directed to prepare a compilation of the laws relating to soil conservation and soil conservation districts; and be it further

Resolved, That copies of said publication be mailed to Members of the Legislature as soon as possible after the printing thereof; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby instructed to cause to be printed not to exceed five thousand (5,000) copies of said compilation, the cost thereof to be payable from the legislative printing appropriation.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 14 of the measure, as printed on page 13 of the Assembly Journal of March 17, 1948, after "appropriation", strike out the period, and insert ", and said copies to be made available at cost to interested persons."

Amendment read, and adopted.

Consideration of House Resolution No. 57, as Amended

House Resolution No. 57

Relative to compilation and printing of Soil Conservation Law

WHEREAS, Soil conservation is of vital necessity to the economy of this State; and

WHEREAS, The laws of the State relating to soil conservation and soil conservation districts are not easily accessible to the people of the State; and

WHEREAS, A definite need exists for a compilation of those laws; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislative Counsel is directed to prepare a compilation of the laws relating to soil conservation and soil conservation districts; and be it further

Resolved, That copies of said publication be mailed to Members of the Legislature as soon as possible after the printing thereof, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby instructed to cause to be printed not to exceed five thousand (5,000) copies of said compilation, the cost thereof to be payable from the legislative printing appropriation, and said copies to be made available at cost to interested persons

Resolution read, as amended.

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

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brown, Burke, Caldecott, Carey, Collier, Connolly, Conrad, Cramer, Crowley, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, and Waters—53.

NOES—None.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 14

Assembly Joint Resolution No. 14—Relative to transportation rates for dairy feed and hay.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, Connolly, Cooke, Cramer, Crichton, Lester T. Davis, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stephenson, Stewart, Thompson, Waters, and Mr. Speaker—51.

NOES—None

RESOLUTIONS

The following resolution was offered:

By Messrs. Stewart and Sam L. Collins:

House Resolution No. 95

Relative to commending Philip L Boyd for his service on behalf of the people of the State of California as a Member of the Assembly

WHEREAS, Philip L Boyd, our esteemed colleague representing the Seventy-sixth Assembly District, has announced his decision not to return next year as a Member of the Assembly of the State of California; and

WHEREAS, Philip L. Boyd's ability, character and faithful performance of his duties have won the lasting respect and admiration of his many friends in the Assembly; and

WHEREAS, Philip L. Boyd was born in Richmond, Indiana, and was educated in Indianapolis schools and attended Wabash College; and

WHEREAS, Philip L. Boyd came to Palm Springs, California, in 1921 and engaged actively in the planning and development of that lovely desert town; and

WHEREAS, He became the first Mayor of Palm Springs and was also Secretary of the Chamber of Commerce, a bank manager and resort hotel operator in Palm Springs, and for 10 years has engaged in truck farming in the Coachella Valley; and

WHEREAS, In 1926, Philip L. Boyd married the beautiful and charming Dorothy B. Marmon and now has a family of four children; and

WHEREAS, Philip L Boyd was elected to the Assembly of the State of California by the people of the Seventy-sixth District in 1944, and, was reelected to this body in 1946; and

WHEREAS, Philip L. Boyd has demonstrated both to the residents of his assembly district and all of the people of the State of California his ability, integrity, and devotion to duty as an Assemblyman; now, therefore, be it

Resolved by the Assembly of the State of California, That Philip L. Boyd be commended most heartily for his fine service to the people of the State of California; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to present to Philip L Boyd a suitably prepared copy of this resolution as a token of the esteem and regard of his fellow members in the Assembly of the State of California as an expression of their good wishes which will go with him always

Request for Unanimous Consent

Mr. Stewart asked for, and was granted, unanimous consent to take up House Resolution No. 95, 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, March 26, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 2—Relative to the acquisition of Angel Island in San Francisco Bay as a state park;

Assembly Concurrent Resolution No. 19—Relative to the use and purchase of automobiles by the State;

And reports the same have been correctly enrolled, and presented to the Secretary of State on the twenty-sixth day of March, 1948, at 10 a.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 55—An act to amend Section 6956 of the Business and Professions Code, relating to fees for the licensing of collection agencies;

And reports the same has been correctly enrolled, and presented to the Governor on the twenty-sixth day of March, 1948, at 10 a.m.

WEBER, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 49

House Resolution No. 49

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 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 Interstate Cooperation (created by House Resolution No 23, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from said contingent fund and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller on the State Treasurer

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 2 of the measure, as printed on page 6 of the Assembly Journal of March 15, 1948, strike out "five thousand dollars ($5,000)", and insert "four thousand five hundred dollars ($4,500)".

Amendment read, and adopted.

Consideration of House Resolution No. 49, as Amended

House Resolution No. 49

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 four thousand five hundred dollars ($4,500) 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. 23, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from said contingent fund and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller on the State Treasurer.

Resolution read, as amended.

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

AYES—Bennett, Berry, Blosser, Brown, Burke, Butters, Caldecott, Carey, Collier, Connolly, Conrad, Cooke, Crichton, Lester T. Davis, Dolwig, Doyle, Erwin, Evans, Gaffney, Gannon, Grant, Grunsky, Hollibaugh, Huyck, James, Johnson, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Weber—42.

NOES—None.

MEMBERS EXCUSED

At 10.20 a.m., Mr. Stewart asked for, and was granted, unanimous consent that the Committee on Municipal and County Government be excused, at this time, for the purpose of holding a meeting in Room 219.

REQUEST FOR UNANIMOUS CONSENT THAT ADDRESS DELIVERED ON SAINT PATRICK'S DAY BE PRINTED IN THE JOURNAL

Messrs. Doyle and Gannon asked for, and were granted, unanimous consent that the following address, delivered by Mr. William L. Ferdon

on Saint Patrick's Day in Joint Convention, be ordered printed in the Journal, in 10-point type:

ADDRESS BY WILLIAM L. FERDON

Relative to the Life of St. Patrick and a Tribute to the Irish Race

Almost four decades ago, Henry Morse Stephens, a man whom some of you may have been privileged to know, and who occupies a hallowed place in the history of our great state university, wrote a play, glowing in color and rich in pageantry, about him whose feast we celebrate today. It is called "St. Patrick at Tara." It has a scene where a council of kings is being held upon the Hill of Tara on the evening of Easter Sunday. Heading the council is the High King, Laoghaire, son of the great Niall, and anger has been wrought in the hearts of these royal figures of Ireland because prior to their meeting and contrary to deep-rooted, ancient custom a certain fire had been lit at nearby Slaney. The flames of that blaze were more than fire, they were profanities and blasphemies since prophecy "from of old," had decreed that such a fire, not started with proper rites, not lit by proper dignitaries, would symbolize the collapse of the pagan faith of Ireland. And this fire at Slaney had had no such auguries.

It had been enkindled by Patrick. Patrick, therefore, had been summoned before the kings He is asked, "Who art thou? What thy name? And thy degree?" He responds:

> "Hither I come to preach the cross of Christ.
> Sucat my British, Patrick my Roman name,
> Britain my birthplace, where my father was a Roman citizen of high degree;
> A Christian deacon active in the church.
> Myself in boyhood Irish pirates seized
> And sold to slavery in far Connaught.
> Six years I served my master, tending flocks
> And eating bitter bread of bondage * * *"

These words provide us with a capsule biography of the early life of Patrick and a fairly definitive one. There is dispute as to his exact birthplace, whether it was in a province of Celtic Britain or in the Celtic province of Brittany in France. All else is confirmed by the Saints' own writings and history.

He escaped this captivity and returned to the Continent where he studied, becoming a priest, and eventually a bishop. Something more even than that as far as he was concerned, for he was a bishop designated to missionary work in Ireland.

This was a long sought objective, and in conformity with his ardent desire. For though he had come to Ireland an alien and a slave, he had left it an Irishman. That land had become his land, those people his people, their tongue his tongue and their spirit his spirit.

Thus he returned in about the year 432 and it is then that we find him before the Hill of Tara. There, during this tense appearance, he worked miracles, and converted many. Laoghaire, the High King, was so far won by Patrick that he gave him the freedom of his realm to preach the new faith where and to whom he would.

From Tara and in the years that followed, Patrick traveled through all Ireland in his evangelical labors. In one generation he brought a pagan nation to Christianity. Finally, in his later life, he founded Armagh, his episcopal See. There he spent tranquilly his declining years, there he wrote his great "Confession." If there is any vestige of truth in the accepted maxim that only the truly great are humble, then how great a man is Patrick! For his Confession starts:

> "I, Patrick, a sinner, the most rustic and the least of all the faithful, and in the estimation of very many deemed contemptible, had for my father Calpornius, a deacon."

There in almost skeletal outline is the man.

And the land of Patrick?

It is small, the longest line of land which can be drawn is 300 miles: from Fair Head, in the northeast, to Mizen Head, in the southwest. It is beautiful. One of its sons has written—"we have purple heather and mountains golden with gorse, and rivers, great bosomed and friendly, where men may dream. And the sea is kind to us. Our fields are green as the Prophet's banner." This son acknowledges that he and his brethren spend lives seeking to form Ireland in poetry and song, but then he says, "suddenly we know our heads are white as bog flowers. Light comes to us, and we see that we, who thought we were men making Ireland, are only children at her feet."

Thus he supplies us with both a description and a sentiment that we as Americans and Californians can appreciate for we could speak and do feel the same of our land.

And the people of Patrick?

Here in Sacramento, what can we say of them?

Or here in Sacramento what need we say, for you know them well, as does all California, all America!

As I heard today, two Members of this Legislature were born in Ireland. You may know other children of Erin and their children's children. Think for a moment and you can see how in one wondrous respect they have emulated Patrick, for as Ireland became his land, so America became their, and the American spirit is their spirit. Most of them arrived in humble fashion and so many of them and their children came to play solid, splendid roles in the history of our Country and State. Think of the admirable role of diligence and devotion that men whose names had roots in Limerick, Cork, Tyrone, Dougal or other of the counties of Ireland have played in this State.

The Irish and those of their descent have contributed a rich and valuable humor, a deep sense of friendliness to the American scene. They are capable of a genuine philosophy of contentment. What they have found and find within these shores has pleased them much, filled them with satisfaction and even life itself has been a small price to pay for these blessings.

No people ever came to this Promised Land with a deeper appreciation of the meaning of freedom or with a more lively knowledge and sense of freedom's worth.

Theirs has never been a divided loyalty. For one of Irish background such a thing would not only be unthinkable but impossible.

When on March 17th those of Irish descent pay homage to Patrick and the land of Erin it is because they are sounding the wells of sentiment within them, because they are honoring the memory of forebears who, along with tales of the Glens of Antrim, the wild and beautiful Kerry, the heavenly Killarney lakes and the hills of Connemara, in gentle and rhythmic voices taught them the meaning of goodness, truth and patriotism and prepared them better, as the record shows, to be Americans.

I know that today you join with us of Irish heritage in this exercise of filial devotion and may I leave you with the words of an Irish minstral:

"I will take my pipes and go now, and God go with you all,
And keep all sorrow from you and the dark heart's load."

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 83

House Resolution No. 83

Relative to a democratic policy in the National Guard of California

WHEREAS, The United States of America has just emerged from a successful prosecution of a global war to preserve our democratic principles and our way of life; and

WHEREAS, The unity and vigor of our fighting forces depends upon "equality of opportunity" as well as "equality of sacrifice"; and

WHEREAS, The maintenance of segregation based on race or color within the National Guard of this State is contrary to our democratic tradition and prevents the full utilization of the potential manpower; now, therefore, be it

Resolved by the Assembly of the State of California, That it is the considered judgment of this body that any segregation or discrimination based on race or color in the National Guard of California should be discontinued and that steps be taken to integrate all of our citizens within the National Guard on a basis of individual qualification; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send copies of this resolution to the Governor and the Adjutant General

Resolution read.

Demand for Previous Question

Messrs. Conrad, Burke, James, Thompson, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of House Resolution No. 83

Motion to Grant Mr. Hawkins Additional Time

Mr. Gannon moved that Mr. Hawkins be granted five minutes additional time for answering questions relative to the adoption of House Resolution No. 83.

Mr. Maloney seconded the motion.

Motion carried.

By unanimous consent, House Resolution No. 83 was ordered passed on file temporarily.

RESOLUTIONS

The following resolution was offered:

By Messrs. Butters, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney,

Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Mrs. Niehouse, Messrs. Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Weber:

House Resolution No. 99

Relative to Assemblyman M Philip Davis

WHEREAS, Assemblyman M Philip Davis has announced that he is not a candidate for reelection to this Assembly; and

WHEREAS, M Philip Davis was born in Utah and educated in the public schools of that State, later achieving a brilliant scholastic record at the University of California, as an undergraduate at Los Angeles, and at Boalt Hall of Law at Berkeley; and

WHEREAS, M Philip Davis was first elected to the Assembly in 1944, representing the Sixtieth Assembly District, and during his two terms in this Assembly has devoted himself vigorously and conscientiously to the work of this Legislature, sponsoring legislation for the advancement of education and the judiciary, serving on important committees, and as Vice Chairman of the Interim Committee on Administrative Regulation, assisting in the extensive studies conducted by that committee and in the preparation of its report resulting in the adoption of legislation designed to improve the administration of regulatory and enforcement agencies of State Government, demonstrating throughout the highest integrity and an outstanding ability in argument and debate in committee and on the floor of the Assembly; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly express their regret that the capable and conscientious public service which M Philip Davis has rendered to this Assembly, to the people of the Sixtieth Assembly District, and of the State of California will end with his present term; and be it further

Resolved, That the Chief Clerk of the Assembly is requested to present a suitably prepared copy of this resolution to Assemblyman M. Philip Davis in commemoration of his distinguished public service and as an expression of the esteem and good wishes of his fellow Members in this Assembly

Request for Unanimous Consent That Names of All Members Present Be Placed Upon House Resolution No. 99

Mr. Butters asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 99.

Request for Unanimous Consent

Mr. Butters asked for, and was granted, unanimous consent to take up House Resolution No. 99, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

MEMBER EXCUSED

At 11.28 a.m., Mr. M. Philip Davis asked for, and was granted, unanimous consent that he be excused for the balance of the legislative day.

RESOLUTIONS

The following resolution was offered:

By Messrs. Maloney and Gaffney:

House Resolution No. 100

Relative to recess on Good Friday, March 26, 1948

WHEREAS, It is the custom among Christians throughout the world to devote three hours on the afternoon of Good Friday to commemorative services and meditation upon the passion and death of our Saviour; and

WHEREAS, All Members of this Assembly desiring to participate in these religious observances should be free to do so; now, therefore, be it

Resolved by the Assembly of the State of California, That a recess be taken from 12 noon until 3.30 p m. on Friday, March 26, 1948, in respect to observance of Holy Week.

Request for Unanimous Consent

Messrs. Maloney and Gaffney asked for, and were granted, unanimous consent to take up House Resolution No. 100, at this time, without reference to committee or file.

Resolution read, and adopted.

MEMBERS EXCUSED

At 11.30 a.m, Mr. Field asked for, and was granted, unanimous consent that the Members of the Committee on Governmental Efficiency and Economy, be excused, at this time, for the purpose of holding a meeting in Room 219.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW SENATE BILL NO. 23 FROM COMMITTEE AND THAT IT BE RE-REFERRED

Mr. McCollister asked for, and was granted, unanimous consent that Senate Bill No. 23 be withdrawn from the Committee on Military Affairs, and be re-referred to the Committee on Ways and Means.

ANNOUNCEMENT OF COMMITTEE MEETING

Mr. Sherwin announced that the Committee on Ways and Means will hold a meeting at 3.15 p.m

REQUEST FOR UNANIMOUS CONSENT THAT OPINION OF THE LEGISLATIVE COUNSEL BE PRINTED IN THE JOURNAL

Mr. Geddes 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

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 17, 1948

Hon. Ernest R. Geddes
Assembly Chamber

PROPOSED METROPOLITAN RAPID TRANSIT DISTRICT ACT—NOS. 432, 433, 434

DEAR MR. GEDDES: We enclose memoranda dated, respectively, March 13, 1948, March 14, 1948, March 16, 1948, and March 17, 1948, in reply to the several questions you have asked relative to the subject above noted.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By W. E. PRINGLE, Deputy

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL, March 13, 1948

METROPOLITAN RAPID TRANSIT DISTRICT ACT—BUDGET SESSION—URGENCY MEASURES

QUESTION

The question is whether the proposed Metropolitan Rapid Transit District Act may be constitutionally enacted at this budget session as an urgency measure.

THE PROPOSED BILL

The bill authorizes the formation of a rapid transit district within any county where the board of supervisors adopts and publishes a resolution of intention. The resolution must, among other things, define the boundaries of the proposed district and set a time and place for hearing objections to its formation or limits. After the hearing the board may submit the proposal to the electors of the district in the manner

provided in the act If the proposal is approved by them, the board is required to appoint a board of directors for the district.

This board of directors is given broad powers to acquire property and transit facilities, construct transit works and facilities, and borrow money for the purpose of constructing a rapid transit system Upon completion of the system the board is to lease or contract the use of its facilities and to supervise the operating company in the manner set forth in the act.

The county treasurer and county auditor are to act as treasurer and auditor respectively of the district.

The board of supervisors is to divide the district into divisions and may change the boundaries of the divisions. It is also required to cause the district taxes to be levied and collected.

The bill as submitted to us does not contain a statement of facts showing the necessity for its enactment as an urgency measure, as provided by Section 1 of Article IV of the Constitution. We shall assume, for the purpose of this discussion, that a sufficient statement of facts would be incorporated into the bill if it is introduced.

OPINION

In our opinion there is room for considerable doubt that the courts would hold that such a measure is one that can be construed to be an urgency measure under Section 1 of Article IV of the Constitution. Except as an urgency measure, such a bill is not within the classes of acts which may be considered at a Budget Session under Section 2 of Article IV of the Constitution.

ANALYSIS

Any legal opinion is simply a prediction of what the courts would decide upon a given question if it were presented to them. In some instances the prior decisions of a court will provide a fairly certain guide, such as a line of decisions involving a rule of property.

In an instance such as this, where the power of the Legislature to enact legislation and the power of the people to exercise the referendum become opposed, the court applies the provisions of the Constitution to the situation before it. The manner in which it applied those provisions to other situations is not controlling.

In the present instance, the court will have before it the bill and the provisions of Section 1 of Article IV of the Constitution, which declare what measures shall not be construed to be urgency measures. Let us assume it will also have a referendum petition.

It has been said that "In the contruction of any written instrument, whether it be a constitution, a statute, or a contract, the most important duty of the court is directed to discovering the true meaning of the instrument. Its endeavor is directed first to attaining an understanding of the purpose and object of the writing, and next to the giving to that purpose and object the fullest effect compatible with the meaning of the language through which that purpose and object find expression," *Perry* vs. *Gross* (1916), 172 Cal. 468.

The court will, therefore, attempt to ascertain the purpose and object of the provisions of Section 1 of Article IV of the Constitution.

The pertinent provisions are

The second power reserved to the people shall be known as the referendum. No act passed by the Legislature shall go into effect until 90 days after the final adjournment of the Legislature which passed such act, except

(a) Acts calling elections
(b) Acts providing for tax levies and appropriations for the usual current expenses of the State
(c) Urgency measures necessary for the immediate preservation of the public peace, health or safety.

The object of exception (a) is self-evident. There would be little purpose in applying the referendum to an election at which the people express their will on the subject of the election on election day. Furthermore, the only elections which the Constitution contemplates to be called by the Legislature are elections on constitutional amendments proposed by the Legislature under Section 1, Article XVIII.

The object of exception (b) is also clear. The people leave the Legilature free to raise and make available the money necessary to carry on the established functions of government

The object of exception (c) is to prevent the reservation of the referendum power in the people from operating against the best interests of the people. Therefore, acts *necessary* for the *immediate* protection of the public peace, health or safety can be made to take effect immediately.

However, around this exception the people put certain safeguards—the two-thirds vote and the separate vote in the urgency section. The people also prohibited an act

from taking effect immediately (even though necessary for their protection) if it was one:

> "*creating or abolishing any office or changing the salary, term, or duties of any officer*, or granting any franchise or special privilege, or creating any vested right or interest."

The creation or abolition of an office implies the creation or abolition of a function of government. The people obviously would have no interest in creating an office without powers, duties, or functions, nor would the Legislature be likely to create such an office. What this really means then is that a new function of government cannot be created nor an existing function abolished without giving the people their opportunity to pass upon the change.

The element of function appears also in the provision as to changing the duties of an officer. This provision is clearly devised to prevent the creation or abolition of functions by adding to or subtracting from the duties of an existing officer and is the counterpart of the provision preceding it.

The object of the group of provisions appears to be this: As to the operation of existing functions of government the people do not desire to interfere and the Legislature may raise and expend the necessary money without reference to the people.

As to measures for the public peace, health, or safety, the people do not want to exercise the reserved power so long as the provisions of the measure can be effectuated within the existing structure of government and without adding new functions. Unless the measure cannot operate within those limitations it is subject to referendum. In other words, the people are willing to risk the public peace, health or safety in order to protect their interest in preventing changes in the governmental structure without an opportunity to pass upon such changes.

The application of this concept to the cases in point serves to fortify it

In *Stockburger* vs. *Jordan* (1936), 10 Cal. (2d), 636, there was a referendum petition. Thus, the power of the legislative branch of the government and the reserved power of the people stood vis a vis before the court. The act in question would have permitted the Director of Finance to lease oil lands and, under certain circumstances, to engage the State in the oil extracting business.

In the Stockburger case the act, in effect, put the State into the oil business. This was a new function of government and involved a question of fundamental policy. The court quite properly found that such an act could not be an urgency measure, or, which is the same thing, that it was this type of act upon which the reserved power was intended to operate.

In *Davis* vs. *County of Los Angeles* (1936), 12 Cal. (2d), 412, there was no referendum petition and the time for filing had gone by. The issue was simply when the act took effect. The practical effect of a decision that the act could not be an urgency measure would have been to invalidate the proceedings and require the repetition of the same proceedings, presumably with the same result.

The reserved power not being in issue, the court did not have to determine the same question it had in the *Stockburger* case. The Legislature in passing the act as an urgency measure presumably had construed the Constitution as permitting such urgency legislation. As against an individual not seeking to exercise the referendum power, the court held with the Legislature.

In the *Davis* case the court limited the *Stockburger* case to its facts, that is, to an act adding a new function to the governmental structure. The additional powers and duties devolving on the school board, treasurer, and other local officers in the *Davis* case were simply additional instances of the exercise of powers already vested in them.

The *Davis* case also said that no office was created because the act provided for an election upon the establishment of a teachers' retirement plan. Since the retirement board would not come into existence until the plan was so approved the court said that the act did not create the office, but that the office was created by the election.

Under the facts of the *Davis* case this was a convenient method of disposing of the problem. It would, however, be dangerous to rely upon that case as establishing the principle that the Legislature can circumvent the prohibition against creating an office by providing for the creation of an office by a local election.

The creation of such an office is a legislative function. Whether a particular office so created has any functions may be made to depend upon whether or not it is determined at an election that the circumstances warrant its functioning. To say that the providing for an office in such fashion and creating an office are essentially different will not stand analysis.

In a situation where the reserved power of the people is directly opposed to the legislative power the court could very well say that the Legislature cannot effect, by indirection, the same result that the Constitution prohibits it from directly effecting.

In *Martin* v. *Riley* (1942), 20 Cal. (2d) 28, the act involved a reorganization of the State Guard. There already was a State Guard so no new functions were added to the governmental structure. There was no referendum petition, the issue being solely the time of taking effect of the act. The act provided that the appropriation made by it should be expended only in accordance with the act. There was little or nothing

in the act that the reserved power would be likely to act upon The Legislature made the money available for expenditure subject to conditions imposed by it. A referendum would have held up the expenditure under any conditions

In *Martin v. Riley* the court followed the *Davis* case on the question of adding to or subtracting from powers already existing. So long as the changes are not material—or so long as functions are not essentially changed—the change can be made by an urgency measure.

Applying the foregoing to the proposed bill, it seems clear that the bill proposes a substantial change in the governmental framework A new type of district is created with broad powers designed to effect important changes in the transportation systems of metropolitan areas of the State The bill would result in the establishment of governmental agencies with far greater powers than the retirement board involved in the *Davis* case.

To predict that the court when faced with this bill and a referendum petition against it would hold the bill to be a valid urgency measure could be justified only upon the assumption that the court would follow the *Davis* case implicitly That cannot safely be assumed. The *Davis* case was decided on its facts and the court would not hesitate to confine it to its facts.

With the substantial changes in the policy and structure of the government proposed by the bill before the court it seems more likely than not that the court would hold that such a measure is one on which it was intended the referendum power should operate.

FRED B. WOOD, Legislative Counsel
By JOSEPH W PAULUCCI, Deputy

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 14, 1948

Differences between the Transportation District Act (Deering Act 8647) and the proposed "METROPOLITAN RAPID TRANSIT DISTRICT ACT"

The Bill	*The Present Law*
	Territory
District must be in one county	Same.
District to include two or more cities	District to include an incorporated area in two or more cities.
District may include unincorporated area	
	Organization
Board of supervisors adopts resolution of intention. Gives notice of hearing at which objections to formation or extent of district will be heard	Legislative body of one city passes ordinance declaring public necessity and convenience. Ordinance transmitted to other cities, governing bodies of which accept or reject.
Board may exclude territory. If it finds district should be formed it calls election on formation.	If other cities accept, initiating body adopts resolution creating district.
District is formed if majority of all votes are in favor and if majority of votes in majority of cities (counting all unincorporated territory as a city) are in favor.	Resolution is filed with Secretary of State who transmits certificate of organization to clerk of legislative body of initiating city, who notifies clerks of other cities
Board adopts formation resolution, which is filed with county recorder and Secretary of State.	
	Directors and Officers
Board divides district into nine divisions and appoints one director from each Directors hold for four-year staggered terms.	Executive of each constituent city, with approval of legislative body, appoints at least one director
County auditor and county treasurer are ex officio auditor and treasurer of district.	Each director has one vote for each $10,000,000, or major fractional part thereof, of assessed valuation, but each shall have at least one vote and no city shall have more votes than all of rest combined
Directors may appoint or employ necessary personnel.	Directors may delegate power to appoint personnel under conditions fixed by them.

Powers

NOTE: Under present act, Part I relates to organization of the district, the preparation of a plan and provides for an election on the adoption of the plan. Part II provides for the permanent organization of the district, and the carrying out of the plan. There are two sets of provisions as to powers in the two parts of the act. The powers under the act hereinafter compared with the powers under the bill are those the district and the directors have under both parts.

The Bill	*The Present Law*
To have perpetual succession, to sue, to adopt seal, to fix location of office, to fix time and place of meetings, to acquire property to exercise power of eminent domain	Same.
To adopt resolutions and orders necessary or convenient to carry out powers of district and provisions of act.	Provides detailed procedure for enactment of ordinances (subd. (b) Sec. 7).
To construct and maintain *rail* rapid transit facilities. District has no power to operate except in case of default by lessee.	To construct, maintain and operate necessary works, structures, *free ways*, *motor ways* and other facilities for transportation of *persons or property*, or structures or facilities for *storage of motor vehicles* in district.
Rapid transit facilities are primarily for passengers but may carry mail and express *Not* to be used *to carry freight.*	

Finances

To levy and collect taxes. To borrow money.	Expenses under Part I are prorated among constituent cities who may use general fund or motor vehicle money.
To incur bonded indebtedness after plan has been made (Sec 12). Provides for bond election (Secs 13-15), for issuance of bonds (bonded to 12 percent of assessed valuation), sale, refunding, for sinking fund. Bonds payable primarily from revenue, but if revenues are inadequate, district tax is to be levied (Secs. 16-24, incl.).	Plan is to provide method of financing.
Provides for district budget (Sec. 25).	District may collect tolls.
District tax to be levied and collected by supervisors along with county tax (Secs. 26-47).	

Leases

District may not operate facilities and *must* lease them. Term of lease not to exceed 25 years. Provisions of lease are specified in bill (Sec. 30). Upon default district may take over facilities.	District may lease facilities.

Cooperation With Other Agencies

District may cooperate with other public agencies for acquisition, construction, engineering, etc. Detailed provisions are made for such cooperation in bill (Sec. 29).	District may cooperate for construction. Given powers of county as to cooperation for highway or street construction, improvement or maintenance.

FRED B. WOOD, Legislative Counsel
By JOSEPH W. PAULUCCI, Deputy

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 16, 1948

PROPOSED METROPOLITAN RAPID TRANSIT DISTRICT ACT—POWER TO AMEND TRANSPORTATION DISTRICT ACT TO INCLUDE PURPOSES OF PROPOSED ACT AT A BUDGET SESSION—No. 433

Question

Can the Transportation District Act (Deering Act 8647) be amended at this Budget Session as an urgency measure to accomplish the same purpose as the proposed "Metropolitan Rapid Transit District Act," assuming necessary facts exist showing the urgency?

Opinion

Such an amendment would involve a rewriting of the present act into an essentially new law. We believe that such an amendatory act would contain features which would prevent its enactment as an urgency measure at a budget session.

Analysis

The attached memorandum dated March 13, 1948, discusses the power of the Legislature to enact the bill in its present form at a budget session. The same reasoning would apply to an amendatory act.

The attached memorandum dated March 14, 1948, shows the differences between the proposed bill and the act

We believe that the functions contemplated by the present law and the bill are definitely different The present law is essentially an enabling act permitting cities to join in conducting in the areas comprising them activities which, in large part, each could conduct within its limits in the absence of the act

The proposed act is more than an enabling act It contemplates the formation of a new governmental agency

The primary purpose of the act is the planning, construction and operation of a transportation system by motor vehicles and similar conveyances over the streets and highways within the district The bill is principally concerned with planning and constructing a rail rapid transit system, its authority with respect to highways being only incidental to its main purpose.

The territory covered by the present law is confined to cities. The bill would include, in addition to cities parts of cities and unincorporated territory thereby indicating that something different than the joint exercise of presently existing powers is intended.

Furthermore, the bill forbids the district to operate its system except temporarily on default of the lessee.

Because of these differences, we believe that the necessary amendments could not be made at a budget session

Very truly yours,

FRED B WOOD, Legislative Counsel
By W E PRINGLE, Deputy

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 17, 1948

PROPOSED METROPOLITAN RAPID TRANSIT DISTRICT ACT—CONFLICT WITH EXISTING LAW—No 432

Question

With what provisions, if any, of the existing law does the Preprint Rapid Transit District Bill conflict?

Opinion

The bill does not necessarily conflict with any provision of existing law. However, a district created by the bill, might in the exercise of its powers, interfere with various other state or municipal agencies created by other laws which are performing their duties within all or part of a district formed under the authority of the bill.

Analysis

The Conservation and Planning Act (Deering Act 7211c) requires City and County Planning Commissions to prepare and submit for approval master plans for the development of cities or counties. The plan may provide for transit including rapid transit (Sec. 42). The bill does not require submission of the plan for rail rapid transit to a Planning Commission but does authorize cooperation between the district and other public agencies.

The Municipal Utility District Act (Deering Act 6393) authorizes formation of districts including cities and unincorporated territory for the acquisition, construction and operation of utilities including transportation utilities. The formation of such a district if it included all or part of the territory included in a district formed under the provisions of the bill could create a conflict of authority. Here again, provisions authorizing cooperation might serve to prevent such a conflict.

Various powers are conferred on municipalities with respect to streets and highways within their borders by the Streets and Highways Code, the exercise of which might conflict with powers which the bill grants.

To a lesser extent an existing public agency or district formed or to be formed with authority to plan, construct, or operate public improvements, utilities or facilities in all or a part of the territory of a district formed under the bill might find some of its activities running counter to those of the district.

Authority for the joint exercise of powers by public agencies wishing to cooperate in the performance of their duties is found in Deering Act 1801.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By W. E. PRINGLE, Deputy

REQUEST FOR UNANIMOUS CONSENT THAT OPINION OF THE LEGISLATIVE COUNSEL BE PRINTED IN THE JOURNAL

Mr. Kilpatrick 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

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO 2, CALIFORNIA, March 26, 1948

Hon. Vernon Kilpatrick
Assembly Chamber

TRANSPORTATION DISTRICT ACT—POWER TO AMENDMENT TO AUTHORIZE PRIVATE OPERATION OF TRANSPORTATION SYSTEM—No. 630

DEAR MR. KILPATRICK: You have asked us whether the above act sufficiently provides for organization, studies and surveys of a system that might be publicly financed up to the point of operation and whether it may be amended to authorize private operation.

The act does authorize the formation of districts for the planning, financing and construction and operation of comprehensive transportation systems.

The act does authorize the district to enter into leases and contracts with others for the *use* of any of the works, structures or facilities, or property owned by it. We have considerable doubt, however, that the district could contract for the operation of the entire system by others under the present act.

The act could be amended to provide for private operation but we do not believe the necessary amendments could be enacted at this budget session. Such amendment would not fall within one of the classes of legislation which may be considered at a budget session unless it could be considered an urgency measure. Such measures may not constitutionally create or abolish an office or change the duties of an officer. We believe that a director of the district provided for in the act is an "officer" within the meaning of the constitutional provision. To deprive the directors of the district of the authority and duty to operate the completed transportation system would, we believe, constitute a "change of duties." Moreover, if supervision of the private operator is contemplated, a further change of duties or creation of an office might result.

Yours very truly,

FRED B. WOOD, Legislative Counsel
By W. E. PRINGLE, Deputy

NOTICE OF MOTION TO RECONSIDER SENATE BILL NO. 3 WAIVED

Mr. Ralph C. Dills waived his notice of motion to reconsider the vote whereby Senate Bill No. 3 was passed.

Senate Bill No. 3 ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

MR SPEAKER: Your Committee on Rules, 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

DICKEY, Chairman

Above reported resolution ordered engrossed.

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No 30

And reports the same correctly engrossed.

WEBER, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. Dickey asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 30, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 30

Assembly Concurrent Resolution No. 30—Relative to funds for investigation of Indian claims.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clark, Collier, Connolly, Conrad, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Luckel, Lyons, Maloney, McCollister, Niehouse, Robertson, Sheridan, Sillman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker —61.

NOES—None

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 91

House Resolution No. 91

Relative to the display of the National and State Flags on the State Capitol

WHEREAS, The Flag of the United States and the Flag of the State of California are displayed on the State Capitol on a single flagstaff, with the result that the flags become entangled and thus present an unedifying spectacle, and

WHEREAS, It is most desirable that the Flags of this Nation and this State be properly displayed over the seat of the government of this State; now, therefore, be it

Resolved by the Assembly of the State of California, That Chief of the Division of Buildings and Grounds of the Department of Finance is hereby requested to take such steps as may be necessary to cause the Flag of the United States and the Flag of the State of California to be properly displayed over the State Capitol so that each of these emblems of sovereignty may be looked upon with the reverence and respect to which it is entitled, and if necessary for the purpose to erect a new or an additional flag pole.

Resolution read, and adopted.

MEMBERS EXCUSED

At 11.40 a.m., Mr. Brown asked for, and was granted, unanimous consent that the members of the Committee on Judiciary be excused, at this time, for the purpose of holding a meeting in Room 219.

PRESENTATION OF PRESENTS TO MR. SHERWIN

Mr. Silliman presented, on behalf of the members of the Committee on Ways and Means, and himself, gifts to Mr. Sherwin in appreciation of the fine job he has performed as chairman of the committee which considered the Budget Bill.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 62

House Resolution No. 62

Relative to the Assembly Interim Committee on Ways and Means

WHEREAS, By House Resolution No. 62, 1947 Regular Session, the Assembly Standing Committee on Ways and Means was designated as an Assembly investigating committee with power to act after final adjournment and until the commencement of the 1949 Regular Session; and

WHEREAS, It is essential to expedite the work of the 1949 Regular Session that the Legislature be fully informed as to the needs for appropriations for state purposes, and it is particularly desirable that study and investigation be made of the items to be contained in the Budget Bill to be enacted at that session; now, therefore, be it

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

1. That, by rule of the Assembly, hereby adopted, the Assembly Interim Committee on Ways and Means is authorized and directed to ascertain, study and analyze all facts relating to the needs for state expenditures, including expenditures for support of state agencies, for construction, improvements and all other purposes during the 1949-50 Fiscal Year and particularly with respect to the items of appropriation to be included in the Budget Act to be enacted at the 1949 Regular Session, and to report thereon to the Assembly not later than the fifteenth legislative day following the constitutional recess of that session.

2. The sum of ten thousand dollars ($10,000) 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.

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

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, and Mr. Speaker—56.

NOES—None.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 25, 1948

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

Senate Concurrent Resolution No. 24
Senate Concurrent Resolution No. 25

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. 24—Relative to leaves of absence from the State of Members of the Senate and Assembly.

Senate Concurrent Resolution No. 24 ordered held at desk.

Senate Concurrent Resolution No. 25—Relative to the centenary celebration of the Brothers of the Christian Schools

Request for Unanimous Consent

Mr. Gannon asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No 25, at this time, without reference to committee or file, for purpose of amendment.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 25

Senate Concurrent Resolution No. 25—Relative to the centenary celebration of the Brothers of the Christian Schools.

Resolution read.

Motion to Amend

Mr. Gannon moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 15, of the printed measure, after "extended", insert "by the Legislature".

Amendment No. 2

On page 1, line 17, of said measure, after "America", insert "; and be it further *Resolved*, That the Secretary of the Senate is directed to send copies of this resolution to each of the Brothers of the Christian Schools located in the cities mentioned in this resolution".

Amendments read, and adopted.

Request for Unanimous Consent

Mr. Gannon asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 25, as amended, at this time, without reference to reprint or file.

Consideration of Senate Concurrent Resolution No. 25, as Amended

Senate Concurrent Resolution No. 25—Relative to the centenary celebration of the Brothers of the Christian Schools.

Resolution read, as amended.

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

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, and Mr. Speaker—56

NOES—None.

Resolution ordered transmitted to the Senate.

BILLS WITHDRAWN FROM ACTIVE FILE, AND PLACED ON THE INACTIVE FILE

Assembly Bill No. 67, on motion of Mr. Ralph C. Dills.

Assembly Bill No. 7, on motion of Mr. Ralph C. Dills.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 101

MR. SPEAKER: Your Committee on Rules respectfully begs to report that it has carefully considered the applications for the various positions and desires to submit the following resolution:

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

Commencing March 26, 1948	*Per day*
Margaret Sheridan, Page	$3 00
Thomas Sheridan, Page	3 00
Valerie Brown, Page	3 00

Request for Unanimous Consent

Mr. Dickey 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.

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

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, and Mr. Speaker—56.

NOES—None.

CONSIDERATION OF DAILY FILE

CONSIDERATION OF HOUSE RESOLUTION NO. 77

House Resolution No. 77

Relative to augmenting the funds of the Assembly Interim Committee on Tide and Submerged Lands

Resolution by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of fifteen 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 Tide and Submerged Lands (created by House Resolution No. 287, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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 amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 2 of the measure, as printed on page 41 of the Assembly Journal of March 19, 1948, strike out "fifteen hundred dollars ($1,500)", and insert "seven hundred fifty dollars ($750)".

Amendment read, and adopted.

Consideration of House Resolution No. 77, as Amended

House Resolution No. 77

Relative to augmenting the funds of the Assembly Interim Committee on Tide and Submerged Lands

Resolved by the Assembly of the State of California, That in addition to any money heretofore made available, the sum of seven hundred fifty dollars ($750) 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 Tide and Submerged Lands (created by House Resolution No. 287, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from 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—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, and Mr. Speaker—56.

NOES—None.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 102

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 the 1948 Regular Session of the Legislature; and shall have charge of indexing, correcting, comparing and proofreading, and otherwise preparing the Journal and the Final History of the Assembly of the 1948 Regular Session of the Legislature; such indexing, correcting, comparing and proofreading of the Assembly Journals and Final History 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 the 1948 Regular Session. He shall also have charge of compiling, preparing, and having printed after adjournment, a final calendar of the legislative business of the 1948 Regular Session, 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; an index to all measures introduced; 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 Chief Clerk is hereby authorized to employ such help as may be necessary to complete the aforesaid work of the Assembly and the same shall be compensated at a rate per diem not greater than that allowed them during the time the Legislature is in session; provided, however, that no compensation shall be allowed except for services actually performed in Sacramento, and the Chief Clerk is hereby directed to keep an accurate attendance record of all attaches so employed and certified by him to the State Controller as being entitled to compensation; 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 until the said work has been completed, 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. Dickey 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.

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

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, and Mr. Speaker—56.

NOES—None.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 24, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 24

Senate Concurrent Resolution No. 24—Relative to leaves of absence from the State of Members of the Senate and Assembly.

Resolution read.

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

AYES—Anderson, Bennett, Berry, Blosser, Brady, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, Connolly, Conrad, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, and Mr. Speaker—56.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

MR. SPEAKER: Your Committee on Constitutional Amendments, to which were referred:

Assembly Constitutional Amendment No. 1
Assembly Constitutional Amendment No. 4
Assembly Constitutional Amendment No. 5
Assembly Constitutional Amendment No. 6
Assembly Constitutional Amendment No. 7
Assembly Constitutional Amendment No. 10
Assembly Constitutional Amendment No. 12
Assembly Constitutional Amendment No. 13
Assembly Constitutional Amendment No. 14
Assembly Constitutional Amendment No. 15

Respectfully reports the same back without further action.

CROWLEY, Chairman

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF THE BUDGET SESSION JOINT STANDING COMMITTEE BE PRINTED IN THE JOURNAL

Mr. Geddes asked for, and was granted, unanimous consent that the Report of the Budget Session Joint Standing Committee be ordered printed in the Journal in 10-point type.

(Above mentioned report will appear prior to the motion to adjourn.)

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 25, 1948

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. 17

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

SENATE CHAMBER, SACRAMENTO, March 25, 1948

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

Assembly Bill No. 53
Assembly Bill No. 63
Assembly Bill No. 64

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

Above bills ordered enrolled.

RECESS

At 12 m., on motion of Mr. Dickey, the Assembly recessed until 3.30 p.m.

REASSEMBLED

At 3.30 p.m., the Assembly reconvened
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 43—An act to amend Sections 353.1, 353.5, 353.6, 353.7, 353.8, 353.9, and 354 of, and to add Section 354.1, to the Agricultural Code, relating to hide and brand inspection fees, to take effect immediately.

Bill read third time.

Senate Bill No. 43 ordered passed on file temporarily.

Senate Bill No. 4—An act to validate the organization, boundaries, governing officers or boards, acts, proceedings, elections, and bonds of public bodies, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 3.40 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Anderson, Beck, Bennett, Blosser, Boyd, Brady, Butters, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Cooke, Crichton, Crowley, Lester T. Davis, Erwin, Field, Gaffney, Hawkins, Hollibaugh, Johnson, Kilpatrick, Lowrey, Robertson, Sherwin, Silliman, Stewart, Thomas, and Weber—30.

EXCUSED—M. Philip Davis, Loomis, Miller, McMillan, Price, Rosenthal, and Thomas—7.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Dolwig asked for, and was granted, unanimous consent that Assembly Rule No. 85 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, March 25, 1948

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

Assembly Joint Resolution No. 14
Assembly Joint Resolution No. 11
Assembly Concurrent Resolution No. 22

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

Above resolutions ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 15—Relative to Eleven Western States Conference on Training.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 25, 1948

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

Assembly Bill No. 47
Assembly Bill No. 51

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 Municipal and County Government

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Senate Bill No. 14
Senate Bill No. 21
Senate Bill No. 36

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

STEWART, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 14—An act to amend Section 45.7 of the "Community Redevelopment Act," relating to rehabilitation and development of blighted areas in urban and suburban communities, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 21—An act to amend Section 12 of, and to add Sections 12a and 12b to, the Municipal Water District Act of 1911, relating to the authority of municipal water districts to restrict the use of water during drought and other emergency periods, the punishment for violation of district ordinances and regulations upon such matters, and the power of municipal water districts to make findings and the effect thereof, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 36—An act to add Sections 12.16, 12.17, 12.18, 12.19, 12.20, and 12.21 to the County Water District Act, relating to county water districts, providing for restricting the use and delivery of water during drought and other periods of emergency and for restricting the use of watershed lands, authorizing boards of directors of such districts to make findings of fact as to matters on conditions related to the exercise of district powers and prescribing the effect of such findings, providing for punishment of violations of district ordinances and regulations, declaring the urgency of this act, to take effect immediately.

Bill read second time, and ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 18—Relative to Reports of the Annual Convention of the Disabled American Veterans of the Department of California.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Brown, Burke, Burns, Caldecott, Carey, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Field, Fletcher, Gannon,

Geddes, Grant, Grunsky, Hawkins, Heisinger, Hinckley, Hinton, Huyck, Kirkwood, Knight, Lipscomb, Luckel, Lyons, McCollister, Morris, Robertson, Sheridan, Stanley, Stephenson, and Waters—46.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Bill No. 6

Respectfully reports the same back without action.

FIELD, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

Senate Bill No. 2

Respectfully reports the same back without action.

FIELD, Chairman

Above reported bill ordered transmitted to the Senate.

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

Impeachment proceedings petition by J. D. Gawn, 11911 Avalon Blvd., Los Angeles 3;

Has had the same under consideration and reports the same back with the recommendation: We are returning the same for the reason that the matter was not received early enough in the session to conduct a hearing, and if any action would be suggested the Senate would not be in session to act on the decision of the House, if any.

BROWN, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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 Concurrent Resolution No. 25—Relative to the centenary celebration of the Brothers of the Christian Schools;

And appointed Senators Desmond, Burns, and Busch 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 CONCURRENT RESOLUTION NO. 25

The Speaker announced the appointment of Messrs. Maloney, Thompson, and Gannon as a Committee on Conference concerning Senate Concurrent Resolution No. 25.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

Senate Joint Resolution No. 6
Senate Joint Resolution No. 8

Respectfully reports the same back without action.

DICKEY, Chairman

Above reported resolutions ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

House Resolution No. 93

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

DICKEY, Chairman

Above reported resolution ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

Senate Concurrent Resolution No 21
Senate Concurrent Resolution No. 22

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

DICKEY, Chairman

Above reported resolutions ordered on file for adoption.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Joint Resolution No. 5
Assembly Joint Resolution No. 6

Respectfully reports the same back without action.

DICKEY, Chairman

RESOLUTIONS

The following resolution was offered:

By Mr. Hahn:

House Resolution No. 103

Relative to the practice of displaying mutilated Flags of the United States and the State of California

WHEREAS, It has come to the attention of this Legislature that certain commercial establishments throughout the State have engaged in the practice of using mutilated portions of the Flag of the United States and of the Flag of this State for the purpose of advertising their businesses; and

WHEREAS, Such practice is abhorrent to the patriotic feelings of the citizens of this State and a violation of the decorum concerning our Country's and State's emblems; now, therefore, be it

Resolved by the Assembly of the State of California, That the practice of displaying mutilated portions of the Flag of the United States and of this State for advertising or other purposes, and any other practice concerning said flags which are out of keeeping with the courtesy and honor owed to our national and state emblems is hereby condemned; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to send copies to those persons designated by Members of the Assembly as having violated the code of ethics relating to the display of flags.

Request for Unanimous Consent

Mr. Hahn asked for unanimous consent to take up House Resolution No. 103, at this time, without reference to committee or file.

Resolution read.

House Resolution No. 103 ordered passed on file temporarily.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Joint Resolution No. 1—Relative to the use of the hospital at the former military camp known as "Camp White," located near Medford, Oregon, by the Veterans' Administration.

Resolution read,

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

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Silliman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Brown, Caldecott, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Mrs. Niehouse, Messrs. Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Weber:

House Resolution No. 104

Extending good wishes to Assemblyman Bernard A Sheridan

WHEREAS, Our good friend and fellow Member of this Assembly for the past 10 years, Bernard A. Sheridan, has announced his retirement from this Assembly at the conclusion of his present term; and

WHEREAS, Bernard A. Sheridan has represented the Fifteenth Assembly District since 1938, and during all of that time has been entirely devoted to the interests of the people of the State, and has well served the people of his district, in all of which he has exhibited a wise and statesmanlike understanding of the matters of legislation before this body; and

WHEREAS, Bernard A. Sheridan is proficient in debate, effective in oratory, and master of the forensic arts; and

WHEREAS, Bernard A. Sheridan and the genial smile and kindly manner which has won him the warm friendship of every Member of this Assembly throughout his long membership here, will be sorely missed by the Members of this Assembly; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby express their keen regret that in future sessions they shall not have the benefit of the counsel and friendship of Bernard A. Sheridan in the work of this Assembly; and be it further

Resolved, That the Chief Clerk of the Assembly is requested to present a suitably prepared copy of this resolution to Bernard A. Sheridan as an expression of the friendship and esteem of all in this Assembly, and as evidence that he takes with him their best wishes for success and achievement in his aspirations for the future.

Request for Unanimous Consent That the Names of All Members Present Be Placed Upon House Resolution No. 104 as Co-authors

Mr. Brown asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 104 as co-authors.

Request for Unanimous Consent

Mr. Brown asked for, and was granted, unanimous consent to take up House Resolution No. 104, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Butters:

House Resolution No. 105

Relative to camps for housing farm workers

WHEREAS, Public Law 298 of the Eightieth Session of Congress provides for the disposition of federally owned and operated migratory farm labor camps on June 30, 1949, for the best price obtainable without regard to the use to which said camps will be put, unless, prior to that date, they have been disposed of to public or semipublic agencies, or nonprofit associations of farmers who will agree to maintain and operate them for housing farm workers; and

WHEREAS, The United States Secretary of Agriculture, who has jurisdiction over the disposition of such camps, has demonstrated a reluctance to dispose of said camps to agencies other than state agencies; and

WHEREAS, The Governor of the State of California has called the subject of such labor camps to the attention of the Legislature with the resquest that the policy of this State with respect to such camps be formulated; and

WHEREAS, Many of said camps are currently being maintained and operated for housing farm workers, by nonprofit associations of farmers who are willing to assume the responsibility for maintaining such camps for that purpose and are desirous of acquiring said camps for that purpose; and

WHEREAS, It is not the present policy of this State to engage in an operation which may be effectively and expeditiously handled by private enterprise; now, therefore, be it

Resolved by the Assembly of the State of California, That it is not the present intention of the State of California to acquire and operate such camps; and be it further

Resolved, That the Secretary of Agriculture is urged to negotiate with said nonprofit associations of farmers desirous of acquiring said labor camps, to the end that the Legislature at its next general session may know the number, if any, of such camps which private enterprise is unwilling or unable to operate; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a copy of this resolution to the Secretary of Agriculture of the United States.

Resolution read.

Request for Unanimous Consent

Mr. Butters asked for unanimous consent to take up House Resolution No. 105, at this time, without reference to committee or file.

Mr. Lyons withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Mr. Field moved that the Rules be temporarily suspended for the purpose of considering House Resolution No. 105, at this time.

Mr. Lowrey seconded the motion.

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, 5.05 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Brown, Burns, Crowley, Lester T. Davis, Hinckley, Niehouse, and Sheridan—7.

EXCUSED—M. Philip Davis, Loomis, McMillan, Miller, Price, Rosenthal, and Thomas—7.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. McCollister:

Resolved, That Senate Bill No. 21 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—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Silliman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None.

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

CONSIDERATION OF SENATE BILL NO. 21

Senate Bill No. 21—An act to amend Section 12 of, and to add Sections 12a and 12b to, the Municipal Water District Act of 1911, relating to the authority of municipal water districts to restrict the use of water during drought and other emergency periods, the punishment for violation of district ordinances and regulations upon such matters, and the power of municipal water districts to make findings and the effect thereof, 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, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Silliman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None.

The question being on the passage of the bill.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

On page 3, of the printed bill, as amended in the Senate on March 19, 1948, between lines 28 and 29, insert

"The provisions of subdivisions 9a and 9b of this section shall remain in effect until the ninety-first day after final adjournment of the 1949 Regular Session of the Legislature and thereafter shall have no force or effect"

Amendment No. 2

On page 3, lines 32 and 33, of said bill, strike out ", either with or without public hearings thereon".

Amendment No. 3

On page 3 of said bill, between lines 47 and 48, insert

"This section shall remain in effect until the ninety-first day after final adjournment of the 1949 Regular Session of the Legislature and thereafter shall have no force or effect."

Amendment No. 4

On page 4 of said bill, between lines 10 and 11, insert

"This section shall remain in effect until the ninety-first day after final adjournment of the 1949 Regular Session of the Legislature and thereafter shall have no force or effect.

SEC. 4. The expiration of any provision added to the Municipal Water District Act of 1911 by this act shall not affect or bar any prosecution for a violation of said Municipal Water District Act of 1911 occuring prior to such expiration."

Amendment No. 5

On page 4, line 11, of said bill, strike out "SEC. 4", and insert "SEC. 5".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Rush Printing of Senate Bill No. 21

Mr. McCollister moved that a rush order be placed upon the printing of Senate Bill No. 21.

Motion carried.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. McCollister:

Resolved, That Senate Bill No. 36 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—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Sillman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59

NOES—None

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

CONSIDERATION OF SENATE BILL NO. 36

Senate Bill No. 36—An act to add Sections 12.16, 12.17, 12.18, 12.19, 12.20, and 12.21 to the County Water District Act, relating to county water districts, providing for restricting the use and delivery of water during drought and other periods of emergency and for restricting the use of watershed lands, authorizing boards of directors of such districts to make findings of fact as to matters on conditions related to the exercise of district powers and prescribing the effect of such findings, providing for punishment of violations of district ordinances and regulations, 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, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Silliman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None

The question being on the passage of the bill.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate on March 19, 1948, strike out "12 16, 12 17, 12.18, 12 19, 12 20, and 12.21", and insert "12.18, 12.19, 12 20, 12 21, 12.22, and 12 23".

Amendment No. 2

On page 1, line 1, of said bill, strike out "12 16", and insert "12.18".

Amendment No. 3

On page 1, line 3, of said bill, strike out "12.16", and insert "12.18".

Amendment No. 4

On page 1, line 13, of said bill, strike out "12 17", and insert "12.19".

Amendment No. 5

On page 1, line 14, of said bill, strike out "12 17", and insert "12 19"

Amendment No. 6

On page 2, line 9, of said bill, strike out "12 18", and insert "12.20".

Amendment No. 7

On page 2, line 10, of said bill, strike out "12.18", and insert "12 20".

Amendment No. 8

On page 2, line 13, of said bill, strike out "12 19", and insert "12 21".

Amendment No. 9

On page 2, line 14, of said bill, strike out "12 19", and insert "12 21".

Amendment No. 10

On page 2, line 16, of said bill, strike out "12 16, 12 17, and 12.18", and insert "12 18, 12.19, and 12 20"

Amendment No. 11

On page 2, line 23, of said bill, strike out "12.20", and insert "12 22"

Amendment No. 12

On page 2, line 24, of said bill, strike out "12 20", and insert "12 22".

Amendment No. 13

On page 2, line 25, of said bill, strike out "12 19", and insert "12.21".

Amendment No. 14

On page 2, line 26, of said bill, strike out ", either with or without public hearings thereon".

Amendment No. 15

On page 2, line 30, of said bill, strike out "12.19", and insert "12.21".

Amendment No. 16

On page 2, line 42, of said bill, strike out "12.21", and insert "12.23".

Amendment No. 17

On page 2, line 43, of said bill, strike out "12 21", and insert "12 23".

Amendment No. 18

On page 2, line 44, of said bill, strike out "12.19", and insert "12 21".

Amendment No. 19

On page 3 of said bill, between lines 3 and 4, insert

"SEC 7. The sections added to the County Water District Act by this act shall remain in effect until the 91st day after the 1949 Regular Session of the Legislature and thereafter shall have no further force nor effect. The expiration of said sections shall not affect or bar any prosecution for a violation of an act occurring prior to such expiration"

Amendment No. 20

On page 3, line 4, of said bill, strike out "SEC 7", and insert "SEC. 8".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Rush Printing of Senate Bill No. 36

Mr. McCollister moved that a rush order be placed upon the printing of Senate Bill No. 36.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Joint Resolution No. 13—Relative to memorializing the Congress of the United States in relation to foot and mouth disease.

Resolution read.

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

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Silliman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None

Resolution ordered transmitted to the Senate.

FURTHER CONSIDERATION OF HOUSE RESOLUTION NO. 103

House Resolution No. 103

Relative to the practice of displaying mutilated flags of the United States and the State of California

WHEREAS, It has come to the attention of this Legislature that certain commercial establishments throughout the State have engaged in the practice of using mutilated portions of the Flag of the United States and of the Flag of this State for the purpose of advertising their businesses; and

WHEREAS, Such practice is abhorrent to the patriotic feelings of the citizens of this State and a violation of the decorum concerning our Country's and State's emblems; now, therefore, be it

Resolved by the Assembly of the State of California, That the practice of displaying mutilated portions of the Flag of the United States and of this State for advertising or other purposes, and any other practice concerning said flags which are out of keeping with the courtesy and honor owed to our national and state emblems is hereby condemned; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to send copies to those persons designated by Members of the Assembly as having violated the code of ethics relating to the display of flags.

Resolution read, and adopted.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Joint Resolution No. 11—Relative to California Wildlife Conservation Program.

Resolution read.

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

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Silliman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Joint Resolution No. 3—Relative to hospital facilities for veterans in California.

Resolution read.

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

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Silliman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 81

And reports the same correctly engrossed.

WEBER, Chairman

Above reported bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 16—Relative to requesting the Director of Finance to make funds available to the Fish and Game Commission for the purchase of fish hatchery sites.

Resolution read.

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

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Silliman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Sherwin, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Mrs. Niehouse, Messrs. Robertson, Sheridan, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Weber:

House Resolution No. 106

Extending good wishes to Assemblyman Edward J. Carey

WHEREAS, Our good friend and fellow Member of this Assembly for the last six years, Edward J. Carey, has announced his retirement from this Assembly at the conclusion of his present term; and

WHEREAS, Edward J Carey has represented the Seventeenth Assembly District in Alameda County as a member of this Assembly since 1942, and during this period has exhibited a wise understanding of the problems of the of the State and has capably served the people of his district in all matters relating to the district; and

WHEREAS, He made his presence immediately felt, on April the first, by generous distribution of activating chewing gum; and

WHEREAS, The cheerful and encouraging presence of Edward J Carey has won him the warm friendship of the Members of this Assembly throughout his membership, and his absence will be keenly felt when we next assemble, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby express their keen regret that in future sessions they shall not have the benefit of the counsel and kindly humor of Edward J Carey in the work of this Assembly; and be it further

Resolved, That the Chief Clerk of the Assembly is requested to present a suitably prepared copy of this resolution to Edward J. Carey as an expression of the friendship and esteem of all in this Assembly, and as evidence that he takes with him their best wishes for success and achievement in his aspirations for the future.

Request for Unanimous Consent That Names of All Members Present Be Placed Upon House Resolution No. 106 as Co-authors

Mr. Brown asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 106 as co-authors.

Request for Unanimous Consent

Mr. Sherwin asked for, and was granted, unanimous consent to take up House Resolution No. 106, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION BY MR. FIELD TO SUSPEND RULES

At 5.45 p.m., on motion of Mr. Field, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion by Mr. Field that the Rules be temporarily suspended for the purpose of considering House Resolution No. 105 lost by the following vote:

AYES—Blosser, Boyd, Brown, Burke, Butters, Clarke, Collier, Connolly, Cramer, Crichton, Dolwig, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, McCollister, Robertson,

Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Weber, and Mr. Speaker—35

NOES—Anderson, Beck, Bennett, Berry, Brady, Burns, Caldecott, Carey, George D. Collins, Conrad, Cooke, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Luckel, Lyons, Maloney, Morris, Niehouse, Sheridan, and Waters—34.

Explanation of Vote

We voted yes to suspend the Rules to consider House Resolution No. 105 without reference to committee because we desire to have Governor Warren and the Secretary of Agriculture Anderson know the will of those members present and voting in both the Assembly and the Senate on this subject

T. FENTON KNIGHT
GEORGE BUTTERS
LLOYD W. LOWREY
GEORGE A. CLARKE
HOWARD K. CRAMER
CHARLES M. WEBER
THOMAS M. ERWIN
C. DON FIELD
JAMES W. SILLIMAN
J. G. CRICHTON
HARRY J JOHNSON
PHILIP L. BOYD
W S. GRANT
JOHN L. E. COLLIER
EARL W. STANLEY
MONTIVEL A. BURKE
ROBERT KIRKWOOD
DWIGHT H. STEPHENSON
R. H McCOLLISTER
W. M. JAMES
JOHN F. THOMPSON
DONALD GRUNSKY
WALTER R. HINTON
GLENARD P. LIPSCOMB
WILLARD M. HUYCK

FURTHER CONSIDERATION OF HOUSE RESOLUTION NO. 83

House Resolution No. 83

Relative to a democratic policy in the National Guard of California

WHEREAS, The United States of America has just emerged from a successful prosecution of a global war to preserve our democratic principles and our way of life; and

WHEREAS, The unity and vigor of our fighting forces depends upon "equality of opportunity" as well as "equality of sacrifice"; and

WHEREAS, The maintenance of segregation based on race or color within the National Guard of this State is contrary to our democratic tradition and prevents the full utilization of the potential manpower; now, therefore, be it

Resolved by the Assembly of the State of California, That it is the considered judgment of this body that any segregation or discrimination based on race or color in the National Guard of California should be discontinued and that steps be taken to integrate all of our citizens within the National Guard on a basis of individual qualification; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send copies of this resolution to the Governor and the Adjutant General.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Brady, Carey, George D. Collins, Conrad, Cooke, Crichton, Crowley, Clayton A. Dills, Ralph C. Dills, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Hawkins, Heisinger, Hollibaugh, Kilpatrick, Luckel, Lyons, Maloney, Morris, Niehouse, Sheridan, and Weber—30.

NOES—Blosser, Boyd, Burke, Burns, Butters, Caldecott, Clarke, Collier, Connolly, Cramer, Lester T. Davis, Dolwig, Erwin, Field, Gannon, Grant, Grunsky, Hahn, Hinton, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, McCollister, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Mr. Speaker—35.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON THE URGENCY CLAUSE TO SENATE BILL NO. 4

At 5.55 p.m., on motion of Mr. Dolwig, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Senate Bill No. 4 adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly,

Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—70.

NOES—None

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T Davis, Dickey, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr Speaker—70

NOES—None.

Bill ordered transmitted to the Senate.

RECESS

At 5.57 p.m., on motion of Mr. Dickey, the Assembly recessed until 8 p.m.

REASSEMBLED

At 8 p.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Concurrent Resolution No. 8
Assembly Concurrent Resolution No. 9
Assembly Concurrent Resolution No. 14
Assembly Concurrent Resolution No. 26
Assembly Concurrent Resolution No. 28
Assembly Concurrent Resolution No 29

Respectfully reports the same back without action.

DICKEY, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

House Resolution No. 65

Respectfully reports the same back without action

DICKEY, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

House Resolution No. 14
House Resolution No 16
House Resolution No. 32
House Resolution No. 37
House Resolution No. 55
House Resolution No. 75
House Resolution No 88
House Resolution No. 89

Respectfully reports the same back without action.

DICKEY, Chairman

RESOLUTIONS

The following resolutions were offered:

By Messrs. Dickey, Ralph C. Dills, Hawkins, McCollister, Thompson, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, Morris, Mrs. Niehouse, Messrs. Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, and Weber:

House Resolution No. 107

Congratulating the Honorable Vincent Thomas upon his recent marriage to Mary Di Carlo

WHEREAS, On the fifth day of November, 1947, in the romantic little fishing village of Ensenada, Mexico, the Honorable Vincent Thomas, Member of the House, took unto himself in marriage a bride, the gracious and lovely Mary Di Carlo of San Pedro, California; and

WHEREAS, The honored bridegroom is also of San Pedro, California, having graduated from the intermediate schools of that fair city; and

WHEREAS, The said Vincent Thomas attended, thereafter, the University of Santa Clara where for a time he was its coach of minor sports and the mentor of many young American athletes; and

WHEREAS, His avid interest in the mysteries of things politic and parliamentary led him eventually to his present position as an outstanding legislator of the State of California; and

WHEREAS, The exceptional excellence of his choice in the matter of selecting a bride is but another example of the perspicacity and keen judgment which has made the Honorable Vincent Thomas one of the well known constitutional authorities of this body, universally respected for his inimitable brilliance of mind upon this and related topics; and

WHEREAS, We, though proud as we are of our esteemed brother in his moment of supreme happiness, nonetheless remember the words of that unknown bard:

" 'Tis said that Adam first fell from Grace,
All on account of a pretty face—
Then genesis the whole human race.
"Oh well, indeed, but at any rate,
Rules for Thomas we'll legislate.
Remember, sir, the *SIZE of our State!*"

Now, therefore, be it

Resolved, That the Assembly of the State of California hereby extends to Honable Vincent Thomas and his bride its sincere and hearty congratulations and wishes them success, happiness and contentment; and be it further

Resolved, That a suitably engrossed copy of this resolution be prepared by the Chief Clerk of the Assembly and forwarded to Assemblyman and Mrs. Vincent Thomas.

Request for Unanimous Consent That Names of All Members Present Be Placed on House Resolution No. 107 as Co-authors

Mr. Doyle asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 107 as co-authors.

Request for Unanimous Consent

Mr. Doyle asked for, and was granted, unanimous consent to take up House Resolution No. 107, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

By Mr. Maloney:

House Resolution No. 108

Relative to the preparation and printing of a cumulative Statutory Record

Resolved by the Assembly of the State of California, That the Legislative Counsel is directed to complete the preparation of a cumulative statutory record of all legislation enacted since the original Statutory Record of 1932 was printed; and be it further

Resolved, That the Chief Clerk of the Assembly is instructed to cause to be printed not to exceed 2,000 copies of said cumulative Statutory Record, the cost thereof to be paid from the legislative printing appropriation; and be it further

Resolved, That the distribution and sale of said cumulative Statutory Record shall be made as provided by law for the distribution and sale of the laws, resolutions and Journals of the Legislature (Sections 9791, 9792, Government Code).

Request for Unanimous Consent

Mr. Maloney 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, and adopted.

By Mr. Maloney:

House Resolution No. 109

Relative to the preparation and printing of a Summary Digest and a Final Subject List

Resolved by the Assembly of the State of California, That the Legislative Counsel is directed to prepare a Summary Digest of statutes enacted and constitutional amendments proposed at the 1948 Regular Session of the Legislature and a Final Subject List of all bills and constitutional amendments introduced at said session, and be it further

Resolved, That copies of the Summary Digest and Final Subject List 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 instructed to cause to be printed not to exceed 2,000 copies of said Summary Digest and Final Subject List, the cost 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. 109, at this time, without reference to committee or file.

Resolution read, and adopted.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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
Senate Concurrent Resolution No. 8
Senate Joint Resolution No. 13

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, March 26, 1948

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred:

Senate Bill No. 51

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. 51—An act to amend Section 7580 of the Business and Professions Code, relating to revenue of the Detective License Bureau.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

Senate Bill No. 40

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

DUNN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 40—An act relating to joint union elementary school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

Senate Bill No. 54

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

BROWN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 54—An act relating to the employment of prisoners confined in the California State Prison at San Quentin, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Geddes, Hinton, and Beck:

House Resolution No. 110

A resolution requesting consideration of highway problems affecting the San Fernando Valley

WHEREAS, At hearings conducted by the Assembly Interim Committee on Highways, Streets, and Bridges evidence has been presented on matters involving mass transportation in the Los Angeles metropolitan area and the related problem as to the manner of construction and the routing of a portion of the Hollywood Freeway; and

WHEREAS, The treatment of the section of the Hollywood Freeway involved is of vital importance to the future economic, social and cultural life of the people of Hollywood and the San Fernando Valley; and

WHEREAS, The facts of the matter may be summarized as follows:

1. Acquisition of rights of way and construction in the area are projects listed in the 1947-1948 and 1948-1949 Budgets of the Division of Highways.

2. Early completion of such projects is vital to the welfare of the entire Los Angeles metropolitan area and should proceed as rapidly as possible.

3. The State Highway Commission through the Division of Highways has entered into the agreements necessary for the closing of streets, acquisition of rights of way and construction with the City Council of the City of Los Angeles and the Board of Supervisors of Los Angeles County.

4. Such agreements as exist may be renegotiated; and

WHEREAS, The section of the Hollywood Freeway which is vital to the people of the San Fernando Valley and Hollywood is that section from Van Ness Boulevard at a point midway between Hollywood Boulevard and Sunset Boulevard through Whitley Heights to the Cahuenga Pass; and

WHEREAS, At present less than 25 percent of rights of way in the above described section have been presently acquired; and

WHEREAS, An alternate route to said section is proposed by the people most affected and described as a section beginning at a point on Van Ness Boulevard midway between Hollywood and Sunset Boulevards, thence generally in the vicinity of and along Selma Avenue to Highland Avenue, thence along Highland Avenue to the Cahuenga Pass may be proven to be desirable and the most possible for combining mass rail transportation facilities within a freeway; now, therefore, be it

Resolved by the Assembly of the California State Legislature, That the California State Highway Commission be, and hereby is, requested to defer further acquisition of right of way on the above portion of the Hollywood Freeway project until May 1, 1949, or until the Legislature may act on legislation creating a proper authority on Rapid Mass Transit to survey the matter or act; and, be it further

Resolved, That the Board of Supervisors of the County of Los Angeles and the City Council of the City of Los Angeles be requested to survey and renegotiate any agreements now existing with the California Highway Commission in order that the matter may be finally resolved for the best interest of all the people; and be it further

Resolved, That the Chief Clerk of the Assembly be, and he is, instructed to furnish a properly attested copy of this resolution to the California State Highway Commission, the Board of Supervisors of Los Angeles County, and the City Council of the City of Los Angeles.

Request for Unanimous Consent

Mr. Geddes asked for unanimous consent to take up House Resolution No. 110, at this time, without reference to committee or file.

Mr. Conrad withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 92

House Resolution No. 92

Relating to commending California newspaper publications

WHEREAS, One of the chief bulwarks of a free people is a free press; and

WHEREAS, The people of California are well served in the metropolitan areas, hamlets and towns as well as in the rural areas by daily and weekly newspapers which, while keeping alive the early and best traditions of their calling, seek constantly to improve the appearance and worth of their journals; and

WHEREAS, The California Newspaper Publishers Association annually conducts contests among its member publishers to encourage and promote better appearance, reader interest and better service; and

WHEREAS, In the contests during the year 1947 the following daily and weekly newspapers are listed as being the recipients of awards for merit as set forth below:

Arcadia Tribune
Best Front Page

Alhambra Post-Advocate
Best Front Page

Barstow Printer-Review
Outstanding Disinterested Community Service

Beverly Hills Bulletin
General Excellence

Burlingame Advance
Best Special Edition

Culver City Evening Star News
Best Newspaper Promotion

El Cajon Valley News
Best Special Edition

Montrose Crescenta Valley Ledger
Best Editorial Page

Palos Verdes Valley News
Best Fire Prevention Program

Palo Alto Times
Best Editorial Page

Sacramento Union
Best Spot News Pictures
San Carlos Enquirer
Best Newspaper Promotion
San Jose Mercury Herald
General Excellence
San Jose News
Best Typography
Vallejo Times-Herald
Best Woman's Page

; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the California State Legislature hereby expresses its appreciation for the service to the community rendered by California's newspapers; and be it further

Resolved, That in order to show proper recognition of the newspapers winning awards in the year 1947 the Chief Clerk of the Assembly be, and he hereby is, directed to transmit suitably prepared copies of this resolution to the publisher of each of the newspapers herein set forth.

Resolution read, and adopted unanimously.

Speaker Pro Tempore Presiding

At 8.40 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1948

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 1
Assembly Bill No. 31

Respectfully reports the same back without action

SHERWIN, Chairman

Budget Session Joint Standing Committee

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which were referred.

Assembly Bill No. 13
Assembly Bill No. 15
Assembly Bill No. 32
Assembly Bill No. 44
Assembly Bill No. 66

Respectfully reports the same back without action.

M. PHILIP DAVIS, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which were referred:

Assembly Bill No. 7
Assembly Bill No. 8
Assembly Bill No. 12
Assembly Bill No. 17
Assembly Bill No. 18
Assembly Bill No. 19
Assembly Bill No. 20
Assembly Bill No. 21
Assembly Bill No. 23
Assembly Bill No. 24
Assembly Bill No. 25
Assembly Bill No. 27
Assembly Bill No. 29
Assembly Bill No. 33
Assembly Bill No. 37
Assembly Bill No. 39
Assembly Bill No. 40
Assembly Bill No. 41
Assembly Bill No. 42
Assembly Bill No. 43
Assembly Bill No. 45
Assembly Bill No. 48
Assembly Bill No. 49
Assembly Bill No. 50
Assembly Bill No. 52
Assembly Bill No. 56
Assembly Bill No. 58
Assembly Bill No. 59
Assembly Bill No. 60
Assembly Bill No. 62

Has had the same under consideration, and reports that it has determined that the bills are not urgency measures that may be enacted at this session pursuant to the Constitution and the Joint Rules of the Legislature, and recommends that the bills not be given further consideration by the Legislature

M. PHILIP DAVIS, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

MR. SPEAKER: Your Budget Session Joint Standing Committee, to which were referred:

Assembly Bill No. 67	Assembly Bill No. 79
Assembly Bill No. 69	Assembly Bill No. 80
Assembly Bill No. 70	Assembly Bill No. 84
Assembly Bill No. 71	Assembly Bill No. 85
Assembly Bill No. 75	Assembly Bill No. 88
Assembly Bill No. 76	Assembly Bill No. 90
Assembly Bill No. 77	Assembly Bill No. 92
Assembly Bill No. 78	

Has had the same under consideration, and reports that it has determined that the bills are not urgency measures that may be enacted at this session pursuant to the Constitution and the Joint Rules of the Legislature, and recommends that the bills not be given further consideration by the Legislature

M. PHILIP DAVIS, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 45—An act to amend Section 796.1 of the Agricultural Code, relating to citrus fruit, 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, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—60.

NOES—None

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

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 44—An act to add Section 6361 to the Revenue and Taxation Code, relating to retail sales and use taxes.

Bill read third time.

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

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 47—An act to amend Section 7305 of the Revenue and Taxation Code, defining distribution of motor vehicle fuel for license

tax purposes, declaring the intent thereof, and providing that this act shall take effect immediately.

Bill read third time.

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

AYES—Anderson, Beck, Bennett, Berry, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Robertson, Sheridan, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—60

NOES—None.

Bill ordered transmitted to the Senate

Senate Bill No. 50—An act to amend Sections 10752 and 10753 of and to add Section 10753.2 to, and to repeal Sections 10753.5 and 10754 of, the Revenue and Taxation Code, relating to motor vehicle license fees.

Bill read third time.

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

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Silliman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59

NOES—None

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 8—Relative to augmenting the funds of the Joint Legislative Committee on Agriculture and Livestock Problems.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 26, of the printed measure, after "sum of", strike out "fifteen thousand dollars ($15,000)", and insert "ten thousand dollars ($10,000)".

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 8, as amended, 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 augmenting the funds of the Joint Legislative Committee on Agriculture and Livestock Problems.

Resolution read, as amended.

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

AYES—Anderson, Benuett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig,

Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Silliman, Stephenson, Thompson, Waters, Weber, and Mr Speaker—59

NOES—None

Resolution ordered transmitted to the Senate.

Senate Joint Resolution No. 15—Relative to adequate hospital facilities for veterans in California.

Resolution read.

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

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Silliman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59

NOES—None

Resolution ordered transmitted to the Senate.

Senate Concurrent Resolution No. 11—Relative to providing funds for the Joint Committee on Water Problems.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 47—An act to add Article 4, comprising Sections 17390 to 17394, inclusive, to Chapter 4, Part 10, Division 2, of the Revenue and Taxation Code, relating to the personal income tax, and providing that this act shall take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 47?

Amendment No. 1

In line 2 of the title of the printed bill, after "of", insert ", and to add Sections 17320.6, 18138, and 18304.2 to,".

Amendment No. 2

On page 2, line 43, of said bill, after "2", insert "Section 17320.6 is added to said code, to read

17320.6. In computing net income there shall be allowed as a deduction the net operating loss deduction computed under Article 4 of Chapter 4 of this part for any taxable year beginning after December 31, 1947

SEC. 3 Section 18138 is added to said code, to read

18138. The benefit of the deduction for net operating losses allowed by Section 17320.6 of this part shall be allowed to estates and trusts under rules and regulations prescribed by the commissioner. The benefit of such deduction shall not be allowed to a common trust fund, but shall be allowed to the participants in the common trust fund under rules and regulations prescribed by the commissioner

SEC. 4 Section 18304.2 is added to said code, to read.

18304.2. The benefit of the deduction for net operating losses allowed by Section 17320.6 of this part shall not be allowed to a partnership but shall be allowed to the

members of the partnership under rules and regulations prescribed by the commissioner.

SEC. 5."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 47 by the following vote:

AYES—Anderson, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, James, Johnson, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Sheridan, Silliman, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None

Assembly Bill No. 47 ordered enrolled.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

MR SPEAKER. The Committee on Conference concerning:

Senate Concurrent Resolution No. 25—Relative to the centenary celebration of the Brothers of the Christian Schools;

consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be not concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 1, line 15, of the printed measure, after "extended", insert "by the Legislature".

Amendment No. 2

On page 1, line 17, of said measure, after "America", insert "; and be it further *Resolved*, That the Secretary of the Senate is directed to send copies of this resolution to each of the Christian Brothers Schools located in the cities mentioned in this resolution".

DESMOND
BUSCH
BURNS
Senate Committee on Conference

THOMPSON
MALONEY
Assembly Committee on Conference

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

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Dolwig, Doyle, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Lyons, Maloney, McCollister, Morris, Niehouse, Sherwin, Silliman, Stanley, Stephenson, and Thompson—54.

NOES—None.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Bill No. 91

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

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Joint Resolution No. 3
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, March 26, 1948

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

Assembly Joint Resolution No. 10

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 Joint Resolution No. 10—Relative to requesting the Secretary of the Interior of the United States to permit grazing in certain national parks in this State.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Joint Resolution No. 10?

Amendment No. 1

On page 1 of the printed resolution, strike out lines 11, 12, and 13.

Amendment No. 2

On page 1, line 14, of said measure, after "The", strike out "purebred breeding herds", and insert "cattle".

Amendment No. 3

On line 22 of said measure, after "of", strike out "breeding".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Joint Resolution No. 10 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—70

NOES—None.

Assembly Joint Resolution No. 10 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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 Concurrent Resolution No. 25—Relative to the centenary celebration of the Brothers of the Christian Schools.

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

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Joint Resolution No. 13

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

Above resolution ordered enrolled

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Constitutional Amendment No. 11

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

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Joint Resolution No. 9

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

Above resolution ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Concurrent Resolution No. 16
Assembly Concurrent Resolution No. 27
Assembly Concurrent Resolution No. 30

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

Above resolutions ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Senate Concurrent Resolution No. 28

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. 28—Relative to purchase of automobiles for the Retail Sales Tax Division and the Alcoholic Beverage Control Division of the State Board of Equalization.

Request for Unanimous Consent

Mr. Sherwin asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 28, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 28

Senate Concurrent Resolution No. 28—Relative to purchase of automobiles for the Retail Sales Tax Division and the Alcoholic Beverage Control Division of the State Board of Equalization.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—70

NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

Senate Bill No. 8
Senate Bill No. 12

Respectfully reports the same back without action

DUNN, Chairman

Above reported bills ordered transmitted to the Senate.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Bill No. 2
Assembly Bill No. 3
Assembly Bill No. 22
Assembly Bill No. 46

Respectfully reports the same back without action.

DUNN, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 21—Relative to making additional funds available to the Legislative Budget Committee, established by Senate Concurrent Resolution No 2 (Res. Ch. 9, 1947).

Resolution read.

Question of Personal Privilege

Mr. Sherwin arose to a question of personal privilege.

Demand for Previous Question

Messrs. Lowrey, Lester T. Davis, Silliman, Grunsky, and Thompson demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Senate Concurrent Resolution No. 21.

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

AYES—Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Connolly, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Ralph C Dills, Dolwig, Erwin, Evans, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Weber, and Mr Speaker—52.

NOES—Elliott—1

Resolution ordered transmitted to the Senate

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

MR SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended,

Assembly Bill No. 14

And respectfully requests your honorable body to concur in said amendment:

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

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 14—An act to amend Sections 5026, 5026.1, and 5033 of, and to add Section 5025.1 to, the Education Code, relating to distressed school districts, making an appropriation therefor, and repealing the appropriation for purchase and improvement of school building sites, construction, reconstruction, repair, alteration of, and additions to school buildings and furnishing and equipment of school buildings made by Item 367 of the Budget Act of 1948, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 14?

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Assembly on March 23, 1948, after "district", strike out the period, and insert "or when made available for a public works project in an application for apportionment."

Amendment No. 2

On page 2, line 28, of said bill, after "fund", insert a comma

Amendment No. 3

On page 3, line 8, of said bill, after "year", insert ", or, the result of including on the assessment roll property upon which taxes have been paid under protest."

Amendment No. 4

On page 3, line 27, of said bill, after "1954.", insert

"Any unexpended funds from apportionments made pursuant to this chapter where the award of a contract is less than the estimated cost of construction, shall revert to the State Treasury and be credited to the appropriation heretofore made, and shall be available for reapportionment by the State Allocation Board."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 14 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—70

NOES—None

Assembly Bill No. 14 ordered enrolled.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Lester T. Davis:

Resolved, That Senate Bill No. 40 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—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—70

NOES—None

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

CONSIDERATION OF SENATE BILL NO. 40

Senate Bill No. 40—An act relating to joint union elementary 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, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—70

NOES—None.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Bill No. 38
Assembly Bill No. 93

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

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 26, 1948

MR. SPEAKER: I am directed to request your honorable body to return for further consideration:

Assembly Constitutional Amendment No. 11

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

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11 RETURNED TO SENATE

By unanimous consent Assembly Constitutional Amendment No. 11 was ordered returned to the Senate pursuant to the above request.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 43—An act to amend Sections 353.1, 353.5, 353.6, 353.7, 353.8, 353.9, and 354 of, and to add Section 354.1 to, the Agricul-

tural Code, relating to hide and brand inspection fees, to take effect immediately.

Bill read third time.

Demand for Previous Question

Messrs. Hinckley, Conrad, Grant, Stanley, and Burke demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Senate Bill No. 43

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

AYES—Brady, Lester T. Davis, Hinckley, James, Kirkwood, Robertson, Silliman, Stephenson, and Mr. Speaker—9.

NOES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cramer, Crichton, Dickey, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinton, Hollibaugh, Huyck, Johnson, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, Morris, Niehouse, Sherwin, Stanley, Stewart, Thompson, and Weber—53.

Explanation of Vote on Senate Bill No. 43

There is a great deficit in the fund, and relief should be had but, as there is so much confusion among the stockmen, I am voting nay

S. L. HEISINGER

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Constitutional Amendment 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

CONSIDERATION OF SENATE AMENDMENTS

Assembly Constitutional Amendment No. 2—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 1c to Article IV of said Constitution, relating to amendments to the Constitution proposed by the initiative.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Constitutional Amendment No. 2?

Amendment No. 1

In line 4 of the title of the printed measure, after "relating to", insert "statutes and".

Amendment No. 2

On page 1 of said measure, strike out lines 8 to 12, inclusive, and insert

"SEC. 1c. Every constitutional amendment or statute proposed by the initiative shall relate to but one subject. No such amendment or statute shall hereafter be submitted to the electors if it embraces more than one subject, nor shall any such amendment or statute embracing more than one subject, hereafter submitted to or approved by the electors, become effective for any purpose."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Constitutional Amendment No. 2 by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Carey, Clarke, Collier, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Dolwig, Doyle, Dunn, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Weber, and Mr. Speaker—58.

NOES—Anderson, George D. Collins, Ralph C. Dills, and Elliott—4.

Assembly Constitutional Amendment No. 2 ordered enrolled.

Assembly Constitutional Amendment No. 2

A resolution to propose to the people of the State of California an amendment to the Constitution of said State by adding Section 1c to Article IV of said Constitution, relating to statutes and amendments to the Constitution proposed by the initiative

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its 1948 Regular Session commencing on this first day of March, 1948, two-thirds of all members elected to each of the two houses voting in favor thereof, hereby proposes to the people of the State of California that the Constitution of the State be amended by adding Section 1c to Article IV thereof, to read:

SEC. 1c. Every constitutional amendment or statute proposed by the initiative shall relate to but one subject. No such amendment or statute shall hereafter be submitted to the electors if it embraces more than one subject, nor shall any such amendment or statute embracing more than one subject, hereafter submitted to or approved by the electors, become effective for any purpose.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended

Assembly Bill No. 34

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. 34—An act to add Section 532.5 to the Revenue and Taxation Code, relating to assessments, declaring the urgency thereof and providing that this act shall take effect immediately

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 34?

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly March 19, 1948, strike out "1948", and insert "1947".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 34 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—70.

NOES—None.

Assembly Bill No. 34 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Bill No. 30
Assembly Bill No. 35
Assembly Bill No 36
Assembly Bill No. 68
Assembly Bill No. 73
Assembly Bill No. 74

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

Above bills ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Senate Concurrent Resolution 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 resolution was read:

Senate Concurrent Resolution No. 26—Relative to the appropriation to the Division of Beaches and Parks for acquisition of additional redwood park areas.

Resolution ordered held at desk

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Senate Concurrent Resolution No 27

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. 27—Relative to state planning.

Resolution ordered held at desk.

SUPPLEMENTARY REPORT OF ASSEMBLY INTERIM COMMITTEE ON DETENTION HOMES AND COUNTY AND CITY JAILS

Letter of Transmittal

ASSEMBLY INTERIM COMMITTEE ON DETENTION HOMES AND COUNTY AND CITY JAILS, March 26, 1948

To the Speaker and Members of the Assembly
California State Legislature

FELLOW MEMBERS: On behalf of the Assembly Interim Committee on Detention Homes and County and City Jails, created by House Resolution No. 164 of the 1947 Session, we have the pleasure of submitting to you a Progress Report on Detention Homes and Jails in California.

Included herein are our recommendations for legislation; a brief of hearings held in San Diego, Santa Clara, and Los Angeles Counties; a statement by the Sheriff of Alameda County; and recommendations of the Los Angeles County Grand Jury; also, a brief resume by Karl Holton, Director of the California Youth Authority, of the California Youth Conference recently held in Sacramento.

Respectfully submitted.

VERNON KILPATRICK, Chairman
MONTIVEL A. BURKE, Vice Chairman
ELWYN S. BENNETT, Secretary
GORDON R. HAHN, Member
EDWARD J. CAREY, Member

Supplementary Report of Assembly Interim Committee on Detention Homes and County and City Jails

Mr. Speaker and Members of the Assembly:

Your Committee on Detention Homes and City and County Jails submits the following report:

This committee created by House Resolution No. 164, Fifty-seventh Session, is essentially an extension of a former committee which did not embrace the field of detention homes. The previous committee reported at length and several times to you on its study and recommendations concerning jails. This report also embraces the new field that has been added—of detention homes, or juvenile halls.

Study of the problems in this new field cannot, however, be divorced from consideration of the whole problem of detention. Consequently, your committee would first like to present some recommendations covering the field as a whole.

These will be followed by observations and conclusions based on the committee's intensive work over a three-year period.

Lastly, your committee would like to present specific data on detention homes.

Recommendations

The committee's recommendations for jail reform were listed in earlier reports, the last being one which was printed in the Assembly Journal of April 15, 1947.

Since that report, our study has prompted us to suggest that the Legislature should take action in several instances. Legislation which the committee intends to introduce includes the following proposals:

Legislation providing permissive provisions for creation of a Department of Corrections within the larger counties and within regional districts where counties are too small to require or support such a department.

We will introduce legislation providing that juvenile halls be placed under the probation officer instead of under the probation committee, and providing that the probation committee act only in advisory capacity to the probation officer and not as administrator, as now.

Also, legislation authorizing the Attorney General to take legal steps to close jails and detention homes which are unfit for human

habitation when local authorities fail to act, and extension of the present provisions of law, requiring local authorities to submit remodeling or other building plans for jails and detention homes to the Director of Corrections for approval, to include the requirement that, when such plans are submitted for such approval, the Director of Corrections shall first consider the entire city or county custodial program, thus avoiding the hazard of erecting expensive facilities the need for which could better be met in another manner.

Reasons for these recommendations will, we believe, be amply substantiated in the following pages.

Observations and Conclusions

Jail and detention home problems being essentially similar, no effort is made in this summary to divide the two.

Three years of intensive study have proved without question that, generally speaking, California's jails (and some detention homes) are shamefully overcrowded and filthy. There is widespread exposure of innocent persons and first offenders to seasoned criminals. First offenders are frequently subject to the indignity of close association with sex perverts, and the victims of various types of cruelty that has been traditional in jails and prisons for centuries. By and large, sheriffs and police chiefs have not studied and do not understand the enlightened, modern principles and methods which should govern custody of prisoners, and their supervision in the field after release. The present antiquated methods are proved impractical and expensive by the heavy percentage of repeaters that continually drift back for another dose of incarceration. Judges, faced with the problem of passing sentence, do not have suitable institutions to which to commit prisoners; consequently, they are likely to be forced to follow the futile practice of giving short sentences (five days, perhaps) when four months would be required to accomplish the desired change in the prisoner's social thinking. This is particularly true of alcoholics.

Jail programs today are frequently designed to fit present sentencing practice, rather than the enlightened and more economical principles approved by all recognized authorities and students in the field.

The personnel at present operating city and county jails and detention homes is woefully inadequate. There is no school within this State providing training for probation and parole officers or jail custodians, and the law relating to jails is meager, generally. There is, for example, no legal requirement that either a city or county shall maintain a jail. The only legal requirement is that sheriffs are charged with receiving all arrested persons when requested to do so by police chiefs in their county.

Furthermore, there is apparently no power vested in the Attorney General to force a county to maintain adequate facilities. Power to abate such nuisances, as many jails are, rests solely with the district attorneys. In 98 years under the American Flag the district attorneys have seldom, if ever, acted to wipe out evil conditions in jails; therefore, it may be assumed they are not likely to commence today.

The cost per inmate in one of our state prisons is more than $900 a year, while the cost per year for a parolee is approximately $150. And

no man, it is generally admitted, is benefited by doing time in even the most admirable jail or prison unless an intelligent parole and probation program is in operation on the outside.

The committee has requests of sheriffs, public officials, and architects who are interested in reforms in jail construction for public hearings in more than half a dozen counties.

Your committee believes that the following account of the committee's recent activities shows that such hearings, and further hearings in relation to jail and detention homes problems are desperately needed and one of the most practical means of drawing California's system of incarceration of law violators out of its present stage of medievalism.

The following pages demonstrate conclusively, we believe, that far too much money is being put into new structures which, even if acceptable today, will be as antiquated in 20 years as are the obsolete structures they are replacing. *The real authorities, the men and women of wide training, experience and repute, do not differ among themselves as to what is proper and improper custodial practice. The only field of dispute is between this group and the untrained custodians and officials whose training is in the unrelated field of criminal apprehension.*

Although the committee's funds were insufficient to allow extensive study throughout the State, the committee very thoroughly investigated situations in San Diego and Santa Clara Counties, which presented particularly acute problems. It also presents in this report significant facts and commentary concerning situations in Los Angeles and Alameda Counties.

The committee has also cooperated with the Governor's Crime Commission, and herewith presents a statement made before a meeting of that commission by Chairman Kilpatrick on December 10, 1947. It is presented here because it offers, in succinct form, a general impression of the committee's viewpoint.

Statement by Chairman Kilpatrick on December 10, 1947

"I am not, technically, an authority on the subject of jails, probation, and parole.

"But, for several years, I have had the honor of being Chairman of the Assembly's Interim Investigating Committee on Detention Homes and County and City Jails

"In this capacity, I, and the other members of the committee, have spent a great deal of time investigating the operation of local jails throughout the State. We have also had extensive hearings from time to time. We have called to these hearings many of the Country's leading authorities on the handling of criminals.

"In the course of our work, we have naturally been concerned with the underlying weaknesses, from top to bottom, of the methods and programs used in dealing with prisoners. And, we have reached a number of fundamental conclusions.

"First of all, city governments and county authorities are, generally speaking, rather loosely operating penal systems without concerted planning, cooperation, or even closely adhering to legal responsibility. I am thinking now of furnishing court rooms and juvenile facilities by the city which are strictly a county, or county and state, responsibility.

"Then, too, over 50 percent of our custodial problem is in caring for alcoholics, or drunks, if you choose, and are not criminals or law offenders otherwise

"Therefore, if we consider them as medical patients—and why not?—our basic criminal problem is better understood and greatly modified

"Dr. Thomas W Hagerty, Medical Superintendent, Camarillo State Hospital, says 'an alcoholic is a very sick man.' Certainly we must agree, therefore, he should be treated on a hospital basis—not criminal

"Some of our conclusions apply very sharply, it seems to me, to this question of probation, and county parole. It is undoubtedly true that many men now serving time behind prison bars ought never to have been sent to jail, but an industrial supervised program outside prison walls, where he would be under restraint and required to support himself and family, and certainly not as at present, where society supports both him and his dependents.

"Also, the system, as now set up, fails to recognize the fundamental fact that parole work requires a special kind of training and a special attitude.

"It is utterly ridiculous to have a parole board composed of a police chief, a district attorney, and a sheriff. These men are usually experts in their own field, which is the apprehension and prosecution of criminals.

"The field of parole is something entirely different—requiring an entirely different viewpoint Qualified persons without the handicap of being prosecutors should comprise the parole authority.

"A bird-dog psychology, for instance, is a fine thing when you are hunting criminals But placing the problem of parole in the hands of hunters and prosecutors is as antiquated as the old Mayflower, and entirely unintelligent

"It seems to me, county parole should be modeled after the state system somehow, with a parole authority consisting of men trained in parole work, and entirely separate from the apprehension and prosecution of criminals.

"This leads me to make what many will consider a very startling proposal. I would like to suggest creation of a county department of corrections, in the larger counties, planned along the lines of our State Department of Corrections. And under this department, I would place all jails in the county, both city jails and county jails. That would lead to uniform standards throughout the county. It would lead to higher standards, because cities with poor jails would be forced to bring them up to standards set by the county departments Similar regional departments could be set up among smaller counties.

"With an enlightened county department of corrections, it would also enable the establishment and satisfactory operation of more intelligent and economical jail methods. More farm programs, more sunshine and open air work for prisoners, for instance. Such programs save the taxpayer a great deal of money, and also lead to the rehabilitation of many prisoners On a county-wide scale, they

are possible, but you can hardly expect individual towns and cities to create them individually.

"I want to say a word about our jail situation here in the City of Los Angeles. At a recent election, a bond issue was voted providing a great sum of money for police facilities. As now set up, over $18,000,000 will be spent for vast police facilities. Three million dollars at Lincoln Heights Jail, and only $880,000 for a jail farm.

"But even more important is that measly $880,000 for a jail farm. With adequate expenditure on an extensive large scale work and farm program, Lincoln Heights Jail wouldn't need $3,000,000, for additions. It could practically become a ghost house, and a lot of prisoners would be much better off. Five million dollars would be more nearly an adequate sum for the penal farm, instead of less than one million dollars.

"We should take a leaf from the experience page of Alameda County, and, to a lesser degree Kern and Los Angeles Counties, and go for the open-air work program where every prisoner earns his own support.

"We need not gamble. The forward penologists of the Nation are agreed upon the fundamentals of enlightened custodial care. We should seek their counsel.

"It is not enough that the Director of Corrections be called upon to pass upon alterations or new construction of jails—but he and his department should be required to pass upon over-all programs when improvements are contemplated."

San Diego: On October 9th, after considerable preliminary work, the committee held hearings in San Diego concerning the juvenile facilities here, over which there was much civic conflict. Its juvenile hall, "Anthony Home," had been a target for political brickbats for several years because of bad facilities and untrained and inefficient personnel. The children in detention, naturally, were the chief sufferers from the situation. The committee subpenaed more than 40 witnesses during three days of session. Many of the committee's recommendations are now being put into effect, the committee is informed. The results were summed up in the following statement by the committee as the hearings closed.

Statement by Committee at Close of San Diego Hearings

In concluding this phase of the investigation of the Committee on Detention Homes and County and City Jails, the committee feels that it should set forth its tentative findings and recommendations with respect to the detention of juvenile delinquents in San Diego County

Before so doing, the committee wishes to indicate its wholehearted approval of the constructive attitude of the leaders of the community toward the problem. The chairman of your board of supervisors has indicated an awareness of the problem and has set forth a program which it is hoped will result in the obtaining of the necessary funds for financing the proper facilities for the detention of juveniles in this county. Others of the civic leaders of the county have shown their interest and have indicated their participation in the youth work of this community.

That is a healthy situation, and with the cooperation of all of these persons it may be anticipated that a sound program will be worked out in the future. This committee is not prepared at this time to set forth its final conclusions. The committee will desire, when it does so, to recommend necessary changes in the state law relating to the handling of juvenile delinquents. However, at this stage of the investigation and study it would appear to this committee based on the facts which have been presented before it and upon the actual conditions which it has observed, that the following should constitute the principles for a sound program for delinquent juveniles in San Diego County:

1. The three democratic distinctions of legislative, judicial, and administrative functions should be followed in the process of handling juvenile delinquency.

The board of supervisors bears full responsibility for all local legislative action governing the probation department and its subdivisions. This responsibility should include the appointment of the chief probation officer, and the providing of facilities judged to be adequate by competent professionals in the fields of probation, juvenile detention, and camp operation.

The juvenile court judge bears full responsibility for determining all matters of fact and law relating to the welfare and constitutional rights of minors alleged to be under the court's jurisdiction. Consideration should be given to the setting up of a referee system within the juvenile court framework. Such referees should have social work training and experience in the handling of delinquent youth If possible, girls' cases should be heard by a woman referee.

The chief probation officer should be the responsible administrative head of the probation department which should include the probation services, the juvenile hall, and the forestry camps.

State and national consultants in the probation field should be requested to study and make recommendations to the department regarding principles, philosophy, and best practices.

2. The probation committee should be a purely advisory body on all matters affecting the control, treatment, and prevention of juvenile delinquency. It should not exercise any administrative or supervisory function. This committee should not include any members of the board of supervisors. Members of this committee should be chosen for their known interest in the welfare of youth, and membership should be rotating.

We would like to commend the plan of the board of supervisors to provide an adequate location for the junior forestry camp. This is a long needed change. In our opinion, the staff at Mt. Woodson has done a commendable job under extremely discouraging conditions, and has maintained, in spite of manifest lack of even elementary facilities, a high level of morale among the boys.

The foregoing recommendations are all possible by charter amendments or other action on the county level. However, this committee intends to recommend these and other changes for the non-chartered counties of the State in the next Legislature.

Attached to this report are the changes which this committee suggests in the San Diego charter.

3. In respect to the Anthony Home, this committee finds the facilities of that home to be completely inadequate. This committee is not prepared at this time to make recommendations as to the internal administration or adequacy of the staff of the home.

For the purpose of developing a complete program with respect to the facilities, administration, and staff of Anthony Home this committee recommends that the board of supervisors appoint a special committee of community leaders to work in cooperation with the Detention Home Consultant of the Youth Authority and to report to the board of supervisors their findings and recommendations in relation to the juvenile detention needs of San Diego County.

Santa Clara: Four days of hearing were held here, November 18-21. The Santa Clara County Jail has been the source of wide condemnation for 25 years—by grand juries, judges and the press. Guilt was regularly admitted, but after each year's report of scandalous conditions, the problem was placed back in the files. It is believed that following this committee's four-day probe, reforms at last are on the way. It is in connection with the situation in this county that your committee was drawn to the conclusion that the Attorney General must have specific power to abate improper conditions when the district attorney fails to do so.

Following is a summary of the hearing issued by the committee as its hearings closed:

Committee Summary at Close of Santa Clara Hearing

This committee has now held four days of hearings in connection with the Detention Home and County Jail of Santa Clara County. These hearings were preceded by many days of investigation, including the viewing of the institutions involved, by members of the committee.

The purpose of the investigation, and of the hearings, has been to develop some constructive program for the detention homes and county jails of this State, and, accordingly, our statement now is based upon the conditions that we have found in this county, and does not encompass the complete program which the committee plans to develop and submit to the Legislature in 1949.

The committee sincerely hopes that all of the agencies, public and private, in Santa Clara County will work together in cooperation with each other toward working out a better program and facilities for the detention home and jail in Santa Clara County. Already the committee has received expressions of cooperation from the Santa Clara County Board of Supervisors, the witnesses, and civic leaders and workers.

This committee found the detention home to be a well-constructed building of about 15 years of age. However, it was not devised in the light of modern methods for the detention and handling of delinquent children and dependent and neglected children. It is badly overcrowded, four persons being confined in cells planned for one person. The corridors are narrow. The walls are concrete, and cause the noises of the city and of the home to reverberate through them. The doors open into each other, creating a safety hazard in case of fire. The building appears to be clean, and there appears to be plenty of light and heat. The personnel in the detention home are to be commended for doing a splendid job under seemingly impossible conditions.

A study of community planning for the prevention of juvenile delinquency in Santa Clara County was made by the California Youth Authority, and resulted in a report of more than 100 pages on that subject Included in the report were more than eight pages of recommendations directed to the district attorney, sheriff, county board of supervisors, probation committee, county school department, San Jose City Council, San Jose School Board, Community Chest of Santa Clara County, Council of Social Agencies, and the Citizen's Planning Council of Greater San Jose.

In addition, at the request of the probation committee and the chief probation officer, with the approval of the juvenile court judge, and in conjunction with the California Youth Authority, a study of needs of delinquent children in Santa Clara County was undertaken by the National Association and resulted in a report in 1946 of 35 pages, including six pages of recommendations.

This committee has not had time to fully analyze these two reports, but recommends to the appropriate agencies in Santa Clara County that a program with respect to juvenile delinquency and detention be undertaken in cooperation with the California Youth Authority. This program should be devised so as to include both immediate and long range objectives.

With respect to adult persons, it has been brought to the attention of this committee that it is a policy of the San Jose City police judge to sentence an offender to a term of confinement and then to suspend sentence on condition that the offender leave San Jose. This committee is advised that this procedure is entirely illegal. More fundamentally, the committee believes that it serves no useful penal or corrective purpose, and is a relic of frontier days. At most, it merely distributes the individuals constituting the problem. Accordingly, the committee recommends that this practice be eliminated.

Investigation of the county jail by the members of this committee, as well as by grand juries since 1915, by the board of supervisors, by the city fire chief, and by others, has produced practically unanimous agreement that the jail is out-moded and that new jail facilities should be provided. In the present jail there is no means of segregation of prisoners in accordance with Section 4001 of the Penal Code, other than to separate males from females.

It is necessary to feed the prisoners in the present jail in the open air, which may at certain times of the year be extremely cold. The prisoners are not furnished more than two blankets except upon a doctor's order, and, accordingly, many prisoners are cold while they sleep. In addition, this means that the prisoners sleep in the same clothing, including shoes, which they wore during the preceding day and will wear on the following day. The toilet and bathing facilities are extremely limited. A prisoner entering the jail is given a shower only if he *appears* to be unclean. When a prisoner showers, unless he brings his own towel with him, he is furnished only two paper towels with which to dry himself.

Lack of adequate work program for the prisoners leaves them in idleness, and does nothing to prepare them either physically or mentally for their release into society.

There are no windows in the main room for the confinement of prisoners except skylights, and the odors are intense. The mattresses on the beds consist of ticks, stuffed with straw, and some are a foot shorter than

the beds. The so-called "little tank" consists of a dungeon in the main jail with practically no ventilation and with showers in the middle corridor from which the water sprays into the adjoining cells when a shower is taken. There is no practical means for the jail custodian to see into the tank or cells unless he is actually in them, and the prisoners are actually in the custody of what one such custodian called "trustees and stool pigeons." Fire safety is inadequate.

The lower walls are painted black, and the committee was informed, upon a visit of inspection, that the purpose was to prevent the dirt from being seen.

There are extensive lewd drawings on the walls, and no attempt is apparently made to prevent this practice or to erase or otherwise obliterate the existing drawings.

More than 60 county prisoners are confined on the county almshouse grounds and are used in work programs on the farm located at the jail, but are inadequate. The toilet and showers for the prisoners are outside of the building in which the prisoners are confined, and there are no walks between the toilets and showers and the building in which the prisoners are housed.

A judge of the superior court testified before this committee that he refused to send alcoholics to this farm because of the possibility of liquor being given such prisoners by county hospital patients.

In connection with the Santa Clara County Jail, this committee recommends:

(1) An extensive work program for county jail prisoners. This program may be agricultural in nature, and the produce delivered from it may be used in county institutions such as the county hospital, almshouse, and detention home.

(2) Improved facilities. This should include a new jail and an adequate county jail.

(3) An adequate rehabilitation program for county jail prisoners. This should include adequate counselling and psychological services and rehabilitative training.

(4) Immediate removal of prisoners from the existing county jail. This committee finds that the existing law permits this to be done, and that it is not necessary for the Legislature to enact additional legislation therefor. The Board of Supervisors of Santa Clara County can make an agreement with the board of supervisors of an adjoining county for the confinement of the Santa Clara County prisoners in the jail of the other county.

The judge of the superior court also has the power to make an order designating the jail of an adjoining county as the jail for the confinement of the prisoners of Santa Clara County under the authority given him to do so in Section 4007 of the Penal Code, when the local county jail is unsafe or unfit. In the event that neither action is taken, the Attorney General of California has the power to proceed pursuant to law to require the superior court judge to order the removal of Santa Clara County prisoners to the jail of another county. (Further inquiry following release of this statement would indicate that there is some doubt whether the Attorney General has sufficient power to take action—therefore the need of specific legislation on this point.)

Alameda County: Just prior to the Santa Clara hearings, the committee visited Alameda County's Santa Rita Jail Farm of 3,300 fertile acres and admirable facilities. It is situated 31 miles from the Alameda County Courthouse and all sentenced county prisoners are sent to it for the duration of their terms. It is an unique project for which Sheriff Howard B. Gleason deserves much credit. Formerly the Camp Shoemaker Disciplinary Barracks, the land and $3,000,000 facility was secured from the government for $1 a year. It comes closest to being an ideal jail facility of any project in California, and besides Sheriff Gleason, the Alameda County Board of Supervisors deserves a world of credit for their acumen in accepting a different and better type of program for handling prisoners.

Sheriff Gleason had the following to say about his project:

Testimony of Sheriff Gleason

"SHERIFF GLEASON: At the present time in Alameda County we have, as you know, two jail set-ups. We have in the courthouse what we call a holding jail. It is a maximum security jail where prisoners are held awaiting trial, sentence and transportation. Then about 35 miles from Oakland we have the so-called "Santa Rita Farm" which was formerly the Shoemaker Disciplinary Barracks. We have 55 acres of building there. We have 3,300 acres of land and we have what is possibly the latest layout in the way of minimum security prisons. The feeling of course is this, that persons sentenced to county jail sentences are not criminals in the worst sense. They are misdemeanants and we try our best to handle them as such. We have at the present time 500 and some odd prisoners at the Santa Rita Ranch, 25 of whom are in maximum security. The others are on their own working on farms and shops and various other tasks. They work under supervision in some cases and in some cases with very little supervision. In fact, we have one piece of land, 100 and some odd acres, which is about two and a half miles from the camp. Those 40 or 50 men go over and work that place with one officer. The officers are not armed and we have very little trouble with these people.

"We have, of course, there all the latest in the way of sanitary facilities, and we find that it is apparent that it is going to pay. At the present time this is cutting the cost of handling prisoners and we hope in the future to have the thing almost self-supporting. That is a rather short brief outline of the set-up at the present time. It is purely an experiment. It has been in operation a year almost at the present time and it has worked so far.

"CHAIRMAN KILPATRICK: What is the capacity out there at Santa Rita?

"SHERIFF GLEASON: We could take care of 1,500 without necessarily crowding them.

"CHAIRMAN KILPATRICK: What is your population at the present time?

"SHERIFF GLEASON: Around 500; roughly that is.

"CHAIRMAN KILPATRICK: Could you tell us about the living conditions of these prisoners as to bathing and bedding, laundry, clothing, etc.

"SHERIFF GLEASON: Of course we have barracks—sort of a U-shaped barracks. It is fire-proofed inside. They have a cement floor. They are painted light colors. We keep 25 men in each barracks. Each barracks has one shower facility close by. It has other sanitary facilities there. There is one man to each berth and he has plenty of room. We have a central mess-hall capable of feeding around 2,000 people at a time and the men are fed three times a day at that place. We have barber shops, of course, shower rooms and all sorts of places. We have a theatre. For fear that I might give the impressions that they are being coddled, I would like to hurry and change that because we don't. We keep them under very strict rules and any violation is punished by loss of good time, by incarceration in the maximum security building, where in that building there is a main cell block building, individual cells. Any person going into what we call "Graystone", the maximum security building, loses all their privileges. I mentioned a while ago that we have less than 25 persons in there out of over 500, so we don't have too much trouble because they don't care too much for it. They would rather work and receive their privileges. I might say, in passing, the privileges are visiting on Sunday, we have a movie on Sunday (a selected picture) in the large theatre, we have school four nights a week—three nights are academic and one night is a trade school—which is directed by the Alameda County Board of Education. We have games. These barracks are built in the form of a U. There is plenty of room in this U for basketball, handball, and volleyball. On Saturday afternoons they are allowed in the athletic field and they have softball and such as that.

"We find on the whole this system of treatment is paying off pretty fair dividends. We have been successful in placing some of our people. We are trying to go into that in a little greater detail than in the past and we have been rather successful in getting some of our people placed in jobs when they have served their time and on the whole they have made some steps in rehabilitation.

"I have one pet case that we are very fond of telling. There are three people whose records for the past six years consisted of simply being arrested for intoxication or vagrancy and they were in and out of jails from Fresno on up north. They seemed to like Northern California They didn't go for Southern California. Finally one judge sentenced them to six months at our place. It gets rather hot in the summer, and I think we boiled all the alcohol out of their system and the three of them are our best boosters. We get letters from them every month. They are working in a lumber camp in Oregon and they claim this is the first time in years—I think their average age was around 40—that they have been gainfully employed, * * * afraid they like our place so much they will be getting back to it. They have rehabilitated themselves to a great extent. We have some others, of course, that we have around the county that we have done something for. We feel we have. On the whole, Mr. Kilpatrick, I feel this is the most economic way of

handling county prisoners, and it also has possibilities of rehabilitation.

"CHAIRMAN KILPATRICK: Sheriff, then is it your idea that a jail doesn't need to be maximum security throughout?

"SHERIFF GLEASON: You know when I testified before your committee a year or so ago I said that *I am firmly convinced that counties simply waste money by going into these heavy and maximum security jails.* I think we are caging people up. We have a jail that was built in 1906 which is now abandoned in Alameda County and it used to worry me considerably before we got this other set-up. Persons sentenced to county jails, and they can be sentenced to two years, as you know, sit down in this jail, and we could only use a few of them for cleaning up the place and such odd jobs. They would just sit there in cells, and it seemed to me it was a terrific waste of manpower. It was a terrific breakdown. All they did was sit there and think of ways and means of getting into trouble again, and I am firmly convinced through my own experience and through checking throughout the United States, of most places I have heard of, both in federal, state and county set-ups of this kind, that it is the only way to handle the county jail prisoners. The courts, when they send a person to a county jail, apparently do not consider him a dangerous prisoner or they would send him to the state prison."

Los Angeles: Although Los Angeles County has a forward-looking program, the city has planned an expensive addition to its Lincoln Heights Jail and almost completely ignored the possibilities of outdoor, minimum-security, inexpensive facilities in its latest plans.

Following are selected portions of testimony presented to the Los Angeles City Council January 7, 1948. As a result of the committee's presentation, the council voted to refer the problem to committee for further study, which this committee regards as a most successful conclusion for its efforts:

Selected Portions of Testimony Presented to Los Angeles City Council

"We are most happy to be here today, in response to an invitation kindly proffered by you last December 9th Recent statements by the committee, and responses by Mayor Fletcher Bowron, concerning the city's plans for new jail and police facilities, have apparently caused considerable confusion. First of all, we want to assure you we are not here to add to the confusion, or to heighten any feeling of bitterness the mayor may harbor toward us because we have seen fit to criticize plans for the expenditure of some $18,380,000 voted in a bond issue last spring. We are not interested in embarrassing city officials, and we don't want to interfere with city business.

"The committee would like to present briefly its views on what could and should be done with the jail program in Los Angeles. Please understand that Los Angeles is only one of many cities and counties in which the committee has studied jail plans and programs. In many cities, officials have asked for what helpful advice we could offer and have expressed gratitude for what they termed our cooperative assistance. Here are just a few examples of other communities that currently are facing critical jail situations:

"Salinas in recent years built an expensive steel and concrete structure in the downtown area. Unfortunately, its designers were not penological experts. Among impractical details, the women's quarters were located on a third upstairs floor, and women prisoners could be taken there only by a narrow stairway. Women prisoners can be even more difficult than males on occasion, of course. Need I say this stairway has been a troublesome bottleneck Furthermore, Salinas now finds it was a mistake to build such an expensive bastion in the downtown area, and some public officials there are already agitating for another new facility in an outlying area to replace the present mistake. Fresno is troubled that it has constructed an impractical and unnecessarily expensive building that is already overcrowded. San Luis Obispo feels it will be forced to abandon a stupendous structure located on top of its courthouse. It was built in 1940 with the aid of PWA funds. Closer to home, we have the Chino Institution for Men with an $800,000 maximum security unit. Superintendent Scudder says a more practical one could have been built for $200,000. Around its borders are a dozen or more watchtowers, which cost approximately $2,000 each and which have never been used.

"One way of attacking the local problem might be to consider the mayor's letter to this committee of last December 10th, which was a rather sharp answer to the committee's publicly voiced contention that plans for the Lincoln Heights Jail addition should be withdrawn for further consideration because they appeared to be not as carefully drawn as they might be.

"The mayor said that plans were based on extensive investigation in various cities and approved by the State Board of Corrections. 'As a member of the Legislature,' the mayor declared (the letter was addressed to me personally), 'I had assumed that you approved such legal procedure specified by the Legislature, and must feel that the state board is qualified to pass on matters of this character'."

Overlooking the apparent sarcasm which apparently motivated this statement, I should like to say that the committee is now in the midst of discussions with Mr. Richard McGee, head of the Corrections Department, concerning the thoroughness of examination which precedes his department's approving jail structures Mr McGee says·

"This department made no effort to go into the basic organization of the city jail program nor did we give any consideration to an over-all amount of $18,380,000. As a matter of fact, this office has no official knowledge of any phase of this program, except the plans for the addition to the Lincoln Heights Jail.

"Under the present law, we believe that this department has no authority other than to criticize plans and make recommendations. Because of the way the law reads the statute is worded, we have interpreted 'plans' to mean building plans rather than organizational plans."

The mayor further said: "The superintendent of construction and building maintenance advises me that approximately $160,000 has been spent in developing plans, blueprints, analyses, etc., on this project to date. We hardly feel justified in undoing all that has been done, just to

meet your suggestions and criticisms which apparently are based upon a press announcement rather than a full examination of plans and specifications and the mass of supporting data ''

Again, I should like to say in behalf of the committee, that the committee found it difficult indeed to learn from either the mayor's office or the chief of police, any detailed plans or specifications The committee called on the mayor prior to the date the city council appropriated funds for plans and specifications, and was assured the city's plans were following the enlightened direction advocated by the committee and by all recognized authorities in the field. I refer to a program which emphasizes extensive jail farms, honor camps and other institutions which provide work and sunshine and a chance for the prisoner to leave custody in better shape, or at least as good shape, as when he was taken into custody. This sort of program emphasizes minimum security, and keeps at a minimum the construction of expensive steel and concrete fortresses which are a relic of the Middle Ages still clinging to our thinking on custodial institutions.

The mayor also said: ''If you are interested to the extent you indicate by your letter, I regret that you have waited until this time to give the city the benefit of your knowledge. You are not familiar with our plans for our jail farms for both men and women The amount of bond funds allocated to date is intended to cover the cost of land acquisition only.''

The committee agrees it is not too familiar with the detailed plans, but this is not because it hasn't sought them from both the mayor and police chief. However, it has enough information, it feels, to justify its suggestion that more time and study is in order

Take, for example, the mayor's statement that funds allocated to date are intended to cover only land acquisition. Yet in an elaborate breakdown of proposed allocations gotten out by the mayor's office prior to the bond election, and used extensively for propaganda purposes, the sum for jail farms totals $880,000. Of this grossly inadequate sum for such purposes, $360,000 is listed for eight buildings and miscellaneous yard improvements for 500 men; $170,000 for six buildings and improvements for 100 women—and $350,000 for sites. In contrast, $3,000,000 is allocated for the Lincoln Heights Jail addition

Which figure are we to believe—$880,000, as stated by the mayor in his letter to me; or $350,000 as stated in the breakdown given to the public?

Even the top figure is fantastically inadequate, if experience in other areas can be used as a criterion Kern County, for example, with less than 500 prisoners, has 400 acres of first rate acres for its farm program, and admits it should have at least 1,000. Alameda County is equipped to handle 2,000 prisoners with 3,300 acres. On the same basis, we might roughly guess that Los Angeles could advantageously and economically use $3,000,000 to $5,000,000 for its misdemeanor farm program—with good land running between $1,000 and $2,000 per acre.

In other words, the committee would like to suggest study, at least, of reversing the figures and inmate quotes—with jail farm programs for something like 2,000 persons instead of only 600; and Lincoln Heights quarters for something like 600 instead of 2,000.

When this committee advanced this idea recently, the police chief ascribed it to our misunderstanding, implying that Lincoln Heights building to the tune of $3,000,000 was needed primarily for prisoners awaiting trial.

Again, I turn to the breakdown offered by the mayor's office prior to the election and used in the campaign to inform the public Item "B" under "Lincoln Heights Jail Addition" is "Dormitory for 2,000 male misdemeanants to serve term after conviction and sentence."

This is the core of the problem. Why must 2,000 prisoners serve sentences here rather than in an open air program which is much more economical and healthful?

The mayor's letter concludes, "We feel that we are bound by the vote of the people to proceed with the construction in accordance with the plans which are approved by the Department of Corrections of the State of California."

The committee has here two extensive opinions by the Legislative Counsel of the State of California which indicate the city is in no way bound to proceed with plans as now set up. Copies of each will be submitted to the members of this council along with copies of this message

There are, furthermore, numerous practical obstacles that might be worth studying. For one thing, construction of the Lincoln Heights addition will take, it has been estimated, something like three years. An extensive farm program could be gotten under way much sooner. The police chief has implied the committee has advanced "impractical" notions, at the same time admitting the jail system handles alcoholic "repeaters" as many as 160 times. Superior Court Judge Wm. F. James said on November 18th last, in San Jose under oath before this committee, "Well, of course, putting a person in jail doesn't do him any good. We know that, anybody knows that. The modern idea is not punishment but rather a reconstruction of the individual offender's social ideals * * *. We use the imprisonment method when it seems to be the only thing we can do." We do not wish to imply that all persons arrested for drunkenness should be placed in a jail farm program, but those who might be judged to be suitable for such sentence could hoe a lot of cabbages, instead of languishing in cells in a new addition designed for 2,000 prisoners in an expensive jail located in a socially undesirable switchyard site adjacent and between two main line railroads close to the center of the city.

Furthermore, the problem is legally a county one. There is not even a statutory provision requiring the city to maintain a jail. The committee wonders how extensively the police and other officials concerned with the Lincoln Heights proposal, have consulted judges, the grand jury and other county officials concerned. For example, the county learned to its regret, after it had provided facilities at Rancho Los Amigos for juveniles which, after revision was approved by the California Youth Authority and juvenile court judge, was disapproved by the Juvenile Committee and the facility had to be abandoned.

I would like to repeat once more, that all recognized authorities agree that maximum security—iron bars and concrete—are not needed for the vast majority of persons arrested, and that farm and honor programs, built in one-story "U"-shaped structures or other designs that permit additions being made easily, are universally recommended.

If the addition is constructed at Lincoln Heights as planned, how difficult would future additions be? The area is already a highly congested one—requiring vertical construction, which is very expensive, instead of allowing the low, more desirable horizontal type of building.

There are many more aspects to the problem that might be considered. We believe, for instance, the city council might with advantage look over the admirable job the county is doing along the lines of jail farms and honor camps But the committee wants to make it very plain that its suggestions are not directed against improvements by the city. It simply feels it would be failing its responsibility not to go on record with the advice that the city should carefully reinspect its plans for the Lincoln Heights addition.

The Governor's Commission on Adult Corrections and Release Procedure, chairmaned by Mr. Burdette Daniels, is making a complete study of the entire program for the administration of justice in Los Angeles County which study will embrace inquiries into facilities for dealing with offenders from the time of arrest to final disposition.

Surely nothing would be lost if the appropriate committee of this council were to undertake such a re-examination. Toward that end, or any other the city council feels desirable, this committee will be happy to provide expert opinion and advice, collect desirable information for the council, and assist in any other way the council sees fit to make certain that Los Angeles has the best possible jail program.

Los Angeles County Grand Jury

Assembly Journal April 15, 1947, carried a report of reports, or no reports, of grand juries state-wide.

Your committee was appalled at the lack of adherence to legal duty revealed in these grand jury reports

In many counties it was shown that no or only prefunctionary reports were issued.

Los Angeles County 1947 Grand Jury has a record in great contrast to the many, and without doubt has gone into the jail problem on a more extensive and thorough basis than ever before in the history of the State. Their work is intelligent, thorough, and modern. While their entire report could profitably be studied, only their recommendations to this committee appear here.

RECOMMENDATIONS TO THE INTERIM COMMITTEE OF THE CALIFORNIA LEGISLATURE ON DETENTION HOMES AND COUNTY AND CITY JAILS

Administration of Juvenile Hall

Juvenile Hall should be administered by the Probation Officer as a Division of the Probation Department. The reasons are:

1. The probation officer in practice largely controls the intake and release procedure at a detention home since, before detention, the probation officer investigates and recommends detention. In a few counties, the juvenile judge holds a detention hearing, but usually follows the recommendations of the probation officer who has familiarized himself with the case. After the juvenile court decision, the probation officer attends to the business of release from the detention home and supervises custody so long as the court retains jurisdiction. This procedure,

in effect, gives the probation officer control over the number of juveniles detained, but he has no responsibility for their welfare or program during detention. If he also administered the detention home, he would have a continuous responsibility; as an example, a better realization of the problems created by overcrowding. Furthermore, experience seems to indicate that the welfare of juveniles in trouble is not promoted by handing them about between jurisdictions, especially if there is any lack of cooperation or jealousy between the departments.

2. The probation department has supervision of the juvenile in the ultimate plan set up by the court, unless he is turned over to the Youth Authority.

3. Frequently, the probation department is familiar with the juvenile and his family problems before the incidence of detention, and can make a better study of his physical, psychological and emotional needs because of this background of knowledge.

4. One of the primary duties of the probation officer imposed upon him by the Welfare and Institutions Code, is the supervision of the wards of the court; therefore it would be more effective to maintain this supervision through the very important detention interval, while the juvenile problems are being diagnosed and the ultimate plan determined.

5. In thickly populated counties, the probation department has such a large staff that it might give a detention home operated as a division of that department certain advantages which a detention home operated independently with a small staff cannot have.

6. The relationship between the court, the probation department and the supervisors should follow the pattern of our democratic government, dividing the executive, the legislative and the judicial into three departments. The supervisors should be concerned with legislative matters, the court judicial matters, the probation department administrative matters, and the probation committee should act in an advisory capacity. (See Probation Committee recommendations following.)

The Probation Committee

Function

The probation committee should be an advisory body to the probation department.

Appointment

Members should be appointed by the juvenile judge on a plan of staggered terms.

Qualifications

Its members should be volunteers, citizens whose past experience includes service upon boards, or volunteer work with agencies dealing with juvenile problems, or persons whose profession is such that they have a knowledge of current methods of assisting young persons who have run afoul of the authorities.

Duties

The probation committee should be divided into subcommittees to review the following juvenile problems:

1. Inspect the juvenile hall to see that the physical plant is being properly maintained, the staff working harmoniously, and, most important of all, that the detained juveniles are held under conditions approved

by authorities in that field, and make frequent reports to the juvenile judge and probation officer.

2. (a) Review the cases of all delinquent juveniles detained over 10 days to determine the cause, such as lack of suitable boarding homes, lack of sufficient medical staff to give required medical or psychiatric examinations, delays in placement by the Youth Authority, or any other cause. At present, there is no official body which takes an interest in this phase of juvenile welfare.

(b) Review cases of all nondelinquents to make sure they are not detained unnecessarily.

Reports in such cases should be made to the juvenile judge and to the probation officer.

3. Review the boarding home situation and visit any boarding homes, or homes of relatives with whom children are placed in case there is any question of the manner in which the juvenile is treated. Report to the juvenile judge, the probation officer, and possibly to the agency licensing the home.

4. Review the situation of dependent or neglected children and the procedure for their care. Report to the juvenile judge and probation department.

5. Review the methods of handling transients, their temporary care and arrangements for sending home. Report regularly to the juvenile judge and probation officer.

6. Review the methods of the probation department to promote delinquency prevention, in accordance with Welfare and Institutions Code 606. Report to the juvenile judge and probation officer.

7. Public Relations. Maintain an active publicity committee, which by use of the press, radio, and speakers bureau, will keep the public informed on the needs of juveniles in detention and emphasize methods of preventing detention.

Youth Welfare Conference

We bring this report to a close by submitting the following brief by Karl Holton, Director of the California Youth Authority, which is a digest of a state-wide conference on youth problems called by Governor Earl Warren:

CALIFORNIA CONFERENCE ON YOUTH WELFARE

By KARL HOLTON, *Director, California Youth Authority*

Citizens throughout California are seriously concerned with the welfare of our youth. The expansion of our population combined with the difficult readjustments which must be made during the postwar era make it necessary to give youth welfare our most urgent attention and consideration.

On January 29-30, 1948, Governor Earl Warren convened a working conference of our state leaders in the youth welfare field to assess the needs and opportunities of California youth. This meeting was sponsored by the Governor's Youth Committee, The Crime Commission on Juvenile Justice, The Judicial Council, The California Youth Authority, and other state departments interested in youth services.

When the National Conference on Prevention and Control of Juvenile Delinquency met in Washington, D. C., in November, 1946, its first recommendation was to use the national conference as a suggested pattern for state or community conferences. In planning California's conference, the principles and methods set forth in the national conference were followed throughout. Section meetings were set up to study the following subjects: Employment and Youth; Community Coordination; Schools and Youth Welfare; Law Enforcement in Youth Welfare; Community Environmental Planning; Public Recreation and Youth; The Church and Youth Welfare; Physical, Social and Mental Health; Group Programs for Youth, Institutional Treatment for the Juvenile Delinquent; Detention and Protective Care for Children; Administration of Juvenile Justice; Transient Youth.

Nearly a year of planning was spent in the organization of the program and preparation of the material. During this perid existing programs were evaluated in order to take advantage of the tremendous amount of study and research that had been carried on during the past several years by our state and local agencies. Efforts were made to obtain up-to-the-minute information about the problems facing the youth in our respective communities and to work out positive practical steps for meeting our youth needs. Consideration was given to urban and rural problems with racial, religious, and economic conditions considered in relation to each area of service. Particular concern was given for the need of citizen participation at the local level in order to evaluate, and promote youth services in our communities.

Problems of home and family life were brought into all phases of our conference work, with consideration being given to medical care that is still unavailable to many people, and housing that is still inadequate or unavailable. The overcrowding in our schools remains a problem with teacher loads as large as those of any state. This problem is characterized in some districts by double shifts of classes, of temporary and inadequate buildings, and overwork of teachers. Part of the conference dealt with antisocial behavior and evaluation of our services and facilities for the prevention, apprehension, and the treatment of our juvenile delinquents.

The pressure of these problems is felt in our juvenile courts, detention homes, correctional schools, and mental hospitals. California, like many other states, has an increasing problem of youth employment with insufficient facilities for vocational training, academic instruction, and trade training.

Community Response

Immediately following the conference, communities throughout the State responded by setting up local conferences to plan community programs to make effective the recommendations of the Governor's conference. In order to assist in the organizing of local conferences, findings of the Governor's conference were made available to all community leaders. The California Youth Committee and the staff of the California Youth Authority worked together to develop plans for the local conferences These meetings were called by community, youth, and welfare councils; by boards of supervisors and city councils; women's clubs; parent-teacher organizations and service groups; and many other types of organizations.

Techniques used in the planning of the state conference are now being developed in local communities with local leadership coming from professional and lay leaders in the social planning field. As in the state conference, study sections are being organized at the community level with material for discussion prepared in advance from the best sources available. Representatives of state and national agencies are being called upon for advisory and consultative services in relation to these meetings. In this way, the program has become an essential and integral part of community planning for youth. These area conferences are being followed up by neighborhood meetings called by all types of organizations. State and national agencies working within California have used these meeetings as a method of making services known and available to communities and in stimulating action at the local level. These conferences have provided a method of communication and contact with local problems and conditions with responsibility for action upon these problems appropriately allocated to community groups. This conference provided for the channeling of information to agencies having direct responsibility for youth services This conference has stimulated communities having a well developed program as well as providing a procedure for these communities which have not developed a program on their own initiative.

The real value of this conference is yet to be tested. However, it is certain that this method of organization has provided a source of timely information on California youth and their problems and needs. The conference has provided basic material and information for the Youth Authority, the Attorney General, the Crime Commissions, the state agencies of Health, Welfare, Mental Hygiene, Education, and Recreation.

No other conference in California has brought together such a widely representative group of citizens. This was primarily due to the leadership and active participation of Governor Warren. Certainly this conference has provided us with a method and procedure for working together and for organizing to meet human needs in a democracy.

REPORT OF BUDGET SESSION JOINT STANDING COMMITTEE

This committee was created pursuant to the Report of the Joint Fact-Finding Committee on Legislative Procedure filed March 1, 1948, and appearing in the Journal of each house on that date.

There were 44 Senate bills and 79 Assembly bills heard by the committee. Of this number, 104 contained urgency clauses, and 4 contained no urgency clause. The remaining 15 were revenue measures All the revenue measures necessary to support the budget automatically went out of committee, in accordance with the constitutional provision Thirty-five of the 104 containing urgency clauses were also reported out for re-reference to the appropriate standing committees. A full hearing was accorded every bill containing an urgency clause and each of the bills containing an urgency clause was scrutinized as to the facts, and the need for the measure was carefully weighed.

Throughout its hearings, the members of the committee had in mind the instructions contained in the rule creating the committee, to the effect

that it should not recommend further consideration by the Legislature of any urgency measure unless it should find that facts exist requiring the enactment of the bill to take effect immediately, as actually necessary for the immediate preservation of the public peace, health, or safety pursuant to the constitutional provision and that the urgent need is such that enactment of the bill could not await the convening of the next regular session.

At the outset of its deliberations and for the reasons hereinafter appearing, the committee determined that its duty was to determine as each bill came before it whether or not it was an urgency as a matter of *fact.*

As pointed out in the opinion of the Legislative Counsel, appearing in each Journal under date of March 1, 1948, the question whether or not a particular legislative bill is an urgency measure has a significance at a budget session which it does not have at any other session. At a budget session that question goes to the very power of the Legislature to enact the measure. At other sessions of the Legislature it is merely a question whether the act takes effect immediately and is not subject to the referendum, or ninety (90) days after final adjournment and is subject to the referendum. For these reasons, the opinion concludes that while the courts have entertained an almost conclusive presumption in favor of a finding of fact by the Legislature, yet it does not necessarily follow that the same degree of credit will be given to that finding when the very power to legislate depends upon its accuracy. The import of the opinion, therefore, is that the courts as a legal proposition may scrutinize the urgency question with more care when considering a bill enacted at a budget session than if it were enacted at any other session For the same reasons the committee feels that the Legislature should likewise scrutinize the facts alleged to constitute the urgency more carefully at a budget session than would be necessary at a regular session. An additional reason for the conclusion of the committee in this regard is that a majority of its members believe the voters intended that these sessions should be primarily for the purpose of considering the budget, and that only those other measures which constitute a real urgency as a matter of fact should be considered at such sessions.

In other words, the majority of the committee agrees with the opinion of the Legislative Counsel that the responsibility for making a correct decision as to urgency is primarily for the Legislature and that the question to be determined by it in each instance is one of fact rather than of law. Whether or not such determination of fact by the Legislature is a correct one as a matter of law is a question for the courts to determine in a proper case after final enactment. Under this theory the Legislature is the fact-finding body and the purely legal question as to whether or not a given matter is an urgency in each case must be left for the courts to determine upon the facts so found by the Legislature.

We wish to call attention to the fact that under the Constitution it is only revenue measures necessary to support the budget that are authorized at this session. We wish to emphasize this because of the confusion which prevailed during this session. It was finally concluded that the test to be applied to such measures was, would the proposed measure either reduce or increase an item in the budget.

The members of the committee believe that its creation as a joint committee has served a real purpose, and that a similarly constituted committee should continue to function in the future at each of the budget sessions.

Respectfully submitted.

M. PHILIP DAVIS, Chairman
T. H. DELAP, Vice Chairman
JULIAN BECK
ERNEST R. GEDDES
RALPH C. DILLS
RALPH E. SWING

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Crowley, the usual courtesies of the Assembly for this day were unanimously extended to Mrs. Ida Coleman of Alma, Arkansas, and Patrick and Florence Warfield of Vallejo.

On request of Mr. Connolly and the San Francisco Delegation, the usual courtesies of the Assembly for this day were unanimously extended to John O'Toole Leipsic and Sylvain D. Leipsic of Los Angeles.

On request of Mr Gannon, the usual courtesies of the Assembly for this day were unanimously extended to W. C O'Hare of Sacramento, Mrs. R. P. Arkley of Eugene, Oregon; Mr. A. L Hefner of Los Angeles, Mrs. E. C. Hefner of Sacramento, and Earl C. Hefner of Pasadena.

On request of Messrs. Sherwin, Clarke, and Thompson, the usual courtesies of the Assembly for this day were unanimously extended to Wm Trickey of San Francisco

On request of Mr. Field, the usual courtesies of the Assembly for this day were unanimously extended to H. Allen Smith of Glendale.

On request of Mr. Conrad, the usual courtesies of the Assembly for this day were unanimously extended to Mrs. Alice Lebedeff, and Dr. and Mrs. M. O. Stout of Hollywood

On request of Mr. Sheridan, the usual courtesies of the Assembly for this day were unanimously extended to Mrs. Mary Sheridan and Margaret and Tommy Sheridan of Oakland.

On request of Mr. Brown, the usual courtesies of the Assembly for this day were unanimously extended to Mrs. Lillian Brown, Valerie Brown, and Mr. and Mrs. V. D. Whitmore of Modesto.

On request of Mr. Cooke, the usual courtesies of the Assembly for this day were unanimously extended to Donna Ryan and Mrs. Robert Ryan of Santa Paula.

On request of Mr. Ralph C. Dills, the usual courtesies of the Assembly for this day were unanimously extended to the Compton College baseball team: Jerry Zuvela, Ray Deeter, Bud McCann, Bud Austin, Don Hinchberser, Dave Valiza, Ray Johnson, Pat Monahan, Dick Creighton, Johnny Caswell, Stewart Hopper, Frank Garcia, Doug Rozelle, Max Cox, and Clive Grafton; Coach and Mrs. Keith Lee, and Mr. and Mrs. David Slothower, Mr. and Mrs. Rex Dixon, Mr. and Mrs. Chester Crain, Compton College faculty members, and Mrs. Jim Twombly of Compton.

On request of Mr. Lyons, the usual courtesies of the Assembly for this day were unanimously extended to Mr. and Mrs. Archie Mull of Sacramento.

On request of Mr. Stanley, the usual courtesies of the Assembly for this day were unanimously extended to Mrs. Charlotte Young of Laguna Beach.

On request of Speaker Collins, the usual courtesies of the Assembly for this day were unanimously extended to Mr. and Mrs. George H. Tobias, and their two daughters, Shari Tobias and Andrea Tobias, of Santa Ana.

On request of Mr. Stephenson, the usual courtesies of the Assembly for this day were unanmiuosly extended to Mr. and Mrs. Arch Robinson of Galt.

On request of Mr. Anderson, the usual courtesies of the Assembly for this day were unanimously extended to Alfred Riley, Frank Riley, and David Riley of Hawthorne.

On request of Mr. Maloney and the San Francisco Delegation, the usual courtesies of the Assembly for this day were unanimously extended to Mrs. Gerald O'Gara and Mrs. Richard Dolwig of San Francisco

On request of Messrs. Grunsky and Thompson, the usual courtesies of the Assembly for this day were unanimously extended to Ernest Laveroni of Hollister.

On request of Speaker Collins, the usual courtesies of the Assembly for this day were unanimously extended to John R. Haster, Donald Souza, and Richard Haster of Garden Grove.

ADJOURNMENT

At 10.27 p.m., on motion of Mr. Dickey, the Speaker declared the Assembly adjourned until 10 a m , Saturday, March 27, 1948.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

CALIFORNIA LEGISLATURE

1948 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

TWENTIETH LEGISLATIVE DAY

TWENTY-SEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Saturday, March 27, 1948

The Assembly met at 10 a.m.

Hon. Sam L. Collins, 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:

Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—70.

Quorum present.

PRAYER

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

It is truly meet and just, right and availing unto salvation, that we should at all times and in all places give thanks unto Thee, O Holy Lord, Father Almighty, Everlasting God, but more especially on this day when Christ Our Pasch was sacrificed. For He is the true lamb that hath taken away the sins of the world; who by dying hath overcome our death, and by rising again hath restored our life. Therefore, with the angels and archangels we sing the hymn of Thy glory, saying: Holy, Holy, Holy, Lord God of Hosts; heaven and earth are full of Thy glory, hosanna in the highest

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. McMillan, 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. Thomas, on motion of Mr. Geddes.

Mr. Price, on motion of Mr. Geddes.

Mr. Loomis, on motion of Mr. Geddes.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. M. Philip Davis, on motion of Mr. Field.
Mr. Rosenthal, on motion of Mr. Beck.
Mr. Lester T. Davis, on motion of Mr. Weber.
Mr. Crowley, on motion of Mr. Bennett.

NAMES OF MEMBERS OF BUDGET SESSION JOINT STANDING COMMITTEE ORDERED PLACED ON MORNING ROLL CALL

By order of Speaker Collins, the names of Messrs. Ralph C. Dills, Beck, Geddes, and Sherwin were ordered placed upon the morning roll call because they are present, but attending a meeting of the Budget Session Joint Standing Committee.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Bill No. 83

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

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Bill No. 57

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

Above bill ordered enrolled.

RESOLUTIONS

The following resolution was offered:

By Mr. Berry:

House Resolution No. 111

In tribute to the Reverend Father Raymond Renwald

WHEREAS, During this 1948 Regular Session of the Legislature, the Reverend Father Raymond Renwald has, by his prayers each morning, brought to this body valuable inspiration, and has reminded the members of their obligation not only to their God but to their fellow men, to the State, and the Nation; and

WHEREAS, His intellectual attainments have compelled the admiration of all within his hearing and have won the personal regard of all the members; now, therefore, be it

Resolved, That the Chief Clerk of the Assembly be and he is hereby authorized and instructed to have printed 250 copies of a booklet containing the prayers offered in the Assembly at this session; that he send one of said copies to each Member of the Assembly; and that he transmit the remainder to the Reverend Father Raymond Renwald together with an engrossed copy of this resolution.

Request for Unanimous Consent

Mr. Berry 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 unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Senate Bill No. 23

Has had the same under consideration, and reports the same back signed out of committee, as amended.

SHERWIN, Chairman	BOYD
GAFFNEY	STEWART
HOLLIBAUGH	BUTTERS
GEORGE D. COLLINS	JOHNSON
BLOSSER	SILLIMAN
ANDERSON	HAHN
BENNETT	

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 23—An act making an appropriation for the acquisition of temporary and emergency housing facilities for veterans and families of servicemen, 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 9, of the printed bill, as amended in the Senate on March 23, 1948, strike out "together with two million"; and strike out lines 10 and 11; and in line 12, strike out "priated,".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Motion to Rush Printing of Senate Bill No. 23

Mr. Brown asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Senate Bill No. 23.

Motion carried.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Assembly Bill No. 61

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. 61—An act to amend Section 8 of the Corporate Securities Act, relating to the Division of Corporations, the regulation and supervision of companies, brokers, agents, investment counsel and sales of securities, and the prevention of fraud in the sale of securities;

declaring the urgency thereof and to provide that this act shall take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 61?

Amendment No. 1

On page 2, line 19, of the printed bill, after "section", insert ", but the amendment of this section in 1948 shall not affect any transaction or other matter which is being contested or inquired into in any legal proceeding pending and undetermined at the time such amendment takes effect".

Amendment No. 2

On page 2, line 25, of said bill, strike out "misconstruction of", and insert "controversy as to".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 61 by the following vote.

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—55

NOES—None

Assembly Bill No. 61 ordered enrolled.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 51—An act to amend Sections 3.5, 4, 5, 7, 8, and 9 of an act entitled "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," approved February 15, 1946, as amended, relating to temporary and emergency housing for veterans, extending the duration of such housing projects and the period of availability of moneys appropriated therefor, enlarging the classes of tenants eligible to occupy such housing, defining terms used in said act, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 51?

Amendment No. 1

On page 2, line 9, of the printed bill, following the word "its", strike out the word "fund", and insert in lieu thereof "funds"

Amendment No. 2

On page 2, lines 12 and 13, of said bill, following the word "available", strike out "or for which federal reimbursement is not permitted"

Amendment No. 3

On page 2, line 33, of said bill, following the word "all", insert "such"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 51 by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke,

Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Assembly Bill No. 51 ordered enrolled.

THIRD READING OF SENATE BILLS

Senate Bill No. 14—An act to amend Section 45.7 of the "Community Redevelopment Act," relating to rehabilitation and development of blighted areas in urban and suburban communities, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 10:20 a.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the following absent members:

Brady, Carey, George D. Collins, Conrad, Cooke, Cramer, Dickey, Ralph C. Dills, Dunn, Evans, Grunsky, Huyck, Lowrey, McCollister, Miller, Robertson, Sheridan, Stewart, and Thompson—19

EXCUSED—Crowley, Lester T. Davis, M. Philip Davis, Loomis, Price, Rosenthal, and Thomas—7

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 85

Mr. Connolly asked for, and was granted, unanimous consent that Assembly Rule No. 85 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 54—An act relating to the employment of prisoners confined in the California State Prison at San Quentin, 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, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—55.

NOES—None.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, George D. Collins, Connolly, Conrad, Cooke, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—55.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT COMMUNICATION BE PRINTED IN THE JOURNAL

Mr. Geddes asked for, and was granted, unanimous consent that the following communication be ordered printed in the Journal:

(COPY)

March 23, 1948

(Air Mail)

Mr. R. A. McGee, Director of Corrections
State Office Building No. 1
Sacramento, California

DEAR MR. MCGEE: Since 1 July 1945, the State of California has been cleaning and repairing clothing and other miscellaneous naval stores as appropriate at the Clothing Renovation Plant, San Quentin, California. The contract under which this work has been performed is due to expire 30 June 1948. It is understood that the authority under which the State of California entered into this agreement was a wartime measure and expires with the contract, and that for a renewal of the contract legislation will be necessary.

The Navy is very anxious to enter into a new agreement similar to the one now in force for the same or similar services now being performed, this agreement to be of indefinite nature subject to cancellation on 30 days' notice and containing the same provisions as to plant equipment which are now in effect.

In view of unsettled world conditions, which dictate that the military services be in a state of readiness to meet any and all emergencies, the interests of the Navy will be best served by the immediate renewal of this renovation contract. Sufficient work is on hand or in prospect to keep the clothing renovation plant in operation at its present capacity for an anticipated 12 to 15 months.

Prompt action is urged in order that legislation may be obtained at the present session of the Assembly to authorize you to enter into an agreement with the Navy for the continued processing of such clothing and other stores as may be appropriate and necessary. I should appreciate very much being kept advised as to your progress in this matter.

Sincerely yours,

M. L. ROYAR
Rear Admiral, Supply Corps, U. S. Navy
Supply Officer in Command

CC WARDEN C. P. DUFFY, San Quentin

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 51—An act to amend Section 7580 of the Business and Professions Code, relating to revenue of the Detective License Bureau.

Bill read third time.

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

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Cooke, Crichton, Clayton A. Dills, Ralph C Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson,

Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Sherwin, Silliman, Stanley, Stewart, Waters, Weber, and Mr. Speaker—53.
NOES—Anderson—1.

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 22—Relative to a program of research on foot and mouth disease by the University of California.

Resolution read.

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

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Cooke, Crichton, Clayton A Dills, Ralph C Dills, Dolwig, Doyle, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon, Geddes Grant, Hahn, Heisinger, Hinckley, Hinton, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McMillan, Morris, Niehouse, Sherwin, Silliman, Stanley, Stewart, Waters, Weber, and Mr. Speaker—53.
NOES—Anderson—1.

Resolution ordered transmitted to the Senate.

Senate Concurrent Resolution No. 26—Relative to the appropriation to the Division of Beaches and Parks for acquisition of additional redwood park areas.

Resolution read.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cooke, Crichton, Clayton A. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Fletcher, Gaffney, Gannon Geddes, Grant, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Morris, Niehouse, Sherwin, Silliman, Stanley, Stephenson, Stewart, Waters, Weber, and Mr. Speaker—60
NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred

Assembly Bill No. 65	Assembly Bill No. 87
Assembly Bill No. 82	Assembly Bill No 89
Assembly Bill No. 86	Assembly Bill No 94

Respectfully reports the same back without further action

HOLLIBAUGH Chairman

APPOINTMENT OF SELECT COMMITTEE

Speaker Collins announced the appointment of Messrs. McCollister, Erwin, Luckel, and Crichton as a Select Committee to escort Admiral Charles M. Cooke, Jr. (a Four Star Admiral), and brother of Assemblyman Cooke to the rostrum

RECESS

At 10.42 a.m., on motion of Mr McCollister, the Assembly recessed until 10.55 a.m., to hear remarks from Admiral Charles M. Cooke, Jr.

REASSEMBLED

At 10.55 a.m., the Assembly reconvened.

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

Chief Clerk Arthur A. Ohnimus at the desk.

MOTION THAT REMARKS MADE BY ADMIRAL CHARLES M. COOKE, JR., BE REDUCED TO WRITING AND PRINTED IN THE JOURNAL

Mr. Doyle moved that the remarks of Admiral Charles M. Cooke, Jr., be reduced to writing, and ordered printed in the Journal.

Mr. McCollister seconded the motion.

Motion carried.

REMARKS BY ADMIRAL CHARLES M. COOKE, U. S. N.

Mr. Speaker, Ladies and Gentlemen, I wish to express my appreciation for the privilege extended to me in appearing before this fine body. I have just returned from something over two years' duty in China where I had full opportunity for observing the serious situation that has developed in that area.

Upon my return here I recall the development of California. About 100 years ago California was practically an empty country occupied by a few Indians who had failed to develop it and who, of course, faced the inevitable of having that taken away from them even which they had. Even in this time the citizens of three nations, of three cultures, of three different sets of institutions, came together in the San Francisco Bay area—the Russians, the Spanish, and the American pioneers. The virile enterprise of our American pioneers, supported as it was by superior armed power of the American armed forces—Navy and Army—succeeded in occupying the country.

As time went on the Spanish and Russian advance receded and in the 1920's aggressive Japanese infiltration and emigration began to impress itself on this Country. The people of California recognized the menace of this aggression and resisted it. Later the time came for resistance of Japanese armed aggression, a development which found us far from being properly prepared.

I mention this because there was a period in our history in which the people of California occupying the frontier recognized approaching danger and took steps to prevent its growing to the undue detriment of the United States.

More recently now, we have a situation developing in Eastern Asia or the Western Pacific which we, who have been stationed out there, have been in good position to observe and give warning. In this area the country warned are occupying and the time is now come when the menace of communist aggressive expansion is one of which we must give warning.

When the Japanese armed aggression reached its height it found us unprepared. Our unpreparedness invited the attack—our Americans spilled their blood in the Pacific Ocean. Now we are facing a prospective situation in which our sons and grandsons of five years, ten years, and fifteen years of age will be forced in their turn to spill blood in the Pacific Ocean unless we take adequate measures to prevent such a development.

The unfavorable situation that will result from successful communist expansion in Eastern Asia will, if it continues the successful advance

now going on, bring about a strategical state which will cause the passing of primary military strength of position in Eastern Asia and the Western Pacific from the United States to Russia.

In this connection I would state that the need for support for resisting the establishment of aggressive totalitarianism in Eastern Asia is not in conflict with the great need in middle and western Europe. In fact appropriately adjusted efforts in Eastern Asia complement our effort in western Europe. Properly directed and adjusted, our global efforts should reinforce each other and can be made to do so. It is my view, and I should say in this connection that all the opinions expressed in these remarks are my own personal opinions and are not in any sense official Naval opinions—it is imperative that we take immediate and effective steps to assist in the reestablishment of a completely integrated, prosperous and very important, friendly China Only by this effort can we best support and maintain the interests of China, the world peace of the Chinese and I may even add of the Russian people themselves.

With respect to this last, I might say, looking backward, that if we had been strong enough in the 1930's, and had been willing to oppose Nazi aggression, we would, in fact, have been the best friends to the German people Similarly, there is strong reason to feel that proper steps taken now to oppose the expansion of a militant totalitarianism could well prove to be the action most friendly to the Russians themselves.

REQUEST FOR UNANIMOUS CONSENT

Mr. Collier asked for unanimous consent to take up Senate Joint Resolution No. 10, at this time, without reference to file.

Mr. Silliman withheld unanimous consent.

Speaker Pro Tempore Presiding

At 11.05 a.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 27—Relative to state planning.

Resolution read.

Speaker Presiding

At 11.15 a.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

Demand for Previous Question

Messrs. Hinckley, Burke, Cramer, Conrad, and McMillan demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Senate Concurrent Resolution No. 27.

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

AYES—Berry, Boyd, Brown, Burns, Caldecott, Carey, Connolly, Cooke, Dolwig, Gaffney, Geddes, Grant, James, Kirkwood, Luckel, Lyons, Maloney, McCollister, Miller, Sherwin, Stanley, and Thompson—22.

NOES—Anderson, Beck, Bennett, Blosser, Burke, Butters, Clarke, Collier, George D. Collins, Conrad, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gannon, Grunsky, Hahn, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, Johnson, Kilpatrick, Knight, Lipscomb, Lowrey, McMillan, Morris, Niehouse, Robertson, Silliman, Stephenson, Stewart, and Weber—42.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 14

At 11.58 a.m., on motion of Mr. Connolly, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Senate Bill No. 14 adopted by the following vote:

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—61.

NOES—Erwin, Field, Gannon, Knight, Lowrey, Sherwin, and Stewart—7.

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

AYES—Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Evans, Fletcher, Gaffney, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Niehouse, Robertson, Silliman, Stanley, Stephenson, Thompson, Waters, Weber, and Mr. Speaker—61.

NOES—Erwin, Field, Gannon, Knight, Lowrey, Sherwin, and Stewart—7

Bill ordered transmitted to the Senate.

Speaker Pro Tempore Presiding

At 12.05 p.m., Hon. Thomas A. Maloney, Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

By Messrs. Boyd, Knight, Anderson, Beck, Bennett, Berry, Blosser, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Crowley, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, McMillan, Miller, Morris, Mrs. Niehouse, Messrs. Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, and Weber:

House Resolution No. 112

Relative to expressing appreciation to Speaker Sam L. Collins for his services to this Assembly

WHEREAS, Assemblyman Sam L. Collins, Speaker of the Assembly of the State of California, has served as presiding officer of this House throughout the 1947 Session of the Legislature; and has, again, during the 1948 Session, demonstrated his ability as the presiding officer of this Assembly; and

WHEREAS, Sam L. Collins has performed his duties and exercised his powers as Speaker of this House with intelligence and with impartiality, and has assisted the members in completing their legislative business; now, therefore, be it

Resolved by the Assembly of the State of California, That a vote of thanks is hereby extended to Sam L. Collins for his services to this Assembly.

Request for Unanimous Consent That Names of All Members Present Be Placed Upon House Resolution No. 112

Mr. Doyle asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 112 as co-authors.

Request for Unanimous Consent

Mr. Boyd asked for, and was granted, unanimous consent to take up House Resolution No. 112, at this time, without reference to committee or file.

Resolution read, and adopted unanimously by a rising vote.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

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

House Resolution No. 31

Respectfully reports the same back without further action.

DICKEY, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1948

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

Senate Joint Resolution No 14

Respectfully reports the same back without further action.

DICKEY, Chairman

Above reported resolution ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 27, 1948

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

Assembly Bill No. 26

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

Above bill ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 27, 1948

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

Assembly Constitutional Amendment No 11

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

Above resolution enrolled.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11

A resolution to propose to the people of the State of California an amendment to Section 8 of Article VI of the Constitution of the State of California, relating to vacancies occurring during the term of office of judges of superior courts

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its 1948 Regular Session, commencing on the first day of March, 1948, two-thirds of all the members elected to each of the two houses of said Legislature voting therefor, hereby proposes to the people of the State of California that Section 8 of Article VI of the Constitution of the State of California be amended to read:

SEC. 8. The term of office of judges of the superior courts shall be six years from and after the first Monday of January after the first day of January next succeeding their election. A vacancy in such office shall be filled at the next succeeding general state election after the first day of January next succeeding the accrual of such vacancy by the election of a judge for a full term to commence on the first Monday of January after the first day of January next succeeding his election. The Governor shall appoint a person to hold such vacant office until the commencement of such term.

Speaker Presiding

At 12.29 p.m., Hon. Sam L. Collins, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 21—An act to amend Section 12 of, and to add Sections 12a and 12b to, the Municipal Water District Act of 1911, relating to the authority of municipal water districts to restrict the use of water during drought and other emergency periods, the punishment for violation of district ordinances and regulations upon such matters, and the power of municipal water districts to make findings and the effect thereof, 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—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None.

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

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Name Be Added to Roll Call on Senate Bill No. 21

Mr. Lowrey asked for, and was granted, unanimous consent that his name be placed upon the roll call on Senate Bill No. 21, and that he be recorded as voting "Aye."

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 11—Relative to the rights of the States of Arizona, Nevada, and California to the use of the water of the Colorado River;

Assembly Joint Resolution No. 14—Relative to transportation rates for dairy feed and hay;

Assembly Concurrent Resolution No. 22—Relative to requesting the Department of Education to determine that the cost of the care, maintenance and instruction of nonresident deaf-blind pupils at the California School for the Blind be the pro rata average cost of all students enrolled at said school;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-seventh day of March, 1948, at 12 m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 38—An act calling a special election to be consolidated with the general election of 1948 and to provide for the submission to the electors of the State at such consolidated election of constitutional amendments proposed by the Legislature at the 1948 Regular Session of the Legislature, to take effect immediately;

Assembly Bill No. 53—An act to add Sections 46 6 and 46.7 to the State Water Resources Act of 1945, relating to water resources and flood control and declaring the urgency of the act, to take effect immediately;

Assembly Bill No. 64—An act to amend Section 2 of an act entitled "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," approved February 15, 1946, relating to temporary and emergency housing, 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 twenty-seventh day of March, 1948, at 12 m.

WEBER, Chairman

RESOLUTIONS

The following resolution was offered:

By Messrs. Stewart, Anderson, Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burke, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Sam L. Collins, Connolly, Conrad, Cooke, Cramer, Crichton, Lester T. Davis, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Evans, Field, Fletcher, Gaffney, Gannon, Geddes, Grant, Grunsky, Hahn, Hawkins, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kilpatrick, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, McCollister, McMillan, Miller, Morris, Mrs. Niehouse, Messrs. Robertson, Sheridan, Sherwin, Silliman, Stanley, Stephenson, Thompson, Waters, and Weber:

House Resolution No. 113

Relative to thanking Speaker pro Tempore Thomas A. Maloney for his services to this Assembly

WHEREAS, Assemblyman Thomas A. Maloney has served throughout the 1943, 1945, and 1947 Sessions of the Legislature as Speaker pro Tempore of this Assembly and has efficiently and courteously discharged the duties of his office, now, therefore, be it

Resolved by the Assembly of the State of California, That the members of this House express to Thomas A. Maloney their appreciation for the services he has performed.

Request for Unanimous Consent That Names of All Members Present Be Placed Upon House Resolution No. 113 as Co-authors

Mr. Doyle asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 113 as co-authors.

Request for Unanimous Consent

Mr. Stewart 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, and adopted unanimously.

REQUEST FOR UNANIMOUS CONSENT THAT REPORT OF THE SUBCOMMITTEE OF THE PROCESS COMMITTEE BE PRINTED IN THE JOURNAL

Mr. Dunn asked for, and was granted, unanimous consent that the Report of the Subcommittee of the Process Committee, established under House Resolution No. 20, and appointed to carry out the provisions of House Resolution No. 255 of the 1947 Regular Session, be ordered printed in the Journal in 10-point type.

(Above mentioned report will appear prior to the motion to adjourn.)

RESOLUTIONS

The following resolution was offered:

By Messrs. Waters and Maloney:

House Resolution No. 114

Relative to the purchase of Deering's edition of the Corporation Code

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 seventy-eight (78) copies of Deering's edition of the Corporation Code; and, be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby directed to deliver one copy of such code to each Member of the Assembly; and, be it further

Resolved, 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 amount necessary for the purchase of said codes.

Request for Unanimous Consent

Mr. Waters asked for, and was granted, unanimous consent to take up House Resolution No. 114, at this time, without reference to committee or file.

Resolution read.

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

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 36—An act to add Sections 12.16, 12.17, 12.18, 12.19, 12.20, and 12.21 to the County Water District Act, relating to county water districts, providing for restricting the use and delivery of water during drought and other periods of emergency and for restricting the use of watershed lands, authorizing boards of directors of such districts to make findings of fact as to matters on conditions related to the exercise of district powers and prescribing the effect of such findings,

providing for punishment of violations of district ordinances and regulations, 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—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—59.
NOES—None.

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

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—59.
NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 23—An act making an appropriation for the acquisition of temporary and emergency housing facilities for veterans and families of service men, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—59.
NOES—None.

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

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—59.
NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

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

House Resolution No. 35

Respectfully reports the same back without further action.

DICKEY, Chairman

MOTION THAT CHIEF CLERK BE INSTRUCTED TO PREPARE SPECIAL PUBLICATION COMPRISED OF INFORMATION RELATING TO THE LEGISLATURE OF THE STATE OF CALIFORNIA

Mr. Ralph C. Dills moved that the Chief Clerk be instructed to prepare a special publication comprised of information relating to the Legislature of the State of California; and that enough copies be printed for distribution among the Members of the Legislature

RECESS

At 12.53 p.m., on motion of Mr. Dickey, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.
Hon. Sam L. Collins, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolutions were offered:

By Mr. Dickey:

House Resolution No. 115

Relating to augmenting the funds of the Assembly Legislative Process Committee

Resolved by the Assembly of the State of California, That 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 the expenses of the Assembly Legislative Process Committee (created by House Resolution No 20, 1947 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution, to be paid from said contingent fund and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No 115, at this time, without reference to committee or file.

Resolution read.

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

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None.

By Mr. Dickey:

House Resolution No. 116

Relative to attendance at funerals and purchase of floral pieces

Resolved by the Assembly of the State of California, That the Speaker of the Assembly may designate any one or more of the Members of the Assembly as the representatives of the Assembly to attend funerals in appropriate circumstances The members so designated shall receive their actual and necessary expenses incurred in the performance of their duties or in lieu of such expenses the same allowances for accommodations and meals, and mileage as is provided by the Joint Rules for Members of investigating committees

The Speaker or any Member of the Assembly designated by him may incur such expense as may be necessary for the purchase on behalf of the Assembly of suitable floral pieces for any such funeral.

All expenses incurred pursuant to this resolution, after approval by the Speaker, are hereby ordered to be paid out of the money allocated from the Contingent Fund of the Assembly to the Assembly Legislative Process Committee by H. R. 167 of the 1947 Regular Session or any other money available for expenditure by said committee, and disbursed, after certification by the chairman or vice chairman of said committee, upon warrants drawn by the State Controller upon the State Treasurer.

Request for Unanimous Consent

Mr. Dickey 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.

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

AYES—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D. Collins, Connolly, Conrad, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None.

By Mr. Hollibaugh:

House Resolution No. 117

Relative to medical research financed by national drives for voluntary contributions

WHEREAS, The residents of the State of California annually contribute large sums of money in voluntary donations to the March of Dimes, the Damon Runyon Cancer Fund, and the American Cancer Fund for Medical Research, sponsored by such organizations; and

WHEREAS, There is situated in California many of the Nation's outstanding medical research institutions, some of which enjoy national and international recognition for their contributions to medical research in their respective fields; and

WHEREAS, The expansion of the research programs of such California institutions would contribute immeasurably to the medical knowledge of our Nation, promote the general health, and directly aid the beneficent purposes of the national organizations above mentioned; now, therefore, be it

Resolved by the Assembly of the State of California, That the March of Dimes Campaign, the Damon Runyon Cancer Fund and the American Cancer Fund be memorialized to allocate the funds received from the donations of California residents to scientific and medical research institutions in this State for research in the respective fields for which the donations were received; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the March of Dimes Campaign, the Damon Runyon Cancer Fund, and the American Cancer Fund.

Resolution read, and ordered referred to the Committee on Rules.

By Mr. Dickey:

House Resolution No. 118

Resolved, That Justin G. Child, 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 members and officers of the Assembly in such condition that they will be available for use by the Assembly at any time. It is further directed that no person other than the members and officers of the Assembly be permitted to occupy or use the offices, committee rooms, or other rooms now occupied by the Assembly, or any of the Assembly equipment now being used by the Assembly; and that the desks, furniture and equipment of the Assembly be ~~under the control~~ of the Chief Clerk of the Assembly subsequent to the *sine die* adjournment of the session and until the Assembly shall reconvene for the next regular session;

Resolved, That subsequent to the *sine die* adjournment, and until the reconvening of the Assembly for the next regular session, the use ~~of~~ the Assembly Chamber shall not be permitted except on the written authorization of the Speaker and the Chairman of the Committee on Rules; and be it further

Resolved, That any requests for the use of committee rooms shall be made to the Chief Clerk of the Assembly, in writing, at least 10 days prior to the requested date for the use of such committee rooms, which request must be approved by the Speaker or Chairman of the Committee on Rules.

Request for Unanimous Consent

Mr. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 118, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Cooke:

House Resolution No. 119

Resolved, That Arthur A. Ohnimus, Chief Clerk of the Assembly, 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. Dickey asked for, and was granted, unanimous consent to take up House Resolution No. 119, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. Dickey:

House Resolution No. 120

Resolved by the Assembly of the State of California, That each and every person heretofore employed by the Assembly is hereby stricken from the list of Assembly attaches, and the names stricken from the pay roll of the Assembly, to take effect upon the completion of work on Saturday, March 27, 1948,

save and except Arthur A. Ohnimus, Chief Clerk, and those who are certified to the Controller by the Chief Clerk.

Request for Unanimous Consent

Mr. Dickey 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—Beck, Bennett, Berry, Blosser, Boyd, Brady, Brown, Burns, Butters, Caldecott, Carey, Clarke, Collier, George D Collins, Connolly, Conrad, Cramer, Crichton, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Elliott, Erwin, Field, Gaffney, Gannon, Geddes, Grant, Grunsky, Heisinger, Hinckley, Hinton, Hollibaugh, Huyck, James, Johnson, Kirkwood, Knight, Lipscomb, Lowrey, Luckel, Lyons, Maloney, McCollister, Miller, Morris, Niehouse, Robertson, Sherwin, Silliman, Stanley, Stephenson, Stewart, Thompson, Waters, Weber, and Mr. Speaker—59.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT THAT TRANSCRIPT OF TESTIMONY WHICH IS THE PROPERTY OF THE ASSEMBLY FACT-FINDING COMMITTEE ON HIGHWAYS, STREETS, AND BRIDGES BE PRINTED AS AN APPENDIX TO TODAY'S JOURNAL

Mr. Geddes asked for, and was granted, unanimous consent that a transcript of testimony, which is the property of the Assembly Fact-Finding Committee on Highways, Streets, and Bridges, be printed as an appendix to today's Journal, in 10-point type.

RESOLUTIONS

The following resolution was offered:

By Messrs. Sam L. Collins, Maloney, and Dickey:

House Resolution No. 121

Resolved, That the thanks of the Members of this Assembly are extended to each and every officer, employee and attache of this House for the splendid services they have performed during this 1948 Session of the Legislature.

Request for Unanimous Consent

Mr Dickey 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.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 26, 1948

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

Senate Concurrent Resolution No. 29

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

RESOLUTIONS

The following resolution was offered:

By Mr. Burns:

House Resolution No. 122

Resolved, That the Speaker appoint a Committee of Three to notify the Senate that the Assembly is ready to adjourn *sine die* and ask if the Senate has any further communications to transmit to this House.

Request for Unanimous Consent

Mr. Dickey 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.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 122, the Speaker announced the appointment of Messrs. Burns, Miller, and Lipscomb as such Select Committee to wait upon the Senate.

ANNOUNCEMENT

Mr. Maloney announced that Mr. William Hornblower, a former Assemblyman, who has been injured, and in the hospital, is somewhat improved.

RESOLUTIONS

The following resolution was offered:

By Mr. Waters:

House Resolution No. 123

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 and awaits his further pleasure.

Request for Unanimous Consent

Mr. Dickey 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.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 123, the Speaker announced the appointment of Messrs Waters, Morris, Connolly, Beck, and Elliott as such Select Committee to wait upon the Governor.

REQUEST FOR UNANIMOUS CONSENT THAT REMARKS PERTAINING TO ASSEMBLY BILL NO. 81 BE PRINTED IN THE JOURNAL

Mr. Dunn asked for, and was granted, unanimous consent that the following remarks pertaining to Assembly Bill No. 81 be ordered printed in the Journal:

REMARKS AND RECOMMENDATION OF MR. DUNN RELATIVE TO ASSEMBLY BILL NO. 81

Upon my representation and that of parties interested in eliminating the discriminations against certain school districts in California, caused by legal interpretations of the provisions of the Statutes of 1947 that these discriminations constituted an urgency—that Assembly Bill No. 81 if enacted would correct the injustices, and that there was no apparent opposition to passage of the measure the Assembly, on March 25th, voted to withdraw the bill from the Joint Budget Screening Committee. On March 26th, certain amendments were adopted on second reading which vitally changed the provisions of the bill.

These amendments were extremely controversial, and did not pertain to the problem explained to the Assembly prior to the time the vote was taken to withdraw Assembly Bill No. 81 from committee.

To keep faith with those who voted to withdraw the bill, and who would in all probability, have not so voted had Assembly Bill No. 81 been in the form in which it was later amended, I arrived at the decision that I would not press for further action on the amended bill.

I recommend to future budget sessions that such rules be adopted as will provide that no amendments be permitted to a bill withdrawn from the screening except by the same vote taken to withdraw the bill, unless the bill is returned to the screening committee.

FRANCIS DUNN

REPORTS OF SELECT COMMITTEES

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 sine die.

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.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

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

House Resolution No. 117

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

DICKEY, Chairman

CONSIDERATION OF HOUSE RESOLUTION NO. 117

House Resolution No. 117

Relative to medical research financed by national drives for voluntary contributions

WHEREAS, The residents of the State of California annually contribute large sums of money in voluntary donations to the March of Dimes, the Damon Runyon Cancer Fund, and the American Cancer Fund for Medical Research, sponsored by such organizations; and

WHEREAS, There is situated in California many of the Nation's outstanding medical research institutions, some of which enjoy national and international recognition for their contributions to medical research in their respective fields; and

WHEREAS, The expansion of the research programs of such California institutions would contribute immeasurably to the medical knowledge of our Nation, promote the general health, and directly aid the beneficent purposes of the national organizations above mentioned; now, therefore, be it

Resolved by the Assembly of the State of California, That the March of Dimes Campaign, the Damon Runyon Cancer Fund and the American Cancer Fund be memorialized to allocate the funds received from the donations of California residents to scientific and medical research institutions in this State for research in the respective fields for which the donations were received; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the March of Dimes Campaign, the Damon Runyon Cancer Fund, and the American Cancer Fund.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 93

By Mr. Ralph C. Dills:

House Resolution No. 93

Relating to old age benefits

WHEREAS, Senate Concurrent Resolution No. 49, 1947 Regular Session, adopted in the Assembly on June 2, 1947, and filed with the Secretary of State on June 4, 1947, requested the State Department of Social Welfare to make a new survey of prices to serve as the basis for budget allowances for food and other necessary budget items; and

WHEREAS, The same resolution requested the State Social Welfare Board to reconsider budget allowances for recipients of aid to the aged on the basis of such survey; and

WHEREAS, On August 4, 1947, in a letter to the Chief Clerk of the Assembly, Mr. Charles M Wollenberg stated:

> "The department is preparing to make another survey of prices beginning September 1st throughout the State of California, and when the results of those pricings have been tabulated old age security budgets will be changed to the extent that such prices justify"; and

WHEREAS, It was not until seven months later, or on March 19, 1948, that the Social Welfare Board adopted a revised budget schedule for recipients of old age assistance; and

WHEREAS, Said revised budget schedule is not to become effective until July 1, 1948, thereby unduly delaying the granting of increased allowances in accordance with the intent of the Legislature expressed in Senate Concurrent Resolution No. 49; now, therefore, be it

Resolved by the Assembly of the State of California, That the Social Welfare Board is hereby requested to reconsider the effective date of the revised budget schedule and to make it effective on or before May 1, 1948; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of the Department of Social Welfare and to each member of the State Social Welfare Board

Resolution read, and adopted.

RESOLUTIONS

The following resolution was offered:

By Mr. Dickey:

House Resolution No. 124

WHEREAS, The remodeling and modernization of the Assembly Chamber has required a tremendous amount of labor and attention to detail in order to expedite and complete this important work before the convening of the 1948 Regular Session of the Legislature, and

WHEREAS, Under the supervision of Assemblyman Randal F. Dickey, Chairman of the Legislative Process Committee; Anson Boyd, State Architect; P. G. Poage, Assistant State Architect; A. F. Dudman, Supervising Designer; R. D. Murray, Senior Designer; Lester W. Richert, Associate Designer; C. A. Henderlong, Principal Mechanical Engineer; O. E. Anderson, Supervising Mechanical Engineer; S. R. Davies, Supervising Electrical Engineer; Lloyd Williams, Senior Electrical Engineer; D. C. Willett, Principal Construction Engineer; W. H. Epperson, Construction Engineer; Geo. Brimble, Resident Inspector; C. Pierson, Specification Writer; W. O. Halstead, Supervising Estimator; Justin G. Child, Chief of the Buildings and Grounds Division of the Department of Finance; James F. Armstrong, C. P. Hamilton, M. L. Rogers, Roy D. Jennings, Clyde H. Blackburn, J. O. Bass, Ed. T. Misplev, Jerry J. Olrich, Leslie Bashaw, and the entire staff of said division have contributed their services to making the Assembly Chamber a place of beauty, equipped with modern and suitable working facilites; and

WHEREAS, They have thereby contributed to the comfort of the Members of the Assembly, the attaches of this House, and to the public; and

WHEREAS, All of the persons named herein have made many trips to and from the Assembly Chamber and have given largely and generously of their own time in order to facilitate this work, and to bring about its completion so that the members of this House might find the chamber in suitable working order upon their arrival in Sacramento for this session of the Legislature; now, therefore, be it

Resolved by the Assembly of the State of California, That each and every member of this House extend a vote of thanks and appreciation to the persons named in this resolution for their outstanding and unselfish services in this important task of modernizing the Assembly Chamber; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a copy of this resolution, suitably engrossed, to each of said parties.

Request for Unanimous Consent

Mr. Dickey 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.

CONSIDERATION OF HOUSE RESOLUTION NO. 110

House Resolution No. 110

A resolution requesting consideration of highway problems affecting the San Fernando Valley

WHEREAS, At hearings conducted by the Assembly Interim Committee on Highways, Streets and Bridges evidence has been presented on matters involving mass transportation in the Los Angeles metropolitan area and the related problem as to the manner of construction and the routing of a portion of the Hollywood Freeway; and

WHEREAS, The treatment of the section of the Hollywood Freeway involved is of vital importance to the future economic, social and cultural life of the people of Hollywood and the San Fernando Valley; and

WHEREAS, The facts of the matter may be summarized as follows:

1. Acquisition of rights of way and construction in the area are projects listed in the 1947-1948 and 1948-1949 budgets of the Division of Highways

2. Early completion of such projects is vital to the welfare of the entire Los Angeles metropolitan area and should proceed as rapidly as possible

3 The State Highway Commission through the Division of Highways has entered into the agreements necessary for the closing of streets, acquisition of rights of way and construction with the City Council of the City of Los Angeles and the Board of Supervisors of Los Angeles County.

4 Such agreements as exist may be renegotiated; and

WHEREAS, The section of the Hollywood Freeway which is vital to the people of the San Fernando Valley and Hollywood is that section from Van Ness Boulevard

at a point midway between Hollywood Boulevard and Sunset Boulevard through Whitley Heights to the Cahuenga Pass; and

WHEREAS, At present less than 25 percent of rights of way in the above described section have been presently acquired; and

WHEREAS, An alternate route to said section is proposed by the people most affected and described as a section beginning at a point on Van Ness Boulevard midway between Hollywood and Sunset Boulevards thence generally in the vicinity of and along Selma Avenue to Highland Avenue, thence along Highland Avenue to the Cahuenga Pass may be proven to be desirable and the most possible for combining mass rail transportation facilities within a freeway; now, therefore, be it

Resolved by the Assembly of the California State Legislature, That the California State Highway Commission be, and hereby is, requested to defer further acquisition of right of way on the above portion of the Hollywood Freeway project until May 1, 1949 or until the Legislature may act on legislation creating a proper authority on rapid mass transit to survey the matter or act; and, be it further

Resolved, That the Board of Supervisors of the County of Los Angeles and the City Council of the City of Los Angeles be requested to survey and renegotiate any agreements now existing with the California Highway Commission in order that the matter may be finally resolved for the best interest of all the people, and be it further

Resolved, That the Chief of the Assembly be, and he is, instructed to furnish a properly attested copy of this resolution to the California State Highway Commission, the Board of Supervisors of Los Angeles County, and the City Council of the City of Los Angeles

Demand for Previous Question

Messrs. Robertson, Luckel, Butters, Clayton A. Dills, and Weber demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of House Resolution No. 110.

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

AYES—Anderson, Beck, Blosser, Brady, Clarke, Cooke, Crichton, Dickey, Clayton A. Dills, Ralph C. Dills, Dolwig, Doyle, Dunn, Evans, Gannon, Geddes, Heisinger, Hinton, Hollibaugh, Johnson, Lowrey, Lyons, McCollister, Miller, Morris, Niehouse, and Weber—27.

NOES—Boyd, Burns, Butters, Caldecott, Carey, Collier, George D. Collins, Connolly, Conrad, Elliott, Field, Gaffney, Grunsky, Huyck, Knight, Lipscomb, Luckel, Robertson, Sheridan, Sherwin, Stanley, and Stewart—22

RESOLUTIONS

The following resolution was offered:

By Mr. Maloney:

House Resolution No. 125

WHEREAS, Retiring from the Assembly halls of the State of California to secure higher places in State Government, the Assembly will miss the presence of the Honorable George Miller, Jr., of Richmond, and

WHEREAS, After serving on the wartime Manpower Commission of the United States Government in the perilous days of the war, George Miller aspired to the office of Assemblyman from the Tenth District, and was elected by the good people of that district to represent his community, in which he has done so well; and

WHEREAS, Being the proud husband of Dorothy Miller, and proud father of Laura May, Gretchen Marie, and George Miller, III, he has brought to the Assembly true American traditions and family life; and

WHEREAS, As he leaves this law-making body of the State of California we pay to him our respects for the manner in which he has conducted himself on the floor of the Assembly, and for the ability he has displayed; now, therefore, be it

Resolved, That we, the Members of the Assembly, extend to George Miller our deepest regrets in his leaving this august body, and wish him good luck and good health in the many days to come; and be it further

Resolved, That a suitably engrossed copy of this resolution be forwarded to the Honorable George Miller.

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.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 27, 1948

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

Assembly Concurrent Resolution No. 20

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

Assembly Concurrent Resolution No. 20 ordered enrolled.

SENATE CHAMBER, SACRAMENTO, March 27, 1948

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

Senate Bill No. 21
Senate Bill No. 23
Senate Bill No. 36

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

COMMUNICATIONS

By the Chief Clerk:

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

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY, March 23, 1948

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

DEAR MR. OHNIMUS: I have just received your letter calling to my attention Assembly Joint Resolution No. 7, which was adopted by the California Legislature on March 11, 1948.

I not only subscribe to the need for retention in West Coast shipyards of a volume of shipbuilding and repair to assure permanent continuance of these industries on the West Coast, but shall continue to do everything in my power toward its realization.

Sincerely,

WARREN G. MAGNUSON, U. S. S.

REQUEST FOR UNANIMOUS CONSENT THAT LEGISLATIVE COUNSEL BUREAU SEND OUT INFORMATION RELATIVE TO THE RETIREMENT FUND

Mr. Knight asked for, and was granted, unanimous consent that the Legislative Counsel Bureau send out information relative to the Retirement Fund.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Procedure

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 63—An act to amend Section 15 of the Construction and Employment Act, relating to the priority of facilities to be constructed pursuant to said act, declaring the urgency of this act, to take effect immediately;

Assembly Bill No. 93—An act to amend Section 9355 of the Government Code, relating to retirement of Members of the Legislature, declaring the urgency hereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-seventh day of March, 1948, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 3—Relative to memorializing the President and the Congress of the United States in relation to the retention of the National Guard under state control;

Assembly Joint Resolution No. 9—Relative to memorializing Congress to provide a wage increase for postal service employees;

Assembly Concurrent Resolution No. 21—Relative to the California Air Conference;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-seventh day of March, 1948, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Bill No. 30—An act making an appropriation for the support of the Department of Motor Vehicles, declaring the urgency of this act, to take effect immediately;

Assembly Bill No. 36—An act making an appropriation in augmentation of the appropriation in Item 81 of the Budget Act of 1947, for Vocational Rehabilitation, Department of Eduation, removing restriction for matching of state and federal funds under said item, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 47—An act to add Article 4, comprising Sections 17390 to 17394, inclusive, to Chapter 4, Part 10, Division 2, of, and to add Sections 17320.6, 18138, and 18304.2 to, the Revenue and Taxation Code, relating to the personal income tax, and providing that this act shall take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-seventh day of March, 1948, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Concurrent Resolution No. 30—Relative to funds for investigation of Indian claims:

Assembly Constitutional Amendment No. 2—A resolution to propose to the people of the State of California an amendment to the Constitution of said State by adding Section 1c to Article IV of said Constitution, relating to statutes and amendments to the Constitution proposed by the initiative;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-seventh day of March, 1948, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR. SPEAKER Your Committee on Legislative Procedure has examined:

Assembly Joint Resolution No. 10—Relative to requesting the Secretary of the Interior of the United States to permit grazing in certain national parks in this State;

Assembly Joint Resolution No. 13—Relating to providing funds for the United States Bureau of Reclamation for investigation of projects,

Assembly Concurrent Resolution No. 16—Relative to study of California history and government in the public schools;

Assembly Concurrent Resolution No. 27—Relative to the naming of highway bridges for war heroes;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-seventh day of March, 1948, at 2 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 14—An act to amend Sections 5026, 5026.1, and 5033 of, and to add Section 5025.1 to, the Education Code, relating to distressed school districts, making an appropriation therefor, and repealing the appropriation for purchase and improvement of school building sites, construction, reconstruction, repair, alteration of, and additions to school buildings and furnishing and equipment of school buildings

made by Item 367 of the Budget Act of 1948, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 68—An act to amend Section 14634 of the Education Code, relating to the State Teachers' Retirement System, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 91—An act to repeal Section 951.5 of the Fish and Game Code, and to add a new Section 951.5 to said code, relating to nets, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-seventh day of March, 1948, at 2:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 34—An act to add Section 532.5 to the Revenue and Taxation Code, relating to assessments for property taxation, cancellations thereof, and refunds in connection therewith, declaring the urgency thereof and providing that this act shall take effect immediately;

Assembly Bill No. 35—An act making an appropriation for Emergency Fund in augmentation of the appropriation in Item 325 of the Budget Act of 1947, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 73—An act to amend Section 10759 of the Revenue and Taxation Code and Sections 373.5 and 378 of the Vehicle Code, relating to vehicle registration and license penalties, and providing that this act shall take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-seventh day of March, 1948, at 2:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 74—An act to amend Section 164 of the Vehicle Code, relating to the renewal of registrations, 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-seventh day of March, 1948, at 2:30 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 51—An act to amend Sections 3.5, 4, 5, 7, 8, and 9 of an act entitled "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," approved February 15, 1946, as amended, relating to temporary and emergency housing for veterans, extending the duration of such housing projects and the period of availability of moneys appropriated therefor, enlarging the classes of tenants eligible to occupy such housing, defining terms used in said act, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 57—An act making an appropriation to the Attorney General in support of the claim of the State of California to the tide, submerged and reclaimed lands within its boundaries, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 61—An act to amend Section 8 of the Corporate Securities Act, relating to the Division of Corporations, the regulation and supervision of companies, brokers, agents, investment counsel and sales of securities, and the prevention of fraud in the sale of securities; declaring the urgency hereof 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 twenty-seventh day of March, 1948, at 2:55 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined.

Assembly Bill No. 83—An act to amend Sections 353.1, 353.5, 353.6, 353.7, 353.8, 353.9, and 354 of, and to add Section 354.1 to, the Agricultural Code, relating to

hide and brand inspection fees, declaring the urgency of this act, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-seventh day of March, 1948, at 2.55 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR. SPEAKER: Your Committee on Legislative Procedure has examined:

Assembly Bill No. 26—An act to amend Sections 509, 661, 677, 689 of, and to add Section 707.5 to, the Agricultural Code, relating to dairy and milk products licenses and inspection fees;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-seventh day of March, 1948, at 2.55 p.m.

WEBER, Chairman

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1948

MR. SPEAKER. Your Committee on Legislative Procedure has examined:

Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to Section 8 of Article VI of the Constitution of the State of California, relating to vacancies occurring during the term of office of judges of superior courts;

Assembly Concurrent Resolution No. 20—Relative to purchase of a site in Los Angeles for a new state building;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-seventh day of March, 1948, at 2.55 p.m.

WEBER, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, March 27, 1948

MR SPEAKER: I am directed to inform your honorable body that the Senate returns without further action:

Assembly Bill No. 10
Assembly Concurrent Resolution No. 24

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

MOTION TO APPROVE JOURNALS

Upon motion of Mr. Dickey, the Assembly Journals for Monday, March 22, 1948; Tuesday, March 23, 1948; Wednesday, March 24, 1948; Thursday, March 25, 1948; Friday, March 26, 1948; and Saturday, March 27, 1948, were approved as corrected by the Minute Clerk.

REPORT OF THE SUBCOMMITTEE OF THE PROCESS COMMITTEE (HOUSE RESOLUTION NO. 20), APPOINTED TO CARRY OUT THE INVESTIGATION AUTHORIZED BY HOUSE RESOLUTION NO. 255, 1947 SESSION

At the 1947 Session of the Legislature, House Resolution No. 255 was adopted reading as follows:

WHEREAS, The individual members of the Assembly have secretarial and stenographic service inadequate to take care of the necessary work incidental to their duties as such members with respect to correspondence and other matters; and

WHEREAS, It appears that the use of recording devices may be desirable to provide assistance to said members in accomplishing such necessary work; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Legislative Process Committee is directed to investigate

the feasibility of acquiring 80 recording devices of the wire, tape, or other modern type, suitable for dictation, one for each Member of the Assembly.

This resolution, introduced by Mr Dunn, had for its object the making available to members, the latest in modern recording equipment, having in mind the difficulties under which Members of the Assembly work during the legislative session and during the recess period with regard to answering mail, obtaining information, preparing arguments for or against legislation, preparing proposed legislation, and, generally speaking, getting their thoughts down on paper. It is well recognized that during the regular session, most members find it difficult to contact secretarial help during the regular office hours from 9 a.m. to 5 p.m., partly because of the necessity of the member attending Senate committee hearings in the morning, the sessions of the Assembly in the morning and afternoon and committee meetings in the afternoon and in the evening, either as members of committees, or in presenting bills to committees of which they may not be members. This leaves very little time during the regular business day for the requirements of dictating or answering correspondence Any solution of these difficulties would undoubtedly be of great assistance to the Members of the Legislature, and very valuable to the Legislative Process. I, therefore, reasoned that if there were, or could be obtained, some machine that was able to take the dictation of a member for later transcription by a typist, and which machine would be sufficiently small and compact so that it could be taken by the member to his office, his hotel room, or, perhaps, during the recess period to his home, the member's value to his constitutents and the work that he performed would be greatly enhanced. That is why House Resolution No. 255 was introduced.

My attention was first called to a wire recording device which could possibly have filled the need. I found it to be a machine which may have been excellent as a recording device, but was not sufficiently flexible to be adapted to the needs of a Member of the Legislature. Pursuing the subject further, I discovered that there were other recording machines, both of the wire and disc type, which would be adapted to Legislative use: (1) The Pierce wire recorder was demonstrated to me, and also to the Chairman of the Rules Committee and the Speaker of the Assembly. We had the opportunity to see this wire recording machine in operation, and I also had the opportunity to use the machine in a practical demonstration in a committee hearing. The chief feature of this machine is that it will record for something like one hour without the necessity of changing a spool of wire, which is the recording medium. This machine appeared to be of great value for the purpose of recording committee hearings, and it is interesting here to note that the Attorney General has just offered the opinion that the use of such machines for the recording of Industrial Accident Commission hearings is quite legal and perfectly proper. The liabilities of this wire recorder are that the spools of wire are rather expensive, are long, and are not sufficiently adapted to normal business letters, replies, queries, and short forms of dictation. It is an excellent machine for recording long messages, or for recording the hearings of a committee, and the use of such a machine should be given consideration by our interim committees who are now in the practice of

employing expensive stenographic shorthand court reporters, who, it is said, usually dictate their notes back to a dictating machine for transcription by a typist at a later date. This is an expensive matter which, I think, the Process Committee and the interim committees generally could look into, and see if much of this transcription could not be taken directly by a machine and, later, transcribed by members of the legislative stenographic staff. This opens up the further possibility that members of the stenographic staff who may be valuable, but whose services are now required from year to year during legislative sessions only, could be employed on a more permanent basis inasmuch as their time could often be filled out by the transcription of the hearings of interim committees, and the handling of members' correspondence. (2) I also investigated the cylinder type of recording devices. These are excellent for stationary use, and there is one which is of a portable nature. However, there is need for the shaving of the cylinders, and the portability is reduced by the fact that the cylinders are bulky and not well adapted to mailing, which reduces the value of such equipment for purposes of portability, mailing or filing. (3) A suggestion was offered that a hand microphone could be placed at the desk of each member, with a long-distance or remote control recording device located in the stenographic pool. This would eliminate stenographers taking dictation from the floor, at the same time permitting the members to do their dictation by means of this remote control system which could later be transcribed by a member of the stenographic pool. There could be considerable objection to this system, inasmuch as it would operate something on the system of a party line which would tend, perhaps, to eavesdropping, and certainly to a traffic jam since most members desire to do their dictating in the morning, and usually at about the same time. The very latest type of electronic office instrument in the United States is the Edison centennial voicewriter. (It will not be offered publicly until July.) It has a completely enclosed disc record which will record for about one-half hour on both sides. It is a personalized instrument inasmuch as speaking must be done fairly close into a receiver so that there is little or no possibility of recording anything except what is actually spoken closely into it. Eavesdropping is, of course, eliminated. It is compact and highly portable, and affords the additional advantage that the discs, when recorded, may be mailed or filed along with the correspondence to which they may pertain, and may be replayed from time to time. A machine such as this could be furnished to Members of the Legislature making available to them the following advantages: (1) They could use it to do their dictation either in the morning before a session starts or when free from attending Assembly sessions or committee meetings. (2) They could dictate at any time they have a free moment. (3) They could even take their machine to their hotel rooms, do their dictating there and return the machine or the disc back for transcription whenever the stenographers are on duty during the usual business hours. (4) Members in their homes are frequently called upon to answer correspondence and to gather information which could be done with these instruments. (5) Very few members can afford to employ a stenographer to attend to their legislative correspondence and related matters, nor should they be required to do so. A member could attend to his legislative correspondence by dictating to one of

these machines, and then mailing or delivering the discs to a typist where a transcribing machine is located. Under this plan one typist could be assigned to several members who may be located in districts in various parts of the State during recesses or adjournment of the Legislature. *I see great possibilities for the use of such machines.* Certainly they would be far cheaper in the long run than the employment of typists or stenographers for members of the Legislature on a full-time, or even a part-time basis, and with the increasing duties that are constantly being imposed upon Members of the Assembly, there is room for consideration of the necessity of providing stenographic assistance to all members throughout the entire year as well as to the members of interim committees, particularly the chairmen of interim committees who must, of necessity, require a great deal of stenographic help in the course of a year. The suggestion has been offered that with the construction of new office buildings for the Legislature, they could be wired for the installation of this type machine, using the already installed telephone wires in the Assembly Chamber, and linking it from the member's desk in the Assembly to his office, with a hand microphone placed at the member's desk and in his possession at all times, with a machine located in his office so that a member who may be on the floor could dictate at any time by pressing the button on his microphone which would put into operation the machine in his office, giving him a private line and the opportunity to dictate from time to time, such thoughts as may occur to him, or to answer his mail which may be on his desk in the Assembly Chamber. The machines would, in fact, act like a pencil and a scratch pad. I am sure that further information would prove the value of the recording method, and indicate to the Process Committee and the Assembly some of the feasibilities of the use of recording machines, both of the disc and the wire recording type, according to the needs to which they may be put. It would be particularly helpful if a study could be made of the possible savings in stenographic salaries and court reporting fees if a sufficient number of recording devices were made available to Members of the Assembly. My investigation of the most modern recording instruments as they could be applied for the above mentioned personal uses by the Members of the Assembly has revealed that such an instrument must comply with the following specifications:

1. It must be able to operate on AC or DC current without additional attachments to guarantee highest degree of portability.

2. It should be of the plastic disc type.

3. The quality of recording must be of as high a quality as possibly obtainable.

4. It must be extremely simple to operate, especially with regard to corrections. The centering of the disc should be automatic, one single tone arm be provided for recording and playback, automatic signal to indicate end of the disc and tone arm position. Instantaneous start and stop control and accurate indexing of length and correction marks should be available.

5. The transcribing instrument for the secretary should have a variable control to permit the transcribing secretary to adjust the playback to her typing speed.

6. The instrument should be of the most rigid, preferably steel, construction and should be equipped with playback facilities for personal and group-listening purposes and for eventual use in large rooms.

Respectfully submitted.

FRANCIS DUNN, JR.

APPOINTMENT OF MEMBERS TO WRITE ARGUMENTS FOR AND AGAINST ASSEMBLY CONSTITUTIONAL AMENDMENTS

Pursuant to the provisions of Article IV, Section 1 of the California Constitution and Sections 1500 and 1501 of the Elections Code, the Speaker announced the appointment of Members of the Assembly to write arguments for and against Assembly constitutional amendments as follows:

Assembly Constitutional Amendment No. 2—Affirmative: Mr. Waters; negative: Mr. Ralph C. Dills.

Assembly Constitutional Amendment No. 11—Affirmative: Mr. M. Philip Davis; negative: Mr. George D. Collins.

APPOINTMENT OF MEMBERS TO LEGISLATIVE INTERIM COMMITTEES TO MEET WITH ADVISORY COUNCILS

Pursuant to the provisions of Chapter 1408 of the Statutes of 1947, the Speaker announced the appointment of Members of the Assembly to legislative interim committees which are to meet with and participate in the work of state advisory councils as follows:

Physical Planning Advisory Council—Mr. Kirkwood.

Economic Advisory Council—Mr. Geddes.

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. McCollister and the Assembly, the usual courtesies of the Assembly for this day were unanimously extended to Admiral Charles M. Cooke, Jr., U. S. N., Mrs. Cooke, and Charles M. Cooke, III, of Sonoma.

On request of Messrs. McMillan and Morris, the usual courtesies of the Assembly for this day were unanimously extended to Mr. and Mrs. Gerwin Neher, and Nancy and Clarke Neher of Los Angeles.

On request of Mr. Dickey, the usual courtesies of the Assembly for this day were unanimously extended to Mr. and Mrs. Harry Wetherald, Harry Wetherald, Jr., and Frank Stein of Alameda.

On request of Mr. Doyle and the Assembly, the usual courtesies of the Assembly for this day were unanimously extended to Mrs. Earl Warren of Sacramento.

ADJOURNMENT SINE DIE

At 3 p.m., on Saturday, March 27, 1948, in accordance with the provisions of Senate Concurrent Resolution No. 17, the Honorable Sam L. Collins, Speaker of the Assembly, announced that the time for final adjournment of the 1948 Regular Session of the Legislature of the State of California had arrived, and therefore declared the Assembly adjourned *sine die*.

SAM L. COLLINS, Speaker

GERALDINE B. HADSELL, Minute Clerk

RECAPITULATION
OF ASSEMBLY MEASURES

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

The following Assembly bills were approved by the Governor, chaptered, and filed with the Secretary of State. Assembly Bills Nos. 26 and 55 become effective June 26, 1948. The other bills approved by the Governor contain urgency clauses, and so take effect immediately.

A B. No	Chapter	A B No	Chapter	A B No	Chapter
4	1	36	32	63	11
9	4	38	7	64	18
14*	24	51	30	68	34
26	31	53	8	73	28
30	27	54	3	74	29
34	38	55	17	83	9
35	6	61	33	91	5
				93	10

* Approved with reductions (Constitution, Article IV, Section 34).

Number of Assembly bills approved by the Governor—22

ASSEMBLY BILLS POCKET VETOED BY GOVERNOR

47, 57.

Total 2

ASSEMBLY BILLS REMAINING ON FILE IN ASSEMBLY WITHOUT FURTHER ACTION

5, 81.

Total 2

ASSEMBLY BILLS REMAINING ON INACTIVE FILE IN ASSEMBLY WITHOUT FURTHER ACTION

16, 28.

Total 2

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	3	Anderson et al	*Adjournment in respect to memory of Assemblyman James E Thorp*	Mar 5
2	4	Davis, Lester T et al	Adjournment in respect to memory of Richard E Collins	Mar. 5
3	5	Collins, Sam L et al	Selection of Legislative Counsel of California	Mar 5
4	6	Gannon	Approving amendments to charter of City of Sacramento	Mar 8
5	7	Maloney et al	Approving amendments to charter of City and County of San Francisco	Mar 8
7	11	Dills, Ralph C	Approving amendments to charter of City of Compton	Mar 11
10	27	Johnson et al	Requesting Director of Agriculture to extend quarantine on "Quick Decline" disease of citrus trees	Mar 24
11	12	James	Approving amendments to charter of City of Bakersfield	Mar 11
12	9	James	Adjournment in respect to memory of Honorable George W Wear	Mar. 9
13	18	Grant et al	Approving amendments to Charter of City of Long Beach	Mar 15
15	20	Luckel et al	Adjournment in respect to memory of Sam Claggett	Mar. 16
16	43	Dills, Ralph C et al	Relative to study of California history and government in public schools	Mar 27
17	28	Collins, Sam L	Amending Rule 23 of Joint Rules of Senate and Assembly	Mar 24
19	31	Hahn et al	Use and purchase of automobiles by the State	Mar 26
20	66	Boyd	Relative to purchase of site for new state building in Los Angeles	Mar 27
21	39	McMillan et al	Relative to California Air Conference	Mar. 27
22	36	Crowley	Requesting Department of Education to determine that cost of care, maintenance, etc of non-resident deaf-blind pupils at California School for Blind be pro rata average cost of all students	Mar. 27
27	44	Burns	Relative to naming highway bridges for war heroes	Mar. 27
30	45	Dills, Clayton A et al	Relative to funds for investigation of Indian claims	Mar 27

Total 19

ASSEMBLY CONCURRENT RESOLUTIONS REMAINING ON INACTIVE FILE IN ASSEMBLY WITHOUT FURTHER ACTION

6, 18.

Total 2

ASSEMBLY CONSTITUTIONAL AMENDMENTS CHAPTERED, AND FILED WITH SECRETARY OF STATE

Number	Resolution Chapter	Author	Subject of Title	Date filed with Secretary of State
2	40	Conrad et al	Proposing amendment to Constitution relative to initiative	Mar 27
11	65	M Philip Davis	Proposing amendment to Constitution relating to vacancies in superior courts	Mar. 27

Total 2

ASSEMBLY CONSTITUTIONAL AMENDMENTS REMAINING ON INACTIVE FILE IN ASSEMBLY WITHOUT FURTHER ACTION

3, 9.

Total 2

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

Number	Resolution Chapter	Author	Subject of Title	Date filed with Secretary of State
1	29	Luckel et al	Memorializing Congress to continue its Veteran Flight Training Program	Mar 25
2	32	McCollister	Acquisition of Angel Island in San Francisco Bay as a state park	Mar 26
3	37	McCollister	Memorializing President and Congress of the United States relative to retention of National Guard under State control	Mar 27
4	13	Erwin et al	Memorializing Congress to consider certain California products in European relief under Marshall Plan	Mar 11
7	14	Maloney et al	Shipbuilding industry of the West Coast	Mar 12
8	19	Huyck et al	Inviting U S Secretary of State Marshall to address Joint Convention of California Legislature	Mar 16
9	38	Hollibaugh et al	Memorializing Congress to provide wage increase for postal service employees	Mar 27
10	41	Clarke et al	Requesting Secretary of Interior of United States to permit grazing in national parks of State	Mar 27
11	34	Waters et al	Rights of States of Arizona, Nevada and California to use waters of Colorado River	Mar 27
13	42	Lester T Davis	Providing funds for United States Bureau of Reclamation for investigation of projects	Mar 27
14	35	Heisinger	Transportation rates for dairy feed and hay	Mar 27

Total 11

ASSEMBLY JOINT RESOLUTIONS REMAINING ON INACTIVE FILE IN ASSEMBLY WITHOUT FURTHER ACTION

12.

Total 1

SENATE CONCURRENT RESOLUTIONS REMAINING ON FILE IN ASSEMBLY WITHOUT FURTHER ACTION

9, 29.

Total 2

SENATE JOINT RESOLUTIONS REMAINING ON FILE IN ASSEMBLY WITHOUT FURTHER ACTION

10.

Total 1

HOUSE RESOLUTIONS REMAINING ON ASSEMBLY FILE WITHOUT FURTHER ACTION

41, 105.

Total 2