

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FIRST LEGISLATIVE DAY

FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Tuesday, March 4, 1958

At 2 p.m., the Assembly met pursuant to the provisions of the Proclamation of His Excellency, Goodwin J. Knight, Governor of the State of California, dated March 3, 1958, convening the Legislature of the State of California on this day in extraordinary session.

Arthur A. Ohnimus, Chief Clerk of the Assembly for the 1958 Regular (Budget) Session, presiding.

ANNOUNCEMENT

Arthur A. Ohnimus, Chief Clerk of the Assembly, announced that, pursuant to the requirements of the Government Code, Section 9150, the following officers of the Assembly of the 1958 Regular (Budget) Session of the Legislature were present, and in their respective positions:

Arthur A. Ohnimus, Chief Clerk; Eleanor K. Donoghue, Minute Clerk; and Tony Beard, Sergeant-at-Arms.

ROLL CALL

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

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Buiton, Bustenud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lincoln, Lindsay, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Runford, Schrader, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—78.

Quorum present.

PRAYER

Upon invitation of the Chief Clerk, the following prayer was offered by the Reverend Robert S. Romeis, Chaplain of the Assembly for the 1958 Regular (Budget) Session:

Almighty and Most Merciful God, Who hast chosen us to live in this particular time and in this particular place, and who hast offered to us the high privilege of representing our fellow citizens, guarding their interests, and protecting their

liberties; grant that we may ever be mindful of our sacred trust. Supply us with wisdom, vision, zeal, judgment, and courage, that the decisions which issue from this Assembly may be righteous in Thy sight; for as we follow Thy will, O Lord, do we accomplish that which is best for our State, our Nation, and our world; through Jesus Christ, Thy Son, our Lord.—AMEN

PROCLAMATION OF THE GOVERNOR

The Chief Clerk directed that the Proclamation of the Governor convening the Legislature in extraordinary session be read.

Whereupon the following Proclamation was read:

Proclamation

EXECUTIVE DEPARTMENT

STATE OF CALIFORNIA

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

I, GOODWIN J. KNIGHT, Governor of the State of California, by virtue of the power and authority in me vested by Section 9 of Article V of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California, on the fourth day of March, 1958, at 2 p.m. of said day for the following purposes and to legislate upon the following subjects:

1. To consider and act upon legislation relative to the subsidence and compaction of land in oil and gas producing areas of the State.
2. To consider and act upon legislation relating to the assessment and equalization of property for local tax purposes.
3. To consider and act upon legislation relative to providing funds for the purchase of farms and homes under the Veterans' Farm and Home Purchase Act, and to revise the act to impose maximum limitations on the value of property which may be purchased, to change the maximum purchase prices which may be paid, and to modify and clarify existing procedures relating to the order in which loan applications are to be considered.
4. To consider and act upon legislation relating to the transportation, admission, or instruction of pupils in schools, colleges or universities, relating to tests and scholarships for such pupils; relating to regulating the administration of schools, colleges, universities or other persons issuing diplomas, degrees or certificates of completion of education; and relating to the issuance of bonds to provide capital outlay for school construction and to repay the General Fund.
5. To consider and act upon legislation relative to validating the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies.
6. To consider and act upon legislation for the exemption from local property taxation of boats or ships used for the commercial fishing of tuna.
7. To consider and act upon legislation to expand the definition of special highway construction equipment to include dump trucks used for highway construction.
8. To consider and act upon legislation to exempt certain types of claims from the operation of Section 29714 of the Government Code which relates to claims against counties.
9. To consider and act upon legislation to exempt station wagons from vehicle weight fees.
10. To consider and act upon legislation relating to the creation, powers, and duties of a California Poultry Promotion Council.
11. To consider and act upon legislation relating to the membership of the Small Craft Harbors Commission.
12. To consider and act upon legislation relating to franchises and leases of the property of port districts.
13. To consider and act upon legislation relating to the powers and duties of the Lower San Joaquin Levee District.
14. To consider and act upon legislation relating to assessments levied under the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931).
15. To consider and act upon legislation relative to the acquisition, construction, furnishing, equipping and financing of land and buildings by the State Bar of California, including temporary changes in the maximum annual membership fee for the members thereof.
16. To consider and act upon legislation relative to the construction of a bridge from San Pedro to Terminal Island.
17. To consider and act upon legislation relating to the publication of delinquent tax lists.
18. To consider and act upon legislation relating to uniforms of the California Highway Patrol.

19. To consider and act upon legislation relating to the Legislature, its members, sessions, and procedure.

20. To consider and act upon legislation relating to the membership of the board of directors of the San Francisco Bay Area Rapid Transit District.

21. To consider and act upon legislation to relinquish to the City and County of San Francisco all the right, title and interest of the State in and to portions of certain streets within the boundaries of salt marsh, tide, and submerged lands in that city and county, and to remove all restrictions as to the use and disposition thereof.

22. To consider and act upon legislation for the exemption from local property taxation of boats or ships under construction.

23. To consider and act upon legislation to amend Section 52 of Chapter 124 of the Statutes of 1955, as amended, relating to the authority of the California Olympics Committee to exercise the right of eminent domain.

24. To consider and act upon legislation relative to the number and compensation of officers and attaches of the municipal court established in the Fresno Judicial District.

25. To consider and act upon legislation to amend Section 262 of the Revenue and Taxation Code to provide for the cancellation or refund of taxes for the Fiscal Year 1957-58 on property as to which the church exemption was available but inadvertently not claimed.

26. To consider and act upon legislation to authorize the local participation required in connection with the Truckee River and Tributaries Flood Control Project authorized by the Flood Control Act of 1954 (Public Law 780, 83d Congress, 2d Session).

27. To consider and act upon legislation to change the maximum tax rate prescribed for port districts by Section 6362 of the Harbors and Navigation Code.

28. To consider and act upon legislation to provide for the preservation and restoration of state and local government in the event of war or enemy caused disaster; to provide for succession to the Office of Governor; and to amend the California Disaster Act, including such changes therein as may be required to qualify this State to receive financial aid from the Federal Government for the cost of administration thereof as provided by pending congressional legislation.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this third day of March, 1958.

(SEAL)

GOODWIN J. KNIGHT, Governor of California
ATTEST: FRANK M. JORDAN, Secretary of State

ANNOUNCEMENT

The Chief Clerk announced that the next order of business was the nomination and election of officers for the 1958 First Extraordinary 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. McCollister:

House Resolution No. 1

Relative to the election of Assembly officers

Resolved by the Assembly of the State of California, That the following named persons constitute the officers of the Assembly for the 1958 First Extraordinary Session, with the per diem as fixed by statute or resolution, to wit:

Hon. I. H. Lincoln	.....	Speaker
Hon. Charles J. Conrad	.....	Speaker pro Tempore
Arthur A. Ohnimus	.....	Chief Clerk
Eleanor K. Donoghue	.....	Minute Clerk
Tony Beard	.....	Sergeant-at-Arms
Rev. Robert S. Romeis	.....	Chaplain

Resolution read.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Coolidge, Crawford, Crown, Cunningham, Cusnovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lincoln, Lindsay, Lowrey, Luckel, Marsh, Masterson,

McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Stewart, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—70.

NOES—None.

Whereupon the Chief Clerk announced the vote of the Assembly, and declared the above resolution adopted, and the following officers elected as the choice of the Assembly for the 1958 First Extraordinary Session of the Legislature:

Hon. L. H. Lincoln, Speaker; Hon. Charles J. Conrad, Speaker pro Tempore; Arthur A. Ohnimus, Chief Clerk; Eleanor K. Donoghue, Minute Clerk; Tony Beard, Sergeant-at-Arms; and Rev. Robert S. Romeis, Chaplain.

APPOINTMENT OF SELECT COMMITTEES

Chief Clerk Arthur A. Ohnimus announced the appointment of the following Select Committee to escort Speaker-elect L. H. Lincoln to the bar of the Assembly: Messrs. McCollister, Crown, and Schrade.

Chief Clerk Arthur A. Ohnimus announced the appointment of the following Select Committee to escort Speaker pro Tempore-elect Charles J. Conrad to the bar of the Assembly: Mr. Hawkins, Miss Donahoe, and Mr. Weinberger.

OATHS OF OFFICE ADMINISTERED

Hon. L. H. Lincoln, Speaker-elect; Hon. Charles J. Conrad, Speaker pro Tempore-elect; Arthur A. Ohnimus, Chief Clerk-elect; Eleanor K. Donoghue, Minute Clerk-elect; Tony Beard, Sergeant-at-Arms-elect; and the Reverend Robert S. Romeis, Chaplain-elect; took and subscribed to the following oath, administered by Hon. Frank M. Jordan, Secretary of State:

I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

And I do further swear (or affirm) that I do not advocate, nor am I a member of any party or organization, political or otherwise, that now advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means; that within the five years immediately preceding the taking of this oath (or affirmation) I have not been a member of any party or organization, political or otherwise, that advocated the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means except as follows:

No Exceptions

and that during such time as I hold the office to which I have been elected I will not advocate nor become a member of any party or organization, political or otherwise, that advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means.

Speaker Presiding

Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Time, 2.04 p.m.

Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolutions were offered.

By Mr. McCollister:

House Resolution No. 2

Relative to informing the Senate that the Assembly has organized

Resolved by the Assembly of the State of California, That the Speaker of the Assembly appoint a Committee of Three to inform the Senate that the Assembly is in session pursuant to the Proclamation of His Excellency, the Governor, dated the third day of March, 1958, and ready for the transaction of legislative business, with the following officers, to wit:

Hon. I. H. Lincoln	Speaker
Hon. Charles J. Conrad	Speaker pro Tempore
Arthur A. Ohnimus	Chief Clerk
Eleanor K. Donoghue	Minute Clerk
Tony Beard	Sergeant-at-Arms
Rev. Robert S. Romeis	Chaplain

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 2, the Speaker announced the appointment of Mr. Holmes, Mrs. Davis, and Mr. Burke as such Select Committee to wait upon the Senate.

By Mr. McCollister:

House Resolution No. 3

Relative to informing the Governor that the Assembly has organized

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

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 3, the Speaker announced the appointment of Messrs. Chapel, Pattee, Gaffney, Mulford, and O'Connell as such Select Committee to wait upon the Governor.

By Mr. McCollister:

House Resolution No. 4

Relative to adopting Temporary Rules

Resolved by the Assembly of the State of California, That the Temporary Rules of the 1958 Regular Budget Session, as printed in the Assembly Journal February 3, 1958, be and the same are hereby adopted as the Temporary Rules for the 1958 First Extraordinary Session.

Resolution read.

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

AYES—Bruce F. Allen, Anderson, Benver, Belotti, Biddick, Bonelli, Bradley, Brown, Burton, Busterud, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Landsay, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, O'Connell, Pattee, Porter, Rees, Runford, Schrade, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Wenberger, Wilson, Winton, and Mr. Speaker—64.

NOES—None

By Mr. McCollister :

House Resolution No. 5

Relative to constituting the Assembly Interim
Committee on Rules a standing committee

Resolved by the Assembly of the State of California, That, notwithstanding the provisions of Assembly Rule 10 relating to the selection of members of the Standing Committee on Rules, the members of the Standing Committee on Rules for the 1958 (First Extraordinary) Session shall be the same as those on the Assembly Interim Committee on Rules immediately prior to the convening of this session.

Resolution read.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Kloeksien, Lanterman, Levering, Lindsay, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, Porter, Rees, Rumford, Schrader, Sedgwick, Stewart, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—66.

NOES—None.

By Mr. McCollister :

House Resolution No. 6

Relative to receipts for warrants

Resolved by the Assembly of the State of California, That the Chief Clerk or the Sergeant-at-Arms 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.

Resolution read, and adopted.

**REQUESTS FOR UNANIMOUS CONSENT THAT NAMES BE PLACED
UPON ROLL CALL ON HOUSE RESOLUTION NO. 1**

Mr. Rees asked for, and was granted, unanimous consent that his name be placed upon the roll call on House Resolution No. 1, and that he be recorded as voting "Aye."

Mr. Nisbet asked for, and was granted, unanimous consent that his name be placed upon the roll call on House Resolution No. 1, and that he be recorded as voting "Aye."

REPORT OF SELECT COMMITTEE

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 resolution was offered :

By Mr. McCollister :

House Resolution No. 7

Relative to mailing lists

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 of the 1958 First Extraordinary Session; 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 five (5) 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 except state colleges and universities. 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 (5) 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 fifteen dollars (\$15) 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 ordered referred to the Committee on Rules.

APPOINTMENT OF MAJORITY FLOOR LEADER

Speaker Lincoln announced the appointment of Mr. McCollister as Majority Floor Leader for this 1958 First Extraordinary Session.

ANNOUNCEMENT

The Speaker made the following announcement relative to the appointment of standing committees for the 1958 First Extraordinary Session:

APPOINTMENT OF STANDING COMMITTEES

The standing committees of the 1958 First Extraordinary Session shall have the same number of members as the corresponding standing committees of the 1957 Regular Session on the date of adjournment; provided, however, that if any standing committee of the 1957 Regular Session was constituted an interim committee, the number of members of the corresponding standing committee of this session shall be the same as that of such interim committee immediately prior to the convening of this session. I hereby appoint to membership on each standing committee of the 1958 First Extraordinary Session the same members that were appointed to the corresponding standing committee of the 1957 Regular Session and who were holding such office on the date of adjournment of that session; provided, however, that if any such standing committee of the 1957 Regular Session was constituted an interim committee, the members of the corresponding standing committee of this session shall be the same as that of such interim committee immediately prior to the convening of this session.

LEAVES OF ABSENCE FOR THE DAY

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

Mr. MacBride, on motion of Mr. McCollister.

Mr. Miller, on motion of Mr. McCollister.

REQUEST FOR UNANIMOUS CONSENT TO PRINT COMMUNICATION IN JOURNAL

Mr. McCollister asked for, and was granted, unanimous consent that the following communication be ordered printed in the Journal:

March 3, 1958

TO MY COLLEAGUES IN THE ASSEMBLY: The beautiful floral bouquet sent to my hospital room in the name of the Assembly was the first object of joy to meet my glazed eyes when I awoke from my operation. The second was a well-formed nurse's aid. I won't attempt a comparison of the relative cheer producing qualities, but both were most appreciated.

I am sorry I won't be with you for the first few days of the session but I will try to keep abreast of your activities by means of press, radio and television.

Best luck in your endeavors and please remember to return the Capitol to Sacramento from Benicia.

My kindest regards to all.

TOM MACBRIDE

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the calling of the roll pursuant to the provisions of Rule 52 be delayed until the Select Committee appointed to wait upon the Governor returns to the Assembly Chamber.

Parliamentary Inquiry

Mr. McCollister arose to the following parliamentary inquiry: Has the Minute Clerk made entry in the Minutes of his request for a delay in the calling of the roll pursuant to Rule 52?

Reply by Speaker

The Speaker replied in the affirmative.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent that the Clerk proceed with the calling of the roll pursuant to Rule 52, at this time.

ROLL CALL PURSUANT TO RULE 52

Pursuant to the provisions of Rule 52, the roll was called from A to Z, and the members presented their bills for introduction

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

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

Assembly Bill No. 1: By Messrs. Bruce F. Allen, Doyle, Henderson, Anderson, and Hansen—An act to amend Sections 20301 and 20452 of the Education Code, relating to courses of study in state colleges.

Referred to Committee on Education.

Assembly Bill No. 2: By Messrs. Anderson, Busterud, Mrs. Davis, Messrs. Kilpatrick, Bruce F. Allen, Don A. Allen, Backstrand, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Burton, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cusanovich, Miss Donahoe, Messrs. Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Klocksien, Lanterman, Levering, Lindsay, Marsh, Masterson, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—An act to amend Section 54 of, and to add Sections 55 and 680.5 to, the Vehicle Code, relating to school busses.

Referred to Committee on Transportation and Commerce.

Assembly Constitutional Amendment No. 1: By Messrs. Bonelli, Grant, Porter, Johnson, Don A. Allen, Anderson, Burke, Chapel, Cusanovich, Ernest R. Geddes, Hanna, Hawkins, Holmes, House, Levering, Marsh, Mulford, Munnell, Nisbet, Rees, Stewart, Thelin, Thomas, and Wilson—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Sections 21 and 22 to Article XI thereof, relating to property tax assessment and rate limitations.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 3: By Messrs. Doyle, Masterson, Marsh, Backstrand, Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Chapel, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Miss Donahoe, Messrs. Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kloksiem, Lanterman, Lincoln, Lindsay, McCollister, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Porter, Schrade, Sedgwick, Shell, Sumner, Thelin, and Wilson—An act to amend Section 39.5 of the Vehicle Code, relating to the definition of "special highway construction equipment."

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 4: By Messrs. Erwin and Ernest R. Geddes—An act to amend Section 72602 of the Government Code, relating to municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 5: By Messrs. Grant, Kloksiem, Thomas, Bonelli, Don A. Allen, Beaver, Bee, Biddick, Britschgi, Brown, Burke, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Mrs. Davis, Messrs. Dills, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Levering, Lincoln, Lindsay, Lowrey, Luckel, Masterson, McCollister, Meyers, Miller, Nisbet, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Weinberger, and Winton—An act to add Article 5.5 (commencing with Section 3315) to Chapter 1, Division 3 of the Public Resources Code, relating to co-operative development and unit operation of oil and gas pools and the repressuring of the same in order to ameliorate the subsidence and compaction of lands, and making an appropriation.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Bill No. 6: By Mr. Hegland, Miss Donahoe, Messrs. Cusanovich, Winton, Bruce F. Allen, Anderson, Beaver, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Chapel, Collier, Conrad, Crawford, Cunningham, Dahl, Mrs. Davis, Messrs. Dills, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Levering, Lindsay, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nisbet, O'Connell, Pattee, Schrade, Sedgwick, Shell, Stewart, Unruh, and Wilson—An act to repeal Article 1 (comprising Sections 24201 to 24215, inclusive), Chapter 2, Division 12 of the Education Code and to add Article 1 (comprising Sections 24201 to 24218, inclusive) to Chapter 2, Division 12 of the Education Code, relating to educational institutions and the issuance of degrees, diplomas, certificates, transcripts, or documents evidencing the completion of courses of instruction beyond high school.

Referred to Committee on Education.

Assembly Bill No. 7: By Messrs. Holmes, Gaffney, Masterson, Francis, Bruce F. Allen, Don A. Allen, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Miss Donahoe, Messrs. Doyle, Elliott, Erwin, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Klocksiam, Lanterman, Levering, Lindsay, Luckel, Marsh, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—An act to amend Section 262 of the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 8: By Messrs. Lanterman, Backstrand, Johnson, and Luckel—An act to add Section 139.40 to the Vehicle Code, relating to uniforms for the California Highway Patrol.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 9: By Messrs. Luckel, Hegland, Crawford, Schrade, Bonelli, Chapel, Dills, Frew, Kilpatrick, McMillan, Meyers, and Wilson—An act to add Sections 33.5 and 372.4 to the Vehicle Code, relating to registration of station wagons.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 10: By Messrs. Marsh, Wilson, Cunningham, Collier, Anderson, Backstrand, Bee, Bonelli, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Crawford, Cusanovich, Dills, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiam, Lanterman, Levering, Luckel, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, Porter, Rees, Rumford, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, and Unruh—An act to amend Section 54 of, and to add Sections 55, 680.5, and 680.6 to, the Vehicle Code, relating to school busses.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 11: By Messrs. McCollister, Marsh, Backstrand, Britschgi, Samuel R. Geddes, Hawkins, Lindsay, and McCollister—An act to add Chapter 19 (commencing with Section 5300) to Division 6 of the Agricultural Code, creating the California Poultry Promotion Council.

Referred to Committee on Agriculture.

Assembly Constitutional Amendment No. 2: By Mr. Pattee—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 9 of Article IX, relating to the University of California.

Referred to Committee on Constitutional Amendments.

CALLING OF ROLL DISPENSED WITH

By unanimous consent, further calling of the roll pursuant to Rule 52 was dispensed with.

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

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

Assembly Constitutional Amendment No. 3: By Messrs. Erwin, Luckel, Burke, Kelly, Anderson, Belotti, Chapel, Cusanovich, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Holmes, House, Johnson, Marsh, McCollister, Munnell, Nisbet, Stewart, Thelin, 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 21 to Article XI thereof, relating to property tax assessment limitations.

Referred to Committee on Constitutional Amendments.

Assembly Bill No. 12: By Messrs. Grant and Klocksien—An act to add Section 7058 to the Public Resources Code, relating to the authority of a city, county or district to include lands owned by it or under its jurisdiction in agreements for co-operative or unit development of oil and gas.

Referred to Committee on Manufacturing, Oil, and Mining Industry.

Assembly Bill No. 13: By Mr. Lanterman—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof to take effect immediately.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 14: By Mr. Lanterman—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith.

Referred to Committee on Municipal and County Government.

Speaker pro Tempore Presiding

At 2.38 p.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 15: By Messrs. Bruce F. Allen and Bradley—An act making an appropriation for the construction and equipment of a building at San Jose State College necessary for the construction, equipment and maintenance of a nuclear reactor.

Referred to Committee on Ways and Means.

Assembly Bill No. 16: By Mr. Mulford—An act to amend Section 262 of the Revenue and Taxation Code, relating to the church exemption.

Referred to Committee on Revenue and Taxation.

REPORT OF SELECT COMMITTEE

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

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

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

Assembly Bill No. 17: By Messrs. Gaffney, Marsh, Meyers, Francis, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Britschgi, Burke, Burton, Busterud, Chapel, Coolidge, Crawford, Crown, Cusanovich, Mrs. Davis, Messrs. Dills, Doyle, Elliott, Frew, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Lindsay, Lowrey, Luckel, McMillan, Miller, Mulford, Munnell, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Stewart, Sumner, Thomas, Unruh, Weinberger, Wilson, and Winton—An act to amend Section 54 of, and to add Sections 55 and 680.5 to, the Vehicle Code, relating to school busses.

Referred to Committee on Transportation and Commerce.

ANNOUNCEMENTS

Mr. Nielsen announced that the six-can packs of tomato juice placed on the members' desks today were canned and processed in the City of Sacramento from tomatoes grown in the County of Sacramento; and were presented through the courtesy of the Sacramento Chamber of Commerce.

Mr. Crawford announced that those members who desire to become co-authors of his bill providing enabling legislation for use of scholarship funds should come to his desk, and affix their signatures.

Mr. Conrad announced that the members should get their bills across the desk as soon as possible, in order to expedite their printing and consideration in committee and by the House.

COMMITTEE FROM THE SENATE

Senators Dolwig, Miller, and Thompson appeared before the bar of the Assembly, and announced that the Senate had organized, and was now ready to proceed with the regular business

MESSAGE FROM THE SENATE

SENATE CHAMBER, March 4, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day elected the following statutory officers for the 1958 First Extraordinary Session:

<i>President pro Tempore</i>	Hugh M. Burns
<i>Secretary of the Senate</i>	J. A. Beek
<i>Sergeant-at-Arms</i>	Joseph F. Nolan
<i>Minute Clerk</i>	John F. Lea
<i>Chaplain</i>	Rev. Father Luke Powleson

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Today, on adjournment—

Ways and Means, in Room 4202.

Joint Legislative Audit, in Room 5168.

Tomorrow, on adjournment—

Rules, in the Rules Committee Room.

March 11th and 12th, at 3 p.m.—

Manufacturing, Oil, and Mining Industry, in Room 4202.

ADJOURNMENT

At 2.45 p.m., on motion of Mr. McCollister, the Speaker declared the Assembly adjourned until 10.30 a.m., Wednesday, March 5, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

SECOND LEGISLATIVE DAY
SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, March 5, 1958

The Assembly met at 10.30 a.m.

Hon. Charles J. Conrad, 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 :

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Weinberger, and Wilson—76.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis :

O God, Our Heavenly Father, Grant us grace ever to act according to principle, and not react according to pressure; help us to meet the anger in others with calmness, their stubbornness with understanding, their selfishness with self-sacrifice, and their hatred with love. Make us realize, O Lord, that evil can never be conquered by evil. Send Thy Holy Spirit into our hearts so that by Thy strength we may make goodness dominate, and thus become the agents for bringing peace on earth and good will among men; through Christ our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Anderson, seconded by Mr. Lowrey, 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. MacBride, on motion of Mr. McCollister.

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

Mr. Lincoln, on motion of Mr. McCollister

Mr. Biddick, on request of Mr. Conrad.

Mr. Winton, on motion of Mr. Brown.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 18: By Messrs. Crawford, Hegland, Miss Donahoe, Messrs. Shell, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Biddick, Bonelli, Bradley, Britschgi, Burton, Busterud, Collier, Conrad, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Messrs. Dills, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Henderson, Holmes, House, Johnson, Luckel, Masterson, Meyers, Mulford, Munnell, Nielsen, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Thomas, Unruh, Wilson, and Winton—An act to add Chapter 12 (comprising Sections 21801 to 21803) to Division 10 of the Education Code, relating to the participation of the State in a federal scholarship program.

Referred to Committee on Education.

Assembly Bill No. 19: By Mr. Masterson—An act to amend Section 262 of the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 20: By Messrs. Collier, Conrad, Rees, and Anderson—An act to add Chapter 1.9, comprising Sections 5120 to 5128, inclusive, to Division 3, of the Education Code, relating to property valuations for the purpose of allocating money to school districts, and the adjustment of school district tax rates as a result thereof.

Referred to Committee on Education.

Assembly Bill No. 21: By Messrs. Luckel, Thomas, Crawford, Schrade, and Hegland—An act to add Section 1142 to the Revenue and Taxation Code, relating to the taxation of commercial fishing vessels.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 22: By Messrs. Britschgi, Francis, Meyers, Bradley, Bee, Crawford, Samuel R. Geddes, Grant, Hegland, Schrade, and Shell—An act to add Sections 33.5 and 372.4 to, and to amend Sections 157 and 370 of the Vehicle Code, relating to the definition of and registration of station wagons.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 23: By Mr. Hansen—An act to add Section 221 to the Revenue and Taxation Code, relating to the exemption of personal property from taxation.

Referred to Committee on Revenue and Taxation.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Miller asked for, and was granted, unanimous consent that the following Report and Recommendations of the Citizens Legislative Advisory Commission be ordered printed in the Journal:

LETTER OF TRANSMITTAL

CITIZENS LEGISLATIVE ADVISORY COMMISSION

SACRAMENTO, February 14, 1958

*California State Legislature, and
Joint Committee on Legislative Procedures
State Capitol
Sacramento, California*

Report and Recommendations, Citizens Legislative Advisory Commission

GENTLEMEN: The Citizens Legislative Advisory Commission, authorized by Chapter 1481, Statutes of 1957, adding Section 9134 to the Government Code, was organized in September, 1957, with a total membership of 68 business, professional and civic leaders of the State. An independent survey of the nature and extent of the duties and responsibilities of members of the California State Legislature was authorized and the Mangore Corporation of Los Angeles was employed for this purpose under authorization of the Joint Committee on Legislative Procedures. That corporation conducted a survey of factual data involved in analyzing this problem for the purpose of developing judgments concerning the adequacy of legislative salaries. A supplemental survey on the need for personal assistance for legislators was also conducted by the same organization. Copies of the two studies by the Mangore Corporation are being transmitted to you independently. The factual data developed in these studies was used extensively by the commission in arriving at its recommendations. It should, however, be pointed out that these recommendations were entirely independent of any suggested conclusions contained in either of the Mangore studies.

Recommendations of the commission adopted at its meeting on February 14, 1958, are annexed hereto for your consideration. The outstanding recommendation from the point of view of importance involves a proposal to increase the annual salary of Members of the State Legislature to \$9,000. This recommendation is hinged upon a concurrent recommendation for reduction of mileage allowances to actual and necessary expenditures. The salary recommendation involves a constitutional amendment whereas the mileage adjustment involves rules of the legislative bodies. If the recommendations meet with your favor, immediate steps should be taken to request that these matters be included within the call of the Governor for the special session of 1958, so that any necessary constitutional amendments can be formulated.

The work of the commission was furthered substantially by deliberations of six subcommittees. Supervision over the manner of making the Mangore studies was especially delegated to Mr. Lloyd Graybiel of San Francisco, Chairman of the Committee on Compensation and Conflicts of Interest, and to Mr. Henry J. Kaiser, Jr., of Oakland, Chairman of the Subcommittee on Personal Assistance for Legislators.

The work of these subcommittees was outstanding and special recognition should be given to it for the results achieved.

The widespread and diverse membership of the commission gave rise to varying opinions on the important matters considered but the recommendations adopted were approved by substantial majorities in each instance and reflected the considered opinion of the commission. A list of the membership of the commission is also attached.

This report is rendered at this time to permit consideration of these recommendations in 1958 legislative deliberations. A number of matters are still under survey for action and report at a later date.

Respectfully submitted,

CITIZENS LEGISLATIVE ADVISORY COMMISSION
MAX EDDY UTT, Chairman

RECOMMENDATIONS OF THE CITIZENS LEGISLATIVE ADVISORY COMMISSION TO THE CALIFORNIA LEGISLATURE

February 14, 1958

Recommendations Dealing With Legislative Sessions

RECONVENING OF THE LEGISLATURE TO CONSIDER GUBERNATORIAL VETOES

The commission has carefully considered the advisability of reconvening the Legislature after adjournment of the session to consider gubernatorial vetoes. The commission is opposed to this change. The principal reasons given for this recommendation are as follows:

1. It would unduly increase the workload of the legislators without corresponding benefits to the State.
2. The present system has worked fairly well, and the number of instances is few in which important legislation has been pocket-vetoed which would have been passed over the Governor's veto.
3. A special reconsideration session tends to violate the principle of executive approval of legislation and the proposed practice might significantly handicap needed executive checks.
4. A special session of this type is an extra and unnecessary burden on the state taxpayer and would involve costly increases in travel and other expenses.
5. A special session to reconsider the vetoes of measures might actually lead to poorly drafted legislation. It is feared that the Legislature might tend to deal loosely with the requirements of proper legislative drafting. The inclination of the Legislature to reconvene and act upon the Governor's objections without proper initiative in recasting the proposed measure might result.
6. The short recess period between the regular session and the proposed subsequent reconsideration session would be inadequate. It is thought a longer period of time is necessary to give full and adequate consideration to the merits of the gubernatorial veto and to allow for proper sounding of public opinion. The longer period of time between regular sessions serves this purpose much more effectively.

Recommendations Dealing With Terms of Office

LEGISLATIVE TERMS FOR SENATORS

After due deliberation, the commission concludes that there does not appear to be sufficient evidence at this time to justify a change in the length of term of office for Senator.

LEGISLATIVE TERM FOR ASSEMBLYMEN

1. It is recommended that the term of office for Assemblymen be lengthened from two to four years. The committee believes that the change would be in the public interest since it would reduce turnover and provide more experienced legislators, cut down the time and energy devoted to political campaigning, and give greater stability to the total legislative process.
2. It is further recommended that the terms be staggered to provide that one-half of the Assembly be elected every two years.

The commission recognizes that the length of term of office for Assemblymen is a very controversial subject. In making these recommendations it was not unmindful of the fact that the length of the term of members of the national House of Representatives is only two years; that according to the information available only four states have a four-year term for the members of their lower houses; that the only recent official poll of popular sentiment on the question of legislative terms in California was expressed in the General Election of 1954 in connection with Assembly Constitutional Amendment No. 10 wherein the people overwhelmingly defeated any increase in the term for Assemblymen from two to four years, except that in said proposition the voters were also asked to approve the length of the term for Senators to six years in place of four years, and also the question of limiting the election of Governor to two successive terms of office; and that said Proposition No. 10 was also preceded by Proposition No. 6 increasing the salary of legislators to \$500 per month.

The commission nevertheless concludes that by lengthening the term of office for Assemblymen from two to four years the turnover would be reduced and more experienced legislative personnel would result; that the amount of time, energy, and money devoted to campaigning could be greatly reduced; that staggered terms would be possible yielding greater stability through 50 percent holdover members; that there would be responsiveness to public will both through quadrennial elections and the availability of recall; and that the lengthening of term for Assemblymen would accomplish the end result of better State Government.

Recommendations Dealing With Compensation and Conflicts of Interest

The commission has given careful study and consideration to the duties and responsibilities of Members of the California State Legislature for the purpose of determining the adequacy of legislative remuneration. The commission has had the benefit of findings of an independent survey conducted by The Mangore Corporation. This survey was authorized by the commission at its meeting on September

20, 1957. The survey work was conducted on a completely independent basis and the findings and the report are solely those of that firm. The survey was conducted over a period of four months. Representatives of The Mangore Corporation conducted extensive interviews with representatives of the Legislature, legislative advocates, and members of the working press. The survey produced a large amount of factual information which was used by the commission in its study.

Herewith are presented the findings and recommendations:

FINDINGS

1. The tasks of the state legislator are growing in responsibility relative to the growth of the State. The independent survey showed that more than 80 percent of the interviewed legislators, legislative advocates, and members of the working press stated that the legislators' duties and responsibilities have changed significantly within the last decade, and that majority indicated that the job would continue to grow in responsibility.

* Question	Re- sponse	Sena- tors	Assembly- men	Legis- lative Ad- vocates	Press
26. (15) Have the Legislator's duties and responsibilities changed significantly over the last 10 years?	Yes -----	100%	86%	100%	80%
	No -----	0	2	0	20
	Don't know --	0	8	0	0
	No response--	0	4	0	0
27. (16) To what extent do you think the Legislator's duties and responsibilities will continue to change?	Become full time -----	60	10	12	0
	Continue to grow -----	35	80	76	50
	No change expected --	0	4	0	20
	Other -----	5	6	12	30

*Mangore Report, Appendix, Table VII

The commission finds that the legislator's job is not only growing in terms of the activities in which the legislator engages, but in terms of the importance of the decisions which the legislators make. Problems of state growth associated with education, highways, resources, and welfare have placed inordinate responsibility upon the legislator to make wise judgments about the future economic growth and welfare of the State. The formulation of policies for a State Budget which has grown from less than \$650,000,000 in 1947-1948 to over \$2,000,000,000 a decade later is impressive statistical evidence of how important the lawmaking process has become.

2. The commission has carefully reviewed the amount and distribution of time of the legislators' workload. It is impressed by the figures of the survey report which show that over three-fourths of the legislators and legislative advocates reported that legislators are spending from one-half to three-fourths of their time during both the general session and budget session years on legislative business. The figure from the working press does not appear to be significant in this connection since only one person out of 10 responded.

**PERCEPTIONS OF LEGISLATORS, LEGISLATIVE ADVOCATES AND
THE PRESS OF THE APPROXIMATE PERCENTAGE OF TIME
SPENT ON LEGISLATIVE BUSINESS BY LEGISLATORS ***

Group	100%	75-99%	50-75%
General Session Year:			
Senate Whole House-----	30%	45%	25%
Assembly Whole House-----	28	56	8
Legislative Advocate -----	0	64	16
Press -----	0	0	10

Budget Session Year:

Senate Whole House-----	30	35	30
Assembly Whole House-----	20	38	16
Legislative Advocate -----	0	20	56
Press -----	0	0	10

* Mangore Report, Appendix, Table V.

Other sections of the report also produced other evidence showing the amount of time which the legislator is giving to his various duties such as lawmaking, investigatory activity, servicing of constituents, surveillance of administrative agencies, and the like. It concludes that the burdens of office are now such that the average legislator is able to carry on a private business or profession only with the greatest of difficulties and with increasing personal handicaps.

3. The tasks and demands of legislative office are resulting in major financial sacrifices for the predominant number of legislators. The data from the survey generally supports this finding despite the fact that the members of the press are divided on this point.

* Question	Re- sponse	Sena- tors	Assembly- men	Legis- lative Ad- vocates	Press
44. (24) Does the job repre- sent financial sacrifice for most?	Yes ----- No ----- Depends on Individual Don't know --	85% 15 0 0	78% 14 0 8	60% 24 16 0	20% 50 10 20

* Mangore Report, Appendix, Table XI

Though it is difficult to ascertain how great the financial losses are since they vary with individuals, the commission is convinced that they are increasing as the work of the Legislature grows, and to some extent are proportionate to the length of service of the legislative members.

4. The financial obstacles to holding legislative office are tending to narrow the class of persons which seek office. The legislative post appears to be becoming more attractive either to citizens who are independently wealthy, or persons who are not successful in private pursuits. Highly qualified individuals of modest means are becoming more reluctant to serve in the Legislature. The commission concludes that any narrowing of the selection process of legislators is dangerous to our cherished concepts of democracy and public service.

5. It is difficult to make direct comparisons between the legislator's post and other public and private positions for the purpose of making salary determinations. Some statistics, however, of other legislative and

administrative positions in California are illustrative and have been useful to the committee in making judgments. The annual salaries of members of the boards of supervisors of the five largest counties range accordingly.

**SALARIES OF MEMBERS OF BOARDS OF SUPERVISORS
IN FIVE LARGEST CALIFORNIA COUNTIES**

County	Annual salary
Los Angeles County -----	\$18,000
Alameda County -----	10,000
San Diego County -----	8,400
Santa Clara County -----	6,000
City and County of San Francisco -----	4,800

Moving to the state level, we find salaries for the directors of the 12 largest departments ranging from \$17,000 to \$27,500, with an average of approximately \$20,000.

SALARIES OF DIRECTORS OF 12 LARGEST STATE DEPARTMENTS

Department	Annual salary
Director of Finance -----	\$27,500
Director of Mental Hygiene -----	22,500
Director of Public Works -----	20,000
Director of Water Resources -----	20,000
Superintendent of Public Instruction -----	20,000
Director of Public Health -----	19,500
Director of Corrections -----	19,000
Director of Employment -----	19,000
Director of Motor Vehicles -----	19,000
Director of Youth Authority -----	19,000
Director of Agriculture -----	17,000
Insurance Commissioner -----	17,000

Another category for comparison is provided by members of state boards and commissions, many of which are quasi-legislative in nature. It is noteworthy, for example, that a member of the State Board of Barber Examiners or the State Personnel Board receives as much compensation for part-time activity as a Member of the State Legislature.

**SOME SELECTED SALARIES OF MEMBERS OF
STATE BOARDS AND COMMISSIONS ***

Board or Commission	Annual salary
Public Utilities Commission -----	\$19,000
California Unemployment Insurance Appeals Board --	17,000
Adult Authority -----	16,500
State Water Rights Board -----	16,500
Youth Authority -----	16,500
State Board of Equalization -----	16,000
Industrial Accident Commission -----	15,000
Alcoholic Beverage Control Appeals Board -----	12,000
State Personnel Board -----	6,200
State Board of Barber Examiners -----	6,000

* Mangore Report, Table IX.

Some parallels also may be made with legislative advocates who in many respects engage in some of the same activities as a legislator. The figures filed with the Legislative Analyst's Office show that the salaries of legislative advocates who spent more or less full time on their activity range on the average from \$600 per month to \$1,800 per month, in addition to liberal expense allowances. The median for the upper 50 percent of legislative advocates salary is approximately \$900 per month.

Though many factors must be weighed in drawing relationships between public salaries, the commission concludes that though the position of legislator compares with many other important public posts, the salary is not of the same magnitude. It notes that many legislators have recently left legislative office to serve in other public posts at the local and state level which provide greater compensation. The commission believes that legislative salaries must be kept reasonably comparable to other public positions if the caliber of the Legislature is to be maintained.

6 The commission believes that any realistic appraisal of the adequacy of salaries must take into consideration other financial reimbursements which the legislator receives. The commission has carefully reviewed the travel, per diem and other allowances which the California legislator receives in the performance of his work.

The commission notes from the Mangore Corporation Report that legislative gross income for the Fiscal Year 1955-56 averaged \$8,500 per year, based upon a \$6,000 annual salary and \$2,500 per diem and travel. The Associated Press reports "California's average legislator in the Capitol took home \$6,000 in salary and \$4,200 in expenses last year." * Although it is impossible to determine actual out-of-pocket expenses, there exists an impression that interim travel allowances exceed out-of-pocket expenses.

The amount of allowances which are justifiable will, to some extent, vary with the legislator's standard of living and where he lives in the State. The commission believes that the current allowance of \$18 per day during session and \$20 per day during the interim for board and lodging is ample though not excessive, particularly since the number of days per diem which a legislator may draw during the interim is 40 days, except for service on a joint house committee when the maximum is 60 days. However, the commission finds that the allowance of \$0.15 per mile is in excess of actual costs, and may well provide incentive for unnecessary amount of travel, in connection with interim committee meetings.

7. In connection with its survey of the tasks and responsibilities of the state legislator, the commission has gathered some information concerning conflicts of interest which the legislator may have in connection with his activities as a nonlegislator. However, the commission needs to study this matter further and does not wish to make any recommendation on this subject at this time.

* 1957 Session

RECOMMENDATIONS

The commission reaffirms its belief in the philosophy of the citizen legislator who in addition to his legislative obligations is entitled to remunerative activities in private life. The commission further expresses its belief that legislative procedures must be continually re-examined to preserve the concept of the citizen legislator. Based upon this concept, the commission makes the following recommendations:

1. That the annual salary of members of the State Legislature should be increased from \$6,000 to \$9,000.
2. That all legislators' travel allowances should be limited to reimbursement for actual and necessary expenditures, and the current figures of \$0.5 and \$0.15 per mile be changed accordingly.
3. That the commission should undertake a study of the problem of conflicts of interest with a view toward the formulation of a code of ethics for legislators.

Recommendations Dealing With Personal Assistance for Legislators

ADMINISTRATIVE ASSISTANTS FOR LEGISLATORS

1. A legislator shall be entitled to an administrative assistant provided that he can show a need for such assistance. The period of need and the amount which each administrative assistant or assistants shall be paid will be left to the discretion of the Rules Committee of each house with the maximum salary not to exceed \$500 per month. In all cases the final decision as to need and salary will be made by the Rules Committee.

The following reasons were considered by the commission in arriving at this recommendation:

- a. In many cases it was felt that a full-time administrative assistant was not needed
 - b. By requiring each legislator to justify his needs both during the session and during the interim, the degree of assistance ranging from the present secretarial allowance to one or more full-time assistants could be provided as the individual case required.
 - c. The commission wishes to go on record as opposing the carte blanche hiring of administrative assistants by individual legislators upon their own determination of need.
2. It is recommended that the position of administrative assistant be exempt from civil service with the selection of individuals to be left to the discretion of the legislators.

The reasons for this recommendation are:

- a. The possible part-time nature of such assistance may make it undesirable to place the position under a civil service classification.
- b. The confidential nature of the position requires that the legislator should have full discretion in the selection of an individual.

NEED FOR OFFICE SPACE IN LEGISLATORS' HOME DISTRICTS

On the basis of information available at this time the commission agreed not to recommend the provision of office space at state expense in each legislator's home district.

The reason for this decision is:

The statistical studies provided by the Mangore Corporation show that 24 percent of the Assembly felt they needed office space in their home districts; none of the Senators responding to this question indicated such a need.

Based on this small evidence of need the commission felt it should not act positively on this question at this time.

Recommendations Dealing With Legislative Committees

RETURN OF ENROLLED BILLS

The commission has considered the problem of the return of enrolled bills to the Legislature for the correction of technical defects. After careful study the commission recommends that no action be taken on this subject. The number of enrolled bills each session demanding technical correction is so small that the commission sees no need for passing a constitutional amendment for such an insignificant problem.

COMMITTEE ORGANIZATION AND PROCEDURE

The commission accepts the invitation of the Department of Political Science of the University of California at Berkeley to undertake a study of committee organization and procedure in the California Legislature

Recommendations Dealing With Legislative Aids and Services

RESEARCH OFFICE

The commission repeats its recommendation in its last report to the Legislature that a separate office to function as a source of information and co-ordination of research should be made available to the Members of the Legislature. It believes that it probably would not cost any more to establish such a bureau than the present cost of the operation of the Legislative Analyst's Office together with the cost of consultants to the various committees who are hired on a part-time basis.

FURTHER STUDIES

The commission proposes to study further the matters of the Legislative Reference Library and the delay in state legislative printing during bill introduction and recess periods

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 4, 1958

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

Senate Concurrent Resolution No. 1

J. A. BEFK, Secretary of the Senate

By LACILAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 1—Relative to the Joint Rules of the Senate and Assembly for this 1958 First Extraordinary Session
Referred to Committee on Rules.

ANNOUNCEMENTS

Mr. Conrad announced that the members should get their bills across the desk as soon as possible, in order to expedite their printing and consideration in committee and by the House.

Mr. McCollister announced that a bulletin explaining Assembly Bill No. 11 will be distributed to the members today.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. McCollister announced that Mr. Hansen, Chairman of the Committee on Agriculture, has agreed to set Assembly Bill No. 11 for hearing by the committee at 3 p m on Wednesday, March 12th, in Room 5168

Mr. Kelly announced that the Committee on Manufacturing, Oil, and Mining Industry will hold hearings on Assembly Bills Nos. 5 and 12 on Tuesday, March 11th, at 3 p m , and Wednesday, March 12th, at 8 p.m., in Room 2170

Mr. Luckel announced that the Committee on Transportation and Commerce will hear all station wagon and school bus bills on Monday, March 10th, at 3 p m , in Room 2170; and that other miscellaneous bills in the committee will be heard at a later date.

ADJOURNMENT

At 10.38 a m , on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10.15 a.m., Thursday, March 6, 1958.

CHARLES J CONRAD, Speaker pro Tempore

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRD LEGISLATIVE DAY
THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Thursday, March 6, 1958

The Assembly met at 10.15 a m.

Hon. L. H. Lincoln, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-
dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier,
Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills,
Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel
R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House,
Johnson, Kelly, Kilpatrick, Klocksiem, Lauterman, Levering, Lindsay, Lowrey,
Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Mun-
nell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick,
Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and
Mr. Speaker—79.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend
Robert S. Romeis:

*Gracious God and Eternal Father, Who hast taught us by Thy word that in quiet-
ness is our strength; grant that we may spend less time in idle talking and more in
serious listening. Help us to hear the voice of history which declares that when
morality weakens, nations begin to die, help us to hear the voice of others who speak
from experience, and make us humble enough to heed their advice; help us to hear
the voice of conscience as it commands us to halt when we would pursue unworthy
aims; help us to hear Thy voice, O Lord, as it teaches us that love is the foundation
of true living. Make us listen that we may learn; make us learn that we may lead;
through Jesus Christ, Thy Son, our Lord.—AMEN.*

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Dills, seconded by Mr. Dahl, 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. MacBride, on motion of Mr. McCollister.

COMMUNICATIONS

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

Letter of Transmittal**Report of Fairs Classification Committee**

ASSEMBLY, CALIFORNIA LEGISLATURE
SACRAMENTO, March 4, 1958

Hon. L. H. Lincoln, Speaker

DEAR ABE: The attached information complies with the code regarding the Fairs Classification Committee.

W. C. Woxberg, chairman of the committee and Secretary-manager of the Merced County Fair, has requested that I deliver a copy to you

Sincerely,

PAT KELLY
H. W. Kelly

Enc.

Above transmitted report of the Fairs Classification Committee ordered referred to the Committee on Agriculture.

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

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

Assembly Bill No. 24: By Messrs. Thomas, Chapel, Dahl, Shell, Don A. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bonelli, Britschgi, Burke, Burton, Crawford, Crown, Cunningham, Cusanovich, Dills, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lauterman, Levering, Lindsay, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Stewart, Thelin, Weinberger, Wilson, and Winton—An act to add Section 209.5 to the Revenue and Taxation Code, relating to the exemption of vessels under construction from personal property taxation

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 25: By Messrs. Winton and Hansen—An act to add Section 380 to the Agricultural Code, relating to labeling poultry.

Referred to Committee on Livestock and Dairies.

Assembly Bill No. 26: By Messrs. Belotti and Biddick—An act to amend Sections 5852 and 5853 of the Public Resources Code, relating to the Small Craft Harbors Commission.

Referred to Committee on Government Organization.

Assembly Bill No. 27: By Mr. Biddick—An act to amend Section 6271 of the Harbors and Navigation Code, relating to port districts.

Referred to Committee on Governmental Efficiency and Economy.

ANNOUNCEMENTS

Mr. Burton announced that he is holding at his desk a resolution in memory of Angelo A. Fusco, and requested that members desiring to become co-authors come to his desk to affix their signatures.

**REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 25
BE WITHDRAWN FROM COMMITTEE, AND BE RE-REFERRED**

Mr. Winton asked for, and was granted, unanimous consent that Assembly Bill No. 25 be withdrawn from the Committee on Livestock and Dairies, and be re-referred to the Committee on Agriculture.

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

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

Assembly Bill No. 28: By Messrs. Beaver and Erwin—An act to amend Section 26072.5 of the Revenue and Taxation Code, relating to the exemption of corporations from the bank and corporation tax.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 29: By Messrs. Britschgi and Francis—An act to amend Sections 372 and 372.1 of, and to add Section 33.5 to, the Vehicle Code, relating to weight fees for commercial vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 30: By Messrs. Crawford and Schrade—An act to validate the organization and acts of municipal water districts.

Referred to Committee on Municipal and County Government.

Assembly Concurrent Resolution No. 1: By Mr. Miller—Relative to the preparation and printing of a Summary Digest and Subject List.

Referred to Committee on Rules

Assembly Concurrent Resolution No. 2: By Mr. Miller—Relative to the preparation and printing of a cumulative Statutory Record.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Messrs. Burton, Frew, Meyers, O'Connell, Gaffney, Busterud, Dills, Masterson, and Weinberger:

**House Resolution No. 8
Memorializing Angelo A. Fusco**

WHEREAS, The Members of the Assembly have learned with deep regret of the passing of Angelo A. Fusco on July 31, 1957; and

WHEREAS, His death has brought to a close a lifelong career of tireless and unselfish dedication to the guidance of boys in his native City of San Francisco; and

WHEREAS, In 1921 Mr. Fusco first joined the Salesian Boys Club which had been founded a few years earlier by the late Reverend Oreste Trinchieri; and in 1936, upon the death of Father Trinchieri, with whom he had served as director for over 10 years, Angelo Fusco assumed full responsibility for the management and direction of this fine organization; and

WHEREAS, During his 32 years of administration, the club under his sympathetic direction has played a major role in developing the characters of thousands of boys, and guiding them along the path to the high ideals of clean living and good citizenship; and

WHEREAS, His outstanding work in this field has brought him not only local honors but national recognition climaxed by his receipt in 1957 of the Keystone Award of the Boys Clubs of America; and

WHEREAS, He was also active in community affairs and was twice elected president of the North Beach Chapter of the Lions Club, serving in 1948 and again in 1949, and

WHEREAS, His untimely death at the age of 52 has deprived the State as well as San Francisco of his invaluable services in building the character of the citizens and leaders of tomorrow; now, therefore, be it

Resolved by the Assembly of the State of California, That the members join with his myriad of friends in expressing grief at the passing of Angelo A. Fusco; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to his sister, Mrs. Marion Magliano of Oakland, California; to the Salesian Boys Club; to Father Larry Byrne of SS. Peters and Pauls Church; and to the North Beach Chapter of the Lions Club.

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

Request for Unanimous Consent

Mr. Weinberger asked for, and was granted, unanimous consent that he be made a co-author of House Resolution No. 8.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, March 5, 1958

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

House Resolution No. 7

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

MILLER, Chairman

Above reported resolution ordered on file.

ANNOUNCEMENTS

Mr. McCollister announced the presence in the Assembly Chamber of Dr. Charles Fairman, who, upon invitation of Mr. Kilpatrick, and with the approval of the Rules Committee, will address the Assembly.

Appointment of Select Committee

Speaker Lincoln announced the appointment of Messrs. Kilpatrick, Lindsay, Miller, Beaver, and Sumner as a Select Committee to escort Dr. Charles Fairman to the rostrum.

MOTION FOR COMMITTEE OF THE WHOLE

Mr. McCollister moved that the Assembly resolve itself into a Committee of the Whole for the purpose of hearing an address by Dr. Charles Fairman of Harvard University Law School on the topic of "Maintaining Continuity of Government in Event of an Atomic Attack"

Motion carried

IN COMMITTEE OF THE WHOLE

Speaker L. H. Lincoln presiding.

On motion of Mr. McCollister, the committee did arise.

IN ASSEMBLY

Speaker L. H. Lincoln presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

PARLIAMENTARY INQUIRY

Mr. Elliott arose to the following parliamentary inquiry: Is the address by Dr. Fairman too long for printing in the Journal?

Statement by Mr. McCollister

Mr. McCollister stated that, since the address was delivered in Committee of the Whole, it will not appear in the Journal except upon a motion or request by a member, and with the consent of the House.

Reply by Speaker

The Speaker replied that copies of the address have been multilithed for distribution, and if more are needed, they will be supplied.

Statement by Mr. Elliott

Mr. Elliott stated that, since the address is quite long and multilithed copies are available, he would not, at this time, request that it be printed in the Journal.

ANNOUNCEMENTS

Mr. Miller announced that, for the convenience of the members, copies of the Files, Histories, and Journals will be placed in the members' mail boxes each morning.

Speaker Lincoln announced that committee chairmen should check with his Secretary, Miss Edith MacNair, relative to the availability of committee rooms before they announce their meetings, in order to avoid conflicts in the use of the rooms.

Mr. Kilpatrick announced that on Monday, March 10th, he will request that both the address by Dr. Charles Fairman and another document be printed as a supplement to the Journal.

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

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

Assembly Bill No. 31: By Messrs. Porter, Ernest R. Geddes, Munnell, and Lindsay—An act to amend Section 1503 2 of, and to add Section 6357 3 to, the Education Code, relating to interdistrict attendance agreements of school districts

Referred to Committee on Education

Assembly Bill No. 32: By Messrs. Porter, Ernest R. Geddes, Munnell, and Lindsay—An act to add Section 7240 to the Education Code, relating to the tuition of junior college students

Referred to Committee on Education.

Assembly Bill No. 33: By Messrs. O'Connell, Meyers, Busterud, Gaffney, Belotti, Biddick, Britschgi, Burton, Dills, Doyle, Frew, Samuel R. Geddes, Grant, Hansen, Kelly, Lindsay, Masterson, McCollister, Mulford, Nielsen, Pattee, Rees, Sedgwick, and Weinberger—An act declaring certain salt marsh and tide and submerged lands to be free from the public trust for navigation, commerce, and fisheries, and from any trust, requirement, or conditions that such land be used for street or railway purposes, and to relinquish, grant, and convey all right, title,

and interest of the State of California in and to such lands to the City and County of San Francisco for uses of general statewide interest, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government

Speaker pro Tempore Presiding

At 11.12 a.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 34: By Messrs. Busterud, Mulford, and Weinberger—An act to add Sections 28743 and 28744 to the Public Utilities Code, relating to the San Francisco Bay Area Rapid Transit District.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 35: By Mr. Masterson—An act to add Article 27.5 (commencing with Section 74610) to Chapter 10 of Title 8 of the Government Code, relating to the municipal court in San Pablo Judicial District which includes the City of San Pablo.

Referred to Committee on Judiciary.

Assembly Concurrent Resolution No. 3: By Mr. Miller—Relative to adding Rule No. 34.2 to the Joint Rules of the Senate and Assembly, with respect to memorial resolutions.

Referred to Committee on Rules

Assembly Concurrent Resolution No. 4: By Mr. Miller—Relative to adding Rule No. 34.2 to the Joint Rules of the Senate and Assembly, with respect to memorial resolutions.

Referred to Committee on Rules.

EXPLANATION OF ABSENCE

March 6, 1958

The Joint Assessment Practices Committee met from 9 a.m. to 10:20 a.m. Those in attendance and off the floor of the Budget and Special Sessions were:

GLENN E. COOLIDGE, Chairman
FRANK LANTERMAN
SAMUEL R. GEDDES
CLARK L. BRADLEY

ADJOURNMENT

At 11.15 a.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 11.15 a.m., Monday, March 10, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FOURTH LEGISLATIVE DAY

SEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Monday, March 10, 1958

The Assembly met at 11.15 a.m.

Hon. Charles J. Conrad, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hausen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mumford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Almighty God, the Creator and Sustainer of All Men Who Dwelt Upon the Face of the Earth, Forgive us our pride in believing that we can manage life without Thy help; forgive our folly in thinking that we know all the answers when we haven't even understood all the questions; forgive our unfaithfulness as we again and again fail to practice what we profess. Cleanse our hearts, sharpen our minds, stiffen our wills, so that in facing the grave decisions which stand before us we may do that which is honest, considerate, fair to all, and pleasing in Thy sight; through Jesus Christ, Thy Son, our Lord.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. MacBride, on motion of Mr. McCollister.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Francis, on motion of Mr. McCollister.

COMMUNICATIONS

The following letters of transmittal were presented by the Chief Clerk, and ordered printed in the Journal:

Letter of Transmittal

Clarification of Relationships Between State Park Commission, Division of Beaches and Parks, and Department of Natural Resources

DEPARTMENT OF NATURAL RESOURCES
SACRAMENTO, March 7, 1958

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

DEAR MR. OHNIMUS: Transmitted herewith are 85 copies of the report and recommendations of the Director of Natural Resources in response to Senate Resolution No. 28 (1957) for distribution to the Assemblymen.

This report relates to a clarification of the relationship between the State Park Commission, the Division of Beaches and Parks and the Department of Natural Resources; and reorganization of the Division of Beaches and Parks.

Sincerely yours,

DEWITT NELSON, Director
By EDWARD F. DOLDER, Deputy Director

Above transmitted report ordered referred to the Committee on Conservation, Planning, and Public Works.

Letter of Transmittal

Report by the California Highway Commission on Policy and Procedure Regarding Route Adoptions and Freeway Locations

DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, March 5, 1958

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

DEAR MR. OHNIMUS: Senate Concurrent Resolution No. 90, Chapter 250 of Resolutions, Statutes of 1957, requests that the California Highway Commission transmit to each house of the Legislature at the commencement of each annual session a report dealing with the policy of the commission on freeway route adoptions.

Six copies of the commission's report for the calendar year 1957 are submitted herewith.

In the 1958 report there will be included reference to the action of the California Highway Commission on February 26, 1958, restating and revising its freeway route adoption procedure to provide additional guarantees that local views will be fully heard and carefully considered before any conclusions or recommendations as to specific routes are made.

Very truly yours,

C. M. GILLISS
Director of Public Works and
Chairman, California Highway Commission

Attach.

Above transmitted six copies of report ordered referred to the Committee on Transportation and Commerce.

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

DEPARTMENT OF AGRICULTURE
WASHINGTON, D. C., March 5, 1958

Mr. Arthur A. Ohnimus
Chief Clerk of the Assembly
3196 State Capitol
Sacramento, California

DEAR MR. OHNIMUS: Thank you for your letter of February 7th, enclosing a copy of House Resolution No. 19 adopted by the California Assembly on February 4, 1958. This will also reply to your letter of February 7th addressed to the President.

The department recognizes the need for additional research on problems related to soil and water management and conservation in the irrigated areas of the West. However, the department has neither the authority nor funds currently available to purchase lands for this purpose, nor has provision been made in the 1959 Budget for the purchase of land.

We are deeply pleased with your interest and that of the California Legislature in our research program.

Sincerely yours,

E. L. PETERSON, Assistant Secretary

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 36: By Mr. Lindsay—An act to add Sections 12710, 12711 and 12712 to the Water Code, relating to the plan for flood control on the Truckee River and its tributaries.

Referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 37: By Messrs. Hegland and Doyle—An act making an appropriation to the Department of Education to carry out functions relating to educational institutions and the issuance, acquisition and use of degrees, diplomas and other documents evidencing the completion of courses of instruction.

Referred to Committee on Education.

Assembly Bill No. 38: By Mr. Henderson—An act to add Article 14 (comprising Section 10261) to Chapter 1, Division 5 of the Education Code, relating to instruction in science and conservation.

Referred to Committee on Education.

Assembly Bill No. 39: By Mr. Henderson—An act to amend Section 12130 of the Education Code, relating to teacher credentials.

Referred to Committee on Education

Assembly Bill No. 40: By Mr. Belotti—An act to amend Section 7152 of the Education Code, relating to the Public School System.

Referred to Committee on Education.

Assembly Bill No. 41: By Mr. Doyle—An act to amend Sections 10302, 10303, and 10505 of, and to add Section 10506 to, the Education Code, relating to courses of instruction in the public schools.

Referred to Committee on Education.

Assembly Bill No. 42: By Messrs. Doyle and Marsh—An act relating to the repayment of fines collected under protest from the owners of

special highway construction equipment by the Department of Motor Vehicles.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 43: By Mr. Doyle—An act to amend Section 7727 of the Education Code, relating to state school building aid.

Referred to Committee on Education.

Assembly Bill No. 44: By Messrs Masterson, Klocksien, Britschgi, Pattee, Backstrand, and House—An act to add Section 265 to the Revenue and Taxation Code, relating to the college exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 45: By Messrs. Crawford, Hegland, Schrade, and Luckel—An act to amend Section 2189 of the Revenue and Taxation Code, relating to taxes on personal property.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 46: By Messrs. Collier, Anderson, and Ernest R. Geddes—An act to amend Section 3391 of the Revenue and Taxation Code, relating to publication of delinquent lists.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 47: By Mr. Ernest R. Geddes—An act to add Section 7771.3 to the Education Code, relating to school district public works, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 48: By Messrs. Shell, Holmes, Lanterman, Cusanovich, Anderson, Belotti, Chapel, Collier, Dahl, Erwin, Hanna, House, Levering, Marsh, Munnell, Porter, Rees, Thelin, Thomas, and Unruh—An act to add Section 2610.5 to the Revenue and Taxation Code, relating to tax bills.

Referred to Committee on Revenue and Taxation.

RESOLUTIONS

The following resolution was offered:

By Messrs. Burton, Samuel R. Geddes, Unruh, Don A. Allen, Meyers, Crown, Dills, Gaffney, Elliott, Hawkins, O'Connell, Kilpatrick, Masterson, Nisbet, McMillan, Miller, Porter, Munnell, Rees, Thomas, Rumford, Wilson, and Bee:

House Resolution No. 9

Relative to commending Anthony G. Ballerini

WHEREAS, The Members of the Assembly wish to take this opportunity to commend Anthony G. Ballerini, one of California's most influential and respected labor leaders, for his many contributions to the cause of organized labor; and

WHEREAS, Anthony G. Ballerini's concern over the low wages and deplorable working conditions of the semiskilled and the unskilled workers caused him, early in 1937, to organize and obtain a Federal Charter, issued on February 7, 1937, by the American Federation of Labor, for the Production and Miscellaneous Workers Local 20444, then a small union composed of approximately 348 members; and

WHEREAS, To strengthen his tiny organization, Anthony G. Ballerini subsequently chose to affiliate with the International Association of Machinists which issued the local a charter on December 7, 1937, and the local became known as the Production and Aeronautical Lodge No. 1327; and

WHEREAS, "Tony," as he is affectionately called by his many friends, as a result of his tireless energy and capable leadership, not only increased the size of the union to 6,000 members, thereby making it the largest local lodge of the International Association of Machinists in Northern California, but also, because of his honesty, integrity, and high principles, won the respect and confidence of the labor movement in general and of management and the community in particular; and

WHEREAS, in recognition of his outstanding efforts in behalf of his fellow workers, Anthony G. Ballerini was appointed, in 1950, to the Law Committee of the International Association of Machinists and has been twice elected to this important position, and is presently the chairman of this committee; he has also served as President of the California Conference of Machinists and President of the Pacific Coast Metal Trades District Council; and

WHEREAS, By his participation in numerous civic, fraternal, and charitable causes, presently serving as Vice President of the International Guiding Eye Dogs for the Blind, "Tony" has earned the respect of his fellow men and co-workers, now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly commends Anthony G. Ballerini for his vigorous efforts in behalf of the labor movement in California and for the innumerable contributions which he has made to the welfare of the people of this State; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to Anthony G. Ballerini; to his wife, Marion; to Al J. Hayes, International President of the International Association of Machinists; to Eric Peterson, Secretary-Treasurer; to Roy M. Brown, Vice President; to Emmett Campion, Financial Secretary of Production and Aeronautical Lodge No. 1327; and to the Honorable John F. Shelley, Member of Congress.

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

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 11 FROM COMMITTEE

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 11 be withdrawn from the Committee on Agriculture for purpose of amendment, at this time, and that the bill be re-referred to the Committee on Agriculture.

SECOND READING OF ASSEMBLY BILL NO. 11

Assembly Bill No. 11—An act to add Chapter 19 (commencing with Section 5300) to Division 6 of the Agricultural Code, creating the California Poultry Promotion Council.

Bill read second time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 33, of the printed bill, strike out "by providing for charges on poultry feed".

Amendment No. 2

On page 3, line 21, after the period, insert "However, the California Poultry Promotion Council shall not be activated nor its membership appointed, unless 65 percent of the producers in this State have assented as set forth in Section 5304.5 5304.5. Within 15 days after the effective date of this chapter the director shall, from records of the department and independent investigation by him, prepare a list of producers.

Within 30 days after the effective date of this chapter the director shall prepare and mail to all producers a ballot form and summarization of the provisions of this chapter and its intent and purposes together with a self-addressed stamped envelope

The ballot shall be in the following form.

Ballot of California Poultry Promotion Council

Shall campaigns of research, advertising, publicity, and education become effective on behalf of California grown and raised poultry, eggs, and poultry products as provided for in the California Poultry Promotion Council Law, Chapter 19, Division 6, of the Agricultural Code

Yes ----- No -----

Signature of Producer-----

Address of Producer-----

Date-----

Each producer shall be entitled to one vote and the ballot shall be mailed back to the department by the producer so that it shall be postmarked not later than 10 days after it was mailed to him by the director.

Within 10 days after the final period permitted for returning the ballots the director shall count the assents and dissents and if he finds that 65 percent of the total number of producers voting, or more, have assented he shall immediately make a finding as to this result and proceed with the nomination, selection, and appointment of the members of the council, and their alternates, as herein elsewhere set forth. The required assenting vote having been obtained the action shall be deemed final and all other provisions of this chapter shall go into full force and effect.

Should less than 65 percent of the total number of producers voting fail to assent the director may not proceed under this chapter. This fact shall not preclude the circulation of a new summarization and a new ballot at some future time at the discretion of the director; provided, however, that if no activation of the California Poultry Promotion Council is forthcoming prior to January 31, 1961, this entire chapter shall expire and automatically stand repealed."

Amendment No. 3

On page 3, strike out lines 42 to 51, inclusive, and on page 4, strike out lines 1 to 3, inclusive, and insert

"5306. In the event the procedures of Section 5304.5 result in the required assent then within 45 days after such findings, the director shall schedule and call nomination meetings in as many districts of the State as he may determine to be necessary to provide a reasonable opportunity to all producers of poultry, eggs and poultry products to attend such meetings without undue inconvenience. Notice of such meetings shall be given by first class mail to all producers whose names appear upon lists prepared by the director from all available sources. The director shall also prepare and issue press releases providing notice of such meetings for dissemination throughout the State. The director shall also publish a notice of such meetings in a newspaper of general circulation published in the capital of the State. At each meeting the director shall receive nominations for membership on the council."

Amendment No. 4

On page 6, line 13, strike out "therapeutic,".

Amendment No. 5

On page 7, strike out lines 45 to 51, inclusive, and on page 8, strike out lines 1 to 3, inclusive, and insert

"5322. The council shall give consideration to all possible ways and means of levying an appropriate assessment against the operations of producing, growing and raising poultry, eggs, and poultry products in this State, including but not limited to an assessment upon the quantities of poultry, eggs, and poultry products marketed by each producer; or which might be collected through poultry meat processors, egg dealers, and co-operatives; or an assessment based upon the quantities of poultry feed used; or through a combination basis; or through such other means as the director may deem economical and equitable; provided, however, that in any such plan or plans the actual assessments shall be borne by the producers themselves; and provided further, that the estimated yield shall not exceed the total amount per year as the department may report a levy of one cent (\$.01) per 100 pounds of poultry feed used in this State would develop. In designing such assessment plan or plans the council shall provide exemptions for such operations as may be carried on in this State by producers of poultry, eggs, and poultry products not marketed in this State or which may be or become ineligible to use the distinctive California insignia provided for in Section 5315. The conclusions reached through these considerations shall take the form of recommendations to be made to the director, including a suggested procedure for advance notice to producers regarding the date the council wishes their plan or plans to take effect.

5322.5. In keeping with the recommendations made to him by the council pursuant to Section 5322, the director is hereby required and authorized to levy and to collect the corresponding assessments and to make such rules and regulations, including penalties for nonpayment or delinquency, as may be necessary to insure prompt and accurate collection of these fees; and every producer in this State, through his agent, or otherwise as the system adopted by the director may specify, unless exempted by Section 5322, shall hereafter remit to the department accordingly."

Amendments read, and adopted.

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Agriculture.

**CONSIDERATION OF DAILY FILE
CONSIDERATION OF HOUSE RESOLUTION NO. 7**

By Mr. McCollister:

**House Resolution No. 7
Relative to mailing lists**

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 of the 1958 First Extraordinary Session; 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 five (5) 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 except state colleges and universities. 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 (5) 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 fifteen dollars (\$15) 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 adopted.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Unanimous consent was granted to the following members that Rule 58 be suspended for the purpose of hearing bills in committee as follows:

To Mr. Porter, to hear Assembly Bills Nos. 31 and 32 in the Committee on Education on Wednesday, March 12, 1958, at 8 p.m.

To Mr. O'Connell, to hear Assembly Bill No. 33 in the Committee on Municipal and County Government on Wednesday, March 12, 1958, at 8 p.m.

To Mr. Masterson, to hear Assembly Bill No. 35 in the Committee on Judiciary tonight, at 8 p.m.

To Mr. Winton, to hear Assembly Bill No. 25 in the Committee on Agriculture on Wednesday, March 12, 1958, at 3 p.m.

ANNOUNCEMENTS

Mr. Kilpatrick announced that the address delivered by Dr. Fairman in Committee of the Whole on March 6th will be included in the Report of the Subcommittee on the Impact of Enemy Attack on Governmental Structure and Records.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Today—

At 2 p.m.—

Ways and Means, in Room 4202

At 3 p.m.—

Transportation and Commerce, in Room 2170 Subject: Station Wagon and School Bus Bills.

At 8 p.m.—

Judiciary, in Room 2170.

Tomorrow, at 9 a.m.—

Joint Legislative Audit, in Room 5168.

ADJOURNMENT

At 12.25 p.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10.30 a.m., Tuesday, March 11, 1958.

CHARLES J. CONRAD, Speaker pro Tempore

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FIFTH LEGISLATIVE DAY

EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Tuesday, March 11, 1958

The Assembly met at 10.30 a.m.

Hon. Charles J. Conrad, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bidick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—80.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Almighty and Everlasting God, the Author of Goodness and Truth. Help us to realize that life is not a playground, but a battleground, and that at every moment of every day the forces of right and wrong, freedom and slavery, greed and generosity, honor and dishonor, are locked in vicious conflict. Give us the will and the courage, O Lord, to enter the struggle, to be not merely observers but active participants. And help us by Thy Grace to choose the right side, to fight with Thee and not against Thee, for Thy cause shall ultimately be victorious, and only as soldiers of Thine can we ever fulfill the highest purpose of life; through Christ, our Lord.—AMEN

READING OF THE JOURNAL DISPENSED WITH

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

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Erwin asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal:

OPINION OF LEGISLATIVE COUNSEL

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, March 10, 1958

*Hon. Thomas M. Erwin**Assembly Chamber*

Assembly Bill No. 4, 1958 First Extraordinary Session—
Citrus Judicial District—No. 1809

DEAR MR. ERWIN:

Question

You have asked whether Assembly Bill No. 4 of the 1958 First Extraordinary Session can be acted on under Item 24 of the proclamation convening this session.

Opinion

In our opinion it can.

Analysis

Special legislative sessions may be called by the Governor pursuant to Section 9 of Article V of the State Constitution. The section reads:

“He may, on extraordinary occasions, convene the Legislature by proclamation, stating the purposes for which he has convened it, and when so convened it shall have no power to legislate on any subjects other than those specified in the proclamation, but may provide for the expenses of the session and other matters incidental thereto.”

Item 24 reads as follows:

“To consider and act upon legislation relative to the number and compensation of officers and attaches of the municipal court established in the Fresno Judicial District.”

Assembly Bill No. 4 of the 1958 First Extraordinary Session would amend Section 72602 of the Government Code by increasing from two to three the number of judges in the municipal court established in the Citrus Judicial District.

In *Martin v. Riley* (1942), 20 Cal 2d 28, 39, our Supreme Court stated:

“The duty of the Legislature in special session to confine itself to the subject matter of the call is of course mandatory. It has no power to legislate on any subject not specified in the proclamation. (*People v. Curry*, 130 Cal. 82 (62 Pac. 516); *Swing v. Riley*, 13 Cal. (2d) 513, 518 [90 P. (2d) 313.]). But when the governor has submitted a subject to the Legislature, the designation of that subject opens for legislative consideration matters relating to, germane to and having a natural connection with the subject proper. (*Blackford v. Judith Basin County*, 109 Mont. 578 [98 P. (2d) 872, 877, 126 A.L.R. 639], and cases cited.) Any matter of restriction or limitation becomes advisory or recommendatory only and not binding on the Legislature. (*People v. District Court*, 23 Colo. 150 [46 Pac. 681];

Long v. State, 58 Tex. Cr. R. 209 [127 S.W. 208, 21 Ann. Cas. 405].)”

Thus if Assembly Bill No. 4 is relevant to, germane to, and has a natural connection with the subject of Item 24, it may be considered. It thus is necessary to determine how broad is the subject of that item. The item in question refers to the number and compensation of officers and attaches of a municipal court. Section 11 of Article VI of the California Constitution creates a statewide system of municipal courts and confers on the Legislature general control over these courts; it indicates an interrelationship of these courts one to the other. It appears to us that in view of this provision, the subject of Item 24 must be deemed to be broad enough to include the municipal courts generally. It is our conclusion, then, that, applying the test in the *Martin* case, Assembly Bill No. 4 may be considered under Item 24.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By TERRY L. BAUM, Deputy

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 49: By Messrs. Doyle, Kilpatrick, Dahl, Belotti, Cunningham, Dills, Kelly, Klocksien, Luckel, Meyers, and Sedgwick—An act to amend Section 39.5 of the Vehicle Code, relating to the definition of "special highway construction equipment."

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 50: By Mr. Collier—An act to add Article 4, commencing with Section 24676, to Chapter 6 of Division 12 of the Education Code, relating to school records of pupils.

Referred to Committee on Education.

Assembly Bill No. 51: By Mr. Ernest R. Geddes (At the request of the Department of Education)—An act to add Section 3417.1 to, and to amend Section 3418 of, the Education Code, relating to school district organization.

Referred to Committee on Education.

Assembly Bill No. 52: By Messrs. Hegland, Schrade, Crawford, and Luckel—An act to add Chapter 8.5 (commencing with Section 18160) to Part 1 of Division 14 of the Streets and Highways Code, relating to the levy and collection of special assessment taxes for municipal street lighting systems on an ad valorem basis.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 53: By Messrs. Masterson and Doyle—An act to add Section 7717.6 to the Education Code, relating to state school building aid.

Referred to Committee on Education.

Assembly Concurrent Resolution No. 5: By Mr. Bee, Miss Donahoe, Messrs. Holmes, Burton, Backstrand, Busterud, Crawford, Dahl, Samuel R. Geddes, Johnson, Kelly, Marsh, Masterson, Miller, Mulford,

Nielsen, Nisbet, O'Connell, Pattee, and Rumford—Relative to Fire Service Day.

Referred to Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 11, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 11

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered re-referred to the Committee on Agriculture.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, March 10, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce to which was referred:

Assembly Bill No. 22

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

LUCKEL, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, March 10, 1958

MR. SPEAKER: Your Committee on Judiciary, to which were referred:

Assembly Bill No. 4

Assembly Bill No. 35

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

BRUCE F. ALLEN, Chairman

Above reported bills ordered to second reading.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. McCollister, the Journals for Tuesday, March 4, 1958; Wednesday, March 5, 1958; and Thursday, March 6, 1958; were approved as corrected by the Minute Clerk.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Weinberger asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of hearing Assembly Bill No. 26 in the Committee on Government Organization at 3 p.m. tomorrow afternoon, March 12th, in Room 4168.

Mr. Doyle asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of hearing Assembly Bill No. 49 in the Committee on Transportation and Commerce at 3 p.m. on Thursday, March 13th, in Room 5168.

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

The following resolution was offered:

Assembly Joint Resolution No. 1: By Messrs. Collier, Kelly, and Ernest R. Geddes—Relative to federal aid for education.

Referred to Committee on Education.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Miller announced a meeting of the Committee on Rules on adjournment, to hear all resolutions on its calendar, and noncontroversial matters on request.

ADJOURNMENT

At 10.50 a.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10.30 a.m., Wednesday, March 12, 1958.

CHARLES J. CONRAD, Speaker pro Tempore

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

SIXTH LEGISLATIVE DAY
NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, March 12, 1958

The Assembly met at 10.30 a m.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk Arthur A. Ohnibus at the desk.

ROLL CALL

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

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-
dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier,
Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills,
Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel
R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House,
Johnson, Kelly, Kilpatrick, Klocksniem, Lanterman, Levering, Lindsay, Lowrey,
Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mul-
ford, Munnell, Nielsen, Nishet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade,
Sedgwick, Shell, Stewart, Summer, Thelin, Thomas, Unruh, Weinberger, Wilson,
Winton, and Mr. Speaker—80.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend
Robert S. Romeis:

*Eternal God and Heavenly Father, Who hast brought us to the beginning of this
day; help us to realize the opportunity it offers to us, an opportunity to make up
for the mistakes of yesterday, to live above the pettiness of personal ambition, and
to use these present hours in service to Thee and our fellow men. Bless our State,
her institutions, her schools, and her people. Cause Thy glory to dwell among us,
and let justice and truth, righteousness and peace ever prevail; through Jesus
Christ, Thy Son, our Lord.—AMEN.*

READING OF THE JOURNAL DISPENSED WITH

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

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 54: By Messrs. Francis and Britschgi—An act to amend Section 263 of the Revenue and Taxation Code, relating to the welfare exemption in its application to hospitals, declaring the urgency thereof, to take effect immediately

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 55: By Messrs. Francis and Britschgi—An act to amend Section 264 of the Revenue and Taxation Code, relating to the orphanage exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 56: By Messrs. Francis and Britschgi—An act to amend Section 268 of the Revenue and Taxation Code, relating to the welfare exemption.

Referred to Committee on Revenue and Taxation

Assembly Bill No. 57: By Mr. Klocksien—An act to add Section 222 to the Revenue and Taxation Code, relating to the exemption of personal property from taxation.

Referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, March 11, 1958

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

House Resolution No. 8

House Resolution No. 9

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

MILLER, Chairman

Above reported resolutions ordered on file.

ASSEMBLY CHAMBER, March 11, 1958

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

Assembly Concurrent Resolution No. 1

Assembly Concurrent Resolution No. 2

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

MILLER, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, March 11, 1958

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

Senate Concurrent Resolution No. 1

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

MILLER, Chairman

Above reported resolution ordered on file.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, March 10, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 2

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

LUCKEL, Chairman

Above reported bill ordered to second reading.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 12, 1958

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

Assembly Concurrent Resolution No. 1

Assembly Concurrent Resolution No. 2

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolutions ordered on file.

RESOLUTIONS

The following resolution was offered:

By Messrs. Gaffney, Meyers, Rumford, Weinberger, O'Connell, Burton, Busterud, Bruce F. Allen, Don A. Allen, Anderson, Beaver, Biddick, Bradley, Britschgi, Brown, Burke, Chapel, Collier, Conrad, Crawford, Cunningham, Cusanovich, Dahl, Mrs. Davis, Miss Donahoe, Messrs. Elliott, Erwin, Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Mulford, Munnell, Nielsen, Schrade, Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Wilson, and Winton:

House Resolution No. 10

Relating to St. Patrick's Day

WHEREAS, On this seventeenth day of March, 1958, throughout the entire world, those of Irish birth and those of Irish heritage, and, yes, even those of other races, celebrate St. Patrick's Day in honor of a scholar, a servant of God, and a man whose memory survives in American minds as a gracious symbol of understanding; and

WHEREAS, Everywhere beneath the sun—under blue vault of heaven—whether under the humble and contented roof of the home of the weary exile, or on the sea, or in the marts of trade and industry, or in any other place where Irish blood pulses in the veins of a generous Celt, the memory of this great saint gives rise to thoughts of a far-off yesterday; and

WHEREAS, On this St. Patrick's Day, 1958, we again commemorate the life of an ancient race and an illustrious saint who dedicated himself to tolerance, faith in God, and preaching of Christianity to the peoples of Ireland in the early days of paganism; and

WHEREAS, While we honor the patron saint of Ireland, it is the hope of all who hold St. Patrick as a happy symbol of American tolerance that the men and women of this Nation and those of Irish heritage, whatever their creed or race or color, shall remain before the world as sons and daughters of one national family; and

WHEREAS, The Assembly of the State of California thus deem it fitting and proper that the patron saint of Ireland be so honored and revered; now, therefore, be it

Resolved by the Assembly of the State of California, That this body, along with the citizens of the State of California, of America, and of the world, pay homage during its daily deliberation to that great scholar and man of God, St. Patrick, the patron saint of Ireland.

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

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

Assembly Bill No. 22—An act to add Sections 33.5 and 372.4 to, and to amend Sections 157 and 370 of the Vehicle Code, relating to the definition of and registration of station wagons.

Bill read second time, and ordered engrossed.

Assembly Bill No. 4—An act to amend Section 72602 of the Government Code, relating to municipal courts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 35—An act to add Article 27.5 (commencing with Section 74610) to Chapter 10 of Title 8 of the Government Code, relating to the municipal court in San Pablo Judicial District which includes the City of San Pablo.

Bill read second time, and ordered engrossed.

RE-REFERENCE OF BILLS PURSUANT TO RULE 64

On advice of the Legislative Counsel, and pursuant to Rule 64, the Speaker pro Tempore ordered the following bill re-referred to the Committee on Ways and Means:

Assembly Bill No. 22 subsequent to engrossment.

RE-REFERENCE OF ASSEMBLY BILL NO. 4

On request of Mr. Erwin, the Speaker pro Tempore ordered **Assembly Bill No. 4** re-referred to the Committee on Ways and Means subsequent to engrossment.

**REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW
ASSEMBLY BILL NO. 6 FROM COMMITTEE**

Mr. Hegland asked for, and was granted, unanimous consent that Assembly Bill No. 6 be withdrawn from the Committee on Education, for purpose of amendment, at this time, and that the bill be re-referred to the Committee on Education for hearing tonight.

SECOND READING OF ASSEMBLY BILL NO. 6

Assembly Bill No. 6—An act to repeal Article 1 (comprising Sections 24201 to 24215, inclusive), Chapter 2, Division 12 of the Education Code and to add Article 1 (comprising Sections 24201 to 24219, inclusive) to Chapter 2, Division 12 of the Education Code, relating to educational institutions and the issuance, acquisition and use of degrees, diplomas, certificates, transcripts, or documents evidencing the completion of courses of instruction beyond high school.

Bill read second time.

Motion to Amend

Mr. Hegland moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "24219", and insert "24220".

Amendment No. 2

On page 1, line 4, strike out "24219", and insert "24220".

Amendment No. 3

On page 1, line 12, strike out the period, and insert "and includes, but is not limited to, a diploma purporting to be a degree of bachelor, master, doctor or fellow in any field of knowledge or endeavor whatsoever. However, graduation from high school or its equivalent need not be nor purport to be a prerequisite for undertaking or completing such course of study."

Amendment No. 4

On page 2, strike out line 22, and in line 23, strike out "stock," and insert "24204. (a) If a corporation formed pursuant to this article is to be authorized to issue shares of stock, the articles of incorporation shall state".

Amendment No. 5

On page 2, strike out lines 30 and 31, and strike out "so stated" in line 32, and insert

"(b) If a corporation formed pursuant to this article is to be authorized as a nonprofit corporation without authority to issue shares of stock, the articles of incorporation shall so state".

Amendment No. 6

On page 2, line 34, strike out "commencing with Section 9000", and insert "embracing Sections 9000 to 9802, inclusive".

Amendment No. 7

On page 2, line 35, after "Code", insert "and shall have the general powers granted by Section 10206 of the Corporations Code".

Amendment No. 8

On page 2, line 36, strike out "24204", and insert "24205".

Amendment No. 9

On page 2, line 40, strike out "24205", and insert "24206".

Amendment No. 10

On page 3, strike out line 18, and insert "trolled by the board licensing it; provided, that this subdivision shall not be construed as authorizing the issuing of a diploma which is not limited to the profession, vocation or occupation controlled by the licensing board".

Amendment No. 11

On page 3, between lines 18 and 19, insert

"(d) Any educational institution accredited for teacher training by the Department of Education, for degrees in the field of teacher training

(e) Any institution approved by the Bureau of Readjustment Education of the Department of Education; provided, that this subdivision shall not be construed as authorizing the issuance of a diploma which is not based exclusively on courses of instruction approved by said bureau."

Amendment No. 12

On page 3, line 19, strike out "d", and insert "f".

Amendment No. 13

On page 3, strike out lines 31 and 32, and insert "tion concerned. The provisions of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code shall be applicable to any determination of the superintendent made pursuant to this subdivision."

Amendment No. 14

On page 3, line 33, strike out "(e)", and insert "24207".

Amendment No. 15

On page 3, line 34, strike out "or (d) hereof", and insert ", (d), (e) or (f) of Section 24206".

Amendment No. 16

On page 3, strike out lines 49 to 51, inclusive, and on page 4, strike out lines 1 to 5, inclusive.

Amendment No. 17

On page 4, line 6, strike out "24207", and insert "24208".

Amendment No. 18

On page 4, line 26, strike out "24208", and insert "24209"

Amendment No. 19

On page 4, line 32, strike out "24208", and insert "24209".

Amendment No. 20

On page 4, line 48, strike out "24209", and insert "24210".

Amendment No. 21

On page 5, line 7, strike out "24210", and insert "24211".

Amendment No. 22

On page 5, line 10, strike out "24211", and insert "24212".

Amendment No. 23

On page 5, line 14, strike out "24212", and insert "24213".

Amendment No. 24

On page 5, line 23, strike out "24213", and insert "24214".

Amendment No. 25

On page 5, line 35, strike out "24214", and insert "24215"

Amendment No. 26

On page 5, line 41, strike out "24215", and insert "24216".

Amendment No. 27

On page 5, line 43, strike out "24216", and insert "24217".

Amendment No. 28

On page 5, strike out lines 48 to 51, inclusive, and on page 6, strike out lines 1 to 4, inclusive.

Amendment No. 29

On page 6, between lines 7 and 8, insert "24219. The provisions of Sections 24202 to 24209, inclusive, do not apply to any diploma or course of instruction given by a bona fide church or religious denomination if such course is limited to instructions in the principles of that church or denomination or to courses offered pursuant to Section 2789 of the Business and Professions Code, and the diploma is limited to evidence of completion of that course."

Amendment No. 30

On page 6, line 8, strike out "24219", and insert "24220".

Amendments read, and adopted.

Bill ordered reprinted, considered engrossed, and re-referred to the Committee on Education.

**Request for Unanimous Consent That Rush Order Be Placed
Upon Printing of Assembly Bill No. 6**

Mr. Hegland asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 6.

ANNOUNCEMENTS

Mr. Beaver announced a private showing for members only of a film on narcotics at 11.15 a.m. tomorrow, March 13th, in Room 4202.

Mr. McCollister announced that the meeting of the Committee on Manufacturing, Oil, and Mining Industry to hear Assembly Bills Nos. 5 and 12, scheduled for tonight at 8 p.m., will be held on Monday, March 17th, at 3 p.m.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 12, 1958

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

Assembly Bill No. 4

Assembly Bill No. 22

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bills ordered re-referred to the Committee on Ways and Means.

ASSEMBLY CHAMBER, March 12, 1958

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

Assembly Bill No. 35

And reports the same correctly engrossed

BURKE, Chairman

Above reported bill ordered to third reading.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Today—

At 1.30 p.m.—

Subcommittee on Claims of Ways and Means, in Room 4168. Subject: Claims based on National Guard activities and injuries.

At 2 p.m.—

Ways and Means, in Room 4202.

At 3 p.m.—

Agriculture, in Room 5168.

At 8 p.m.—

Municipal and County Government, in Room 5168.

Education, in Room 4202.

No meeting of Manufacturing, Oil, and Mining Industry.

Today upon Adjournment—

Rules, in Assembly Lounge.

Next Monday, March 17th, at 3 p.m.—

Manufacturing, Oil, and Mining Industry, in Room 5168. Subject:

Assembly Bills Nos. 5 and 12.

ADJOURNMENT

At 10.35 a.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10.15 a.m., Thursday, March 13, 1958.

CHARLES J. CONRAD, Speaker pro Tempore

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

SEVENTH LEGISLATIVE DAY

TENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Thursday, March 13, 1958

The Assembly met at 10.15 a.m.

Hon. Charles J. Conrad, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coohdge, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—79.

Quorum present

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Almighty God and Everlasting Father, Who art our refuge and our strength, a very present help in trouble; grant us the courage and the faith to face life without fear. Remind us that even in days of cloud and darkness the sun is still shining. Make us remember that beneath the surface confusion and chaos of our time Thou art still standing, steady and secure, man's only rock and sure foundation. Help us to put our trust in Thee, O Lord, for Thou wilt never fail; through Jesus Christ, Thy Son, our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Cunningham, on motion of Mr. MacBride.

MEMBERS EXCUSED FOR COMMITTEE MEETING

Mr. McCollister asked for, and was granted, unanimous consent that the members of the Committee on Ways and Means be excused, for the purpose of holding a meeting of the committee, at this time.

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

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

Assembly Bill No. 58: By Mr. Thomas—An act to amend Section 467 of, to repeal Article 3 (commencing at Section 30680) of Chapter 2, Division 17 of, and to add Article 3 (commencing at Section 30680) to Chapter 2, Division 17 of, the Streets and Highways Code, relating to the financing and construction of a bridge from San Pedro to Terminal Island.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 59: By Messrs. Kilpatrick, Munnell, Chapel, Elliott, Bruce F. Allen, Anderson, Beaver, Bee, Bonelli, Burton, Crawford, Crown, Cusanovich, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Doyle, Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Marsh, Masterson, McMillan, Meyers, Miller, Nielsen, Nisbet, O'Connell, Porter, Rumford, Sedgwick, Thomas, Wilson, and Winton—An act to add Chapter 25 (commencing with Section 7990) to Division 3 of the Education Code, to provide for the preparation, issuance and sale of state bonds to create a fund to provide aid to school districts of the State; defining the powers and duties of state officers in respect to the administration of the provisions hereof; providing ways and means for the payment of the interest of such bonds as such interest falls due, and also for the payment and discharge of the principal of such bonds as such principal matures; and appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued, and for the administration of this chapter.

Referred to Committee on Education.

Assembly Bill No. 60: By Mr. Collier—An act to add Section 14746.8 to the Education Code, relating to the retirement of teachers and other school personnel.

Referred to Committee on Education.

Assembly Bill No. 61: By Mr. Bradley—An act to amend Section 29714 of, and to add Section 29714.1 to, the Government Code, relating to claims against counties.

Referred to Committee on Ways and Means.

Assembly Joint Resolution No. 2: By Mr. Bradley—Relative to providing Santa Clara, San Benito, and Santa Cruz Counties with a supply of water from the Central Valley Project.

Referred to Committee on Conservation, Planning, and Public Works.

Assembly Constitutional Amendment No. 4: By Messrs. Kilpatrick, Munnell, Chapel, Elliott, Bruce F. Allen, Anderson, Beaver, Bee, Bonelli, Burton, Crawford, Crown, Cusanovich, Mrs. Davis, Mr. Dills,

Miss Donahoe, Messrs. Doyle, Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Marsh, Masterson, McMillan, Meyers, Miller, Nielsen, Nisbet, O'Connell, Porter, Rumford, Sedgwick, Thomas, Wilson, and Winton—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms and conditions under which such grants and loans to school districts shall be made and repaid.

Referred to Committee on Constitutional Amendments.

RESOLUTIONS

The following resolution was offered:

By Messrs. Elliott, Hawkins, Burton, and Kilpatrick:

House Resolution No. 11

Relative to extending congratulations to Mr. Tatsu Kushida

WHEREAS, The attention of the Members of this Assembly has been drawn to the retirement of Mr. Tatsu Kushida as an officer of the Japanese American Citizens League after more than 10 years of devoted service in order to accept a position in business; and

WHEREAS, Mr. Kushida's distinguished career with this organization commenced in Chicago in 1947, when he became the Midwest Regional Director of the League; thereafter, in 1949, he came to Los Angeles to serve as the Pacific Southwest Regional Director; and

WHEREAS, During his association with the Japanese American Citizens League this outstanding citizen sponsored numerous worthwhile projects for the recognition of the rights and the protection of the interests of Americans of Oriental extraction; and

WHEREAS, Mr. Kushida's rare ability, his understanding nature, and his devotion to his duties earned him the respect and admiration of all those with whom he dealt and the reputation of being a constructive community leader who worked not only for the benefit of the members of his organization, but also for the welfare of the people of this State and this Nation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly commend Mr. Tatsu Kushida for his 10 years of outstanding service to the Japanese American Citizens League and extend best wishes for continued success in the future; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to Mr. Tatsu Kushida and to the Japanese American Citizens League

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

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, March 13, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred

Assembly Bill No. 13

Assembly Bill No. 14

Assembly Bill No. 33

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

BRADLEY, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, March 13, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 30

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

BRADLEY, Chairman

Above reported bill ordered to second reading

Committee on Rules

ASSEMBLY CHAMBER, March 12, 1958

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

Assembly Concurrent Resolution No. 3

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

MILLER, Chairman

Above reported resolution ordered engrossed.

Committee on Agriculture

ASSEMBLY CHAMBER, March 12, 1958

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

Assembly Bill No. 11

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and re-refer to Committee on Ways and Means.

HANSEN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, March 12, 1958

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

Assembly Bill No. 25

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

HANSEN, Chairman

Above reported bill ordered to second reading

Committee on Government Organization

ASSEMBLY CHAMBER, March 13, 1958

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

Assembly Bill No. 26

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to the Committee on Ways and Means

WEINBERGER, Chairman

Above reported bill ordered re-referred to the Committee on Ways and Means.

Committee on Education

ASSEMBLY CHAMBER, March 13, 1958

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

Assembly Bill No. 6

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

DOYLE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, March 13, 1958

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

Assembly Bill No. 1

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

DOYLE, Chairman

Above reported bill ordered to second reading.

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

Assembly Bill No. 2—An act to amend Section 54 of, and to add Sections 55 and 680.5 to, the Vehicle Code, relating to school busses.

Bill read second time.

**Consideration of Committee Amendments
Statement by Speaker pro Tempore**

Speaker pro Tempore Conrad stated that the committee amendments do not appear to fit the bill.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent that the bill be continued on file until the next legislative day, in order to permit the amendments to be properly prepared.

MESSAGES FROM THE GOVERNOR

Proclamation

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA

WHEREAS, The Legislature of the State of California has been called in extraordinary session and has convened on March 4, 1958; and

WHEREAS, On account of extraordinary occasions which have arisen and now exist, it is deemed desirable and necessary to submit additional subjects to the Legislature for consideration; now, therefore,

I, GOODWIN J. KNIGHT, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated March 3, 1958, by adding the following additional purposes thereto, and thereby permitting the Legislature to legislate upon the following subjects, in addition to the subjects specified in the original Proclamation, to wit:

Item No. 29. To consider and act upon legislation to exempt county sanitation districts and county fire protection districts from the provisions of the District Investigation Law of 1933.

Item No. 30. To consider and act upon legislation to authorize counties to charge tolls on ferries owned and operated by such counties.

Item No. 31. To consider and act upon legislation relating to the inclusion of portions of the incorporated areas of cities in districts organized under the Municipal Water District Act of 1911.

Item No. 32. To consider and act upon legislation relating to the inclusion of public agencies within, or the withdrawal of public agencies from, the Santa Clara-Alameda-San Benito Water Authority, and to representation on its board of directors.

Item No. 33. To consider and act upon legislation relative to the acquisition, sale or other disposition and possession of devices designed for or adaptable to use on a firearm which utilize projected or infrared light source and electronic telescope to enable the operator thereof to visually determine and locate the presence of objects during the nighttime

Item No. 34. To consider and act upon legislation to amend Section 26361 of the Government Code, relating to the leasing, by county boards of supervisors, of concessions in county revenue bond projects

Item No. 35. To consider and act upon legislation amending Section 5784.26 of the Public Resources Code, relating to bonds of recreation and park districts.

Item No. 36. To consider and act upon legislation to authorize the issuance and sale of revenue bonds by cities to finance the acquisition, construction, maintenance, operation, improvement, and development of small craft harbors

Item No. 37. To consider and act upon legislation relating to the administration and enforcement of the laws relating to the installation of plumbing, heating, or electrical equipment in trailer coaches

Item No. 38. To consider and act upon legislation relating to the development of recreational facilities

Item No. 39. To consider and act upon legislation relative to the issuance and sale of state general obligation bonds for buildings and building sites for state educational institutions, including state colleges, and for mental and correctional facilities and other state facilities.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this thirteenth day of March, 1958.

(SEAL)

GOODWIN J. KNIGHT, Governor of California
[ATTEST] FRANK M. JORDAN, Secretary of State

PARLIAMENTARY INQUIRY

Mr. Chapel arose to the following parliamentary inquiry: When will the introduction of a bill relative to Item 36 in the Governor's Proclamation be in order?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that its introduction is now in order.

Request for Unanimous Consent

Mr. Chapel asked for, and was granted, unanimous consent that his bill relative to small craft harbors and marinas be held at the desk until just prior to adjournment to permit members who desire to become co-authors of the bill to affix their signatures.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 12, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Joint Resolution No. 1—Relative to California's pre-eminent position in higher education, science and technology, its effect upon future economic growth and upon the State's contribution to worldwide scientific achievement.

Referred to Committee on Rules

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS**

Assembly Concurrent Resolution No. 1—Relative to the preparation and printing of a Summary Digest and Subject List.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 2—Relative to the preparation and printing of a cumulative Statutory Record.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate

CONSIDERATION OF HOUSE RESOLUTION NO. 8

By Messrs. Burton, Frew, Meyers, O'Connell, Gaffney, Busterud, Dills, Masterson, and Weinberger:

House Resolution No. 8

Memorializing Angelo A. Fusco

WHEREAS, The Members of the Assembly have learned with deep regret of the passing of Angelo A. Fusco on July 31, 1957; and

WHEREAS, His death has brought to a close a lifelong career of tireless and unselfish dedication to the guidance of boys in his native City of San Francisco; and

WHEREAS, In 1921, Mr. Fusco first joined the Salesian Boys Club which had been founded a few years earlier by the late Reverend Oresta Trinchieri; and in 1936.

upon the death of Father Trinchieri, with whom he had served as director for over 10 years, Angelo Fusco assumed full responsibility for the management and direction of this fine organization; and

WHEREAS, During his 32 years of administration, the club under his sympathetic direction has played a major role in developing the characters of thousands of boys, and guiding them along the path to the high ideals of clean living and good citizenship; and

WHEREAS, His outstanding work in this field has brought him not only local honors but national recognition climaxed by his receipt in 1957 of the Keystone Award of the Boys Clubs of America; and

WHEREAS, He was also active in community affairs and was twice elected president of the North Beach Chapter of the Lions Club, serving in 1948 and again in 1949; and

WHEREAS, His untimely death at the age of 52 has deprived the State as well as San Francisco of his invaluable services in building the character of the citizens and leaders of tomorrow; now, therefore, be it

Resolved by the Assembly of the State of California, That the members join with his myriad of friends in expressing grief at the passing of Angelo A. Fusco; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to his sister, Mrs. Marion Magliano of Oakland, California; to the Salesian Boys Club; to Father Larry Byrne of SS Peters and Pauls Church; and to the North Beach Chapter of the Lions Club.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 9

By Messrs. Burton, Samuel R. Geddes, Unruh, Don A. Allen, Meyers, Crown, Dills, Gaffney, Elliott, Hawkins, O'Connell, Kilpatrick, Masterson, Nisbet, McMillan, Miller, Porter, Munnell, Rees, Thomas, Rumford, Wilson, and Bee:

House Resolution No. 9—Relative to commending Anthony G. Ballerini.

Resolution read.

Request for Unanimous Consent That Names of Members Be Placed Upon House Resolution No. 9 as Co-authors

Mr. Busterud asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon House Resolution No. 9 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of House Resolution No. 9:

AYES—Don A. Allen, Anderson, Backstrand, Bee, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Crawford, Cusanovich, Dahl, Davis, Dills, Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Levering, Luckel, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Stewart, Thomas, Unruh, Wilson, and Winton—35.

NOES—None.

Consideration of House Resolution No. 9, as Amended

By Messrs. Burton, Samuel R. Geddes, Unruh, Don A. Allen, Meyers, Crown, Dills, Gaffney, Elliott, Hawkins, O'Connell, Kilpatrick, Masterson, Nisbet, McMillan, Miller, Porter, Munnell, Rees, Thomas, Rumford, Wilson, Bee, Anderson, Backstrand, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Conrad, Crawford, Cusanovich, Dahl, Mrs. Davis, Messrs. Doyle, Francis, Frew, Grant, Hansen, Hegland, Henderson, Holmes, House, Johnson, Kelly, Levering, Luckel, Marsh,

McCollister, Mulford, Nielsen, Pattee, Schrade, Sedgwick, Stewart, and Winton :

House Resolution No. 9

Relative to commending Anthony G. Ballerini

WHEREAS, The Members of the Assembly wish to take this opportunity to commend Anthony G. Ballerini, one of California's most influential and respected labor leaders, for his many contributions to the cause of organized labor; and

WHEREAS, Anthony G. Ballerini's concern over the low wages and deplorable working conditions of the semiskilled and the unskilled workers caused him, early in 1937, to organize and obtain a Federal Charter, issued on February 7, 1937, by the American Federation of Labor, for the Production and Miscellaneous Workers Local 20444, then a small union composed of approximately 348 members; and

WHEREAS, To strengthen his tiny organization, Anthony G. Ballerini subsequently chose to affiliate with the International Association of Machinists which issued the local a charter on December 7, 1937, and the local became known as the Production and Aeronautical Lodge No. 1327; and

WHEREAS, "Tony," as he is affectionately called by his many friends, as a result of his tireless energy and capable leadership, not only increased the size of the union to 6,000 members, thereby making it the largest local lodge of the International Association of Machinists in Northern California, but also, because of his honesty, integrity, and high principles, won the respect and confidence of the labor movement in general and of management and the community in particular; and

WHEREAS, In recognition of his outstanding efforts in behalf of his fellow workers, Anthony G. Ballerini was appointed, in 1950, to the Law Committee of the International Association of Machinists and has been twice elected to this important position, and is presently the chairman of this committee; he has also served as President of the California Conference of Machinists and President of the Pacific Coast Metal Trades District Council; and

WHEREAS, By his participation in numerous civic, fraternal, and charitable causes, presently serving as Vice President of the International Guiding Eye Dogs for the Blind, "Tony" has earned the respect of his fellow men and co-workers, now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly commends Anthony G. Ballerini for his vigorous efforts in behalf of the labor movement in California and for the innumerable contributions which he has made to the welfare of the people of this State; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to Anthony G. Ballerini; to his wife, Marion; to Al J. Hayes, International President of the International Association of Machinists; to Eric Peterson, Secretary-Treasurer; to Roy M. Brown, Vice President; to Emmett Campion, Financial Secretary of Production and Aeronautical Lodge No. 1327; and to the Honorable John F. Shelley, Member of Congress

Resolution read, as amended, and adopted.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 1—Relative to the Joint Rules of the Senate and Assembly for this 1958 First Extraordinary Session.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Bee, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Levering, Luckel, Marsh, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumsford, Schrade, Sedgwick, Thelin, Thomas, Unruh, Wilson, and Winton—56.

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. 62: By Messrs Chapel, Kilpatrick, McMillan, Hawkins, Don A. Allen, Belotti, Biddick, Bonelli, Busterud, Crawford, Crown, Cunningham, Dills, Miss Donahoe. Messrs. Elliott, Gaffney, Samuel R. Geddes, Hansen, Hegland, Holmes, Johnson, Kelly, Lindsay, Lowrey, Luckel, Marsh, Masterson, Meyers, Mulford, O'Connell, Rumford, Schrade, Shell, Unruh, Weinberger, and Wilson—An act to amend Section 50701 of the Government Code, relating to small craft harbors and marinas.

Referred to Committee on Conservation, Planning, and Public Works.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 13, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Concurrent Resolution No 3

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

ANNOUNCEMENT OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Today—

At 3 p m.—

Transportation and Commerce, in Room 5168.

Revenue and Taxation, in Room 2170.

Subcommittee on Traffic Accident Consequences of Judiciary, in
Room 2196.

Today upon adjournment—

Rules, in Rules Committee Room.

EXPLANATION OF ABSENCE

I missed roll calls this morning because I was attending the meeting of the Ways and Means Committee considering the Budget from 9 a m to noon

CASPAR W. WEINBERGER

ADJOURNMENT

At 11.10 a.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10.15 a m., Friday, March 14, 1958.

CHARLES J. CONRAD, Speaker pro Tempore

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

EIGHTH LEGISLATIVE DAY

ELEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Friday, March 14, 1958

The Assembly met at 10.15 a.m.

Hon Charles J. Conrad, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-
dick, Bonelli, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad,
Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe,
Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes,
Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kil-
patrick, Klocksiem, Lauterman, Levering, Lindsay, Lowrey, Luckel, MacBride,
Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Niel-
sen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Stewart,
Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

*Gracious God and Heavenly Father, Grant us the wisdom to separate the im-
portant from the trivial, the matters which are worthy of serious attention from
those which deserve but small consideration. Help us to have the clarity to see
beyond the figures in the Budget to the human element—the people to be served,
the sick to be cared for, the aged to be helped, the weak to be strengthened, the
warped to be straightened, the youth to be educated. We are dealing with a living
thing; grant that we may not smother it with words or bury it beneath high-sounding
phrases. Make us remember that the Budget represents the State's service to its
people, and help us as those who determine the dimensions of that service to choose
not the good, not the better, but the best; through Christ our Lord—AMEN*

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Lincoln, on motion of Mr. McCollister.

Mr. Henderson, on motion of Mr. McCollister.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Bradley, on motion of Mr. McCollister.

Mr. Porter, on motion of Mr. McCollister.

Mr. Unruh, on motion of Mr. Bee.

MEMBERS EXCUSED FOR COMMITTEE MEETING

Mr. McCollister asked for, and was granted, unanimous consent that the members of the Committee on Ways and Means be excused, for the purpose of holding a meeting of the committee, at this time.

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

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

Assembly Bill No. 63: By Mr. Ernest R. Geddes—An act to amend Section 2421.5 of the Education Code, relating to school districts.

Referred to Committee on Education.

Assembly Bill No. 64: By Mr. Ernest R. Geddes—An act to amend Section 2 of, and to add Section 2.4 to, the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts.

Referred to Committee on Municipal and County Government.

Assembly Bill No. 65: By Mr. Biddick—An act to amend Section 1752 of, and to add Section 1757 to, the Streets and Highways Code, relating to county ferries.

Referred to Committee on Municipal and County Government

Assembly Bill No. 66: By Messrs. Kilpatrick, Miller, Sumner, and Beaver—An act to add Chapter 7 (commencing with Section 12700) to Part 2 of Division 3 of Title 2 of the Government Code, relating to succession to the Offices of Lieutenant Governor, Secretary of State, Attorney General, Treasurer and Controller in the event of war or enemy caused disaster.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 67: By Messrs. Kilpatrick, Miller, Sumner, and Beaver—An act to add Article 2.5 (commencing with Section 9035) to Chapter 1 of Division 2 of Title 2 of the Government Code, relating to convening of sessions of the Legislature during or after a disaster in this State resulting from enemy or war caused action

Referred to Committee on Military and Veterans Affairs

Assembly Bill No. 68: By Messrs. Kilpatrick, Miller, Sumner, and Beaver—An act to add Section 9004 to the Government Code, relating to Members of the Legislature

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 69: By Messrs. Kilpatrick, Miller, Sumner, and Beaver—An act to amend Section 450 of the Government Code, relating to the seat of government of this State, and providing for a temporary seat of government for use in case of war or enemy caused disaster.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 70: By Messrs. Kilpatrick, Miller, Sumner, and Beaver—An act to amend Section 29600 of the Government Code, relating to county seats, and providing for temporary county seats for use in case of war or enemy caused disaster

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 71: By Messrs. Kilpatrick, Miller, Sumner, and Beaver—An act to repeal Section 4362 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 72: By Messrs. Kilpatrick, Miller, Sumner, and Beaver—An act to amend Section 1550.04 of the Military and Veterans Code, relating to the preservation of local government.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 73: By Messrs. Kilpatrick, Miller, Sumner, and Beaver—An act to add Section 12265 to the Government Code, relating to the protection and preservation of essential state records, and making an appropriation therefor.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 74: By Messrs. Kilpatrick, Miller, Sumner, and Beaver—An act to add Chapter 12 (commencing with Section 6950) to Division 7 of Title 1 of the Government Code, relating to the preservation and safekeeping of essential public records, and making an appropriation.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 75: By Messrs. Kilpatrick, Miller, Sumner, and Beaver—An act to amend Section 1509.7 of the Military and Veterans Code, relating to the powers and duties of peace officers employed by state agencies in the event of disasters.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 76: By Messrs. Kilpatrick, Miller, Sumner, and Beaver—An act calling a special election to be consolidated with the general election of 1958 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 1958 First Extraordinary Session, to take effect immediately.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 77: By Miss Donahoe—An act to amend Section 7727 of the Education Code, relating to state school building aid.

Referred to Committee on Education.

Assembly Bill No. 78: By Messrs. Nielsen, Dills, Marsh, Wilson, Don A. Allen, Backstrand, Crawford, Cunningham, Frew, and Stewart—An act to add Section 986.4 to, to amend Sections 986.5 and 987.15 of, and to repeal Section 987.13 of, the Military and Veterans Code, relating to veterans' farm and home purchases, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Military and Veterans Affairs.

Assembly Constitutional Amendment No. 5: By Messrs. Kilpatrick, Miller, Sumner, and Beaver—A resolution to propose to the people of the State of California an amendment to the Constitution of the State of California by adding Section 38 to Article IV thereof and by amending Section 16 of Article V thereof, relating to state and local government, authorizing the Legislature to enact laws for the preservation of government in the event of war or enemy-caused disaster, and providing for succession to the office of Governor.

Referred to Committee on Constitutional Amendments

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, March 13, 1958

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

Assembly Bill No. 31

Has had the same under consideration, and reports the same back with the recommendation: That author's amendments be adopted; to printer, and be re-referred to Committee on Education

DOYLE, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, March 13, 1958

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

House Resolution No. 10

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

MILLER, Chairman

Above reported resolution ordered on file.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, March 14, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 21

Has had the same under consideration, and reports the same back with the recommendation: That the bill be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study (Committee: Joint Legislative Tax Committee)

DAHL, Chairman

Bill ordered filed; and the subject matter ordered referred to the Committee on Rules

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 13, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 4—An act to amend Sections 73682, 73683, and 73684 of the Government Code, relating to officers and attaches of the municipal court established in the Fresno Judicial District

Referred to Committee on Judiciary.

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

Assembly Bill No. 2—An act to amend Section 54 of, and to add Sections 55 and 680.5 to, the Vehicle Code, relating to school busses.

Bill read second time.

Request for Unanimous Consent to Withdraw Amendments

Mr. Anderson asked for, and was granted, unanimous consent to withdraw the committee amendments to Assembly Bill No. 2, and to offer corrected amendments therefor.

Motion to Amend

Mr. Anderson moved the adoption of the following corrected amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out the second "and", and insert ", 259.5,"

Amendment No. 2

In line 2 of the title, after "680.5", insert ", and 680.6".

Amendment No. 3

On page 1, after line 15, insert

"(d) A motor vehicle operated by and under the exclusive jurisdiction of a municipally owned transit system, if said transit system meets all the safety requirements of the Public Utilities Commission, but not used exclusively for the transportation of school pupils.

(e) A motor vehicle operated by a common carrier which is periodically, but not exclusively, used for the transportation of pupils to and from a public or private school or to and from public or private school activities shall not be deemed a school bus within the meaning of this section and shall be subject to the jurisdiction of the Public Utilities Commission with respect to design, construction, operation, equipment, and mechanical condition"

Amendment No. 4

On page 2, strike out lines 8 to 34, inclusive, and insert

"680.5 Inspection of School Busses. (a) Except as provided in Section 680.6, all school busses transporting pupils to or from any private school or private school activity shall be subject to the same statutes, rules, and regulations relating to construction, design, operation, equipment, and color as are now or hereafter applicable to school busses transporting pupils to or from any public school or public school activity.

(b) The California Highway Patrol shall inspect each school bus to ascertain whether its construction, design, equipment, and color comply with all provisions of law.

(c) No person shall drive any school bus unless there is displayed therein a certificate issued by the California Highway Patrol stating that on a certain date, which shall be within one year of the date of operation, a member of the California Highway Patrol inspected the bus and found that on the date of inspection

the bus complied with the applicable provisions of state law relating to construction, design, equipment, and color. The Commissioner of the California Highway Patrol shall provide by rule or regulation for the issuance and display of distinctive inspection certificates.

SEC. 4. Section 680.6 is added to said code, to read:

680.6. Private School Busses Purchased on or Before April 1, 1958. Private school busses purchased on or before April 1, 1958, shall be exempt from such statutes, rules, and regulations relating to construction, design, operation, and equipment applicable to public school busses as the Commissioner of the California Highway Patrol shall determine necessary to permit such private school busses to continue in operation. Such exemption shall be specified by rule or regulation of the commissioner. No such exemption shall be made which in the opinion of the commissioner would jeopardize the safety of the pupils so transported.

SEC. 5. Section 259.5 is added to said code, to read:

259.5. Qualifications of Private School Bus Operator. No person shall operate a school bus in the transportation of pupils to or from a private school unless such person holds a valid operator's or chauffeur's license and a school bus driver's certificate issued by the Department of Motor Vehicles under the same standards and requirements as are applied to public school bus drivers at the time of issuance of the certificate."

Amendment No. 5

On page 2, after line 34, insert

"SEC. 6. This act shall be known, and may be cited, as the "Anderson, Gaffney, Marsh Act of 1958" "

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the bills on second reading file be now read the second time, and that appropriate action be taken on those bills requiring action.

CONSIDERATION OF DAILY FILE (RESUMED)

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 13—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, 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 Municipal and County Government:

Amendment No. 1

On page 4, between lines 15 and 16, of the printed bill, insert

"SEC. 5.5 Notwithstanding the provisions of subdivision (c) of Section 6 of this act, all contracts entered into prior to September 7, 1955, between any city and a subdivider or between any county and a subdivider providing for reimbursement to the subdivider for construction of a lateral or other facility for storm water drainage or other drainage are hereby confirmed and validated and declared to be legal and binding contracts between the parties thereto."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 14—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 4, between lines 13 and 14, of the printed bill, insert

"SEC. 5.5. Notwithstanding the provisions of subdivision (c) of Section 6 of this act, all contracts entered into prior to September 7, 1955, between any city and a subdivider or between any county and a subdivider providing for reimbursement to the subdivider for construction of a lateral or other facility for storm water drainage or other drainage are hereby confirmed and validated and declared to be legal and binding contracts between the parties thereto."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 33—An act declaring certain salt marsh and tide and submerged lands to be free from the public trust for navigation, commerce, and fisheries, and from any trust, requirement, or conditions that such land be used for street or railway purposes, and to relinquish, grant, and convey all right, title, and interest of the State of California in and to such lands to the City and County of San Francisco for uses of general statewide interest, 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 Municipal and County Government:

Amendment No. 1

In line 5 of the title of the printed bill, after the first "and", insert "authorizing the State Lands Commission".

Amendment No. 2

On page 1, strike out lines 14 to 17, inclusive, and insert

"SEC. 2. The State Lands Commission shall convey to the City and County of San Francisco for the uses described in Section 3 of this act, upon such terms and upon such payment therefor as may be prescribed by the commission, any and".

Amendment No. 3

On page 3, line 7, strike out "Containing 127 acres, more or less."

Amendment No. 4

On page 3, between lines 12 and 13, insert

"SEC. 4. The lands to be conveyed shall be valued at substantially their appraised market value as of December 31, 1957."

Amendment No. 5

On page 3, line 13, strike out "1", and insert "5".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 30—An act to validate the organization and acts of municipal water districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 11—An act to add Chapter 19 (commencing with Section 5300) to Division 6 of the Agricultural Code, creating the California Poultry Promotion Council.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 3, line 18, of the printed bill, insert a period after the word "producers", and strike out the balance of line 18. Also, strike out all of line 19 all of line 20, and strike out the words "produced in this State" in line 21.

Amendment No. 2

On page 3, line 23, strike out "65", and insert "51".

Amendment No. 3

On page 4, line 7, strike out "65", and insert "51".

Amendment No. 4

On page 4, line 8, strike out "voting".

Amendment No. 5

On page 4, line 15, strike out "65", and insert "51".

Amendment No. 6

On page 4, line 16, strike out "voting".

Amendment No. 7

On page 10, strike out all of lines 32 to 42, inclusive, and insert "5324. The sum of ten thousand dollars (\$10,000) is hereby appropriated to the Department of Agriculture from the General Fund for the initial implementation of this act and for the expenses of conducting the referendum set forth in Section 5304.5. No council member or alternate may be paid a per diem or expenses until the director has determined that sufficient amounts have accumulated in the Poultry Promotion Fund to accommodate reimbursement for prior services or incurred expenses. Further, when sufficient funds have accumulated in this fund to accommodate such reimbursement the appropriation granted by this section shall be repaid to the General Fund."

Amendments read, and adopted.

Bill ordered reprinted, re-engrossed, and to be re-referred to the Committee on Ways and Means.

Assembly Bill No. 25—An act to add Section 380 to the Agricultural Code, relating to labeling poultry.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

Strike out line 1 of the title of the printed bill, and insert "An act to add Article 3 (commencing with Section 1120) to Chapter 8 of Division 5 of the Agricultural Code, relating to".

Amendment No. 2

On page 1, strike out lines 1 to 5, inclusive, and insert "SECTION 1. Article 3 is added to Chapter 8 of Division 5 of the Agricultural Code, to read:

Article 3 Labeling of Poultry Meat

1120 As used in this article:

(a) "Poultry meat" means the carcasses of domesticated chickens or any parts thereof except the giblets, to be used for human food, but shall not include processed chicken meat or live chickens.

(b) "Processing" means the commercial manufacturing of products of poultry meat by any method of cooking. "Processing" also includes (1) cutting up into pieces smaller than the identifiable parts such as necks, breasts, wings, backs, legs, thighs, or similar portions of the carcass and (2) complete deboning of poultry meat.

(c) "Marked" or "labeled" means any statement (1) on a carcass of poultry meat or on its wrapper or (2) in the case of cut-up poultry meat or poultry meat parts, on the container or (3) on a sign or placard posted in such a position as to

identify the poultry meat designated thereby or (4) in an advertisement by sign, placard or otherwise.

11201. It is unlawful to prepare, pack, repack, have in possession for sale, offer for sale or sell any chicken poultry meat marked or labeled with the term "fresh," or any term indicating freshness, or which is advertised as being fresh either with the term "fresh" or any other statement indicating that it has been recently slaughtered, unless such mark or label or placard or advertisement also contains a statement in like size letters and figures, clearly indicating the date when the chickens from which such poultry meat was prepared, were slaughtered.

11202. It is unlawful to prepare, pack, repack, have in possession for sale, offer for sale or sell any chicken poultry meat marked or labeled with the term "fresh," or any term indicating freshness, or which is advertised as being fresh either with the term "fresh" or any other statement indicating that it has been recently slaughtered if such poultry meat has at any time been subjected to temperatures below the freezing point for a sufficient time to result in the meat being frozen.

11203. The date when slaughtered shall be the date when the chickens were killed and the marking indicating such date shall be adjacent to or in conjunction with the term or terms indicating freshness and shall include the month, date of the month and year preceded by the term "slaughtered."

In the case of chicken poultry meat parts the date when slaughtered shall be the earliest date when any of the chickens from which the parts were prepared, were killed.

11204. Every person selling chicken poultry meat, intended for sale or use other than as frozen poultry or for processing, to a retailer or to any person other than the ultimate consumer, shall furnish an invoice to the purchaser clearly identifying the poultry meat being sold and indicating the date when such poultry meat was slaughtered.

11205. The director may, in accordance with the provisions of Chapter 4 (commencing with Section 11370), Part 1, Division 3, Title 2 of the Government Code, adopt, amend or repeal such rules and regulations as are reasonably necessary for carrying out the provisions of this article.

11206. (a) The director shall enforce the provisions of this article where any poultry meat is packed, repacked, cut up or recut. The director and the commissioners of each county, under the supervision of the director, shall enforce the provisions of this article where any poultry meat is offered for sale or sold.

(b) Any person who violates any provision of this article or any regulation adopted hereunder is guilty of a misdemeanor.

11207. All enforcing officers may enter and inspect any place of conveyance where any poultry or poultry meat, as defined in this article, is produced, prepared, packed, repacked, cut up, recut, stored, delivered for shipment, loaded, shipped, transported or sold, and may inspect all such poultry and poultry meat and the containers thereof, and may take for inspection such representative samples of such products and containers as may be necessary to determine whether or not this article has been violated.

Any enforcing officer may, while enforcing the provisions of this article, seize or hold as evidence all or any part of any lot of poultry meat found to be in violation of this article as may in his judgment be necessary to obtain the conviction of the party he knows or believes has violated or is violating any of the provisions of this article.

11208. Any lot of poultry meat which is not in compliance in all respects with the provisions of this article and rules and regulations issued hereunder, is hereby declared to be a public nuisance. Any enforcing officer, if he has reason to believe that any such lot is not in compliance, may hold such lot pending proceedings to condemn and abate such nuisance as provided in Section 785."

Amendments read, and adopted.

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Agriculture.

Assembly Bill No. 6—An act to repeal Article 1 (comprising Sections 24201 to 24215, inclusive), Chapter 2, Division 12 of the Education Code and to add Article 1 (comprising Sections 24201 to 24220, inclusive) to Chapter 2, Division 12 of the Education Code, relating to educational institutions and the issuance, acquisition and use of degrees, diplomas, certificates, transcripts, or documents evidencing the completion of courses of instruction beyond high school.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 2, between lines 8 and 9 of the printed bill, insert "24201.5 Notwithstanding the provision of Section 24201, "diploma" does not include a certificate of graduation issued in connection with the educational requirements of Section 2941.5 of the Business and Professions Code, provided, that such certificate is delivered solely to the Psychology Examining Committee, to be permanently retained in its files, and that no other copy of such certificate is issued."

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed

Assembly Bill No. 1—An act to amend Sections 20301 and 20452 of the Education Code, relating to courses of study in state colleges.

Bill read second time, and ordered engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 52 BE WITHDRAWN FROM COMMITTEE, AND BE RE-REFERRED

Mr. Hegland asked for, and was granted, unanimous consent that Assembly Bill No. 52 be withdrawn from the Committee on Revenue and Taxation and be re-referred to the Committee on Municipal and County Government.

RE-REFERENCE OF BILLS PURSUANT TO RULE 64

On advice of the Legislative Counsel, and pursuant to Rule 64, the Speaker pro Tempore ordered the following bill re-referred to the Committee on Ways and Means:

Assembly Bill No. 1, subsequent to engrossment.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Luckel asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of hearing Assembly Bill No. 58 in the Committee on Transportation and Commerce on Monday, March 17th.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 5 FROM COMMITTEE

Mr. Grant asked for, and was granted, unanimous consent that Assembly Bill No. 5 be withdrawn from the Committee on Manufacturing, Oil, and Mining Industry for purpose of amendment, at this time, and that the bill be re-referred to the Committee on Manufacturing, Oil, and Mining Industry.

SECOND READING OF ASSEMBLY BILL NO. 5

Assembly Bill No. 5—An act to add Article 5.5 (commencing with Section 3315) to Chapter 1, Division 3 of the Public Resources Code, relating to co-operative development and unit operation of oil and gas pools and the repressuring of the same in order to ameliorate the subsidence and compaction of lands, and making an appropriation.

Bill read second time.

Motion to Amend

Mr. Grant moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 17, of the printed bill, after "thereunder", insert "and that such repressuring operations, in addition thereto, should increase the amount of oil ultimately recoverable from the formations underlying such areas and protect the oil or gas in such lands from unreasonable waste".

Amendment No. 2

On page 2, strike out lines 18 to 25, inclusive.

Amendment No. 3

On page 2, line 26, strike out "(e)", and insert "(d)".

Amendment No. 4

On page 2, line 30, strike out "(f)", and insert "(e)".

Amendment No. 5

On page 2, line 40, after "subsidence", insert "subject to the limitations on the authority of the supervisor contained in this article".

Amendment No. 6

On page 3, strike out lines 12 to 14, inclusive, and insert "primarily to arrest or ameliorate subsidence, or to restore or increase the pressure in a pool, or to avoid or minimize a reduction of pressure within a pool."

Amendment No. 7

On page 3, line 20, after "3322", insert ", or created by a unit agreement voluntarily entered into".

Amendment No. 8

On page 3, line 23, after "unit", insert ", or from the effective date of a unit agreement approved by the supervisor".

Amendment No. 9

On page 3, between lines 30 and 31, insert

"3316.9. "Unit agreement" means and includes, in addition to the unit agreement, any unit operating agreement, consent agreement and other agreement entered into in connection with and supplemental to such unit agreement, but shall not include any preliminary agreement confined to effectuating any exchange of interests in tracts of land which the parties to such preliminary agreement may desire.

3316.10. "Increased production" means that portion of the oil or gas produced from all wells bottomed within a unit area, or within any other area where the supervisor finds repressuring operations feasible, during any year over and above the oil or gas that would have been produced from all wells bottomed within the same area during the identical year at the projected rate of decline for the wells in the absence of repressuring operations conducted pursuant to this article.

3316.11. "Working interest" means an interest held in lands by virtue of fee title, including lands held in trust, a lease, operating agreement or otherwise, under which the owner of such interest has the right to drill for, develop and produce oil and gas. A working interest shall be deemed vested in the owner thereof even though his right to drill or produce may be delegated to an operator under a drilling and operating agreement, unit agreement, or other type of operating agreement.

3316.12. "Working interest owner" means a person owning a working interest.

3316.13. "Royalty interest" means a right to or interest in oil and gas produced from any lands or in the proceeds of the first sale thereof other than a working interest.

3316.14. "Royalty interest owner" means a person owning a royalty interest.

3316.15. "Unit operator" means the person or persons designated by the unit agreement or in accordance with subdivisions (g) and (j) of Section 3322 as operator or operators of the unitized area.

3316.16. "Land" means both surface and mineral rights."

Amendment No. 10

On page 3, line 33, after "subsiding", insert "portions of which lands are subject to threat of inundation from the sea and".

Amendment No. 11

On page 3, line 37, after the period, insert "The area within the exterior boundaries established pursuant to Section 3336 shall be known as a "subsidence area.""

Amendment No. 12

On page 4, line 10, strike out "by an order of the supervisor," and insert "or approved by an order of the supervisor, and, when applicable, the State Lands Commission,".

Amendment No. 13

On page 4, line 21, strike out "interested person", and insert "city, county, city and county, any part of which is in a subsidence area, or any contractor or lessee for the production of oil or gas therefor, or any person having a working interest therein,".

Amendment No. 14

On page 4, line 31, strike out "deposit with the supervisor", and insert "pay to the supervisor for deposit in the Subsidence Abatement Fund".

Amendment No. 15

On page 4, lines 38 and 39, strike out "in conjunction with the conduct of", and insert "or members of the Attorney General's staff in conjunction with".

Amendment No. 16

On page 5, line 2, after "thereunder", insert ". if in his judgment such fieldwide plan and specifications are necessary, and will not substantially reduce the maximum economic quantity of oil or gas ultimately recoverable from such pool or pools under prudent and proper operations."

Amendment No. 17

On page 5, line 8, after "pools.", insert "Such plan and specifications may provide that they may be carried out by one or more units made up of such pool, groups of pools, or parts thereof, or by individual persons, or by co-operative agreements between two or more persons or by any combinations of the foregoing which in the judgment of the supervisor shall be feasible."

Amendment No. 18

On page 5, line 22, strike out "interested person", and insert "city, county, city and county, any part of which is in a subsidence area, or any contractor or lessee for the production of oil or gas therefor, or any person having a working interest therein,".

Amendment No. 19

On page 5, line 48, after "thereof", insert ". if in his judgment such plan and specifications are necessary and will not substantially reduce the maximum economic quantity of oil or gas ultimately recoverable from such pool or pools under prudent and proper operations".

Amendment No. 20

On page 6, line 18, after "subsidence.", insert "or for any other lawful purpose,".

Amendment No. 21

On page 6, line 20, after the period, insert "Nothing contained in this article shall be deemed to prohibit the supervisor from approving voluntary repressuring operations in any pool or pools, or part thereof, pursuant to this article or any other provision of Division 3 (commencing at Section 3000) of the Public Resources Code prior to adoption of a repressuring plan and specifications under Section 3319 or 3319.1, if in his judgment such repressuring operations are not detrimental to the intent and purposes of this article to arrest or ameliorate subsidence, or are not otherwise unlawful"

Amendment No. 22

On page 6, strike out lines 46 to 51, inclusive, and on page 7, strike out lines 1 to 4, inclusive, and insert

"(b) In the event any proposed plan of repressuring operations is not commenced or any proposed unit or co-operative agreement which has been approved by the supervisor, is not executed and operations commenced thereunder by the respective parties thereto within the time specified in the order of the supervisor approving the same, or within any extension thereof granted by the supervisor, for good cause shown, but in no event longer than 90 days from the expiration date specified in the order of approval, the order of the supervisor shall be deemed automatically revoked, without further action, and the supervisor shall take such appropriate action as authorized by this article."

Amendment No. 23

On page 7, line 10, after "3319.1", insert ", or in accordance with the orders of the supervisor approving repressuring operations, and shall have power to require such operations to conform to the said repressuring plan or plans and specifications of work to be done thereunder adopted by, or orders theretofore made by the supervisor, and to otherwise enforce compliance with this article".

Amendment No. 24

On page 7, between lines 10 and 11, insert

"3320.1. (a) An agreement for the management, development and operation of two or more tracts in a pool or pools, or portions thereof, in a field as a unit without regard to separate ownerships for the production of oil and gas, including repressuring operations therein, and for the allocation of benefits and costs on a basis set forth in such agreement, shall be valid and binding upon those who consent thereto and may be filed with the supervisor for approval.

Any agreement for the co-operative management, development and operation of two or more tracts in a pool or pools, or portions thereof, in a field for the production of oil or gas, including repressuring operations therein, shall be valid and binding upon those who consent thereto and may be filed with the supervisor for approval.

If in the judgment of the supervisor a unit agreement or co-operative agreement filed for approval is not detrimental to the intent and purposes of this article to arrest or ameliorate subsidence, or otherwise unlawful, the supervisor may approve the same. No such agreement approved by the supervisor hereunder or heretofore approved pursuant to applicable law prior to the enactment of this article shall be held to violate any of the statutes of this State prohibiting monopolies or acts, arrangements, agreements, contracts, combinations or conspiracies in restraint of trade or commerce.

(b) In the event that at the time of the approval by the supervisor of a unit or co-operative agreement under subdivision (a) of this section, the supervisor makes written findings that:

1. A primary purpose of the unit or co-operative agreement is the initiation and conduct of repressuring operations in the area covered thereby for the purpose of arresting or ameliorating subsidence; and

2. The initiation and conduct of repressuring operations in the area covered by the unit or co-operative agreement are feasible and compatible with the purposes of this article; and

3. The persons who are entitled to 75 percent of the proceeds of production of oil and gas within the area covered by the unit or co-operative agreement (measured by the production of oil and gas therein in the last calendar year preceding the date of such approval) have become parties to such agreement by signing or ratifying it; and

4. It is necessary, in order to initiate and conduct such repressuring operations, that the properties of nonconsenting persons who own working interests or royalty interests in lands within the area covered by the unit or co-operative agreement become subject to such agreement; and

5. The agreement is fair and reasonable, and contains appropriate provisions to protect and safeguard the rights of all persons having an interest in oil and gas production in the area covered thereby; then the supervisor shall make and enter an order which shall provide that unless such nonconsenting persons shall, within 30 days after service upon such persons of the order in the manner specified by the supervisor, become parties to the agreement by signing or ratifying the same, the right of eminent domain may be exercised as hereinafter provided in subdivision (c) hereof for the purpose of acquiring the properties of such nonconsenting persons which are found by the supervisor to be necessary for the initiation and conduct of such repressuring operations.

In the event the supervisor shall make findings in accordance with the foregoing, such findings shall be conclusive evidence (1) of the public necessity of the development and operation of the said properties in accordance with the unit or co-operative agreement and of the repressuring operations to be initiated and conducted pursuant to such agreement; and (2) that the acquisition of the properties of the nonconsenting persons which are designated by the supervisor is necessary therefor; and (3) that the repressuring and other operations to be initiated and conducted pursuant to such agreement, and the improvements to be made in connection therewith are planned or located in the manner which will be most compatible with the greatest public good and the least private injury.

The acquisition and use of land, including oil and gas rights therein, and personal property used in the production of oil and gas within a subsidence area for the purposes and by the persons mentioned in this section under the circumstances herein specified, are public uses on behalf of which the right of eminent domain may be exercised.

(c) Subject to the provisions of subdivision (b) hereof, the right of eminent domain for the purposes therein mentioned may be exercised by any city, county, or city and county, which has agreed to commit the properties to be acquired to such unit or co-operative agreement, or which has agreed to convey all or a portion of said properties upon acquisition, for a price not less than the cost of acquiring the same, to working interest owners who are parties to such unit or co-operative agreement and who have agreed to commit such properties to said agreement.

In the event that within 60 days of the entry of the order of the supervisor, proceedings for the condemnation of the properties of the remaining nonconsenting owners have not been commenced by any city, county, or city and county, then

the right of eminent domain for the purposes herein mentioned may be exercised by a person or persons who are designated as operator or operators in such unit or co-operative agreement on behalf of all working interest owners who are parties to such agreement, have authorized such action and who have agreed to commit the properties so acquired to the agreement.

Except as otherwise provided in subdivisions (b) and (c) hereof, any condemnation action brought hereunder shall be governed by the provisions of Title 7 (commencing at Section 1237) of Part 3 of the Code of Civil Procedure.

If a condemnation action or actions to acquire the properties of the nonconsenting persons are promptly commenced and diligently prosecuted to final judgment by which such properties are acquired, no compulsory unit order affecting the area covered by such agreement shall be made by the supervisor under Section 3321 of this article with respect to such area.

3320.2. If the supervisor determines that sufficient of the working interest owners and royalty interest owners to make repressuring operations feasible in any pool or pools, or portions thereof, for which a repressuring plan and specifications have been adopted by the supervisor, have not prior thereto, or within the time designated in the order of the supervisor adopting such plan and specifications, entered into a unit agreement or co-operative agreement, or have not taken individual action under which the repressuring operations contemplated by such plan will be satisfactorily initiated and conducted, the supervisor shall have power to compel the unitization of all interests in such pool or pools, or portions thereof, in the manner and subject to the limitations herein set forth.

If the supervisor shall compel the unitization of the interests in any pool or pools, or portions thereof, in a field as provided in Section 3321, the supervisor shall have power to order repressuring operations to be initiated and conducted in the unit area in accordance with the applicable repressuring plan and specifications previously adopted by the supervisor; provided, however, that no order compelling unitization or order requiring the initiation and conduct of repressuring operations in the unit area shall be made unless the supervisor shall find:

(1) That the initiation and conduct of such repressuring operations will not substantially reduce the maximum economic quality of oil or gas ultimately recoverable from the unit area as a whole under prudent and proper operations.

(2) That the estimated cost of initiating and carrying out such repressuring operations within the unit area as a whole, including both capital and operating costs, will not exceed the estimated value of the increased production resulting therefrom.

The supervisor shall have continuing jurisdiction to review the results of repressuring operations previously ordered by the supervisor and to make such further orders as may be necessary or desirable under the provisions of this article.

3320.3. In determining, as required by Section 3320.2, whether the estimated cost of initiating and conducting such repressuring operations will exceed the estimated value of the increased production resulting from such operations, the supervisor shall exclude from consideration that portion of the cost of initiating and conducting such repressuring operations which any interested person or persons agree to bear, in addition to the portion of the cost of such operations which such person or persons would otherwise be obligated to bear pursuant to the provisions of subdivision (e) of Section 3322 under arrangements for the conditional repayment of such excess portion from increased production as follows:

(a) Each person bearing a part of such excess portion of the cost of initiating and conducting such repressuring operations shall recover the amount so borne, plus interest on the unpaid balance thereof at the rate of $3\frac{1}{2}$ percent per annum compounded semiannually by receiving, until fully repaid, his pro rata share, based upon his proportionate contribution from an amount not less than 60 percent or more than 90 percent of the increased production thereafter produced, which, in the judgment of the supervisor, shall from time to time be determined to be fair and reasonable to all persons concerned.

(b) If the supervisor shall find the offer of such person or persons to bear the excess portion of the cost of initiating and conducting such repressuring operations to be feasible, fair and reasonable, any order for repressuring operations made by the supervisor, in addition to its other provisions, shall set forth the time, manner and terms upon which such excess portion of the cost of initiating and conducting repressuring operations shall be borne by such person or persons until repaid to such person or persons from increased production as above provided.

3320.4. In order to encourage the initiation and conduct of repressuring operations with the greatest possible speed in a subsidence area, the State, or any city, or county, city and county, or other political subdivision, deriving revenues from oil or gas produced from tide or submerged lands may expend such revenues for the purpose of bearing that portion of the cost of initiating and conducting repressuring operations in such subsidence area:

(1) In excess of that share of such costs which would otherwise be borne by such person pursuant to subdivision (e) of Section 3322 as a participant in a unit created by order of the supervisor pursuant to Section 3322 under arrangements for conditional repayment as above provided, or

(2) In excess of that share of such costs which would otherwise be borne by such person as a participant in a unit under a unit agreement voluntarily entered into under arrangements for conditional repayment satisfactory to such person and the other working interest owners interested in said unit.

33205 No working or royalty interest owner shall be liable for any loss or damage resulting from repressuring or other operations connected with the production of oil and gas which are conducted, without negligence, pursuant to and in accordance with a co-operative or unit agreement ordered or approved by the supervisor pursuant to this article."

Amendment No. 25

On page 7, line 11, after "(n)", insert "Subject to the limitations specified in this article, the supervisor shall have the power to issue a compulsory unit order upon the petition of a city, county, city and county, any part of which is in a subsidence area, or any contractor or lessee for the production of oil or gas therefor, or any person or persons owning working interests in the area affected by such order."

Amendment No. 26

On page 7, strike out lines 21 to 27, inclusive, and insert "Section 3320. Such hearing shall be set not later than 60 days from the date of the filing of such petition."

Amendment No. 27

On page 7, strike out lines 40 and 41, and insert "initiate approved repressuring operations; and".

Amendment No. 28

On page 8, line 2, after the semicolon, insert "and

(5) That the creation of the unit is feasible, necessary and justifiable under all conditions affecting the unit at the time of its creation or which can be reasonably anticipated by the supervisor at such time;".

Amendment No. 29

On page 8, line 19, after "A", insert "general".

Amendment No. 30

On page 8, line 21, after "subsidence", insert "to be prescribed in a separate order of the supervisor requiring repressuring operations".

Amendment No. 31

On page 8, line 23, strike out "there", and strike out lines 24 to 28, inclusive, and insert "they shall initiate and conduct such repressuring operations as shall be prescribed in a separate order or orders of the supervisor;".

Amendment No. 32

On page 8, between lines 46 and 47, insert

"Pending the adoption of a final formula for apportionment and allocation of unit production as above provided (which final formula must be adopted not later than 18 months from the effective date of the order of the supervisor requiring unit operation), an interim formula may be adopted based upon the gross oil production in the unit area during the calendar year preceding the date of such order of the supervisor, which shall be effective until the adoption of the final formula as above provided. The final formula, when adopted, shall be retroactive to the effective date of the order requiring unit operation and adjustment shall be made in the apportionment and allocation of production during such interim period in accordance with the final formula so adopted."

Amendment No. 33

On page 9, line 12, strike out the semicolon, and insert ", and upon application made prior to the entry of the order, for carrying a nonassenting working interest owner affected by a final order of the supervisor under Section 3321;".

Amendment No. 34

On page 10, between lines 2 and 3, insert

"33221 No order of the supervisor creating a unit and prescribing the plan of unitization applicable thereto shall become effective unless and until the plan of unitization has been signed, or in writing ratified or approved, by working interest owners who are entitled to 65 percent of the proceeds of production of oil and gas, prior to the payment of royalties, within the proposed unit area, measured by the production from such area in the calendar year preceding the date of the order of the supervisor creating such unit, and the supervisor has made a finding either in the order creating the unit or in a supplemental order that the plan of unitization has been so signed, ratified or approved by persons owning the required percentage interest in and to the unit area. Where the plan of unitization has not been so signed, ratified or approved by persons owning the required percentage interest in and to the unit area at the time the order creating the unit is made, the supervisor shall,

upon petition and notice, hold such additional and supplemental hearings as may be requested or required to determine if and when the plan of unitization has been so signed, ratified or approved by persons owning the required percentage interest in and to such unit area and shall, in respect to such hearings, make and enter a finding of his determination in such regard. In the event persons owning the required percentage interest in and to the unit area have not so signed, ratified or approved the plan of unitization within a period of six months from and after the date on which the order creating the unit is made, the order creating the unit shall cease to be of further force and effect and shall be revoked by the supervisor."

Amendment No. 35

On page 10, line 8, after "3303", insert "to the persons mentioned in such section with the area which will be the subject of his order or determination".

Amendment No. 36

On page 10, line 45, after the period, insert "The provisions of this section shall not prohibit the establishment of an interim formula for the apportionment and allocation of unit production pursuant to subdivision (d) of Section 3322."

Amendment No. 37

On page 10, line 46, strike out "The" and insert "Subject to the limitations in this article governing the creation of the unit previously established, the".

Amendment No. 38

On page 11, lines 27 and 28, strike out "to withhold and sell the same in", and insert "operator to a lien thereon for".

Amendment No. 39

On page 12, line 10, strike out "thereto", and insert "to the working interest therein".

Amendment No. 40

On page 12, line 15, after "area," insert "as against noncarried working interest owners,".

Amendment No. 41

On page 12, line 20, strike out "shall, however, be primarily", and insert "shall be solely".

Amendment No. 42

On page 12, strike out lines 23 to 33, inclusive.

Amendment No. 43

On page 12, line 34, strike out "the", and insert "a".

Amendment No. 44

On page 12, line 44, strike out "nished or", and insert "nished,".

Amendment No. 45

On page 12, line 44, after "performed," insert "or expenditure incurred,"

Amendment No. 46

On page 13, line 2, after "labor", insert "or the incurring of the expenditure"

Amendment No. 47

On page 13, line 7, strike out "the", and insert "a".

Amendment No. 48

On page 13, line 35, strike out "it is determined that a rehearing should be", and insert "that a rehearing is".

Amendment No. 49

On page 14, line 1, after the first "of", insert "Chapter 2 (commencing at Section 1084) of Title 1 of Part 3 of".

Amendment No. 50

On page 14, line 13, strike out "10", and insert "60".

Amendment No. 51

On page 14, line 14, strike out "10", and insert "60".

Amendment No. 52

On page 15, line 46, strike out "office", and insert "offices and personnel".

Amendment No. 53

On page 15, line 49, after the period, insert "The supervisor shall determine the apportionment of costs."

Amendment No. 54

On page 16, strike out line 42, and in line 43, strike out "this article", and insert "a unit area established or approved pursuant to this article and the abandonment of attempts to obtain production therefrom".

Amendment No. 55

On page 17, line 16, after "unit", insert "operator, or in persons other than those owning the same at the time of the creation of the unit,".

Amendment No. 56

On page 17, line 20, after "unit", insert "operator or the working interest owners jointly".

Amendment No. 57

On page 17, line 21, strike out "The", and insert "Each respective share of the"

Amendment No. 58

On page 17, line 22, after "be", insert "severally".

Amendment No. 59

On page 17, line 22, strike out "several".

Amendment No. 60

On page 17, line 25, after "possess", insert ", the cost of which is chargeable to the working interest owners,".

Amendment No. 61

On page 17, line 26, strike out "for its", and insert "operator for his"

Amendment No. 62

On page 17, strike out lines 29 and 30, and insert "the several working interest owners and shall be the".

Amendment No. 63

On page 19, strike out lines 6 to 13, inclusive.

Amendment No. 64

On page 19, strike out lines 19 to 23, inclusive, and insert "3345. No finding or determination made by the supervisor under the provisions of this article or by any court in proceedings involving the enforcement or review of the orders of the supervisor shall be received in evidence or be binding upon any person in any other proceeding not directly related to the making, enforcement or review of the orders of the supervisor under this article."

Amendment No. 65

On page 19, line 40, strike out "one hundred fifty thousand dollars (\$150,000)". and insert "two hundred fifty thousand dollars (\$250,000)"

Amendment No. 66

On page 19, line 42, strike out "General Fund", and insert "Investment Fund".

Amendment No. 67

On page 20, lines 2 and 3, strike out "three hundred thousand dollars (\$300,000)". and insert "four hundred thousand dollars (\$400,000)".

Amendment No. 68

On page 20, lines 3 and 4, strike out "one hundred fifty thousand dollars (\$150,000)", and insert "two hundred fifty thousand dollars (\$250,000)".

Amendment No. 69

On page 20, line 5, strike out "General Fund", and insert "Investment Fund".

Amendments read, and adopted

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Manufacturing, Oil, and Mining Industry.

**Request for Unanimous Consent That Rush Order Be Placed
Upon Printing of Assembly Bill No. 5**

Mr. Grant asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 5.

**REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILL NO. 61
BE WITHDRAWN FROM COMMITTEE, AND BE RE-REFERRED**

Mr. McCollister, on behalf of Mr. Bradley, asked for, and was granted, unanimous consent that Assembly Bill No. 61 be withdrawn from the Committee on Ways and Means, and be re-referred to the Committee on Municipal and County Government

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 3—Relative to adding Rule No. 34.2 to the Joint Rules of the Senate and Assembly, with respect to memorial resolutions.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Bonelli, Britschgi, Burke, Burton, Bysterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Elliott, Francis, Frew, Samuel R. Geddes, Grant, Hawkins, Hegland, Holmes, Kelly, Kilpatrick, Levering, Luckel, Marsh, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Thelin, Thomas, Weinberger, Wilson, and Winton—47

NOES—None.

Resolution ordered transmitted to the Senate

ANNOUNCEMENTS

Mr. McCollister announced that it is his intention, on adjournment of the Budget Session in Benicia tomorrow, March 15th, to move that the Budget Session reconvene in Sacramento at 11 a.m. on Monday, March 17, 1958.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 14, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 30

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, March 14, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered re-referred to the Committee on Ways and Means.

ADJOURNMENT

At 11 a.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 11.30 a.m., Monday, March 17, 1958.

CHARLES J. CONRAD, Speaker pro Tempore

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

NINTH LEGISLATIVE DAY
FOURTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, March 17, 1958

The Assembly met at 11 30 a.m.

Hon. Charles J. Conrad, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, Lowrey, Luckel, Mac-Bride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nishet, O'Connell, Pattee, Porter, Rees, Rumford, Schiade, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Unrub, Weinberger, Wilson, Winton, and Mr. Speaker—79.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Almighty and Everlasting God. We give Thee thanks for the examples of men like St. Patrick, men who carried forth the light of Thy truth into the darkness of ignorance, superstition, and unbelief. Grant that in our time, O Lord, when the shadows of greed, intolerance, lust for power, and spiritual anemia threaten to engulf our world, we may stand as shining lamps in the darkness, giving promise by our words and our deeds that the midnight of evil shall be broken; through Jesus Christ, Thy Son, our Lord—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

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

LEAVE OF ABSENCE FOR THE MORNING

The following member was granted leave of absence for the morning, because of legislative business elsewhere:

Mr. Coolidge, on motion of Mr. McCollister.

EXPLANATION OF ABSENCE

My absence from the floor today was occasioned by meetings with various groups on the Budget.

GLENN E. COOLIDGE

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

The following resolutions were offered:

Assembly Concurrent Resolution No. 6: By Messrs. Burton, Elliott, Unruh, Munnell, Don A. Allen, Bee, Biddick, Crown, Cunningham, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Elliott, Frew, Gaffney, Samuel R. Geddes, Hanna, Hawkins, Henderson, House, Kilpatrick, Masterson, McMullan, Miller, Nisbet, O'Connell, Porter, Rumford, Thomas, Wilson, and Winton—Relative to expanding the scope of the 1958 First Extraordinary Session.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 7: By Messrs. Erwin, Stewart, Doyle, Bonelli, Henderson, Lincoln, and Weinberger (By request of the Citizens Advisory Committee on Legislative Procedure)—Relative to amending Rule 36 of the Joint Rules of the Senate and Assembly.

Referred to Committee on Rules.

PARLIAMENTARY INQUIRY

Mr. Unruh arose to the following parliamentary inquiry: To which committee was the resolution by Mr. Burton referred?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the resolution was referred to the Committee on Rules.

Parliamentary Inquiry

Mr. Unruh arose to the following parliamentary inquiry: Is the reference of resolutions to the Committee on Rules compulsory?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the negative; and stated that he would entertain a motion to withdraw and re-refer under the proper order of business.

Parliamentary Inquiry

Mr. Unruh arose to the following parliamentary inquiry: Do not the Rules provide that resolutions should be referred to the committees which cover their subject matter?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the scope of this resolution properly places it in 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. 79: By Messrs. Cusanovich, Doyle, Anderson, Marsh, Hanna, Mulford, Rees, and Thelin—An act to add Section 14638 4 to the Education Code, relating to benefits payable under the State Teachers' Retirement System.

Referred to Committee on Education.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Cusanovich asked for unanimous consent that Rule 58 be suspended for the purpose of hearing Assembly Bill No. 79 in the Committee on Education.

Parliamentary Inquiry

Mr. Lowrey arose to the following parliamentary inquiry: What is the urgency on this bill?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the inquiry should be directed to Mr. Cusanovich.

Unanimous Consent Withheld

Mr. Lowrey withheld unanimous consent to suspend Rule 58 to hear Assembly Bill No. 79.

MOTION TO SUSPEND RULE 58

Mr. Lindsay moved that Rule 58 be suspended for the purpose of setting Assembly Bill No. 62 for hearing in committee.

Point of Order

Mr. Munnell arose to the following point of order: That the House is not under the order of business of motions and resolutions.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken.

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

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

Assembly Bill No. 80: By Mr. Belotti—An act to provide for the relinquishment, granting and conveying of certain real property in the Trinidad Beach State Park to the Trinidad Union Elementary School District.

Referred to Committee on Education.

Assembly Bill No. 81: By Messrs. Hegland, Schrade, Luckel, and Crawford—An act to amend Section 7732.5 of the Education Code, relating to the repayment of loans to school districts by the State for school building aid.

Referred to Committee on Education.

Assembly Bill No. 82: By Mr. Miller—An act to add Section 9359.01 to the Government Code, relating to retirement allowances of members of Legislators' Retirement System.

Referred to Committee on Rules.

Assembly Bill No. 83: By Mr. Bradley—An act to amend Sections 2, 32, 33, 34, 35, 51, 52, and 61 of, and to add Section 33.1 to, the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289, Statutes of 1955), relating to the boundaries and management of the Santa Clara-Alameda-San Benito Water Authority.

Referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 84: By Messrs. Doyle and Stewart (By request of the Citizens Advisory Committee on Legislative Procedure)—An act to amend Section 9300 of the Government Code, relating to the compensation of Members of the Legislature.

Referred to Committee on Rules.

Assembly Constitutional Amendment No. 6: By Messrs. Henderson and Doyle (By request of the Citizens Advisory Committee on Legislative Procedure)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing the first paragraph of subdivision (b) of Section 2, and amending Section 23 of Article IV thereof, relating to compensation of Members of the Legislature.

Referred to Committee on Constitutional Amendments.

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE 71

Pursuant to Rule 71, the following bills were this day on the second reading file:

Assembly Bills Nos. 2, 13, 14, 33, and 6.

Above reported bills ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 31—An act to amend Section 1503.2 of, and to add Section 6357.3 to, the Education Code, relating to interdistrict attendance agreements of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 1503.2 of, and to".

Amendment No. 2

In line 2 of the title, strike out the first comma.

Amendment No. 3

In lines 2 and 3 of the title, strike out "interdistrict attendance agreements of school districts", and insert "school district maximum tax rates".

Amendment No. 4

On page 1, strike out lines 1 to 12, inclusive, and insert "SECTION 1. Section 6357.3 is added to the Education Code, to read:".

Amendment No. 5

On page 1, line 14, after "district", insert "and of any unified school district maintaining a junior college".

Amendment No. 6

On page 2, line 1, strike out "ten", and insert "the rate of tax levied in the county pursuant to Section 7232 during the fiscal year next preceding the formation of the district for all purposes, or ten cents".

Amendment No. 7

On page 2, line 3, after "district", insert ", whichever is the greater".

Amendment No. 8

On page 2, between lines 3 and 4, insert

"If the district is situated in two or more counties, the increase provided by this section shall not exceed the highest rate of tax levied in any of the counties in which the district is situated pursuant to Section 7232 during the fiscal year next preceding the formation of the district for all purposes, or ten cents (\$0.10) per each one hundred dollars (\$100) of the assessed value of property within the district, whichever is the greater."

Amendment No. 9

On page 2, after line 9, insert

"Any junior college district or unified school district maintaining a junior college which became effective for all purposes on or after July 1, 1956, shall be deemed, for the purposes of this section, to have been effective for all purposes on July 1, 1958."

Amendments read, and adopted.

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Education.

RE-REFERENCE OF BILLS PURSUANT TO RULE 64

On advice of the Legislative Counsel, and pursuant to Rule 64, the Speaker pro Tempore ordered the following bills re-referred to the Committee on Ways and Means:

Assembly Bills Nos. 2 and 6 subsequent to engrossment.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 64 for hearing in the Committee on Municipal and County Government on Wednesday, March 19th

MOTION TO SUSPEND RULE 58

Mr. Cusanovich moved that Rule 58 be suspended for the purpose of setting Assembly Bill No. 79 for hearing in the Committee on Education.

Mr. Dahl seconded the motion.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Lindsay asked for unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 62 for hearing in the Committee on Conservation, Planning, and Public Works.

Mr. Lowrey withheld unanimous consent.

Motion to Suspend Rule 58

Mr. Lindsay moved that Rule 58 be suspended for the purpose of setting Assembly Bill No. 62 for hearing in the Committee on Conservation, Planning, and Public Works.

Point of Order

Mr. Munnell arose to the following point of order: That the House is not under the order of business of motions and resolutions.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order not well taken.

Demand for Previous Question

Messrs. Doyle, Johnson, Hegland, Schrade, and Luckel demanded the previous question.

The roll was called, and the demand for previous question sustained by the following vote:

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cusanovich, Dahl, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Stewart, Sumner, Thelin, Weinberger, and Wilson—62.

NOES—Burton, Lowrey, Munnell, and Unruh—4

The question being on the motion by Mr. Lindsay that Rule 58 be suspended for the purpose of setting Assembly Bill No. 62 for hearing in the Committee on Conservation, Planning, and Public Works.

Roll Call Demanded

Messrs. Munnell, Unruh, and Holmes demanded a roll call.

The roll was called, and the motion carried by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, Porter, Rumford, Schrade, Sedgwick, Shell, Stewart, Sumner, Thelin, Weinberger, Wilson, and Winton—64.

NOES—Burton, Lowrey, Luckel, Munnell, and Unruh—5.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Doyle asked for unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 77 for hearing in the Committee on Education.

Mr. Lowrey withheld unanimous consent.

Motion to Suspend Rule 58

Mr. Doyle moved that Rule 58 be suspended for the purpose of setting Assembly Bill No. 77 for hearing in the Committee on Education.

Motion to Amend Motion

Mr. Unruh moved that the motion by Mr. Doyle be amended to provide that Rule 58 be suspended to permit all bills at the special session to be heard without the three-day notice.

Mr. Munnell seconded the motion.

Demand for Previous Question

Messrs. Masterson, Schrade, Bee, Henderson, and Luckel demanded the previous question.

Demand for previous question sustained.

The question being on the motion to amend by Mr. Unruh.

Motion Withdrawn

Mr. Unruh withdrew his motion.

The question being on the motion by Mr. Doyle that Rule 58 be suspended for the purpose of setting Assembly Bill No. 77 for hearing in the Committee on Education.

Roll Call Demanded

Messrs. Wilson, Chapel, and Unruh demanded a roll call.

The roll was called, and the motion carried by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kloocksien, Lanterman, Levering, Lindsay, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Shell, Stewart, Sumner, Thelin, Thomas, Weinberger, and Winton—68.

NOES—Lowrey, Luckel, Munnell, Rees, Unruh, and Wilson—6.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Biddick asked for unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 65 for hearing in the Committee on Municipal and County Government on Wednesday, March 19th.

Mr. Lowrey withheld unanimous consent.

Motion to Suspend Rule 58

Mr. Biddick moved that Rule 58 be suspended for the purpose of setting Assembly Bill No. 65 for hearing in the Committee on Municipal and County Government on Wednesday, March 19th.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY BILLS NOS. 66 TO 76 BE WITHDRAWN FROM COMMITTEE, AND BE RE-REFERRED

Mr. Kilpatrick asked for, and was granted, unanimous consent that Assembly Bills Nos. 66 through 76 be withdrawn from the Committee on Military and Veterans Affairs, and be re-referred to the Committee on Conservation, Planning, and Public Works.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Kilpatrick asked for unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bills Nos. 66 through 76 for hearing in the Committee on Conservation, Planning, and Public Works tomorrow.

Mr. Lowrey withheld unanimous consent.

Motion to Suspend Rule 58

Mr. Kilpatrick moved that Rule 58 be suspended for the purpose of setting Assembly Bills Nos. 66 through 76 for hearing in the Committee on Conservation, Planning, and Public Works tomorrow.

Mr. Levering seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Don A. Allen, Anderson, Backstrand, Bee, Biddick, Bonelli, Britschgi, Brown, Burke, Burton, Chapel, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Lanterman, Levering, Luckel, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Shell, Stewart, Thelin, Thomas, and Winton—52.

NOES—Bradley, Busterud, Hanna, Kloocksien, Lowrey, Munnell, Rees, Sumner, Unruh, and Wilson—10.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Burton asked for unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Concurrent Resolution No. 6 for hearing in the Committee on Rules.

Mr. Lowrey withheld unanimous consent.

Motion to Suspend Rule 58

Mr. Burton moved that Rule 58 be suspended for the purpose of setting Assembly Concurrent Resolution No. 6 for hearing in the Committee on Rules.

Parliamentary Inquiry

Mr. Levering arose to the following parliamentary inquiry: To which committee was the resolution referred?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the resolution was referred to the Committee on Rules.

The question being on the motion by Mr. Burton that Rule 58 be suspended for the purpose of setting Assembly Concurrent Resolution No. 6 for hearing in the Committee on Rules.

The roll was called, and the motion carried by the following vote:

AYES—Don A. Allen, Anderson, Backstrand, Bee, Biddick, Bonelli, Brown, Burke, Burton, Busterud, Crown, Cusanovich, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hawkins, Henderson, Holmes, House, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Shell, Thelin, Thomas, Wilson, and Winton—42.

NOES—Bradley, Hansen, Johnson, Lanterman, Levering, Lowrey, Mulford, Munnell, Rees, Stewart, Sumner, and Unruh—12.

**MOTION TO EXPUNGE RECORD AND RESCIND ACTION
ON SUSPENSION OF RULE 58**

Mr. Unruh moved to expunge the record, and rescind the action on all motions and requests to suspend Rule 58 which were granted by the Assembly today.

Mr. Lowrey seconded the motion.

Parliamentary Inquiry

Mr. Collier arose to the following parliamentary inquiry: Is the House on the order of business of motions and resolutions?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative.

The question being on the motion by Mr. Unruh to expunge the record and rescind the action on all suspensions of Rule 58.

Motion to Table Motion

Mr. Masterson moved that the motion by Mr. Unruh be laid on the table.

Mr. Luckel seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Doyle, Elliott, Erwin, Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hegland, Holmes, Johnson,

Kilpatrick, Klocksiam, Lanterman, Levering, Luckel, Marsh, Masterson, McCollister, Meyers, Mulford, Nielsen, Pattee, Porter, Rumford, Schrade, Shell, Stewart, Thelin, and Thomas—52.

NOES—Davis, Dills, Gaffney, House, Lowrey, MacBride, Munnell, Nisbet, O'Connell, Rees, Sumner, Unruh, Wilson, and Winton—14.

POINT OF PERSONAL PRIVILEGE

Mr. Klocksiam arose on a question of personal privilege.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 35—An act to add Article 27.5 (commencing with Section 74610) to Chapter 10 of Title 8 of the Government Code, relating to the municipal court in San Pablo Judicial District which includes the City of San Pablo.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiam, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—72.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 30—An act to validate the organization and acts of municipal water districts.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiam, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—72.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 10

By Messrs Gaffney, Meyers, Rumford, Weinberger, O'Connell, Burton, Busterud, Bruce F. Allen, Don A. Allen, Anderson, Beaver, Biddick, Bradley, Britschgi, Brown, Burke, Chapel, Collier, Conrad, Crawford, Cunningham, Cusanovich, Dahl, Mrs. Davis, Miss Donahoe, Messrs. Elliott, Erwin, Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiam, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Mulford,

Munnell, Nielsen, Schrade, Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Wilson, and Winton:

House Resolution No. 10
Relating to St. Patrick's Day

WHEREAS, On this seventeenth day of March, 1958, throughout the entire world, those of Irish birth and those of Irish heritage, and, yes, even those of other races, celebrate St. Patrick's day in honor of a scholar, a servant of God, and a man whose memory survives in American minds as a gracious symbol of understanding; and

WHEREAS, Everywhere beneath the sun—under blue vault of heaven—whether under the humble and contented roof of the home of the weary exile, or on the sea, or in the marts of trade and industry, or in any other place where Irish blood pulses in the veins of a generous Celt, the memory of this great saint gives rise to thoughts of a far-off yesterday; and

WHEREAS, On this St. Patrick's Day, 1958, we again commemorate the life of an ancient race and an illustrious saint who dedicated himself to tolerance, faith in God, and preaching of Christianity to the peoples of Ireland in the early days of paganism; and

WHEREAS, While we honor the patron saint of Ireland, it is the hope of all who hold St. Patrick as a happy symbol of American tolerance that the men and women of this Nation and those of Irish heritage, whatever their creed or race or color, shall remain before the world as sons and daughters of one national family; and

WHEREAS, The Assembly of the State of California thus deems it fitting and proper that the patron saint of Ireland be so honored and revered; now, therefore, be it

Resolved by the Assembly of the State of California, That this body, along with the citizens of the State of California, of America, and of the world, pay homage during its daily deliberation to that great scholar and man of God, St. Patrick, the patron saint of Ireland.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Buserud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffner, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—70.

NOES—None.

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

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

Assembly Bill No. 85: By Messrs. Masterson and Doyle—An act to amend Section 30065 of the Water Code, relating to the formation of county water districts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 86: By Mr. Lindsay and Mrs. Davis—An act to add Article 7 (commencing at Section 345) to Chapter 25 of Division 1 of the Water Code, relating to development of recreational facilities.

Referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 87: By Mr. Kilpatrick (By request)—An act to add Article 6.5 (commencing with Section 1551) to Chapter 1 of Division 7 of the Military and Veterans Code, relating to the determination, preservation and storage of vital county and city records.

Referred to Committee on Conservation, Planning, and Public Works.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 17, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 12
Assembly Bill No. 14
Assembly Bill No. 33

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, March 17, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 25

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered re-referred to the Committee on Agriculture.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Cunningham announced a meeting of the Subcommittee on Narcotics and Dangerous Drugs at 3 p m today in the Assembly Lounge.

ADJOURNMENT

At 12.32 p.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 11.15 a.m., Tuesday, March 18, 1958.

CHARLES J. CONRAD, Speaker pro Tempore

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TENTH LEGISLATIVE DAY

FIFTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Tuesday, March 18, 1958

The Assembly met at 11.51 a.m.

Hon. Charles J. Conrad, 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:

Bruce F. Allen, Don A. Allen, Anderson, Buckstrand, Beaver, Bee, Belotti, Bid-
dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Colher,
Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills,
Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel
R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kil-
patrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride,
Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen,
Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Stewart,
Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Our Father, Who Art in Heaven, Creator and Sustainer of the World and Its People. Remind us that we are our brothers' keepers, that the welfare of all who touch the circle of our lives becomes our chief concern and responsibility. We are given the gift of life not that we might exploit it for ourselves, but that we might expend it and expand it for the benefit of our fellow men. Help us this day, O Lord, to test each action according to the standard of unselfish service. Make us push ourselves out of the way, so that Thy will might be done; through Christ Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Hanna, on motion of Mr. McCollister.

Mr. Henderson, on motion of Mr. McCollister.

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

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

Assembly Bill No. 88: By Messrs. Lindsay, Anderson, Lowrey, Mrs. Davis, Messrs. Don A. Allen, Crawford, and Schrade—An act to add Section 468 to the Penal Code, relating to sniperscopes.

Referred to Committee on Judiciary.

Assembly Bill No. 89: By Messrs. Anderson, Belotti, Mrs. Davis, and Mr. Lindsay—An act to amend Section 2005 of the Fish and Game Code, relating to the taking of game.

Referred to Committee on Fish and Game.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

**REPORTS OF STANDING COMMITTEES
*Committee on Transportation and Commerce***

ASSEMBLY CHAMBER, March 17, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred

Assembly Bill No. 8

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

LUCKEL, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, March 17, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 3

Assembly Bill No. 9

Assembly Bill No. 58

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and be re-referred to Committee on Ways and Means.

LUCKEL, Chairman

Above reported bills ordered to second reading.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 18, 1958

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

Assembly Bill No. 31

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered re-referred to the Committee on Education.

ASSEMBLY CHAMBER, March 17, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 2
And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered re-referred to the Committee on Ways and Means.

ASSEMBLY CHAMBER, March 17, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 5
And reports the same correctly engrossed

BURKE, Chairman

Above reported bill ordered re-referred to the Committee on Manufacturing, Oil, and Mining Industry.

ASSEMBLY CHAMBER, March 17, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 6
Assembly Bill No. 11
And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported bills ordered re-referred to the Committee on Ways and Means.

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

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

Assembly Bill No. 30: By Mr. Ernest R. Geddes—An act to amend Section 43301 of the Government Code, relating to the purposes for which crimes may incur bonded indebtedness.

Referred to Committee on Municipal and County Government.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 17, 1958

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

Senate Bill No. 11

J. A. BUECK, Secretary of the Senate

By LAWRENCE M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 12—An act to amend Section 7732.5 of the Education Code, relating to the repayment of state school building aid.

Referred to Committee on Education.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Kilpatrick asked, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 87 for hearing in the Committee on Conservation, Planning, and Public Works.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY CONCURRENT RESOLUTION NO. 6 BE WITHDRAWN FROM COMMITTEE, AND BE RE-REFERRED

Mr. Burton asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 6 be withdrawn from the Committee on Rules, and be re-referred to the Committee on Finance and Insurance.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Burton asked for unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Concurrent Resolution No. 6 for hearing in the Committee on Finance and Insurance on Thursday, March 20th, at 8 p.m.

Mr. Unruh withheld unanimous consent.

Mr. Hegland asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 6 for hearing in the Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 11 FROM COMMITTEE

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 11 be withdrawn from the Committee on Ways and Means, for purpose of amendment, at this time, and that the bill be re-referred to the Committee on Ways and Means.

SECOND READING OF ASSEMBLY BILL NO. 11

Assembly Bill No. 11—An act to add Chapter 19 (commencing with Section 5300) to Division 6 of the Agricultural Code, creating the California Poultry Promotion Council.

Bill read second time.

Motion to Amend

Mr. McCollister moved the adoption of the following amendments:

Amendment No. 1

On page 3, between lines 14 and 15, of the printed bill, as amended in the Assembly on March 14, 1958, insert "The exercise of the powers granted to the council in its administration of this act shall be subject to the approval of the director."

Amendment No. 2

On page 3, line 25, strike out "15", and insert "45"

Amendment No. 3

On page 3, strike out lines 26 to 28, inclusive, and insert "ter, the director shall prepare a list of producers. To enable the director to prepare an accurate list, the director is authorized to require all buyers, receivers or other handlers of such products to file with him the correct names and addresses of all producers from whom they bought, received or handled such products during the preceding calendar year. The director shall also issue press releases for state circulation requesting all producers who market their own production to file their names and addresses with the director, and the director shall include the names of any producers so received upon the list

From the reports filed by buyers, receivers and handlers and from the other sources specified in this section, the director shall prepare a list of producers and, for the purposes of carrying on the assent procedures required in this act, such list shall constitute a complete and conclusive list of producers in this State

When such list has been prepared, the"

Amendment No. 4

On page 3, line 31, strike out "intent and purposes", and insert "intents and purposes,".

Amendment No. 5

On page 3, strike out lines 48 to 50, inclusive, and on page 4, strike out lines 1 to 10, inclusive, and insert

"The director shall prescribe the period during which producers may file their ballots which in no case shall be less than fifteen (15) days nor longer than sixty (60) days. Each producer shall be entitled to one vote. At the close of such assent period the director shall cause the assents and dissents to be counted, and, if he finds that the proposal submitted in the ballot has been assented to by fifty-one percent (51%) or more of the producers whose names appear upon the conclusive list, the action shall be deemed".

Amendment No. 6

On page 4, line 13, strike out "the", and insert "such".

Amendment No. 7

On page 4, line 14, strike out "fail to assent", and insert "voting fail to assent,".

Amendment No. 8

On page 4, line 15, strike out "This fact", and insert "Such failure".

Amendment No. 9

On page 4, line 16, strike out the second "at", and strike out lines 17 and 18, and in line 19, strike out "forthcoming", and insert "as deemed appropriate by the director; provided, however, that if the promotion program authorized by this act is not activated".

Amendment No. 10

On page 4, line 49, strike out "from all available sources", and insert "as provided in Section 5304.5".

Amendment No. 11

On page 5, strike out lines 1 to 3, inclusive, and insert "the State. At each meeting the director shall receive".

Amendment No. 12

On page 7, strike out lines 11 to 13, inclusive, and insert

"(1) To recommend to the director annually a budget of proposed expenses of the council and of the director to be incurred in carrying out the provisions of this chapter, and to recommend modifications of such budget from time to time thereafter as may be required."

Amendment No. 13

On page 9, line 9, strike out the first "or", and insert "and the council may recommend exemptions for poultry, eggs, and poultry products".

Amendment No. 14

On page 9, strike out lines 16 to 25, inclusive, and insert

"5322.5. Upon recommendation of the council, the director is hereby authorized to levy and to collect appropriate assessments and to make such rules and regulations, including a charge of ten percent (10%) upon the amount of any delinquent assessment, as may be necessary to insure prompt and accurate collection of fees levied hereunder; and every producer in this State through his agent or otherwise, as the procedure adopted by the director may require, unless exempted from payment pursuant to the provisions of Section 5322, shall hereafter remit to the department accordingly."

Amendment No. 15

On page 9, lines 28 and 29, strike out "identified as the Poultry Promotion Fund,".

Amendment No. 16

On page 9, line 31, strike out "with the advice and consent of the council", and insert "in accordance with the budget or budgets recommended by the council and approved by the director".

Amendment No. 17

On page 10, strike out lines 11 to 22, inclusive, and insert

"5324. There is hereby appropriated from 1958-59 general funds the sum of not to exceed ten thousand dollars (\$10,000) to be used by the director to defray the costs of carrying out the procedures required in Section 5304.5 hereof; provided, however, that if the provisions of this act are activated, any portion of such appropriation used by the director for such purposes shall be repaid to the State Treasurer and restored to the General Fund from moneys collected by the director pursuant to Section 5322 hereof. The director is also authorized to receive and

expend moneys from members of the poultry and allied industries to assist in defraying the expenses of activating the provisions of this act; provided, that any such sums so received may be repaid to any such persons from funds collected pursuant to said Section 5322. No council member or alternate may be paid a per diem or expenses until the director determines that sufficient amounts, in addition to an amount sufficient to repay the state moneys expended, have been accumulated pursuant to the provisions of Section 5322 hereto to accommodate reimbursement of such services or expenses."

Amendments read, and adopted.

Bill ordered reprinted, re-engrossed, and to be re-referred to the Committee on Ways and Means

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 13—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coodidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Doyle, Elliott, Erwin, Francis, Flew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Schrade, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Urub, Weinberger, Wilson, and Winton—70.

NOES—Bruce F. Allen—1

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coodidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Doyle, Elliott, Erwin, Francis, Flew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Schrade, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Urub, Weinberger, Wilson, and Winton—70.

NOES—Bruce F. Allen—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 14—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coodidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Flew, Gaffney, Samuel R. Geddes, Grant, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers,

Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Schrade, Sedgwick, Shell, Stewart, Surmer, Thelin, Thomas, Unruh, Weinberger, and Wilson—70.
Nays—Bruce F. Allen—1.

Bill ordered transmitted to the Senate.

Assembly Bill No. 53. An act declaring certain salt marsh and tide and submerged lands to be free from the public trust for navigation, commerce, and fisheries and from any trust, requirement, or conditions that such land be used for street or railway purposes, and authorizing the State Lands Commission to relinquish, grant, and convey all right, title and interest of the State of California in and to such lands to the City and County of San Francisco for uses of general statewide interest, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. O'Connell moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 11, of the amended bill, as amended in the Assembly on March 14, 1958, after "territory", insert "situated in the City and County of San Francisco, State of California,".

Amendment read.

Point of Order

Mr. McCollister arose to the following point of order: That Mr. Collier is not speaking to the question.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken.

The question being on the adoption of the amendment by Mr. O'Connell

Amendment adopted

Bill ordered reported, and re-engrossed.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Lindsay announced a meeting of the Committee on Conservation, Planning, and Public Works at 3 p.m., or on adjournment, this afternoon.

Mr. Lindsay further announced a meeting of the Committee on Conservation, Planning, and Public Works for Friday afternoon, March 21st, to hear a group of bills which have had their three days' notice of hearing.

Mr. Weinberger announced a meeting of the Joint Legislative Audit Committee at 3 p.m. today in Room 2196.

Mr. Miller announced a meeting of the Committee on Rules on adjournment.

ADJOURNMENT

At 12:59 p.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10.30 a.m. Wednesday, March 19, 1958.

CHARLES J. CONRAD, Speaker pro Tempore

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

ELEVENTH LEGISLATIVE DAY
SIXTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, March 19, 1958

The Assembly met at 1.30 p.m.

Hon. Charles J. Conrad, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bidick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Leveing, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Weinberger, Wilson, Winton, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Almighty and Everlasting God, Our Father and Our King; Grant that our eyes be not so filled with the perplexing picture of today's problems that we fail to catch a vision of Thy purposes and Thy glory; grant that our ears be not so crowded with the discordant sounds of today's busy confusion that we cannot hear Thy voice calling us to discipleship; grant that our mouths be not so occupied with telling the world what we want that we forget to speak a word for Thee and for our fellow men. This day, O Lord, we dedicate our whole beings to Thee; use us, we pray, as instruments for bringing Thy kingdom truly to the earth; through Christ, Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Lowrey, 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. Henderson, on motion of Mr. Frew.

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

Mr. Unruh, on motion of Mr. Porter.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 91: By Messrs. McMillen, Chapel, and Levering—
An act to amend Section 26361 of the Government Code, relating to
the leasing of concessions in county revenue bond projects.

Referred to Committee on Municipal and County Government.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined.
Assembly Bill No. 33

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 11

And reports the same correctly re-engrossed

BURKE, Chairman

Above reported bill ordered re-referred to the Committee on Ways
and Means.

Committee on Governmental Efficiency and Economy

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to
which was referred:

Assembly Bill No. 27

Has had the same under consideration, and reports the same back with the recom-
mendation: Do pass.

BROWN, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:
Assembly Bill No. 24

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

DAHL, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:
Assembly Bill No. 46

Has had the same under consideration, and reports the same back with the recom-
mendation: Do pass.

DAHL, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:
Assembly Bill No. 7

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

DAHL, Chairman

Above reported bill ordered to second reading.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 62

Assembly Bill No. 72

Assembly Bill No. 76

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

LINDSAY, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 36

Assembly Bill No. 69

Assembly Bill No. 73

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.

LINDSAY, Chairman

Above reported bills ordered re-referred to the Committee on Ways and Means.

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 74

Assembly Bill No. 87

Has had the same under consideration, and reports the same back with the recommendation: That the bills be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

LINDSAY, Chairman

Bills ordered filed; and the subject matter ordered referred to the Committee on Rules.

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 71

Has had the same under consideration, and reports the same back with the recommendation: That the bill be re-referred to the Committee on Finance and Insurance without recommendation.

LINDSAY, Chairman

Above reported bill ordered re-referred to the Committee on Finance and Insurance.

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 66

Has had the same under consideration, and reports the same back with the recommendation: That the bill be re-referred to the Committee on Government Organization.

LINDSAY, Chairman

Above reported bill ordered re-referred to the Committee on Government Organization.

Committee on Rules

ASSEMBLY CHAMBER, March 18, 1958

MR. SPEAKER: Your Committee on Rules, to which was referred.
House Resolution No. 11

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

MILLER, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 18, 1958

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.

MILLER, Chairman

Above reported resolution ordered engrossed.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined.
Assembly Concurrent Resolution No. 5
And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, March 19, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred.

Assembly Bill No. 67

Assembly Bill No. 70

Assembly Bill No. 68

Assembly Bill No. 75

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

LINDSAY, Chairman

Above reported bills ordered to second reading.

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

Assembly Bill No. 8—An act to add Section 139.40 to the Vehicle Code, relating to uniforms for the California Highway Patrol.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 16, inclusive, and insert "139.40. Wearing of Uniforms. A uniform substantially similar to the official uniform of members of the California Highway Patrol shall not be worn by any other law enforcement officer or by any other person except duly appointed members of the California Highway Patrol and persons authorized by the commissioner to wear such uniform in connection with a program of entertainment. A uniform shall be deemed substantially similar to the uniform of the California Highway Patrol if it so resembles such official uniform as to cause an ordinary reasonable person into believing that the person wearing the uniform is a member of the California Highway Patrol. The violation of this section shall be a misdemeanor punishable under Section 763.

SEC. 2. The Legislature of the State of California hereby declares that in enacting Vehicle Code Section 139.40 it intends that its provisions apply to the official California Highway Patrol uniform specified in Headquarters General Order No. 73.2 adopted December 1, 1957, or any modification of that uniform prescribed

by statute or order after December 1, 1957, except that these provisions shall not apply to the official uniform as prescribed on March 15, 1949."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 3—An act to amend Section 39.5 of the Vehicle Code, relating to the definition of "special highway construction equipment."

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 15, of the printed bill, after "self-propelled", insert "and tractor-drawn".

Amendment No. 2

On page 1, line 16, after "machinery", insert "including dump trucks and tractor-dump trailer combinations which either (1) are in excess of 96 inches in width or (2) which, because of their length, height or unladen weight, may not be moved on a public highway without the permit specified in Section 710 of this code and which are not operated laden except on a job construction site,".

Amendment No. 3

On page 2, strike out lines 7 and 8, and insert

"(b) Dump trucks originally manufactured and designed for highway use, except those described in the first paragraph of this section, and".

Amendments read, and adopted.

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Ways and Means.

Assembly Bill No. 9—An act to add Sections 33.5 and 372.4 to the Vehicle Code, relating to registration of station wagons

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 16, of the printed bill, after "used", insert "or maintained primarily".

Amendment No. 2

On page 1, lines 17 and 18, strike out "nor to those used in the transportation of property by persons or organizations in a commercial venture", and insert "or used and maintained primarily for the transportation of property".

Amendments read, and adopted.

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Ways and Means.

Assembly Bill No. 58—An act to amend Section 467 of, to repeal Article 3 (commencing at Section 30680) of Chapter 2, Division 17 of, and to add Article 3 (commencing at Section 30680) to Chapter 2, Division 17 of, the Streets and Highways Code, relating to the financing and construction of a bridge from San Pedro to Terminal Island.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 2 of the printed bill, strike out line 4, and insert "36082. For the purpose of providing funds for all engineering, traffic and financial studies and expenses in connection with the financing and the prep-".

Amendment No. 2

On page 2, line 36, before "The", insert "The transfers shall be made ratably from the above sources and".

Amendment No. 3

On page 2, line 37, after "for", insert "the studies and expenses above mentioned and".

Amendment No. 4

On page 3, line 8, after the period, insert "Upon repayment of all such funds the bridge shall thereafter be maintained and operated free of tolls or the rate of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper operation, maintenance and insurance of the toll bridge under economical management."

Amendments read, and adopted.

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Ways and Means.

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

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

Assembly Bill No. 92: By Messrs. Nielsen, Lowrey, and MacBride—
An act to amend Section 6861 of the Harbors and Navigation Code, relating to river port districts.

Referred to Committee on Conservation, Planning, and Public Works.

RESOLUTIONS

The following resolution was offered:

By Messrs. Rumford, Don A. Allen, Backstrand, Beaver, Bee, Bid-dick, Britschgi, Brown, Burton, Busterud, Crawford, Crown, Cunningham, Dahl, Dills, Miss Donahoe, Messrs. Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hawkins, Johnson, Kelly, Kilpatrick, MacBride, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, O'Connell, Pattee, Porter, Rees, Sedgwick, Weinberger, and Wilson:

House Resolution No. 12**Relative to National Negro Newspaper Week**

WHEREAS, National Negro Newspaper Week, sponsored by the National Newspaper Publishers Association, is being held from March 16th to 23d of 1958; and

WHEREAS, During this week, the Negro newspapers of the United States are celebrating the One hundred thirty-first Anniversary of the publication of this Nation's first Negro newspaper; and

WHEREAS, That first publication took place on March 17, 1827, in New York City, under the direction of publisher John Russwurm; and

WHEREAS, Among the many newspapers in this Nation taking part in this event are the following California newspapers: California Eagle, Los Angeles Herald Dispatch, Los Angeles Sentinel, Los Angeles Tribune, California Voice of Oakland, West Coast Edition of the Pittsburgh Courier, Sacramento Outlook, San Francisco Sun Reporter, The San Francisco Independent, The Observer, and The News (Kern County); and

WHEREAS, These newspapers have each added more than its share to the cause of good government in California and the Nation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislature does hereby congratulate and commend the Negro newspapers of California for their contributions to government and the general welfare of the people of California; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to each of the editors of the newspapers mentioned in this resolution.

Request for Unanimous Consent

Mr. McCollister 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.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

By unanimous consent, Rule 58 was suspended for the purpose of setting the following bills for hearing in committee:

On request of Mr. Bruce F. Allen, to hear Assembly Bill No. 88 in Judiciary tonight.

On request of Mr. Bradley, to hear Assembly Bill No. 90 in Municipal and County Government tonight.

REQUEST FOR UNANIMOUS CONSENT

Mr. O'Connell asked for, and was granted, unanimous consent that Assembly Bill No. 33 be passed on file, and retain its place on file on the next legislative day.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. McCollister, the Journals for Monday, March 10, 1958; Tuesday, March 11, 1958; Wednesday, March 12, 1958; Thursday, March 13, 1958; and Friday, March 14, 1958; were approved as corrected by the Minute Clerk.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Johnson, Don A. Allen, Grant, Klocksien, and Thomas:

House Resolution No. 13

Relative to congratulating George H. Moore

WHEREAS, This Assembly of the California Legislature has learned of the recent retirement of George H. Moore, at the age of 86, from a long career of public service to the people of the State of California; and

WHEREAS, This devoted public servant served as a City Councilman in the City of Los Angeles for four terms; and

WHEREAS, He was at one time in his long and distinguished career District Attorney of San Benito County and a Justice of the Peace and City Attorney in Hollister; and

WHEREAS, He was Secretary of the Wilmington Chamber of Commerce for 20 years and played an important part in the development of the Los Angeles Harbor; and

WHEREAS, He was a member of the Harbor Commission and Public Utilities and Transportation Commission of the City of Los Angeles for many years; now, therefore, be it

Resolved by the Assembly of the State of California, That the gratitude of the Assembly of the California Legislature be hereby expressed to George H. Moore for his long and devoted service to the people of this State; and be it further

Resolved, That the best wishes of this Assembly be extended to George H. Moore for long and happy years of richly deserved retirement; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit a suitably prepared copy of this resolution to George H. Moore.

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

By Miss Donahoe and Mr. Kelly:

House Resolution No. 14

Relative to congratulating Mrs. Mary Engle Lavers

WHEREAS, American Legion Post No. 26 of Bakersfield has selected as Bakersfield's Outstanding Citizen of 1958, Mrs. Mary Engle Lavers; and

WHEREAS, Mrs. Lavers is the daughter of a pioneer Kern County family, her grandparents having crossed the plains in a covered wagon to settle in California; and

WHEREAS, Mrs. Lavers commenced her career as a school teacher at the Linns Valley Glenville School in 1904, and in those early days was obliged to either drive a horse and buggy or ride horseback to work; and

WHEREAS, During the course of her 36 years as a teacher, Mrs. Lavers taught also at the Aztec and Granite Schools, the Lowell School in Bakersfield, the Greenhorn School and the Blake School, and from 1925 until her retirement in 1948, served as Principal of the William Penn School in Bakersfield; and

WHEREAS, This distinguished lady also gave most generously of her time and talents to the Presbyterian Church, the Pioneer Cow Belles, and the Beta Kappa Gamma honorary educational society for women, and served as President of the Bakersfield Business and Professional Women's Club, President of the Retired Teachers Club, and Secretary of the Kern County Probation Board; and

WHEREAS, Mrs. Lavers was active in the prevention of juvenile delinquency, and was honored for her work in this field by the naming after her of a home for girls; and

WHEREAS, In addition to her numerous other activities Mrs. Lavers is also a homemaker and a mother, whose children all served in World War II; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Legislature do hereby join the numerous friends and admirers of Mrs. Mary Engle Lavers in congratulating her on her selection as Bakersfield's Outstanding Citizen of 1958; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to Mrs. Mary Engle Lavers, and to her children and grandchildren

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

By Messrs O'Connell, Burton, Masterson, and Mrs. Davis:

House Resolution No. 15

Relating to nuclear weapons testing

WHEREAS, Disarmament and diversion of nuclear energy to peaceful purposes are major objects of our policy; and

WHEREAS, The acquisition of atomic armaments by many nations would multiply the problems of control and greatly increase the dangers of war; and

WHEREAS, Radiation from atomic fallout is a potential hazard to human beings throughout the world; and

WHEREAS, Comprehensive disarmament agreements involving elimination of nuclear weapons have failed, in part, because of conflict between concern for national rights and the need for effective inspection; and

WHEREAS, Techniques are available which would permit the detection of even small nuclear explosions, whether underground or in the air, with only a limited number of monitoring stations scattered inside the national boundaries of the powers possessing nuclear weapons and in other possible test sites; and

WHEREAS, Such monitoring stations could be established in strategically non-sensitive areas within a nation's boundaries, to avoid any possible infringement of national rights; and

WHEREAS, The successful negotiation of an agreement to halt nuclear weapons testing might well represent a positive first step toward the disarmament which is an ultimate goal of our national policy; now, therefore, be it

Resolved by the Assembly of the State of California, That the United States Government urge in the United Nations the immediate negotiation, independent of other disarmament proposals, of a moratorium of all nuclear weapons testing, with responsibility for monitoring operations to be vested in a United Nations agency; and be it further

Resolved, That any experimental nuclear explosion designed to provide scientific information for peaceful purposes be conducted publicly under the supervision of this United Nations agency; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to the President of the United States, to the Secretary of State, to the Secretary General of the United Nations and to each United States Senator and Representative from the State of California.

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 Concurrent Resolution No. 8: By Messrs. Weinberger, Coolidge, Shell, Busterud, Burke, Gaffney, Ernest R. Geddes, Klocksiem, MacBride, McMillan, Meyers, Stewart, Sumner, and Winton—
Relative to Invest in America Week

Referred to Committee on Rules.

ADJOURNMENT

At 1.47 p.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10.30 a.m., Thursday, March 20, 1958.

CHARLES J. CONRAD, Speaker pro Tempore

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWELFTH LEGISLATIVE DAY

SEVENTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Thursday, March 20, 1958

The Assembly met at 10 45 a m.

Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnibus at the desk.

ROLL CALL

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

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-
dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier,
Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills,
Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel
R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House,
Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey,
Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mul-
ford, Muunnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumpf, Schiade,
Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson,
Winton, and Mr. Speaker—80.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend
Robert S. Romeis:

*O Lord God, Creator of the World, Author of Life, and Sustainer of Men; We
give Thee thanks for all Thy good gifts. Especially today do we thank Thee for the
rain which falls from Heaven, the springs which rise from the land, the rivers which
flow down to make the earth bring forth her fruit, the desert to bloom, and man to
produce and prosper. Water is a gift from Thee. O Lord; we are its stewards, not
its owners. Make us mindful of our sacred trust, and in the decisions which still
must be made help us to act not from sectional rivalry, political expediency, or
stubborn pride, but rather from an honest desire to bring about the accomplishment
of Thy holy will; through Jesus Christ, Thy Son, our Lord—AMEN.*

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

THE UNIVERSITY OF CALIFORNIA, March 20, 1958

Hon. L. H. Lincoln
Speaker of the Assembly
State Capitol
Sacramento, California

DEAR MR. LINCOLN: While proposals which the Regents of the University of California have made to the State Legislature in connection with regular and supplementary annual budgets do in effect respond to the request made by the Legislature of 1955 in House Resolution No. 221, for accelerated research on peacetime uses of atomic energy, a summarizing progress report seems to be in order, and is herewith attached.

A gist of this report is that the peacetime applications of recent discoveries in nuclear physics are so varied, and involve so many departments of the university, that it would be impracticable to single them out as an atomic energy program, and impossible to predict from year to year where the next important application will develop. A large part of the entire research program of the university is directed toward or is benefiting from these peacetime applications. I believe that a perusal of the brief report which I submit will make the reasons for this clear.

Sincerely yours,

ROBERT G. SPROUL

Enc.

March 20, 1958

Progress on Peacetime Aspects of Nuclear Research

House Resolution No. 221, Legislative Session of 1955, says that the State of California has a duty to provide its people and its industries with all possible benefits from the new and important field of nuclear research, both as regards currently available research workers and additional research personnel to be trained. The University of California was enjoined as follows:

"That the Assembly requests the Regents of the University of California to undertake studies as to possible fields of nuclear research both basic and applied, which would have beneficial peacetime uses, including research into the fields of power generation, water supply, water treatment, the sterilization and processing of foods, the use of radioactive materials for tracers in improving existing industrial processes, medical work such as in the cancer program, the use of tracers in biological studies, and the use of tracers in connection with agricultural research; and be it further

"Resolved, That the Assembly requests the Regents of the University of California to make recommendations and report to the Legislature relative to a program for state support of nuclear research."

The Regents of the University of California have given careful consideration to the request of the 1955 Assembly, and the budgets of the university for 1956-57, 1957-58, and that for 1958-59, now before the State Legislature, have reflected that consideration, both in regular operating budgets and in supplementary budget requests. However, since nuclear research and training connected therewith are not completely identifiable in budget items, a progress report is herewith submitted in direct response to House Resolution No. 221.

The following are important considerations in evaluating the university's program of nuclear research:

1. The Atomic Energy Commission of the Federal Government supports extensive research all over the Nation on peacetime uses of atomic energy. For example, the Atomic Energy Commission spent in Fiscal 1957 \$276,000,000 on reactor development, \$33,000,000 for research in cancer, medicine and biology, and \$59,000,000 in chemistry, metallurgy, and physics. We are aware of the need to avoid asking the State to duplicate or supplant the Atomic Energy Commission effort, while at the same time remaining alert to request support for training and research to meet the special needs of California.

A review reflects that work in the university was financed by the Atomic Energy Commission at a cost of \$91,500,000 in 1956-57, the last fiscal year for which complete figures are available. This work was primarily concerned with national defense—especially the weapons research at Livermore and Los Alamos. However, these funds also included sizeable sums for research directly applicable to peacetime problems. For example, fundamental investigations of fission reactors at Livermore and Los Alamos may have important applications to our power problems in the near future, moreover, these are two of the Nation's three main laboratories investigating controlled fusion which would yield limitless power from the oceans. The Atomic Energy Commission funds also supported atomic energy research in physics, chemistry, medicine and biology in the radiation laboratories.

Outside the radiation laboratories, there were 40 smaller Atomic Energy Commission contracts and some \$880,000 to departmental laboratories in oceanography, physics, zoology, meteorology, physiology, radiology, engineering, botany, chemistry, agricultural biochemistry, animal husbandry, entomology and parasitology, poultry husbandry, soils and plant nutrition, veterinary science, bacteriology, etc.

Even the weapons work—on fission and fusion bombs—may have direct peacetime application. There is strong hope that in the near future nuclear bombs will be so cleared of unwanted radiation that they may be used for major peacetime earth-moving projects, in such areas as canal building and mining.

2. Investigations bearing on peacetime applications of atomic energy cut across almost every field of scientific work. For the most part, the atom is a tool, which almost any scientist, using many tools, is likely to find useful. Therefore, some of the most important peacetime applications of atomic energy can come, not from laboratories with an atomic energy label on them, but from investigations which might be considered outside the field.

In medical work at Berkeley, Los Angeles and San Francisco, more powerful and controllable sources of radiation have been made available for experimental research in cancer.

Radioactive isotopes of naturally occurring elements—many of them discovered at the University of California in pioneering days of atomic discovery—are being exploited widely in fundamental research in the university and by industry as a routine aid. These isotopes are the most important scientific tool since the discovery of the microscope, and their use has steadily increased since their pioneering application at the University of California in the 1930's.

In the year 1956-57 some 60 departments of the university were carrying on some 173 projects involving these artificially radioactive substances. In 1957-58, the number of projects has increased to 206, on seven campuses.

With radioactive isotopes, scientists are tracing the movement of fluids, gases and solids through tanks, pumps and pipes, from oil and gas lines to sewer mains; the movement of underground water can be traced, as well as the pattern of ocean currents, or the migration of fish, insects and birds.

Radioactive isotopes are a miraculous tool in the hands of university scientists studying the metabolic and other processes of organisms and agents ranging from man, the most complex, down to viruses, the simplest. Radioisotopes have been used by university scientists for such jobs as tracing the range of the mosquitos that cause encephalitis and the fleas that carry plague. Each year they are being applied by university scientists in the study, diagnosis and treatment of diseases such as thyroid cancer, leukemia, and polychthemia, in the study of anemia, heart disease and a wide variety of other conditions. New and more exact information is being obtained on the role of food and other chemical compounds in the life processes of entire organisms or in the functioning of specific parts from blood vessels to glands. The products of nuclear research are being applied to the study of nematodes and air pollution, as well as to the accumulation of sediments on the bottom of the ocean, the functioning of barley roots and spinach leaves, the sterilization of foods, and the development of teeth, to choose a few examples at random. A major advance has been made in photosynthesis, which may some day permit a big increase in the production of agricultural products.

3. It is the experience of the university that the most healthful environment for the advancement of science, including the field of atomic energy, is through the individual efforts of free-thinking, creative research workers following their own curiosity, with proper provision of research funds that can be used with the greatest flexibility.

Historically, one of the most important developments of our age, the invention of the cyclotron, arose in this way. Dr. Ernest O. Lawrence, now a Nobel Laureate, was a young physicist on the Berkeley campus, working with a small experimental budget which he could use as he saw fit, when he conceived the idea of the cyclotron. Of course, special funds were needed after the idea was developed. Later other young members of faculty, working along lines of their own choosing and using the cyclotron, discovered the atomic fuel, plutonium, and such important radioactive isotopes as carbon 14.

When fields of atomic energy develop fully enough, they are incorporated into the regular university program. For example, the division of medical physics at Berkeley was established in the early 1940's after a need was demonstrated for specialized training and research in the use of the new radiations of the atomic age. A present example is the curriculum leading to the master's degree in nuclear engineering on the Berkeley campus, and consideration is being given to making a separate division of nuclear engineering in the College of Engineering.

When a new "special project" type idea has evolved, been given preliminary testing, and is ready for a major effort involving large sums of money, the university will either make this a special item of its budget or ask for an extra appropriation, as it has done in the 1958 Session with reference to a new plan for the conversion of sea water to fresh water proposed by Dr. LeRoy A. Bromley, professor of chemical engineering. Another example of a similar nature is a preliminary study now being

made, using sea water project funds, of the possibility of adapting low temperature nuclear reactors as a source of heat—if this preliminary study warrants, funds will be requested for a more intensive exploration.

Summary: The discoveries of the Atomic Age, and the tools that have developed are affecting research in 60 or more departments of the university at the present time, and will undoubtedly affect the research of additional departments in new and unexpected ways. The peacetime potentialities of the products of nuclear research are so varied in character, and developing in new directions so rapidly, that one may truly say that the only method of assuring continued progress is to see that the 60 or more departments involved have at least minimum funds that they need for equipment, supplies and technical help, and that there is a reasonable reserve in contingency funds to take care of urgent, unexpected ideas and problems.

It is our opinion that the State Legislature can do more to promote the peacetime benefits of nuclear research by careful consideration of the regular and supplementary budgets that the regents of the university have submitted, than it can in any other way.

Speaker pro Tempore Presiding

At 10.46 a.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

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

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

Assembly Bill No. 93 (Departmental): By Messrs. Sumner, Busterud, O'Connell, Schrade, Britschgi, Crown, Dills, Doyle, Hanna, Lindsay, MacBride, McCollister, and Pattee (at the Request of Department of Finance)—An act to provide for meeting the building needs of the State by the adoption of a general construction program, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and making an appropriation therefor.

Referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 94: By Messrs. Kilpatrick, O'Connell, and Elliott—An act to add Section 2154 to the Revenue and Taxation Code, relating to limitation of rate of taxes on improvements and personal property.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 95: By Messrs. Chapel, Thelin, Burke, and Lanterman—An act to add Section 8276 to the Education Code, relating to political activities of school teachers.

Referred to Committee on Education.

Assembly Bill No. 96: By Messrs. Hegland and Luckel—An act to add Chapter 10.5 (commencing with Section 6400) to Division 3 of the Education Code, relating to public utility tax payments.

Referred to Committee on Revenue and Taxation.

Assembly Constitutional Amendment No. 7: By Messrs. Sumner, Busterud, O'Connell, Schrade, Britschgi, Crown, Dills, Doyle, Hanna, Lindsay, MacBride, McCollister, and Pattee—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19.5 to Article XVI thereof, relating to state construction bonds.

Referred to Committee on Constitutional Amendments

Assembly Concurrent Resolution No. 9: By Messrs. Elliott, Johnson, Munnell, Kilpatrick, Anderson, Bonelli, Conrad, Gaffney, Hawkins, McMillan, and Wilson—Relative to the retirement of John Anson Ford.

Referred to Committee on Rules

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, March 20, 1958

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

Assembly Constitutional Amendment No. 4

Has had the same under consideration, and reports the same back with amendments with the recommendation: Be adopted, as amended, and be re-referred to Committee on Ways and Means.

NISBET, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 20, 1958

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

Assembly Constitutional Amendment No. 5

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

NISBET, Chairman

Above reported resolution ordered on file

ASSEMBLY CHAMBER, March 20, 1958

MR. SPEAKER: Your Committee on Constitutional Amendments, to which were referred:

Assembly Constitutional Amendment No. 1

Assembly Constitutional Amendment No. 2

Assembly Constitutional Amendment No. 3

Has had the same under consideration, and reports the same back with the recommendation: That the resolutions be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

NISBET, Chairman

Resolutions ordered filed; and the subject matter ordered referred to the Committee on Rules.

Committee on Agriculture

ASSEMBLY CHAMBER, March 19, 1958

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

Assembly Bill No. 25

Has had the same under consideration, and reports the same back with the recommendation: That the bill be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

HANSEN, Chairman

Bill ordered filed; and the subject matter ordered referred to the Committee on Rules.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, March 20, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred:

Assembly Bill No. 52

Assembly Bill No. 65

Assembly Bill No. 61

Assembly Bill No. 90

Assembly Bill No. 64

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

BRADLEY, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

ASSEMBLY CHAMBER, March 19, 1958

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

Assembly Bill No. 88

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

BRUCE F. ALLEN, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, March 19, 1958

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

Senate Bill No. 4

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

BRUCE F. ALLEN, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, March 19, 1958

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.

MILLER, Chairman

Above reported resolution ordered on file.

Committee on Education

ASSEMBLY CHAMBER, March 20, 1958

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

Assembly Bill No. 31

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

DOYLE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, March 20, 1958

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

Assembly Bill No. 50

Assembly Bill No. 53

Assembly Bill No. 77

Assembly Bill No. 18

Assembly Bill No. 51

Assembly Bill No. 47

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

DOYLE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, March 20, 1958

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

Assembly Bill No. 37

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.

DOYLE, Chairman

Above reported bill ordered re-referred to the Committee on Ways and Means.

ASSEMBLY CHAMBER, March 20, 1958

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

Assembly Bill No. 38

Assembly Bill No. 39

Has had the same under consideration, and reports the same back with the recommendation: That the bills be filed, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

DOYLE, Chairman

Bills ordered filed; and the subject matter ordered referred to the Committee on Rules.

ASSEMBLY CHAMBER, March 20, 1958

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

Assembly Bill No. 41

Has had the same under consideration, and reports the same back with the recommendation: That the bill be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

DOYLE, Chairman

Bill ordered filed; and the subject matter ordered referred to the Committee on Rules.

ASSEMBLY CHAMBER, March 20, 1958

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

Assembly Joint Resolution No. 1

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

DOYLE, Chairman

Above reported resolution ordered on file.

RECESS

At 10.47 a.m., on motion of Mr. McCollister, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m. the Assembly reconvened.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 20, 1958

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

Assembly Bill No. 3

Assembly Bill No. 9

Assembly Bill No. 8

Assembly Bill No. 58

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bills, except Assembly Bill No. 8, ordered re-referred to the Committee on Ways and Means.

Assembly Bill No. 8 ordered returned to the second reading file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 19, 1958

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

Assembly Concurrent Resolution No. 2

Assembly Concurrent Resolution No. 1

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, March 19, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 2—An act declaring certain salt marsh and tide and submerged lands to be free from the public trust for navigation, commerce, and fisheries, and from any trust, requirement, or conditions that such land be used for street or railway purposes, and authorizing the State Lands Commission to relinquish, grant, and convey all right, title, and interest of the State of California in and to such lands to the City and County of San Francisco for uses of general statewide interest, and declaring the urgency thereof, to take effect immediately

Referred to Committee on Conservation, Planning, and Public Works.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 19, 1958

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

Senate Bill No. 6

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 6—An act to add Section 139.63 to the Vehicle Code, relating to the wearing of uniforms substantially similar to the official uniform of the California Highway Patrol.

Referred to Committee on Government Organization.

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE 71

Pursuant to Rule 71, the following bill was this day on the second reading file:

Assembly Bill No. 8.

Above bill ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 27—An act to amend Section 6271 of the Harbors and Navigation Code, relating to port districts.

Bill read second time.

Motion to Amend

Messrs. Nielsen, Lowrey, and MacBride moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 6271", and insert "Sections 6271 and 6861".

Amendment No. 2

In line 2 of the title, after "districts", insert "and river port districts".

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. 3

On page 1, after line 8, insert

"Sec. 2 Section 6861 of said code is amended to read:

6861 Any grant of a franchise or lease of property of the district shall not be for a longer period than 50 years [, and every grant shall provide for a readjustment of the compensation or rentals every 10 years during its term, in accordance with the procedure provided in the ordinances authorizing the grant]. Notwithstanding anything herein contained, a district may grant to any common carrier by rail a franchise to operate equipment over any belt railroad, or part thereof, of the district for so long as the district shall own such railroad, and such franchise need not provide for readjustment of compensation therefor during its term "

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 24—An act to add Section 209 5 to the Revenue and Taxation Code, relating to the exemption of vessels under construction from personal property taxation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2 of the printed bill, strike out lines 12 to 15, inclusive, and insert "209 5. All right, title or interest in or to any vessel of more than 1,000 tons burden, and the materials and parts held by the builder of the vessel at the site of construction for the specific purpose of incorporation therein, shall be exempt"

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 46—An act to amend Section 3391 of the Revenue and Taxation Code, relating to publication of delinquent lists.

Bill read second time, and ordered engrossed.

Assembly Bill No. 7—An act to amend Section 262 of the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 62—An act to amend Section 50701 of the Government Code, relating to small craft harbors and marinas.

Bill read second time, and ordered engrossed.

Assembly Bill No. 72—An act to amend Section 1550 04 of the Military and Veterans Code, relating to the preservation of local government.

Bill read second time, and ordered engrossed.

Assembly Bill No. 76—An act calling a special election to be consolidated with the general election of 1958 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 1958 First Extraordinary Session, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 67—An act to add Article 25 (commencing with Section 9035) to Chapter 1 of Division 2 of Title 2 of the Government Code, relating to convening of sessions of the Legislature during or after a disaster in this State resulting from enemy or war-caused action.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "on the ----- day", and insert "immediately".

Amendment No. 2

On page 2, line 4, strike out the blank, and insert "third".

Amendment No. 3

On page 2, line 5, strike out the blank, and insert "seventh".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 68—An act to add Section 9004 to the Government Code, relating to Members of the Legislature.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "viva voce".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 70—An act to amend Section 23600 of the Government Code, relating to county seats, and providing for temporary county seats for use in case of war or enemy-caused disaster.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1 of the printed bill, strike out line 8, and insert "The".

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 75—An act to amend Section 1509.7 of the Military and Veterans Code, relating to the powers and duties of peace officers employed by state agencies in the event of disasters.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1 of the printed bill, strike out lines 26 to 29, inclusive.

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

RE-REFERENCE OF BILLS PURSUANT TO RULE 64

On advice of the Legislative Counsel, and pursuant to Rule 64, the Speaker pro Tempore ordered the following bill re-referred to the Committee on Ways and Means:

Assembly Bill No. 8.

REQUEST FOR UNANIMOUS CONSENT

Mr. Lindsay asked for, and was granted, unanimous consent to refer to the order of business of motions and resolutions at this time.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Lindsay asked for unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 85, Assembly Bill No. 92, and Assembly Joint Resolution No. 2 for hearing in the Committee on Conservation, Planning, and Public Works at 3 p m tomorrow, March 21st.

Division of Question

The Speaker pro Tempore ordered a division of the question.

The request for unanimous consent to suspend Rule 58 as it pertains to Assembly Bill No. 85 was granted.

The request relative to Assembly Bill No. 92 was withdrawn.

Mr. Bee withheld unanimous consent to suspend Rule 58, as it pertains to Assembly Joint Resolution No. 2.

Point of Order

Mr. Munnell arose to the following point of order: That the House is not under the order of motions and resolutions.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order not well taken, since consent to refer to that order of business had been granted.

Motion to Suspend Rule 58

Mr. Bradley moved that Rule 58 be suspended for the purpose of setting Assembly Joint Resolution No. 2 for hearing in the Committee on Conservation, Planning, and Public Works at 3 p m tomorrow, March 21st.

Roll Call Demanded

Messrs. Bee, Dahl, and Rumford demanded a roll call.

The roll was called, and the motion carried by the following vote:

AYES—Don A. Allen, Anderson, Beaver, Belotti, Bradley, Britschgi, Burke, Buserud, Chapel, Collier, Conrad, Coolidge, Crawford, Cusanovich, Erwin, Francis, Ernest R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, Holmes, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Landsay, Luckel, MacBride, Marsh, McCollister, McMullan, Nielsen, Nisbet, Pattee, Porter, Schrade, Sedgwick, Sumner, Thelin, Thomas, Weinberger, and Winton—46.

NOES—Bee, Biddick, Crown, Dahl, Davis, Dills, Donahoe, Doyle, Frew, Samuel R. Geddes, House, Masterson, Meyers, Mulford, Munnell, O'Connell, Rumford, Unruh, and Wilson—19.

LEAVES OF ABSENCE FOR THE AFTERNOON

The following member was granted leave of absence for the afternoon, because of legislative business elsewhere:

Mr. Hansen, on motion of Mr. Kelly.

Speaker Presiding

At 2 20 p.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
ASSEMBLY BILL NO. 33**

Mr. O'Connell asked for, and was granted, unanimous consent to take up Assembly Bill No. 33, at this time.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS**

Assembly Bill No. 33—An act declaring certain salt marsh and tide and submerged lands to be free from the public trust for navigation, commerce, and fisheries, and from any trust, requirement, or conditions that such land be used for street or railway purposes, and authorizing the State Lands Commission to relinquish, grant, and convey all right, title, and interest of the State of California in and to such lands to the City and County of San Francisco for uses of general statewide interest, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Unruh moved the adoption of the following amendments:

Amendment No. 1

On page 1, of the printed bill, as amended in the Assembly on March 18, 1958, after line 13, insert

"There is hereby excepted and reserved to the State of California all deposits of minerals, including oil and gas, in the land authorized to be conveyed by Section 2 of this act, and to the State of California, or persons authorized by the State of California, the right to prospect for, mine, and remove such deposits from said land."

Amendment No. 2

On page 2, line 4, after "commission," insert "subject to the exception and reservation to the State of California of all deposits of minerals, provided for in Section 1 of this act,".

Amendments read.

Speaker pro Tempore Presiding

At 2.33 p.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Speaker Presiding

At 2.35 p.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

By unanimous consent, further consideration of Assembly Bill No. 33 and the amendments was continued until the next legislative day.

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

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

Assembly Bill No. 97: By Mr. Unruh—An act to amend Section 1281 of the Unemployment Insurance Code, relating to unemployment and disability compensation.

Referred to Committee on Finance and Insurance.

Assembly Bill No. 98: By Mr. Unruh—An act to amend Section 2653 of the Unemployment Insurance Code, relating to unemployment and disability compensation.

Referred to Committee on Finance and Insurance.

COMMUNICATIONS

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

Letter of Transmittal**Report to Legislature on Surplus State Lands**

DEPARTMENT OF FINANCE, STATE CAPITOL
SACRAMENTO, March 17, 1958

Honorable Harold J. Powers
President of the Senate
Honorable L. H. Lincoln
Speaker of the Assembly

GENTLEMEN: Pursuant to the provisions of Chapter 1573, Statutes of 1951, the Department of Finance submits herewith its report to the Legislature on surplus state-owned lands.

On September 13, 1957, the Department of Finance sent instructions to all land-holding state agencies under the subject "Annual Inventory and Report of Excessive State Lands." These instructions read in part as follows:

"This is to call to your attention Section 11011 of the Government Code, which requires all state agencies to submit to the Department of Finance an annual report on lands that are in excess of foreseeable needs.

"It is requested that each agency make a careful and thorough review of the state lands under its jurisdiction, and on or before October 30, 1957, inform this department of properties that are in excess of needs. A written statement should be submitted to this office, declaring that either:

"All land owned by the agency has been checked and the following found surplus:

or

"All land owned by the agency has been checked and none found surplus."

In response to the above, six parcels comprising approximately 289 acres have been submitted by various agencies as being surplus to their foreseeable needs. These properties have an estimated value of \$2,500,000 and are described in detail in the body of this report. It is recommended that legislation to sell, exchange, or otherwise dispose of these parcels be enacted at the 1958 Session. The Department of Finance has caused Senate Bill No. 3 to be introduced for this purpose.

Since the beginning of the surplus property program established by Chapter 1573, the Department of Finance has sold approximately 1,974 acres of property under specific legislative authority and the property returned to the local tax rolls. The total revenue received by the State as a result of these sales has amounted to \$1,891,000. Supplement "A" to this report describes in detail those properties disposed of during the period 1956-57.

Presently held as surplus by the Department of Finance but not yet sold are approximately 7,800 acres of land representing a total estimated value of approximately \$1,220,000. The current status of these lands is shown in Supplement "B" of this report.

Yours very truly,

JOHN M. PEIRCE, Director of Finance

Above transmitted report ordered referred to the Committee on Conservation, Planning, and Public Works.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 20, 1958

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

Assembly Bill No. 7

Assembly Bill No. 72

Assembly Bill No. 46

Assembly Bill No. 76

Assembly Bill No. 62

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bills ordered to third reading.

ADJOURNMENT

At 2 38 p.m., on motion of Mr. McCollister, the Speaker declared the Assembly adjourned until 10.30 a.m., Friday, March 21, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTEENTH LEGISLATIVE DAY
EIGHTEENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Friday, March 21, 1958

The Assembly met at 10.30 a.m.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohninus at the desk.

ROLL CALL

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

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lauterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielson, Nisbet, O'Connell, Pattee, Porter, Rees, Runford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Urruh, Weinberger, Wilson, Winton, and Mr. Speaker—79

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Gracious God and Heavenly Father, While we live in the world, grant that we be not of the world. Make us realize that happiness does not come from having things, that success is not measured by figures in a bank book, or that satisfaction is not the result of having a full stomach. While we may rightly enjoy the bread of this world, make us ever mindful that man does not live by bread alone. Grant that we may see Thee, O Lord, as the center of all existence, and help us to understand that only as we serve Thee and our neighbors will we ever know the heart of happiness, the real meaning of success, and the true joy of living; through Christ, Our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Stewart, on motion of Mr. Burke.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 99: By Mr. Miller—An act making an appropriation for the contingent expenses of the Assembly, to take immediate effect.

Referred to Committee on Rules.

Assembly Constitutional Amendment No. 8: By Miss Donahoe, Mrs. Davis, Messrs. Winton, Rumford, Anderson, Backstrand, Bee, Belotti, Biddick, Bradley, Britschgi, Busterud, Chapel, Coolidge, Crawford, Cunningham, Cusanovich, Dahl, Dills, Doyle, Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloocksien, Lanterman, Lindsay, Lowrey, MacBride, Marsh, Masterson, McMillan, Meyers, Mulford, Munnell, Nielsen, Pattee, Porter, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, and Wilson—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article IV thereof, relating to the term of office of Members of the Assembly.

Referred to Committee on Constitutional Amendments.

Assembly Concurrent Resolution No. 10: By Messrs. Munnell, Porter, Hanna, Bonelli, Don A. Allen, Chapel, Crawford, Hegland, McCollister, Schrade, and Unruh—Relative to bovine brucellosis.

Referred to Committee on Livestock and Dairies

Assembly Concurrent Resolution No. 11: By Mr. Backstrand—Relative to state highways.

Referred to Committee on Transportation and Commerce

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REPORTS OF STANDING COMMITTEES

Committee on Military and Veterans Affairs

ASSEMBLY CHAMBER, March 20, 1958

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

Assembly Bill No. 78

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

NIELSEN, Chairman

Above reported bill ordered to second reading.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, March 20, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred.

Assembly Bill No. 49

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

LUCKEL, Chairman

Above reported bill ordered to second reading.

Committee on Manufacturing, Oil, and Mining Industry

ASSEMBLY CHAMBER, March 21, 1958

MR. SPEAKER: Your Committee on Manufacturing, Oil, and Mining Industry, to which was referred:

Assembly Bill No. 5

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and be re-referred to Committee on Ways and Means

KELLY, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, March 21, 1958

MR. SPEAKER: Your Committee on Manufacturing, Oil, and Mining Industry, to which was referred

Assembly Bill No. 12

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

KELLY, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, March 21, 1958

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

House Resolution No. 13

House Resolution No. 14

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

MILLER, Chairman

Above reported resolutions ordered on file.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, March 21, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 44

Assembly Bill No. 55

Assembly Bill No. 54

Assembly Bill No. 56

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

DAHL, Chairman

Above reported bills ordered to second reading

ASSEMBLY CHAMBER, March 21, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 57

Has had the same under consideration, and reports the same back with the recommendation: That the bill be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

DAHL, Chairman

Bill ordered filed; and the subject matter ordered referred to the Committee on Rules.

Committee on Ways and Means

ASSEMBLY CHAMBER, March 20, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 2

Assembly Bill No. 4

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

COOLIDGE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, March 20, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 11

Assembly Bill No. 22

Assembly Bill No. 6

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

COOLIDGE, Chairman

Above reported bills ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 20, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 2—Relative to commending the University of California, Los Angeles, for its contribution to the better world understanding of the United States.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the bills on second reading file be now read the second time, and that appropriate action be taken on those bills requiring action.

CONSIDERATION OF DAILY FILE**BILLS ON SECOND READING FILE PURSUANT TO RULE 71**

Pursuant to Rule 71, the following bills were this day on the second reading file:

Assembly Bills Nos. 27, 24, 67, 68, 70, and 75.

Above bills ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms

and conditions under which such grants and loans to school districts shall be made and repaid.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 2, between lines 17 and 18, of the printed measure, insert

"(d) To repay, as provided by law, any money appropriated from the Investment Fund at the 1958 First Extraordinary Session for state school building aid."

Amendment No. 2

On page 2, line 31, after "bonds", insert "for a purpose other than the repayment of the General Fund as authorized by this section".

Amendment No. 3

On page 3, between lines 5 and 6, insert

"No provision in Section 16.5 of this article shall be construed as preventing the Legislature from heretofore or hereafter authorizing the sale of bonds to the maximum amount authorized by that section, and from directing that not to exceed twenty million dollars (\$20,000,000), of the proceeds therefrom be paid into the General Fund to repay the money appropriated from the General Fund at the 1952 Second Extraordinary Session for state school building aid, and the Legislature is hereby authorized under any law heretofore or hereafter enacted to issue said bonds to the amount and for the purpose aforesaid."

Amendments read, and adopted.

Resolution ordered reprinted, engrossed, and to be re-referred to the Committee on Ways and Means.

Assembly Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State of California, by adding Section 38 to Article IV thereof and by amending Section 16 of Article V thereof, relating to state and local government, authorizing the Legislature to enact laws for the preservation of government in the event of war or enemy-caused disaster, and providing for succession to the Office of Governor.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 1, line 12, of the printed measure, after the second "of", insert "either house of".

Amendment No. 2

On page 1, line 13, strike out "(Members of the Assembly and Senators)".

Amendment No. 3

On page 1, strike out line 14, and insert "the incumbent Governor or at least one-fifth of the members of either house of the Legislature as a result of a war or".

Amendment No. 4

On page 1, line 15, after "disaster", insert "occurring in the State of California".

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Bill No. 52—An act to add Chapter 8.5 (commencing with Section 18160) to Part 1 of Division 14 of the Streets and Highways

Code, relating to the levy and collection of special assessment taxes for municipal street lighting systems on an ad valorem basis.

Bill read second time, and ordered engrossed.

Assembly Bill No. 61—An act to amend Section 29714 of, and to add Section 29714.1 to, the Government Code, relating to claims against counties.

Bill read second time, and ordered engrossed.

Assembly Bill No. 64—An act to amend Section 2 of, and to add Section 2.4 to, the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 65—An act to amend Section 1752 of, and to add Section 1757 to, the Streets and Highways Code, relating to county ferries.

Bill read second time, and ordered engrossed.

Assembly Bill No. 90—An act to amend Section 43601 of the Government Code, relating to the purposes for which cities may incur bonded indebtedness.

Bill read second time, and ordered engrossed.

Assembly Bill No. 88—An act to add Section 468 to the Penal Code, relating to sniperscopes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "or any part thereof".

Amendment No. 2

On page 1, line 14, strike out "or restrict".

Amendment No. 3

On page 1, lines 16 and 17, strike out "special police officers,".

Amendment No. 4

On page 1, line 19, after "ordinances", strike out the period, and insert "; nor shall this section prohibit the use or possession of such sniperscope when used solely for scientific research or educational purposes."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 31—An act to add Section 6357.3 to the Education Code, relating to school district maximum tax rates.

Bill read second time, and ordered engrossed.

Assembly Bill No. 50—An act to add Article 4, commencing with Section 24676, to Chapter 6 of Division 12 of the Education Code, relating to school records of pupils.

Bill read second time, and ordered engrossed.

Assembly Bill No. 77—An act to amend Section 7727 of the Education Code, relating to state school building aid.

Bill read second time, and ordered engrossed.

Assembly Bill No. 51—An act to add Section 3417.1 to, and to amend Section 3418 of, the Education Code, relating to school district organization.

Bill read second time, and ordered engrossed.

Assembly Bill No. 53—An act to add Section 7717.6 to the Education Code, relating to state school building aid

Bill read second time, and ordered engrossed.

Assembly Bill No. 18—An act to add Chapter 12 (comprising Sections 21801 to 21803) to Division 10 of the Education Code, relating to the participation of the State in a federal scholarship program.

Bill read second time, and ordered engrossed.

Assembly Bill No. 47—An act to add Section 7771.3 to the Education Code, relating to school district public works, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Joint Resolution No. 1—Relative to federal aid for education.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2, line 6, of the printed measure, strike out “; and”.

Amendment No. 2

On page 2, strike out lines 7 to 12, inclusive.

Amendment No. 3

On page 2, line 13, strike out “cies thereof for other public works and programs”.

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

SECOND READING OF SENATE BILLS

Senate Bill No. 4—An act to amend Sections 73682, 73683, and 73684 of the Government Code, relating to officers and attaches of the municipal court established in the Fresno Judicial District

Bill read second time, and ordered to third reading.

RE-REFERENCE OF BILLS PURSUANT TO RULE 64

On advice of the Legislative Counsel, and pursuant to Rule 64, the Speaker pro Tempore ordered the following bills re-referred to the Committee on Ways and Means:

Assembly Bills Nos. 67, 75, 50, 51, 53, 18, and 47, subsequent to engrossment.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 46—An act to amend Section 3391 of the Revenue and Taxation Code, relating to publication of delinquent lists.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Luckel, MacBride, Marsh, Masterson, McVillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—69.

NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent to Take Up Assembly Bill No. 33

Mr. O'Connell asked for, and was granted, unanimous consent to take up Assembly Bill No. 33, temporarily passed on file.

Assembly Bill No. 33—An act declaring certain salt marsh and tide and submerged lands to be free from the public trust for navigation, commerce, and fisheries, and from any trust, requirement, or conditions that such land be used for street or railway purposes, and authorizing the State Lands Commission to relinquish, grant, and convey all right, title, and interest of the State of California in and to such lands to the City and County of San Francisco for uses of general statewide interest, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Further Consideration of Amendments by Mr. Unruh

The question being on the adoption of the following amendments offered by Mr. Unruh on March 20th:

Amendment No. 1

On page 1, of the printed bill, as amended in the Assembly on March 18, 1958, after line 13, insert

"There is hereby excepted and reserved to the State of California all deposits of minerals, including oil and gas, in the land authorized to be conveyed by Section 2 of this act, and to the State of California, or persons authorized by the State of California, the right to prospect for, mine, and remove such deposits from said land."

Amendment No. 2

On page 2, line 4, after "commission," insert "subject to the exception and reservation to the State of California of all deposits of minerals, provided for in Section 1 of this act,".

Amendments Withdrawn

Mr. Unruh asked for, and was granted, unanimous consent to withdraw his amendments.

The question being on the passage of the bill.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bradley, Britschgi, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Erwin, Francis,

Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem, Lanterman, Levering, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—68.
 NOES—None.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bradley, Britschgi, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem, Lanterman, Levering, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—68.
 NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 7—An act to amend Section 262 of the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem, Lanterman, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—69.
 NOES—None.

Request for Unanimous Consent That Name Be Placed Upon Roll Call

Mr. Miller asked for, and was granted, unanimous consent that his name be placed upon the roll call, on the urgency clause to Assembly Bill No. 7, and that he be recorded as voting "Aye."

The question being on the passage of the bill

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

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem, Lanterman, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—69.
 NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 62—An act to amend Section 50701 of the Government Code, relating to small craft harbors and marinas.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem,

Lanternman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Mas.erson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—73.
 NOES—None.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 11 a.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Assembly Bill No. 72—An act to amend Section 1550.04 of the Military and Veterans Code, relating to the preservation of local government

Bill read third time.

Bill ordered passed on file, and to retain its place on file.

Request for Unanimous Consent That Assembly Bill No. 76 Hold Place on File

Mr. Kilpatrick asked for, and was granted, unanimous consent that Assembly Bill No. 76 be passed on file, and hold its place on file on the next legislative day.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN 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

(Copy)

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, March 20, 1958

Hon. Vernon Kilpatrick
Assembly Chamber

Legislative Program Relating to War or Enemy-Caused Disaster—No. 2265

DEAR MR. KILPATRICK: You have asked us to prepare a brief summary of the measures prepared for you by this office and which were introduced by you on March 14, 1958, relating to problems of the preservation of state and local governments and their functioning in the event of a war or enemy-caused disaster. These measures are as follows:

Assembly Bill No. 66. Referred to Committee on Military and Veterans Affairs and re-referred to Committee on Conservation, Planning, and Public Works. Re-referred from latter committee to Committee on Government Organization.

A bill to provide a line of succession to the offices of Lieutenant Governor, Secretary of State, Attorney General, Treasurer, and Controller, which was drafted pursuant to the recommendations of the State Bar Committee to assist your Subcommittee on Impact of Enemy Attack on Economy and Constitutional Government. These officers would be authorized to designate a number of standby officers to assume office and perform their duties in the event they should be killed or disabled as a result of enemy-caused disaster.

Assembly Bill No. 67. Referred to Committee on Military and Veterans Affairs and re-referred to Committee on Conservation, Planning, and Public Works. Reported from committee March 19th with recommendation that it be amended and passed as amended.

A bill to provide for convening of the Legislature following an enemy attack either at Sacramento or at the temporary Capitol and specifying its powers at such a session, to take effect upon the adoption of the authorizing constitutional amendment.

The amendments were designed to complete the bill by filling in blanks relating to the time of the convening of the Legislature under the particular circumstances.

Assembly Bill No. 68. Referred to Committee on Military and Veterans Affairs and re-referred to Committee on Conservation, Planning, and Public Works. From committee on March 19th with recommendation that it be amended and passed as amended.

A bill to provide a procedure for filling vacancies in the Legislature caused by a wartime disaster, which would not become effective unless and until Assembly Constitutional Amendment No. 5 is approved by the people. This bill is based on a constitutional amendment that was passed by both houses at last session but died on the Assembly file when Senate amendments were not concurred in. It provides that the surviving members of each house may fill the vacancies by a majority vote and that the appointments should be so made so that each district would be represented if possible by a member who is a resident of that district and a registered elector of the same political party as his predecessor. While not specifically required by the bill, it would permit such selection to fill vacancies in a manner similar to that now provided by the Assembly Rules for the election of the Rules Committee membership.

The amendment struck out a provision specifying that appointments be made by a voice vote, thus permitting appointments to be made by a majority vote in any manner that the house desires.

Assembly Bill No. 69. Referred to Committee on Military and Veterans Affairs and re-referred to Committee on Conservation, Planning, and Public Works. Reported out March 19th, do pass and be re-referred to Committee on Ways and Means and re-referred to that committee.

A bill to authorize the Governor to designate a temporary State Capitol for use in the event of disaster and to provide facilities for using it in anticipation thereof. This bill would become effective upon the adoption of Assembly Constitutional Amendment No. 5.

Assembly Bill No. 70. Referred to Committee on Military and Veterans Affairs and re-referred to Committee on Conservation, Planning, and Public Works. Reported out March 19th, amend and do pass as amended.

This bill would provide for the designation and use of temporary county seats by boards of supervisors in the larger counties for use in the event of disaster. It would become effective upon the adoption of Assembly Constitutional Amendment No. 5.

The amendment makes the bill applicable to all counties instead of only to counties having a population of more than an unspecified number.

Assembly Bill No. 71 Referred to Committee on Military and Veterans Affairs and re-referred to Committee on Conservation, Planning, and Public Works. From committee on March 19th without recommendation and that it be re-referred to Committee on Finance and Insurance. Re-referred to that committee.

The bill repeals Section 4362 of the Labor Code relating to workmen's compensation benefits for disaster service workers, which section now imposes a maximum ceiling of \$2,500 for the payment of the cost of medical, surgical and hospital treatment for such workers with respect to any one injury. There is no corresponding limitation upon the payment of such care with respect to other persons who are entitled to workmen's compensation benefits.

Assembly Bill No. 72 Referred to Committee on Military and Veterans Affairs and re-referred to Committee on Conservation, Planning, and Public Works. Reported out with recommendation that it do pass.

At the 1957 Session the Legislature enacted Chapter 1368 to the Military and Veterans Code relating to the preservation of local government and providing for the designation of standby officers of local agencies who would act in the event that local officers are killed or disabled by enemy-caused disaster. This bill would amend Section 1550.04 of that code to eliminate a provision which now prohibits the designation of officers or employees of the local agency as such standby officers, thus permitting the agency to use either its own employees or outsiders for that purpose.

Assembly Bill No. 73 Referred to Committee on Military and Veterans Affairs and re-referred to Committee on Conservation, Planning, and Public Works. From committee on March 19th, do pass and be re-referred to Committee on Ways and Means. Re-referred to that committee.

The bill would require each state agency with the concurrence of the Secretary of State and Director of Finance to determine what state records it has that are essential to the functioning of State Government in the event of a major disaster, and would provide for their micro-filming or reproduction by other process. It appropriates \$50,000 for this purpose. This bill is the same as Assembly Bill No. 2777 of the 1957 Session which was pocket vetoed.

Assembly Bill No. 74. Referred to Committee on Military and Veterans Affairs and re-referred to Committee on Conservation, Planning, and Public Works. From committee on March 19th with recommendation that it be referred to Committee on Rules for assignment to proper interim committee for study.

This bill would provide for the determination of what are essential public records of local agencies and for their preservation and safe-keeping.

Assembly Bill No. 75 Referred to Committee on Military and Veterans Affairs and re-referred to Committee on Conservation, Planning, and Public Works. Reported out March 19th with recommendation, amend and do pass as amended.

A bill to provide that members of the California Highway Patrol, fish and game wardens, forest rangers and park rangers who are within an area as to which a state of disaster or extreme emergency is proclaimed, or who are assigned to duty therein, shall have full powers of peace officers within that area until the state of disaster or emergency is terminated as provided by law.

The amendment deleted the provision making it applicable to the Chief of the Division of Parks and the State Park Rangers so that as amended it would apply only to members of the Highway Patrol, fish and game wardens and forest rangers.

Assembly Bill No 76 Referred to Committee on Military and Veterans affairs and re-referred to Committee on Conservation, Planning, and Public Works From committee on March 19th, do pass.

A bill to provide for the submission of all constitutional amendments, including Assembly Constitutional Amendments No 5, that are enacted at the 1958 First Extraordinary Session at a special election to be consolidated with the 1958 general election

Assembly Constitutional Amendment No 5 To Committee on Constitutional Amendments. From committee, amend and do pass as amended.

A constitutional amendment to modify the succession to the governorship in the event of vacancies by permitting the Legislature to extend the list of successors by statute and the providing that the successors now on the list shall become Governor rather than act as Governor and perform his duties in the event of a vacancy, thus avoiding problems that would arise with reference to the effect of the filling of the offices of the successors now named in the Constitution in the event that several of them might be killed in a war or enemy-caused disaster and one of the officers well down on the list becomes acting Governor.

The amendment also would give the Legislature power to provide by law for filling vacancies in its own membership in the event of such a disaster, to provide by law for the convening of the Legislature in general or extraordinary session, to provide for calling and holding elections to fill constitutional offices and to provide for a temporary State Capitol and temporary county seats, all in the event of such a disaster.

This amendment was substantially the same as the one drafted by the State Par Committee to assist your Subcommittee on Impact of Enemy Attack on Economy and Constitutional Government.

The amendments to the measure, as reported from committee, would limit the authority of the Legislature to provide by law for filling vacancies in its membership or the Office of Governor, to instances where the incumbent Governor or at least one-fifth of the members of either house of the Legislature are killed or unable to perform their duties because of such a disaster, and would also specify that the disaster must have occurred in this State.

Very truly yours,

RALPH N KLEPS, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF HOUSE RESOLUTION NO. 11

By Messrs. Elliott, Hawkins, Burton, and Kilpatrick:

House Resolution No. 11—Relative to extending congratulations to Mr. Tatsu Kushida.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 1 of the second *Resolved* clause of the resolution, as printed on page 57 of the *Assembly Journal* for March 13, 1958 after "transmit", insert "suitably prepared".

Amendment read, and adopted.

**Request for Unanimous Consent That Names of Members Be Placed
Upon House Resolution No. 11 as Co-authors**

Mr. Elliott asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon House Resolution No. 11 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of House Resolution No. 11:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—76
NOES—None.

Consideration of House Resolution No. 11, as Amended

By Messrs. Elliott, Hawkins, Burton, Kilpatrick, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Doyle, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hegland, Henderson, Holmes, House, Johnson, Kelly, Klocksien, Lanterman, Lincoln, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton:

House Resolution No. 11

Relative to extending congratulations to Mr. Tatsu Kushida

WHEREAS, The attention of the Members of this Assembly has been drawn to the retirement of Mr. Tatsu Kushida, as an officer of the Japanese American Citizens League after more than 10 years of devoted service in order to accept a position in business; and

WHEREAS, Mr. Kushida's distinguished career with this organization commenced in Chicago in 1947 when he became the Midwest Regional Director of the League; thereafter, in 1949, he came to Los Angeles to serve as the Pacific Southwest Regional Director; and

WHEREAS, During his association with the Japanese American Citizens League this outstanding citizen sponsored numerous worthwhile projects for the recognition

of the rights and the protection of the interests of Americans of Oriental extraction, and

WHEREAS, Mr. Kushida's rare ability, his understanding nature and his devotion to his duties earned him the respect and admiration of all those with whom he dealt and the reputation of being a constructive community leader who worked not only for the benefit of the members of his organization, but also for the welfare of the people of this State and this Nation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly commend Mr. Tatsu Kushida for his 10 years of outstanding service to the Japanese American Citizens League and extend best wishes for continued success in the future, and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit suitably prepared copies of this resolution to Mr. Tatsu Kushida and to the Japanese American Citizens League.

Resolution read, as amended.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Brutsche, Brown, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusano, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Summer, Thelin, Thomas, Umuh, Weinberger, Wilson, Winton, and Mr. Speaker—76.

NOES—None.

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

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

Assembly Bill No. 100: By Mr. Weinberger—An act to amend Section 1060 of the Revenue and Taxation Code, relating to local property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 101: By Mr. Lowrey—An act to add Section 13831.5 to the Education Code, relating to salaries of certificated employees of school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Concurrent Resolution No. 12: By Mr. Kelly and Miss Donahoe—Relative to the dedication of Meadows Field Terminal.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, March 21, 1958

MR. SPEAKER, Your Committee on Revenue and Taxation, to which were referred Assembly Bill No. 45
Assembly Bill No. 48

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

DAHL, Chairman

Above reported bills ordered to second reading

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Weinberger asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 66

for hearing in the Committee on Government Organization on adjournment Monday, March 24th.

Mr. Grant asked for unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 5 as a special order of business in the Committee on Ways and Means on Monday, March 24th.

Messrs. Thomas and Coolidge withheld unanimous consent to set for special order.

Unanimous consent to suspend Rule 58 to hear Assembly Bill No. 5 in the Committee on Ways and Means on Monday granted.

ANNOUNCEMENTS

Mr. Coolidge announced that he would call meetings of the Committee on Ways and Means on any day in order to comply with the requests of the members for hearings on their bills.

Mr. McCollister announced that it is anticipated that it will be possible to set committee hearings for 2 p.m. on Monday, March 24th, instead of for 3 p.m.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY CONCURRENT RESOLUTION NO. 5

Mr. Rumford asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 5, temporarily passed on file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 5

Assembly Concurrent Resolution No. 5—Relative to Fire Service Day.

Resolution read.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsa, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Trehn, Thomas, Unruh, Weinberger, Wilson, and Winton—72.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 47 for hearing in the Committee on Ways and Means on Monday, March 24th.

Mr. Masterson asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 53 for hearing in the Committee on Ways and Means on Monday, March 24th.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
SENATE JOINT RESOLUTION NO. 1**

Mr. Backstrand asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 1, temporarily passed on file

Senate Joint Resolution No. 1—Relative to California's pre-eminent position in higher education, science and technology, its effect upon future economic growth and upon the State's contribution to worldwide scientific achievement.

Resolution read.

**Request For Unanimous Consent That Senate Joint Resolution No. 1
Hold Place on File**

Mr. Backstrand asked for, and was granted, unanimous consent that Senate Joint Resolution No. 1 be passed on file, and hold its place on file on the next legislative day.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Lowrey asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 101 for hearing in the Committee on Education on Monday, March 24th.

ANNOUNCEMENTS

Mr. Porter announced a meeting of the Los Angeles County Delegation for Monday noon, March 24th, in the Jubilee Room at the Hotel Senator

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Lindsay asked for, and was granted, unanimous consent that the following Progress Report of the Subcommittee on Impact of Public Land Ownership on Local Tax Bases be ordered printed in the Journal:

LETTER OF TRANSMITTAL

ASSEMBLY INTERIM COMMITTEE ON CONSERVATION,
PLANNING, AND PUBLIC WORKS
SACRAMENTO, March 21, 1958

*Hon. L. H. Lincoln
Speaker of the Assembly
Room 3164, State Capitol
Sacramento, California*

DEAR MR. LINCOLN: Enclosed is a Progress Report of the Subcommittee on Impact of Public Land Ownership on Local Tax Bases of the Assembly Interim Committee on Conservation, Planning, and Public Works.

Sincerely yours,

FRANCIS C. LINDSAY

PROGRESS REPORT**Subcommittee on Impact of Public Land Ownership on
Local Tax Bases**SHIFRIDAN HEGLAND, *Chairman*

DON ALLEN

EUGENE NISBET

WILLIAM BIDDICK

BRUCE SUMNER

I. Subcommittee Activities

August 28, 1957—Hearing with representatives of the Interim Committee on Revenue and Taxation, Sonora

August 30, 1957—Hearing with representatives of the Interim Committee on Revenue and Taxation, Bishop

November 15, 1957—Hearing with representatives of the Interim Committee on Revenue and Taxation, San Diego

January 20, 1958—Conference on legislative studies, Berkeley

II. Tentative Findings

A The impact of public land ownership on local taxes is one of high controversy, yet equitable solutions must be found if local governmental units as we know them are to survive. In the face of continued exhilarated population growth we must expect increases in public ownership to meet the freeway, recreational, and water developmental programs necessitated by this population growth. In contrast to other problems resulting from California's growth, this subject has received much study at all levels but little light has been thrown on the true effects of public ownership exemption to the varied services often generated by the activities of agencies achieving the status of exemption. Tax exemption as a factor in cost-benefit studies has not always been considered by public agencies. Constitutional and general law have from the beginning attempted to balance tax structures in the face of continued public ownership exemptions. It is doubtful that these provisions adequately meet the crisis now being faced in many jurisdictions. Additional factual information must be a prerequisite to determinations of public policy in this important area. These determinations must consider the basic differences between those functions of government long recognized as basic and those of a proprietary nature.

B Existing recreation developments by state, federal and local agencies in the foothills and mountain areas of the State are unequal to the demands pressed upon them. This pressure will increase with population growth, more leisure time, ease of travel, and higher family incomes. The demands for recreation by the people of the State of California will require that all potential resources be developed in an orderly fashion. Additional development means additional public ownerships and consequent tax exemption in areas, in many cases on the tax rolls of local jurisdictions. This will occur at the very time that the impact of additional visitors requiring local governmental services will

be felt by the local jurisdictions. Developmental programs for recreation areas have in most cases neglected the importance of integrated public-private land uses. The result has been that land in acquired recreational areas has not been planned for its best and highest use. Private development at a savings to the taxpayer can leave a possessory interest reachable by local jurisdictions and provide additional facilities of a more varied and attractive nature.

C. Exhilarated highway and freeway programs under the impact of federal aid will inevitably remove heavy tax sources from local jurisdictions. Location of such construction does not fully consider the effect on local economy and the tax bases of local jurisdictions.

D. All water developmental programs exporting this resource from the area of origin owe an obligation to so develop the resource as to leave a sustaining tax source in the area. Feasibility studies should consider the impact of the service requirements during the construction period on the local jurisdiction as balanced against the tax sources available to support these services. If it appear that the community resources are not available at this time to furnish the services, then these additional costs should be considered as a legitimate charge against the construction costs of the project. Planning, land acquisition, and construction programs wherever possible should be geared to enhance the economic bases and tax resources of the area in order to provide the services that will be demanded by tourists and recreationists following project construction.

A practice of growing importance to local jurisdictions is the construction of irrigation and power facilities by foreign jurisdictions on bonds secured by long term contracts for power sales. This practice permits private utilities to gain tax exemption during the full pay-out period of the project. The result is that the impact area is deprived of a tax source which would have been available if a private utility constructed the facility.

E. Public Laws 815 and 874 providing assistance to local school districts by the payment of funds for students affiliated with federal programs and construction money for those districts affected by federal activities, expire on June 30, 1959, and on June 30, 1958, respectively. These laws, while not completely adequate to balance the full impact of federal activity on local tax sources, have been of great assistance to affected school districts. The committee has recommended to the members of the United States Congress that these two laws be strengthened and extended.

III. Recommendations

A. With full appreciation that recognized governmental functions at all levels should not be taxed, additional study is required in the following areas:

1. The determination of taxes that would be paid regularly if every possessory interest by all jurisdictions now engaged in the proprietary activities of power, gas transportation and housing were taxed.

2. A comparison of the above revenues with those that might be derived if all state agencies and subsidiary agencies were taxed on their proprietary interest in lands now held
3. An examination of discretion now used in assessor practices on long-term land leases as against licensing and short-term leases
4. An evaluation of the degree in which tax-free governmental leases reflect the amount of tax escape in higher lease values
5. A determination of the net benefit to the State, to each individual political subdivision and to public districts resulting from present taxing and assessing practices.

B. Additional study of the subcommittee is required to determine the degree of private development admissible in public recreation areas. It is the tentative recommendation of this subcommittee that all areas acquired for recreation and park purposes should be so planned that the highest and best uses of the land be set aside for varying public and private purposes. If facilities were constructed by private capital under long-term leases with adequate controls to protect the public, possessory interest would be increased and the tax bases of the area augmented.

C. Study by the subcommittee on investigations now being made by local planning commissions reflecting the tax losses on land acquisition for freeway and highway construction should be pursued. If these investigations indicate that tax losses are a legitimate factor in determining alternate route feasibility, then committee action should result in this policy being adopted by the State Highway Commission.

D. Additional study is required by the subcommittee on developed reservoir areas to determine the immediate and long-term effects upon tax sources. This study should include increased land values, possessory interest available for taxation from resorts and other commercial enterprises, summer cabins, gasoline tax service industries developed from tourist and vacationists trade, sales tax, and additional motor vehicle and fuel taxes generated in order to assess the long-term impact of the publicly owned facility. Tax escape of private utilities through the means of public agency contracts for long-term power sales must be studied during the remainder of the interim to determine whether or not these contracts themselves are susceptible of local taxation and whether the practice is in the best public interest.

E. The growing impact of the federal activity on local tax sources impels the committee to recommend that the California Legislature by joint resolution request the extension of Public Laws 815 and 874 and that the administrative branch of the State Government acquaint the responsible federal authorities with the State's position and support the extension of this legislation before the committees of the Congress.

Sincerely yours,

SHEPARD N. HEGLAND, Chairman
DON A. ALLEN
WILLIAM BIDDICK
EUGENE G. NISBET
BRUCE SUMNER

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

The following resolution was offered:

Assembly Concurrent Resolution No. 13: By Messrs Levering, Burke, Ernest R. Geddes, Chapel, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksien, Lauterman, Lincoln, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Milford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rufford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—Relative to the retirement of Assemblyman Albert I. Stewart

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Messrs. Meyers, O'Connell, Gaffney, Burton, Busterud, Francis, Britschgi, and Brown:

House Resolution No. 16

Relative to extending the scope of the special session to include matters relating to the selection of state freeway route locations

WHEREAS, The matter of the selection of the location of state freeway routes is of great concern to the people of this State; and

WHEREAS, Incalculable damage to communities and the citizens thereof can be done if such routes are located without giving proper consideration to the effect such location will have upon local traffic and property values, and other matters of local concern; and

WHEREAS, Under existing statutory law there are insufficient standards and safeguards provided in the procedure for such route location selection to eliminate the possibility of the selection of the location of freeway routes without adequate consideration being given to such matters and the desires of the local citizens; and

WHEREAS, Many complaints have been received by Members of the Legislature with respect to actions taken in this respect by the Department of Public Works and the California Highway Commission; and

WHEREAS, In view of the acceleration of the State Highway Program and particularly the construction of freeways, it is necessary to take immediate steps to provide proper standards and safeguards with respect to the procedure involved in selecting the location of state freeway routes; now, therefore, be it

Resolved by the Assembly of the State of California, That the Governor of the State of California be respectfully requested to extend the scope of the current special session to permit the consideration of legislation relating to the selection of the location of state freeway routes; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a copy of this resolution to the Honorable Goodwin J. Knight, Governor of the State of California.

Resolution read, and ordered referred to the Committee on Rules

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Kilpatrick asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Constitutional Amendment No. 4, Assembly Bill No. 69, and Assembly Bill No. 73 for hearing in the Committee on Ways and Means on Monday, March 24th

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, March 21, 1958

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

Assembly Bill No. 18

Assembly Bill No. 53

Assembly Bill No. 47

Assembly Bill No. 67

Assembly Bill No. 50

Assembly Bill No. 75

Assembly Bill No. 51

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bills ordered re-referred to the Committee on Ways and Means.

ASSEMBLY CHAMBER, March 21, 1958

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

Assembly Bill No. 24

Assembly Bill No. 65

Assembly Bill No. 27

Assembly Bill No. 68

Assembly Bill No. 52

Assembly Bill No. 70

Assembly Bill No. 61

Assembly Bill No. 77

Assembly Bill No. 64

Assembly Bill No. 90

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, March 21, 1958

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

Assembly Concurrent Resolution No. 1—Relative to the preparation and printing of a Summary Digest and Subject List;

Assembly Concurrent Resolution No. 2—Relative to the preparation and printing of a cumulative Statutory Record;

And reports the same correctly enrolled, and presented to the Secretary of State on the twenty-first day of March, 1958, at 11 a.m.

BURKE, Chairman

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Unruh announced a meeting of the Subcommittee on Beaches and Parks for Tuesday night, March 25th, the place of meeting to be determined later.

Mr. Miller announced a meeting of the Committee on Rules on adjournment Monday, March 24th.

Mr. Lindsay announced a meeting of the Committee on Conservation, Planning, and Public Works for today, at 3 p.m.

ADJOURNMENT

At 11 19 a.m., on motion of Mr. McCollister, the Speaker declared the Assembly adjourned until 11.15 a.m., Monday, March 24, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FOURTEENTH LEGISLATIVE DAY

TWENTY-FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Monday, March 24, 1958

The Assembly met at 12.04 p.m.

Hon. L. H. Lincoln, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Liwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Stewart, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—S.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by the Reverend Sidney Jorgensen, Pastor of Our Saviour's Lutheran Church of Oakland:

O Lord, Our Lord, How majestic is Thy name in all the earth! When I look at Thy heavens the work of Thy fingers, the moon and the stars which Thou hast established; what is man that Thou art mindful of him, and the son of man that Thou dost care for him? Make us to know Thy ways, O Lord, teach us Thy paths. Lead us in Thy truth, and teach us, for Thou art the God of our salvation. Give us wisdom and understanding, for the gun from it is better than the gain from silver and gold. Blessed by the name of the Lord from this time forth and forevermore.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR BALANCE OF THE DAY

The following member was granted leave of absence for the balance of the day, because of illness:

Mr. Stewart, on motion of Mr. McCollister

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the bills on second reading file, with the exception of Assembly Bills Nos. 22 and 45, be now read the second time, and that appropriate action be taken on those bills requiring action.

CONSIDERATION OF DAILY FILE**BILLS ON SECOND READING FILE PURSUANT TO RULE 71**

Pursuant to Rule 71, the following bills were this day on the second reading file:

Assembly Constitutional Amendment No. 5, Assembly Bill No. 28, and Assembly Joint Resolution No. 1.

Above bill ordered to third reading.

Above resolutions ordered on file.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 78—An act to add Section 986.4 to, to amend Sections 986.5 and 987.15 of, and to repeal Section 987.13 of, the Military and Veterans Code, relating to veterans' farm and home purchases, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military and Veterans Affairs:

Amendment No. 1

On page 2 of the printed bill, strike out lines 29 to 51, inclusive, and insert "Due to the recent increase in the maximum amount which may be loaned to a veteran under the Veterans Farm and Home Purchase Act of 1943, a large number of loan applications have been received by the Department of Veterans Affairs from veterans who desire to finance farms and homes. Approximately 75 percent of these applications have been made by veterans who wish to refinance farms and homes which they were able to acquire originally under other financing. It is only fair that the needs of the veteran who now has no home and who in this time of tight credit restrictions is seriously handicapped in the financing of a home purchase should be considered. The continuation of the program is seriously threatened by the large number of applications for loans to refinance farms or homes owned by the applicants. It will be impossible to market the amount of bond issues demanded by the present program. For these reasons it is necessary to immediately discontinue loans for refinancing homes and farms to provide the many veterans who do not now own farms or homes the opportunity to acquire them."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 42—An act to amend Section 39.5 of the Vehicle Code, relating to the definition of "special highway construction equipment."

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill, and insert:

"An act to add Section 6231 to the Vehicle Code, relating to vehicles only incidentally moved over a highway."

Amendment No. 2

On page 1, strike out lines 1 to 24, inclusive, and on page 2, strike out lines 1 to 12, inclusive, and insert:

"6231 Exemptions. The provisions of Chapters 2, 3 and 7 (commencing, respectively, at Sections 617, 632 and 670) of this division shall not apply to any vehicle of a type subject to registration under this code which is not designed, used or maintained for the transportation of persons or property and which is only incidentally operated or moved over a highway, but any such vehicle shall be subject to the provisions of Sections 624, 640, 641, 642, 670.07e and 680 of this code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 5—An act to add Article 5.5 (commencing with Section 3315) to Chapter 1, Division 3 of the Public Resources Code, relating to co operative development and unit operation of oil and gas pools and the repressuring of the same in order to ameliorate the subsidence and compaction of lands, and making an appropriation.

Bill read second time

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Manufacturing, Oil, and Mining Industry:

Amendment No. 1

On page 2, line 46, of the printed bill, as amended in the Assembly on March 14, 1958, strike out the period, and insert a semicolon.

Amendment No. 2

On page 2, between lines 46 and 47, insert:

"(f) That it is also desirable to encourage the carrying on of voluntary repressuring operations pursuant to voluntary unit or co operative agreements in order to arrest or ameliorate subsidence, and as a means to that end it is necessary that the power of eminent domain be exercised to acquire the properties of nonconsenting owners of interests in oil and gas under the circumstances and subject to the limitations set forth in this article."

Amendment No. 3

On page 6, line 19, strike out "parts", and insert "portions".

Amendment No. 4

On page 11, line 29, strike out "herein set forth", and insert "set forth in this article".

Amendment No. 5

On page 11, line 41, strike out "quality", and insert "quantity".

Amendment No. 6

On page 12, line 20, strike out "of the increased production thereafter produced"

Amendment No. 7

On page 12, line 22, after "concerned", insert ", of that proportion of the increased production thereafter produced that the said excess portion of the cost of initiating and conducting such repressuring operations bears to the total cost of initiating and conducting such repressuring operations"

Amendment No. 8

On page 16, line 18, after "principal", insert "pursuant to the provisions of subdivision (e) of this section".

Amendment No. 9

On page 17, line 12, strike out "with", and insert "within".

Amendment No. 10

On page 17, lines 13 and 14, strike out "or determination".

Amendment No. 11

On page 18, line 27, strike out "part", and insert "portions".

Amendment No. 12

On page 19, line 49, after "unit", insert "operator".

Amendment No. 13

On page 20, line 30, strike out "unit area", and insert "area which is the subject of such order".

Amendment No. 14

On page 20, line 34, strike out "the unit", and insert "such".

Amendments read, and adopted.

Bill ordered reprinted, re-engrossed, and to be re-referred to the Committee on Ways and Means.

Assembly Bill No. 12—An act to add Section 7058 to the Public Resources Code, relating to the authority of a city, county or district to include lands owned by it or under its jurisdiction in agreements for co-operative or unit development of oil and gas.

Bill read second time, and ordered engrossed.

Assembly Bill No. 44—An act to add Section 265 to the Revenue and Taxation Code, relating to the college exemption, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 54—An act to amend Section 263 of the Revenue and Taxation Code, relating to the welfare exemption in its application to hospitals, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 55—An act to amend Section 264 of the Revenue and Taxation Code, relating to the orphanage exemption, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 56—An act to amend Section 268 of the Revenue and Taxation Code, relating to the welfare exemption.

Bill read second time, and ordered engrossed.

Assembly Bill No. 2—An act to amend Section 54 of, and to add Sections 55, 259.5, 680.5, and 680.6 to, the Vehicle Code, relating to school busses.

Bill read second time, and ordered to third reading.

Assembly Bill No. 4—An act to amend Section 72602 of the Government Code, relating to municipal courts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 11—An act to add Chapter 19 (commencing with Section 5300) to Division 6 of the Agricultural Code, creating the California Poultry Promotion Council.

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 4, line 46, of the printed bill, as amended in the Assembly on March 18, 1958, strike out "voting".

Amendment read, and adopted

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 6—An act to repeal Article 1 (comprising Sections 24201 to 24215, inclusive), Chapter 2, Division 12 of the Education Code and to add Article 1 (comprising Sections 24201 to 24220, inclusive) to Chapter 2, Division 12 of the Education Code, relating to educational institutions and the issuance, acquisition and use of degrees, diplomas, certificates, transcripts, or documents evidencing the completion of courses of instruction beyond high school.

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 8 of the title of the printed bill, as amended in the Assembly on March 14, 1958, after "school", insert ", and making an appropriation".

Amendment No. 2

On page 6, lines 27 and 28, strike out "guilty of a felony", and insert "punishable by imprisonment in a state prison not exceeding five years or in the county jail not exceeding one year, or by a fine not exceeding five hundred dollars (\$500), or by both fine and imprisonment".

Amendment No. 3

On page 6, after line 43, insert
"Sec 3 The sum of twenty-five thousand six hundred sixty-five dollars (\$25,665) is appropriated to the Department of Education for the 1958-59 Fiscal Year, to carry out the duties imposed upon it by this act."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed

Assembly Bill No. 48—An act to add Section 2610.5 to the Revenue and Taxation Code, relating to tax bills.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "A", and insert "With respect to locally assessed property, a".

Amendment No. 2

On page 1, after line 6, insert
"To enable the tax collector to comply with the provisions of this section, the assessor shall set forth on the assessment roll his opinion of the "full cash value" of all property thereon assessed by him, together with the percentage of such value at which the property is assessed."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

RE-REFERENCE OF BILLS PURSUANT TO RULE 64

On advice of the Legislative Counsel, and pursuant to Rule 64, the Speaker ordered the following resolution re-referred to the Committee on Ways and Means:

Assembly Constitutional Amendment No. 5, subsequent to engrossment.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing bills which are amended on second reading today on the third reading file tomorrow, instead of returning them to the second reading file.

REQUEST FOR UNANIMOUS CONSENT THAT RUSH ORDER BE PLACED UPON PRINTING OF ASSEMBLY BILL NO. 5

Mr. McCollister asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 5.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. McCollister asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 5 for hearing in the Committee on Ways and Means this afternoon.

RECESS

At 12 05 p.m., on motion of Mr. McCollister, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 102: By Mr. Erwin—An act to amend Section 10752 of the Revenue and Taxation Code, relating to vehicle license fees.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 103: By Messrs. Schrade, Hegland, Luckel, and Crawford—An act to add Section 16278 to the Education Code, relating to school bus stop signs.

Referred to Committee on Education.

Assembly Bill No. 104: By Messrs. Doyle and Masterson—An act to amend Sections 32130, 32202, and 32203 of, and to add Section 32135 to, the Health and Safety Code, relating to local hospital districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Assembly Concurrent Resolution No. 14: By Mr. Levering—Relative to a study by the Department of Water Resources, in co-operation

with the California Water Commission, of economic, social and financial impacts and implications of water development program envisioned under the California Water Plan.

Referred to Committee on Conservation, Planning, and Public Works.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 24, 1958

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

Assembly Bill No. 88

Assembly Constitutional Amendment No. 5

Assembly Joint Resolution No. 1

And reports the same correctly engrossed.

BURKE, Chairman

Assembly Bill No. 88 ordered to third reading.

Assembly Constitutional Amendment No. 5 ordered re-referred to the Committee on Ways and Means.

Assembly Joint Resolution No. 1 ordered on file.

ASSEMBLY CHAMBER, March 24, 1958

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

Assembly Constitutional Amendment No. 4

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered re-referred to the Committee on Ways and Means.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, March 24, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 83

Assembly Bill No. 85

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

LINDSAY, Chairman

Above reported bills ordered to second reading

ASSEMBLY CHAMBER, March 24, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Joint Resolution No. 2

Has had the same under consideration, and reports the same back with the recommendation: That the resolution be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

LINDSAY, Chairman

Resolution ordered filed; and the subject matter ordered referred to the Committee on Rules.

ASSEMBLY CHAMBER, March 24, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 86

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

LINDSAY, Chairman

Above reported bill ordered to second reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 21, 1958

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

Senate Concurrent Resolution No. 3

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 3—Relative to the Port of Stockton.

Resolution ordered held at the desk.

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

The following resolution was offered:

Assembly Joint Resolution No. 3: By Messrs. Mulford, Lindsay, and MacBride—Relative to the University of California Band.

Referred to Committee on Rules.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
ASSEMBLY BILL NO. 45**

Mr. McCollister asked for, and was granted, unanimous consent to take up Assembly Bill No. 45, temporarily passed on second reading file.

Motion to Re-refer Assembly Bill No. 45

Mr. Crawford moved that Assembly Bill No. 45, with the proposed committee amendments, be re-referred to the Committee on Revenue and Taxation.

Mr. Marsh seconded the motion.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Crawford asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 45 for hearing in the Committee on Revenue and Taxation.

**REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY
BILLS NOS. 72, 76, 68, AND 70 HOLD PLACES ON FILE**

Mr. Kilpatrick asked for, and was granted, unanimous consent that Assembly Bills Nos. 72, 76, 68, and 70 be passed on file, and hold their places on file on the next legislative day.

STATEMENT BY MR. KILPATRICK

Mr. Kilpatrick stated that an opinion of the Legislative Counsel relative to Assembly Constitutional Amendment No. 5, Assembly Bills Nos. 72, 76, 68, and 70 could be found at page 136 of the Assembly Journal; and that he wished to consider these bills as a series.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 27—An act to amend Sections 6271 and 6861 of the Harbors and Navigation Code, relating to port districts and river port districts.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Beaver, Bee, Biddick, Bonelli, Bradley, Brown, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Levering, Lindsay, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 24—An act to add Section 209.5 to the Revenue and Taxation Code, relating to the exemption of vessels under construction from personal property taxation.

Bill read third time.

Demand for Previous Question

Messrs. Kelly, Hansen, Beaver, Wilson, and Bee demanded the previous question.

Demand for previous question sustained.

The question being on the passage of the bill.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Levering, Lindsay, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—74.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT NAME BE
PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 27

Mr. Weinberger asked for, and was granted, unanimous consent that his name be placed upon the roll call on Assembly Bill No. 27, and that he be recorded as voting "Aye."

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 61—An act to amend Section 29714 of, and to add Section 29714.1 to, the Government Code, relating to claims against counties.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem, Lanterman, Levering, Lindsay, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—74.

NOES—None.

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Mr. Gaffney announced the presence in the Assembly Chamber of Mr. Thomas A. Maloney, former Speaker pro Tempore of the Assembly.

APPOINTMENT OF SELECT COMMITTEE

Speaker pro Tempore Conrad appointed Messrs. Gaffney, Meyers, Weinberger, Busterud, and Burton as a Select Committee to escort Mr. Maloney to the floor of the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 52—An act to add Chapter 8.5 (commencing with Section 18160) to Part 1 of Division 14 of the Streets and Highways Code, relating to the levy and collection of special assessment taxes for municipal street lighting systems on an ad valorem basis.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem, Lanterman, Levering, Lindsay, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—71.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 64—An act to amend Section 2 of, and to add Section 2.4 to, the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—74.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 65—An act to amend Section 1752 of, and to add Section 1757 to, the Streets and Highways Code, relating to county ferries

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockstein, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—73.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 90—An act to amend Section 43601 of the Government Code, relating to the purposes for which cities may incur bonded indebtedness.

Bill read third time.

(Record expunged, action rescinded, later this day. A.J., page 161.)

Assembly Bill No. 31—An act to add Section 6357.3 to the Education Code, relating to school district maximum tax rates.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockstein, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—75.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 77—An act to amend Section 7727 of the Education Code, relating to state school building aid

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockstein, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Porter, Rees, Rumford, Schrader, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—75.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Levering asked for unanimous consent that an opinion of the Legislative Counsel relative to Assembly Bills Nos. 97 and 98 be ordered printed in the Journal.

Mr. Unruh withheld unanimous consent.

Motion to Print in Journal

Mr. Levering moved that the opinion of the Legislative Counsel be ordered printed in the Journal.

Mr. Kelly seconded the motion.

Motion carried.

Opinion of Legislative Counsel

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, March 22, 1958

Hon. Harold K. Levering
Assembly Chamber

Unemployment Insurance Bills—No. 2341

DEAR MR. LEVERING: You ask whether Assembly Bills Nos. 97 and 98 of the 1958 First Extraordinary Session may properly be acted upon at that session.

In our opinion the answer is no.

Section 9 of Article V of the Constitution provides that at an extraordinary session the Legislature "shall have no power to legislate on any subjects other than those specified in the proclamation." Both bills mentioned in your question amend provisions of the Unemployment Insurance Code, relating to unemployment insurance. We have examined the proclamation convening the current special session and the supplement thereto issued March 13, 1958, and have found no items under which the subject of unemployment insurance could be considered.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By A. C. MORRISON, Principal Deputy

Parliamentary Inquiry

Mr. Levering arose to the following parliamentary inquiry: In view of the above opinion of the Legislative Counsel, may these bills be heard and discussed before committee tonight?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that this inquiry may involve a legal problem; and should properly be decided by an opinion from the Legislative Counsel.

Point of Order

Mr. Collier arose to the following point of order: That the bills are not properly before this body.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled that the Chair has no jurisdiction over the bills, since they are in committee, and not before the House.

Parliamentary Inquiry

Mr. Collier arose to the following parliamentary inquiry: Can bills which are not properly before the body be scheduled for hearing in the File?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that no point of order was raised when the bills were before the House.

Point of Order

Mr. Urnsh arose to the following point of order: That the bills are in committee and not before the House.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken.

Parliamentary Inquiry

Mr. Collier arose to the following parliamentary inquiry: Are the bills set for hearing in committee?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative.

Point of Order

Mr. Collier arose to the following point of order: The bills are not properly before the body, so they are not properly before the committee.

Statement by Speaker pro Tempore

The Speaker pro Tempore stated that, if he is presiding when the bills reach the floor, he will then rule on the point of order if it is raised at that time.

Parliamentary Inquiry

Mr. Collier arose to the following parliamentary inquiry: Can these bills be heard in committee?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the committee now has jurisdiction over the bills.

**REQUEST FOR UNANIMOUS CONSENT TO EXPUNGE RECORD,
AND RESCIND ACTION ON ASSEMBLY BILL NO. 90**

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent to expunge the record, and rescind the action whereby he requested that Assembly Bill No. 90 be placed on second reading file.

Announcement

Mr. Ernest R. Geddes announced that he will introduce a new bill when the Governor's Proclamation is extended to include the subject of Assembly Bill No. 90.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Chapel asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 95 for hearing in the Committee on Education on Wednesday, March 26th, at 8 p m

PARLIAMENTARY INQUIRY

Mr. Lanterman arose to the following parliamentary inquiry: Is the Chair in order when it refers a bill, which is not included in the Governor's Proclamation, to committee?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that, if he were in the Chair and such a point of order were raised when the bill was introduced, he would, at that time, rule on the point of order; but, since no point of order was raised when the bills under question were introduced, they were referred to committee pursuant to the Rules

Parliamentary Inquiry

Mr. Lanterman arose to the following parliamentary inquiry: How can a member make the parliamentary inquiry at the time the bill is introduced?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that any member can request that the bill be read in full.

Parliamentary Inquiry

Mr. Lanterman arose to the following parliamentary inquiry: Then the only protection is to ask that the bills be read?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that every member has the right to do so.

Parliamentary Inquiry

Mr. Lanterman arose to the following parliamentary inquiry: Is there no process for the screening of bills before their reference?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that no such process has been set up at this session.

REQUEST FOR UNANIMOUS CONSENT

Mr. Lindsay asked for, and was granted, unanimous consent that the following Report of the Subcommittee on Water Reclamation be ordered printed in the Journal.

LETTER OF TRANSMITTAL

ASSEMBLY INTERIM COMMITTEE ON CONSERVATION,
PLANNING, AND PUBLIC WORKS
SACRAMENTO, March 24, 1958

Hon. L. H. Lincoln
Speaker of the Assembly
Room 3164, State Capitol
Sacramento, California

DEAR MR. LINCOLN: Enclosed is a report which has been prepared for use as a background study by the Subcommittee on Water Reclamation of the Assembly Interim Committee on Conservation, Planning, and Public Works.

Sincerely yours,

FRANCIS C. LINDSAY

WATER RECLAMATION

**Report Prepared by Charles Kunsman, Jr.
for the**

**Subcommittee on Water Reclamation of the
Assembly Interim Committee on Conservation, Planning,
and Public Works**

Members of Subcommittee

JOHN L. E. COLLIER, Chairman

DON A. ALLEN, SR.
WILLIAM HANSEN

SHERIDAN HEGLAND
EUGENE NISBET

Sacramento, California

March 3, 1958

Introduction

This report has been prepared as a background study for the Subcommittee on Water Reclamation of the Assembly Interim Committee on Conservation, Planning, and Public Works. The report summarizes present thinking, literature and research in the important field of water reclamation, with particular emphasis placed on its application to the State of California. A report of this kind is only made possible by the ideas and assistance of many other persons. The main sources for the study are to be found in the bibliography at the end of the report. The following persons generously read an early draft of this report and made many extremely helpful suggestions: Professor Robert C. Merz of the University of Southern California; Professor P. H. McGauhey of the University of California (Berkeley); Benn Martin, Plant Director of the Richmond-Sunset Sewage Treatment Plant of San Francisco; Paul Bonderson and Charles Sweet of the California State Water Pollution Control Board; Edward A. Reinke of the California Department of Public Health; and William L. Berry and Meyer Kramsky of the California Department of Water Resources. The full responsibility for the contents of the study remains, of course, with the author.

CHARLES KUNSMAN, JR.
Sacramento, California
March 3, 1958

Water Reclamation

Water reclaimed from sewage and industrial waste has been used throughout the world for many years. Such use has been primarily for irrigated agriculture, a practice which, in the United States, has been limited largely to the arid or semiarid regions of the Southwest. Although lesser amounts of water have been reclaimed for industrial use, such application is increasing. Reclaimed water has also been used for the creation of artificial lakes and streams for recreational purposes; production of edible fish and waterfowl; artificial replenishment of ground water storage; and operation of sanitary systems. Water reclamation for direct domestic consumption is almost unknown, though recent newspaper articles indicate that Chanute, Kansas, due to a

prolonged drought, was forced to re-use sewage effluent for domestic purposes.

Implicit in a study of waste water reclamation and utilization is the idea that reclaimed water will be eventually of economic value as a water source. The demand for water has been increasing rapidly. Waste water reclamation takes on greatly added significance in areas that have overdrawn their local resources, particularly ground water storage, and are finding it increasingly difficult to secure alternate sources. Much of California serves as a prime example, where continued growth of population, agriculture, and industry have made it necessary to look farther away for additional water supplies.

Increased population in urban areas means both increased demand for water and increasing amounts of waste water. These are concurrent manifestations, which readily suggest that waste water reclamation can supplement the available water supply in such areas.

An advantageous result of a successful program of waste water reclamation is the control of pollution. This close interrelation between the problems of waste water reclamation and the control of pollution should be kept in mind.

The California Situation

Reclamation of waste waters is one of the possible methods considered in connection with plans for meeting the rapidly increasing water requirements of California. If such water can be reclaimed, it can be considered as the equivalent to a new water supply, and thus require that less water be made available by the general plan of transfer of surplus waters from areas of surplus to areas of deficiency. The success of any plan for reclaiming water is contingent upon being able to develop an adequate supply of water of suitable quality for intended uses at a cost competitive with alternate sources of supplemental water supplies, and upon the willingness of water users to accept such a supply.

It was estimated that during the 1956-1957 Fiscal Year, about 950,000 acre-feet of waste water were discharged to tidal waters in California. This water is considered lost, as it is unusable after losing its identity in saline water. About 40 percent of this waste water was so highly mineralized that reclamation, at present, would be prohibitively expensive. However, organic matter could be removed from all of this water by conventional treatment processes at reasonable cost, making the other 60 percent available for re-use. The condition of the highly mineralized waste water is largely due to the presence of industrial waste. The volume of this water could be lessened to a considerable degree through adequate control over waste dischargers.

During the same fiscal year, it was estimated that 600,000 acre-feet of waste water were discharged to inland streams, or disposed of by application to the land. Much of this water was used directly through irrigation, and indirectly by further use of water from the streams and ground water basins into which the waste waters had been discharged.

The total amount of waste water in the State has been estimated to be about 2.2 percent of the State's total natural surface runoff. However, this amount of water can take on much greater significance when viewed in other, more meaningful terms. The amount of waste water is

equivalent to 7.5 percent of the State's water from developed supplies. The volume of waste water represents over 40 percent of the total potable water use. The total waste water from domestic sewage is also equal to about 40 percent of our present annual overdraft on ground water basins in California. However, the cost of transporting reclaimed water to the areas of ground water overdraft would in many cases make such a project economically unfeasible.

When one considers the quantity and distribution of available water with respect to the population concentrations in California, the advantages of water reclamation become increasingly obvious. In the Southern California area, the lowering levels of ground water, consequent sea water intrusion, and the general water shortage may easily make the multiple usage of water a necessity.

Certainly the quantities of waste waters that are available are sufficiently great to warrant their consideration as a water resource.

The Feasibility of Water Reclamation in Southern California ¹

The greatest volumes of sewage in California are produced in the large metropolitan areas along the coast. Less than 2 percent of the sewage discharged through ocean outfalls is now reclaimed for beneficial use. Therefore, the greatest opportunity for water reclamation exists in the coastal areas and particularly in the Los Angeles metropolitan area.

In the Los Angeles area, liquid wastes discharged into stream channels or onto the surface of the ground are generally conserved by deep penetration to a ground water body. Therefore, the only appreciable quantities of waste waters available for additional reclamation are in the large sewerage systems discharging to the Pacific Ocean or its tidal waters. The main discharges, with acre-feet of outfall for the 1956-1957 Fiscal Year are as follows: City of Los Angeles-Hyperion (302,494), City of Los Angeles-Terminal Island (6,777), Los Angeles County Sanitation Districts-Whites Point (214,576), and Orange County Sanitation Districts (38,176).²

To say that the total volume of waste discharges is available for reclamation is an overstatement. The greatest single factor limiting the quantity of waste water available for reclamation is the mineral quality, or concentration of dissolved salts. All uses of water increase the mineral concentration of dissolved salts in the resulting waste water, though industrial wastes are much more likely to destroy the mineral quality of water than are normal domestic uses. This becomes a particular problem in the parts of Los Angeles where the source water already has a high content of mineral salts. Occasionally a single user of water will push the amount of mineral concentration over the allowable limits for agricultural and domestic purposes, as well as most industrial uses.

¹ See especially Statement Submitted by Department of Water Resources Concerning Feasibility of Sewage Reclamation as a Source of Water Supply for Southern California to Atomic Energy Subcommittee of the Assembly Committee on Conservation, Planning, and Public Works. Los Angeles, California, November 14, 1957.

² Ibid., p. 4

The possibility of converting or demineralizing brackish or saline waters has been under extensive study by the United States Department of the Interior and the University of California. Thirteen different processes are now under study at the university. It has been estimated that by using a multiple effect centrifugal evaporator, fresh water could be obtained from saline water at a cost of between \$80 and \$160 per acre-foot. The present estimation for Feather River water delivered in Los Angeles is \$65 per acre-foot, while Colorado River water cost approximately \$45 per acre-foot during the last fiscal year. In plants actually converting saline water into fresh water, the present cost is from 7 to 13 times the cost of alternative California supplies. At the present time consideration of water reclamation is therefore limited to waste waters with low concentrations of dissolved salts.

In the Los Angeles metropolitan area, potential industrial markets for reclaimed water are available and are generally increasing. With continued urbanization, agricultural markets for waste water are rapidly shrinking, and extensive installations for agricultural use of reclaimed water could not be justified. Recreational uses for waste water provide an excellent use, but these requirements are not very significant in the total Southern California water picture. The use of reclaimed water for spreading purposes, in order to recharge ground water, and to repel sea water intrusion appears to hold the greatest promise for this area.

Surveys were made in 1955 to determine the mineral quality of sewage flows for possible reclamation. With one exception, the sewage in the major trunks of the City of Los Angeles-Hyperion System was suitable for reclamation. Most of the flow from the county sanitation districts of Los Angeles and Orange Counties was found unsatisfactory, though some upstream trunks were sampled and found satisfactory. For long-range water reclamation projects, it is very difficult to predict the future quality in terms of mineral concentration. Existing conditions of quality serve only as a general guide to the future. Some depreciation of the quality of these waste waters is to be expected.

Nine possible reclamation projects for the Los Angeles metropolitan area have been studied.⁸ These include industrial, refinery, agricultural, and recreational uses, the recharging of ground water, and repelling of sea water intrusion. The total yield of these projects would be about 242,000 acre-feet per year at an average cost of \$16 10 per acre-foot (1955 prices). These cost estimates include the reclamation plant, the conduits needed to convey the water, and the costs of actual reclamation and the transporting of the water to the areas of use. These quantities are considered to be the maximum reclaimable under present conditions.

Industrial Uses of Reclaimed Water

The industrial requirement for reclaimed waste water is a constant one. Since waste water is generally available on a continuous basis, it is usually possible for an industry to arrange a mutually satisfactory contract with a municipality for supplying uniform quantities of reclaimed waste water. This has been the case at the Bethlehem Steel Plant in Baltimore and the Cosden Refinery at Big Spring, Texas.

⁸ Ibid., pp. 18-18.

Industry often has to treat the water that is supplied to it, even if the water is potable. Therefore there is no reason why much of industry's water needs should not be reclaimed waste water.

The need of industrial plants for continuous supplies of process water is in contrast to agricultural uses, where the use of reclaimed water is influenced by weather conditions and crop requirements. The quality needs of industry are different from agricultural needs. Usually there are no aesthetic considerations. Health hazards are virtually eliminated in industrial re-use and a high mineral content water may be used in many instances. In other cases industries have quite stringent requirements as far as mineral content is concerned.

It is also quite common for industry to reclaim its own waters. The advantages of this procedure are: (1) eliminating water pollution caused by industrial wastes, (2) in arid regions, the available water supply is increased, and (3) water is conserved for other uses.

COOLING WATER USE

Waste water can often be used in cooling towers, where evaporation of 1 percent of the circulating water will normally lower the temperature 10 degrees F. Reclaimed waste water has been successfully used for cooling tower water at many locations. The organic matter present in an effluent presents no important difficulty. However, the amount of dissolved solids must be low to prevent scaling, and wood destruction in the towers must be prevented.

At Los Alamos, New Mexico, the entire cooling water for the power plant is made up from reclaimed effluent. No operating difficulties have been reported. For many years, the only satisfactory available water source for the Cosden Refinery at Big Spring, Texas, was the sewage effluent from the city.⁴ The refinery used this source from July, 1944, until the recent importation of Colorado River water and no aesthetic or operational problems occurred. The Texas Company Refinery has arranged to purchase the sewage effluent of the City of Amarillo, which will be used as water for cooling towers.

The Bethlehem Steel Sparrow's Point Plant in Maryland utilizes reclaimed waste water supplied by the City of Baltimore's two sewage treatment plants.⁵ It is used in the plant process for cooling tower makeup, for cooling rolling equipment, for quenching coke, and de-sealing. The quality of the sewage effluent is better than any other water available to the company. So satisfactory has the use of this effluent proven, that the consumption has steadily increased since its original use in 1942. Periodic health department checks have found the bacterial quality of the reclaimed water satisfactory. There have been no odors, flies, mosquitoes or aesthetic problems reported. The Geneva Works of the Columbia-Geneva Steel Division of the U. S. Steel Corporation at Provo, Utah, has a carefully planned and economically operated waste water reclamation system.

At Grand Canyon National Park, the effluent from an activated sludge-type treatment plant is chlorinated and used for nonpotable sanitary purposes, and for boiler feed makeup and cooling water in the power plant.

⁴ See E. B. McCormick and O. K. Wetzel, Jr. "Water Supply From Sewage Effluent," *Petroleum Refiner* 33 (November, 1954) pp. 165-7.

⁵ C. E. Keefer "Bethlehem Makes Steel With Sewage," *Wastes Engineering* 27 (July, 1956), pp. 310-3

The steam power generating plant of the Southern Nevada Power Company, Las Vegas, uses effluent from the treatment plant of the Clark County Sanitation District.⁶ This sewage effluent has been used for cooling tower water since February, 1957. The Las Vegas water supply is limited and the area water requirements are rapidly increasing. The sewage effluent was the most economical water source available to the company. There have been no odor nuisances or operating problems connected with this reclamation program.

BOILER FEED USE

The use of reclaimed waste water for boiler feed is small. Organic waste waters generally must be softened and demineralized before they can be used. This was done satisfactorily at the Cosden Refinery where sewage effluent from the City of Big Spring, Texas, was used in the boilers of the refinery.

FIRE PROTECTION

Reclaimed waste water can often be used as a standby water supply, so an industry can comply with fire insurance company requirements.

INDUSTRIAL REUSE OF WASTE WATERS

The mining, sugar beet, steel, and paper industries are among those currently re-using process waters. The paper industry re-uses large quantities of process water. As a result, water conservation is practiced and stream pollution is avoided. Lever Brothers soap plant in Los Angeles makes extensive use of reclaimed industrial waste effluent. The Kennecott Copper Corporation employs large-scale utilization of reclaimed process water at its large ore separation and refining unit at Hurley, New Mexico. The Round Mountain Placer Mine in Nevada employs hydraulic sedimentation for segregation of gold. All waste waters are reclaimed and recirculated in the plant process.

The Kaiser Steel Company at Fontana, California, has one of the most elaborate and complete water reclamation systems in the Country.⁷ In this plant, reclaimed sanitary and industrial waste waters are re-used about 40 times. The only loss is from evaporation, with no significant runoff from the plant. If waste water reclamation was not practiced in this plant, approximately 130,000,000 gallons per day would be required instead of the 3,000,000 gallons per day now used. No difficulties caused by odors or insects have been reported. In an arid region where water is both limited and valuable, the Kaiser plant is a model demonstration of the rational use of water reclamation. The problem of water pollution has been completely eliminated. Without this reclamation system, it is doubtful that the plant could exist in its present location.

Agricultural Uses of Reclaimed Water

The community benefits in various ways when sewage effluents and industrial wastes are used for agricultural purposes. Among these benefits are: (1) elimination of stream pollution, (2) conservation of water and (3) providing agricultural nutrients for the land.

⁶ Sanitary Engineering Laboratory. Report on Continued Study of Waste Water Reclamation and Utilization. (1957), pp. 4-7.

⁷ Ibid., pp. 7-9.

One difficulty in using sewage effluent for agriculture is the intermittent demand. Both climate and crop needs have an important effect on the demand. An alternate method of disposal is usually required. Reservoirs for the storage of effluent, such as the one at Bakersfield, California, are one possible solution to the problem of fluctuating demand.

Available land, and appropriate climate are the two primary factors in the land disposal of waste waters. The land must be close enough to the source to permit the desired operation (the maximum is usually thought to be 20 miles), and there must be suitable topography and soil conditions. In England, the combination of high rainfall and concentration of population with high land values has brought about the abandonment of sewage farming.

In all locations in the United States, some form of pretreatment takes place before sewage is used in farming. The simplest are lagoons used at several locations in Texas. The advantages of pretreatment are: (1) Removal of settleable material eliminates many pathogenic organisms, seeds and unsightly material, (2) there is less material to form sludge deposits in distribution systems and fields, (3) flies, odors and other nuisances are controlled, and (4) pretreatment may make possible alternate methods of disposal.⁸ Further treatment of sewage by a secondary-type treatment process offers the advantage of a high quality effluent suitable for alternate disposal to a stream, but some farmers who use this type say it has less fertilizing value than effluent given only primary treatment.

Toxic industrial wastes can sometimes be used for preirrigation, even if they cannot be used after the crop is planted. This is done at the Exchange Orange Products Company Farm in Ontario, California.

The crops that may be grown by irrigation with sewage or industrial waste effluents are restricted by the quality of the effluent, the amount of waste water to be disposed of, and health regulations concerning use of sewage or sewage effluent on crops. In general, in the United States, crops that are customarily consumed in a raw state may not be irrigated with sewage of any character. Primary or undisinfected sewage effluents are usually allowed for field crops, cotton, sugar beets, or vegetables for seed production. In various foreign countries, sewage is used for growing vegetables, but is customarily not used during the growing season. Crops raised in California using waste waters include, in decreasing order of acreage devoted to them, (1) grasses (Bermuda, Sudan, Egyptian) and alfalfa; (2) various grains such as barley, wheat, rice, field corn and ryes; (3) fruit: oranges, apples, lemons, pears, plums, peaches, grapes and walnuts, and (4) field crops: cotton and sugar beets.⁹ Beef cattle, hogs, horses and sheep are raised in the pasture area of the sewage farms.

Grazing for beef cattle is one of the more widely used methods of utilizing sewage effluents. A ranch operator using San Antonio, Texas, sewage effluent stated that his ranch will support two to six cows per acre compared with one cow per 30 acres on local nonirrigated land.

⁸ California State Water Pollution Control Board, A Survey of Direct Utilization of Waste Waters (1955), p. 36.

⁹ California State Water Pollution Control Board, Studies of Waste Water Reclamation and Utilization (1954), p. 53.

At the Melbourne, Australia, sewage farm, as many as 70,000 sheep and 10,000 cattle are supported on 25,000 acres.

The mineral content of the effluent is important in its agricultural uses. Deleterious effects on crops and ground waters may occur as a result of using certain types of industrial and domestic wastes.

HEALTH CONSIDERATIONS

Regulations governing the use of sewage for irrigating crops are included in the California Administrative Code.¹⁰ The use of raw sewage is not permitted and crops are restricted when irrigation is with settled or undisinfected sewage. Properly treated, disinfected sewage meeting bacterial standards equivalent to drinking water standards may be used for all crops. California farms using primary sewage effluents are usually limited to the growing of forage and specialized crops. Dry milch cows and beef cattle are pastured on these farms. *Cysticercus Bovis* (Beef Measles) is possible when beef eat sewage effluent. This occurred at the Melbourne farm in 1933.

SEWAGE FARMS

Sewage farming dates back to the Nineteenth Century with the early development of water borne collecting systems. Melbourne, Berlin, and Paris operate sewage farms today where sewage is disposed of with little or no pretreatment. Most sewage farms today are agricultural enterprises that utilize treated effluent for the production of crops and the raising of animals.

Sewage farming is most common in areas of low annual rainfall, where there is a need for additional water. In the United States, sewage farming is limited to the semiarid areas of the West, though reclaimed industrial wastes are used for irrigation in many parts of the Country. One advantage of sewage farming is that the nutrients in this water often give an increased yield per acre over other nearby lands. Among the sewage farms in California are those located in Bakersfield, Fresno, Lodi, Ontario, Pomona, and Santa Maria.

Special methods of preparing the land for disposing of sewage are often necessary. The percolation ability of the soil is a key factor. Sub-surface drains and deep plowing are often necessary. Preparation of the land presents greater problems when raw sewage is used than when either primary or secondary effluent is used.

FRESNO CITY SEWAGE FARM

This sewage farm utilizes the effluent from a primary treatment plant for the production of crops and beef. It also helps recharge ground waters by filtration through the soil. Deep plowing to break up the plow pan and increase the permeability of the soil has been necessary.

MELBOURNE, AUSTRALIA

Melbourne is located in an area of low annual rainfall. Its sewage farm has been in operation since 1892.¹¹ The farm is located 24 miles from the city, 16 of which is a gravity line. No pretreatment is made

¹⁰ California Administrative Code, Title 17, Public Health, Sections 7897-7901

¹¹ See Charles Gilman Hyde, "Sewage Reclamation at Melbourne, Australia," *Sewage and Industrial Wastes* 22 (August, 1950), pp. 1013-5.

before the sewage is spread on the land. Land preparation includes laying out the drainage system according to the surface levels and nature of the soil, breaking up the subsoil to a depth of 24 inches with a special plow, and cultivating the top soil. Surface flooding is the irrigation technique used here. To avoid ponding, it is necessary to use irrigation methods that will allow the organic material to dry out quickly. This is done by spreading the effluent evenly on the soil. On the average, 40 inches per year are applied.

EXCHANGE ORANGE PRODUCTS FARM, ONTARIO, CALIFORNIA

At this farm, about 60 acres of land are treated with citrus product waste water for a three or four-month period. A special system of furrows with cheeks and back furrows is used to increase the rate of infiltration. Once the crops are planted, the use of waste water is discontinued.

ONTARIO, CALIFORNIA

The Cities of Upland and Ontario, California, operate a 230-acre sewage farm near that of the Exchange Orange Products Company. About 200 inches of secondary effluent are applied to this farm each year from the sewage treatment plant of these cities. Flooding, furrows, and sprinkling are all used. Sandy soil and high percolation rates account for the large amount of water that is spread. It is estimated that eight feet, or more, of water are percolated each year to the underground.

SEABROOK FARMS, BRIDGETOWN, NEW JERSEY

In the agricultural utilization of industrial waste waters from food processing plants, much use has been made of sprinkler systems for irrigation. At the Seabrook Farms, vegetable processing waste water is now used for most of the 3,700 acres under irrigation.¹² Overhead sprinklers in the woodland tract apply from 500 to 1,200 inches per year. This suggests that forest lands may become a satisfactory alternate for the use of sewage effluent.

A. PERELLI-MINETTI WINERY, DELANO, CALIFORNIA

The Perelli-Minetti winery utilizes its industrial waste water by irrigating the agricultural land around the winery.¹³ The winery wastes consist of stillage and pomace, as well as wash water and waste cooling water. The waste water is diluted with 10 parts well water for one part waste, and then is used to irrigate 610 acres of land. The crops which are grown with this irrigation water are reported to be satisfactory. The necessity of extensive treatment of the winery waste is avoided, and at the same time needed fertilizer and organic matter are supplied to the soil.

¹² See R. A. Webster "Sewage Effluent Disposal Through Crop Irrigation Discussion," *Sewage and Industrial Wastes* 26 (February, 1954), pp. 133-5.

¹³ California State Water Pollution Control Board Report on Continued Study of Waste Water Reclamation and Utilization (1956), p. 22.

BAKERSFIELD, CALIFORNIA

A 2,000-acre farm owned by the City of Bakersfield is supplied with primary effluent.¹⁴ Irrigation with this effluent is reported to produce a greater growth of crops than does comparable irrigation with well water. Corn, cotton, alfalfa, sorghum, and grass are among the crops grown. The Mt. Vernon Sanitation District, adjacent to Bakersfield, irrigates about 1,000 acres with its sewage effluent. Wheat, cotton, and milo maize are grown, and 200 head of cattle are grazed there.

TALBERT WATER DISTRICT, ORANGE COUNTY, CALIFORNIA

Preliminary studies of the use of Orange County sewage effluent were conducted in 1950 and 1953. In 1950, a satisfactory crop of lima beans was grown, and in 1953, a good crop of barley was harvested. In 1954, a 20-year agreement was drawn up between the county sanitation districts of Orange County and three major land holders of the area, representing 2,250 acres of land. The Talbert Water District now supplies these acres with sewage effluent for irrigation. The final irrigation facility was completed late in 1956, and the first harvest of crops (alfalfa, beans, peppers) was due in 1957.¹⁵

OCEANSIDE, CALIFORNIA

An evaluation has been made of the feasibility of reclaiming sewage from the City of Oceanside.¹⁶ A report prepared by consultants engaged by the city indicated it would cost more money to pump the primary effluent into oxidation ponds and thereafter employ the effluent from the oxidation ponds for agricultural, industrial, or recharge use, or even for possible irrigation of a golf course, than it would to discharge the settled sewage into the Pacific Ocean. However, considering the value of the reclaimed water as a potential additional water supply, it was recommended that the reclamation program be undertaken. The proposed system was submitted to the voters at a special election in June, 1957, and was approved by more than the necessary two-thirds majority.

Recreational Uses of Reclaimed Water

In addition to the irrigation of parks, golf courses and baseball diamonds, recreational uses of waste water include the supplying of decorative lakes for boating, fishing, and wildlife refuges. Such projects located throughout the southwestern United States indicate that these uses of waste effluents can be both sanitary and economical. Recreational usage may eliminate the necessity for discharge of sewage into restricted bodies of water where detrimental pollution might occur.

Utilization of waste waters for irrigation of parks and other recreational projects results in the increase of the total available water supply. The mineral and organic quality characteristics of a waste water are not always as critical for recreational irrigation as for general agricultural irrigation.

¹⁴ *Ibid.* pp. 25-6.

¹⁵ See Sanitary Engineering Research Laboratory Report on Continued Study of Waste Water Reclamation and Utilization (1957), pp. 9-24.

¹⁶ *Ibid.*, p. 24.

The beneficial fertilizer elements present in reclaimed effluent are an important favorable consideration in park irrigation. Park and golf course operators have reported that reclaimed water is superior to the alternate potable waters for the growth and maintenance of vegetation.

The use of reclaimed water for recreational purposes apparently began in 1932, at Golden Gate Park in San Francisco. Since World War II, such water has been increasingly used for maintaining golf courses in California, Nevada, Arizona and New Mexico. The use of treated sewage for irrigating parks and golf courses appears to hold considerable promise.

GOLF COURSES

One of the commonest recreational uses for sewage effluent is the watering of golf courses.¹⁷ Among those presently using effluent are courses located at the El Toro Marine Air Base, the Camp Pendleton Marine Base, the Nebo Marine Supply Depot (Barstow), the China Lake Naval Ordnance Test Station, the Cities of Los Alamos, Carlsbad, Jal and Santa Fe in New Mexico, the course of the Desert Inn Hotel in Las Vegas and the Flying Hills golf course in El Cajon, California.

The advantages of using reclaimed water for golf courses are: (1) benefit to the grasses from the extra fertilizer values of the effluent, (2) more valuable water supplies may be reserved for higher uses, (3) the cost of effluent may be less than other water resources, (4) with community expansion, the quantity of effluent available also expands, and (5) full use is provided for imported waters.

GOLDEN GATE PARK, SAN FRANCISCO

The Golden Gate Park water reclamation plant was constructed as a WPA project in 1932.¹⁸ It is the only plant that was designed specifically as a water reclamation plant. It was originally planned that the reclaimed water would be used to replenish the existing decorative lakes in the park area. The satisfactory effluent produced is now also used to irrigate approximately one-third of the park area (400 acres). No difficulties have arisen over this use of waste water. The park is an outstanding example of a well-engineered, well-operated, economical waste water reclamation project.

OTHER RECREATIONAL USES

At the University of Florida at Gainesville, reclaimed water is used for the irrigation of lawns and shrubbery. The Twentynine Palms Marine Air Base uses reclaimed water for flushing toilets, irrigation of grass and shrubs, and watering several baseball fields. The Lucky Lager Brewery in Azusa, California, uses secondary effluent for irrigation of 13 acres of plant property. For many years the Hyperion treatment plant of the City of Los Angeles used secondary effluent for irrigation of grass, flowers, shrubs, and ground covers on 35 acres of plant area.

¹⁷ See California State Water Pollution Control Board, *A Survey of Direct Utilization of Waste Waters* (1955), pp. 51-7.

¹⁸ Benn Martin, "Sewage Reclamation at Golden Gate Park," *Sewage and Industrial Wastes* 23 (March, 1951), p. 319.

Fish ponds, fed by primary effluent, are found in many places in Europe, Asia and the United States. Effluents are utilized in North Dakota and Texas to develop wildlife and primitive area parks.

Use of Reclaimed Water for Recharge

Recharge is used in several different ways. Recently, planned recharge has been employed for the prevention of intrusion of salt water. That is, fresh water is introduced to form a barrier that will prevent the entrance of saline waters into an overdrawn fresh water basin adjacent to an ocean. A second type of recharge of fresh water is in effect in Los Angeles and Orange Counties, California, where replenishment of existing water aquifers has been undertaken. Recharge of these underground waters with reclaimed effluents is under serious consideration. Planned conservation of cooling water is a third recent development. There are numerous large cooling water systems which operate on a once-through basis. Water is taken from the ground and used for cooling in heat exchangers and then returned to the ground. A fourth use of recharge that has become of great importance is the repressurizing of oil bearing strata. Much research has been done by oil companies and other interested organizations to develop oil flooding techniques so that maximum utilization of oil bearing strata takes place.

When the percolation phenomenon is used to recharge underground waters, a study of certain factors is necessary. The physical properties of the soil, and the composition of the water, have an important effect on percolation. Study is also necessary to find whether the percolation of waste water could contaminate or pollute the underground water supply.

RECHARGE OF UNDERGROUND AQUIFERS

In the past the recharge of underground aquifers with sewage effluents and industrial waste effluents has generally not been a planned undertaking. However, the necessity for maintaining high ground water levels has become increasingly evident. This has been a particular problem in the Los Angeles area, where the lowering of the ground water levels have resulted in the threat, and in some cases the actuality of sea water intrusion.

In Orange County, the Metropolitan Water District has spread Colorado River waters extensively to recharge the Santa Ana River Basin. The Los Angeles County Flood Control District also has a program of recharge from spreading basins. The effluent from the county sanitation district's sewage treatment plant at Azusa, California, has been used for over 12 years to replenish the underground basin.¹⁹ No significant pollution of the ground water has so far resulted. It was reported in 1954 that 112 sewage treatment plants in the State of California recharged underground waters incidentally to normal plant operation.

¹⁹ R. C. Mera, "Ducet Utilization of Waste Waters," *Water and Sewage Works* 103 (September, 1956), p. 423

FRESH WATER BARRIER

The Los Angeles County Flood Control District has a test program to determine the feasibility of using a fresh water barrier to prevent salt water intrusion. A system of injection and sampling wells were developed near Manhattan Beach. The ultimate plan called for an 11-mile fresh water barrier along the Santa Monica Bay coast line to prevent the intrusion of saline ocean water. Imported Colorado River water has so far been used for this barrier. Tests have been conducted since 1955 to determine the practicability and economic feasibility of reclaiming sewage effluent from the Hyperion treatment plant to supply and maintain the barrier. These tests are continuing and have shown that water suitable for injection through a recharge well can be obtained from reclamation of a high-rate activated sludge effluent.²⁰

RECHARGE OF OIL BEARING STRATA

Brine wastes from oil fields are a major problem in the petroleum industry. These brines can pollute both ground and surface water supplies. In the 1920's it was found that disposal of brine wastes could be accomplished by using injection wells. This could, in turn, serve to re-pressure the oil strata and increase oil field yields. The Carter Oil Company at Mattoon, Illinois, is not only disposing of its own process wastes, but is purchasing effluent from the municipal sewage plant, for injection into their wells. Extensive subsurface injection of waters, both brines and fresh, is reported in Oklahoma, Kansas and Texas. California has a large number of injection wells, many of which are found in inland fields where ocean disposal is not available.²¹

The Economics of Reclaimed Water Utilization²²

From economic studies in progress at the University of California at Berkeley, it has been tentatively concluded that when the cost of treating sewage to the degree demanded by public health and water pollution is charged to such considerations, reclaimed sewage effluent can in many cases be profitably used for irrigation and by industry in competition with water selling for \$6 to \$24 per acre-foot. In the more arid areas reclaimed water may be economical even if all treatment costs are charged against the value of the water.

AGRICULTURAL USE

The growth of large cities has resulted in increasing the valuation of the lands surrounding the municipalities. This high cost of nearby land, combined with the cost of pumping effluent over long distances, reduces the agricultural reuse of reclaimed water. However, where sewage farms have been developed carefully as in the San Joaquin Valley, the cost of operation is nominal. Effluent is available at a price ranging from nothing to \$7.50 per acre-foot, while alternate irrigation water would cost as much as \$20 per acre-foot. Similar price differentials exist in the sale of sewage effluent in Pomona, California.

²⁰ H. A. Van der Goot, "Water Reclamation Experiments at Hyperion," *Sewage and Industrial Wastes* 29 (October, 1957), p. 1144.

²¹ See Hubert C. Ferry, *Disposal of Wastes From California Oil Fields*, Paper presented at meeting of the American Petroleum Institute, Los Angeles, April 28, 1955, 12 p.

²² See especially P. H. McGahey, "Economic Worth of Reclaimed Water," in *Proceedings, Conference on Water Reclamation*, University of California, Berkeley (1956), pp. 58-75 and *California State Water Pollution Control Board, A Survey of Direct Utilization of Waste Waters* (1955), Chapter VI.

INDUSTRIAL USE

Where no other water is available, it is necessary for an industry to reclaim water in order to continue operation. This is true in certain arid sections of the southwestern United States. There are also examples where industry finds reclaimed water cheaper and more satisfactory than any alternate source. Comparison between reclaimed water costs of from \$0.31 to \$120 per acre-foot, and alternate sources of potable water costing from \$10 to \$650 per acre-foot, are made in the accompanying table.

RECREATIONAL USE

The economies of recreation are such that it would be impossible in many cases to have golf courses or park areas without the availability of large quantities of low-cost, reclaimed water.

RECHARGE

The necessity for a fresh water barrier to prevent the intrusion of saline waters from the ocean into depleted underground basins has resulted in the need for a low-cost water to maintain the barrier. To date, the use of effluent for this purpose has not been great enough to permit the development of comparative costs.

THE ECONOMICS OF RECLAIMED WATER UTILIZATION²³

<i>Location</i>	<i>Use</i>	<i>Cost of waste water used per acre foot</i>	<i>Cost of alternate water supply per acre-foot</i>
Golden Gate Park, San Francisco	Lawn and shrub irrigation, decorative lakes	823	\$70
Grand Canyon, Arizona	Lawn irrigation, sanitation, power plant cooling	120	650
Los Alamos, New Mexico	Irrigation, golf course, power plant cooling	24	92
Las Vegas, Nevada	Golf course	27	32
Big Spring, Texas	Refinery boiler feed	16	57
Baltimore, Maryland	Steel plant cooling	4	33
Amarillo, Texas	Refinery cooling	14	45
San Bernardino, California	Agricultural irrigation	0.31	10

²³ Adapted from tables in California State Water Pollution Control Board, A Survey of Direct Utilization of Waste Waters, p. 66, and P. H. McCauley, "The Why and How of Sewage Reclamation," Water and Sewage Works 104 (June, 1957), pp. 266-7.

Conclusions and Recommendations

1. Section 230 of the Water Code places within the Department of Water Resources the responsibility for investigating and reporting (to the Legislature and appropriate regional water pollution control boards) upon the feasibility of reclaiming water from sewage or industrial wastes. This legislation has enabled the department to make studies which satisfactorily point out those locations where reclamation is practiced and those where it would be feasible to develop waste reclamation programs. It is felt, therefore, that existing legislation regarding waste water reclamation studies is adequate, and no changes are recommended.

2. The Department of Water Resources is engaged in fulfilling its responsibilities for this function. In addition, the State Water Pollution Control Board, both on its own responsibility and in cooperation with the Department of Water Resources, has sponsored extensive research in this field. Numerous local agencies, such as the Los Angeles County Flood Control District, sanitation districts, and water conservation districts have engaged in research activities and investigation of feasibility of sewage reclamation for their areas of responsibility.

Appendix

STATEMENT OF DIRECTOR OF CALIFORNIA DEPARTMENT OF WATER RESOURCES, ON WATER RECLAMATION ²¹

I am often asked how sewage reclamation fits into the solution of our water supply problems. It is quite true that large volumes of sewage are now wasted to the ocean. However, it must be remembered that most of this sewage occurs in the metropolitan areas of San Francisco Bay, Los Angeles and Orange Counties, and San Diego; in other areas of the State the sewage of inland cities is, to a large extent, now effectively reclaimed and utilized. Unfortunately, in many cases, the sewerage system (sic) of our metropolitan areas have not been designed and constructed with the possibility of reclamation in mind and in many instances now carry industrial wastes which prohibits (sic) economic reclamation projects. The treatment plants are located at or close to tidewater. Water reclaimed from sewage can be utilized for three principal purposes; namely, irrigation, ground water replenishment, and for industrial uses, which do not require of potable quality. There is comparatively little irrigated agriculture left in or near the metropolitan areas and the little remaining is rapidly diminishing. Coastal ground water basins, by their geological structure, are generally not adaptable to surface spreading for replenishment, but rather injection wells must be used, an expensive process requiring a high degree of prior treatment. To utilize reclaimed water for industrial purposes would, in most instances, require a separate distribution system since these plants are rather widely dispersed. A complicating factor is that the mineral quality of sewage is deteriorating due to increasing industrialization. In the future reclamation of water from sewage should be undertaken wherever feasible; however, at the present time it is not widely practiced in the major metropolitan areas principally because it is not economically competitive with other sources of supply. It will become increasingly significant in the future but it is believed that sewage reclamation will not be a *major factor* in the future water supply picture because of the geographic location of the occurrence of large volumes of sewage, quality problems, and the inherent limitations on the use of reclaimed water.

²¹ From Facts of California Water Development, Address of Harvey O. Banks, Director of Water Resources Before League of California Cities, San Francisco September 25, 1957 pp. 6-7

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REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Gaffney asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal:

OPINION OF LEGISLATIVE COUNSEL

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, March 23, 1958

Hon. Edward M. Gaffney
Assembly Chamber

School Busses—No. 2326

DEAR MR. GAFFNEY: You have requested an analysis of Assembly Bill No. 2 of the 1958 First Extraordinary Session, as amended in Assembly March 14, 1958, and have asked several specific questions with respect to the bill.

Analysis of Assembly Bill No. 2

The bill specifically excludes from the definition of "school bus." for purposes of the Vehicle Code, a motor vehicle not used exclusively for transportation of school pupils if the vehicle is operated by and under exclusive jurisdiction of a municipally owned transit system and if such transit system meets all the safety requirements of the Public Utilities Commission (Veh. C. 54, subd. (d)).

Provides that a motor vehicle operated by a common carrier which is periodically, but not exclusively, used for the transportation of pupils to and from a public or private school or to and from public or private school activities shall not be deemed a school bus within the meaning of the Vehicle Code and shall be subject to the jurisdiction of the Public Utilities Commission with respect to design, construction, operation, equipment, and mechanical condition (Veh. C. 54, subd. (e)).

Defines "private school" to be any school, whether conducted for profit or not, giving a course of training similar to that given in any grade of public school from kindergarten through twelfth grade, including but not limited to schools owned or operated by any church (Veh. C. 55).

Subjects school busses transporting pupils to or from any private school or school activity to the same statutes, rules, and regulations relating to construction, design, operation, equipment, and color as are applicable to school busses transporting pupils to or from any public school or school activity (Veh. C. 680.5, subd. (a)).

Requires the California Highway Patrol to inspect each school bus to ascertain whether its construction, design, operation, equipment and color comply with all provisions of law (Veh. C. 680.5, subd. (b)).

Prohibits any person from operating any school bus unless there is displayed thereon a certificate issued by the California Highway Patrol stating that on a certain date, within one year of the date of operation, a member of the California Highway Patrol inspected the bus and found that on the date of inspection the bus complied with the applicable provisions of state law relating to construction, design, operation, equipment, and color. Requires the Commissioner of the California Highway Patrol to provide by rule or regulation for the issuance and display of distinctive inspection stickers (Veh. C. 680.5, subd. (c)).

Exempts private school busses purchased on or before April 1, 1958, from such statutes, rules, and regulations relating to construction, design, operation, and equipment as the Commissioner of the California Highway Patrol, by rule or regulation, determines necessary to permit such busses to continue in operation. Prohibits any exemption which in the opinion of the commissioner would jeopardize the safety of pupils transported (Veh. C. 680.6).

Prohibits any person from operating a school bus in the transportation of pupils to or from a private school unless such person holds a valid operator's or chauffeur's license and a school bus driver's certificate issued by the Department of Motor Vehicles under the same standards and requirements as are applied to public school bus drivers at the time of issuance of the certificate (Veh. C. 259.5).

Provides that the act shall be known and may be cited as the "Anderson, Gaffney, Marsh Act of 1956" (Sec. 6 of bill)

Question No. 1

Is the language of the bill conclusive that all school busses, public and private, shall be inspected, as to safety of equipment and mechanical condition, by the California Highway Patrol?

Opinion and Analysis No. 1

Subdivision (b) of Section 680.5 of the Vehicle Code specifically requires the California Highway Patrol to inspect each school bus to ascertain whether its construction, design, equipment, and color comply with all provisions of law. In our opinion this would include inspection as to safety of equipment and mechanical condition of both public and private school busses.

Question No. 2

Is there any provision in the present law requiring periodical inspection as to equipment and mechanical condition of public school busses by the California Highway Patrol?

Opinion and Analysis No. 2

While the California Highway Patrol undoubtedly has the authority to periodically inspect public school busses as a means of enforcing the regulations as to the construction, design, operation, equipment, and color of public school busses adopted by the State Board of Education (Ed. C. 16272; 5 Calif. Admin. Code 1060-1192, incl.), there is no express requirement that the California Highway Patrol make such periodical inspections.

Question No. 3

Is there any provision in the bill requiring periodical inspection as to equipment and mechanical condition of public and private school busses by the California Highway Patrol?

Opinion and Analysis No. 3

As stated in our answer to your first question, subdivision (b) of Section 680.5 requires the California Highway Patrol to inspect all school busses. Subdivision (c) of the same section prohibits the operation of a school bus unless it has been inspected by a member of the California Highway Patrol within one year of the date of operation.

Thus, operators of school busses will be required to have an inspection made, as to construction, design, equipment, and color, at least once a

year, and the California Highway Patrol will be required to make such inspection.

Question No. 4

Is the bill constitutional?

Opinion No. 4

In our opinion the answer to your question is in the affirmative

Analysis No. 4

It should be first noted that the Legislature has the inherent power to enact laws within constitutional limits to promote the order, safety, health, morals, and general welfare of society (*In re Ramirez*, 193 Cal. 633). Any law enacted by the Legislature is valid unless prohibited by the California Constitution or that of the United States (11 Cal. Jur. 2d 520). Moreover, all presumptions and inferences are in favor of the validity and constitutionality of legislative acts, and such acts will be given a construction consistent with validity if possible (*Collins v. Riley*, 24 Cal. 2d 912).

Under the above principles, a law of the nature referred to in your question would be valid unless some express or implied prohibition against such a law could be found in the California or United States Constitutions.

Under the police power, private property and business activities may be subjected to any restrictions which are reasonably necessary to promote the public safety, health, comfort, morals, or general welfare (see 11 Cal. Jur. 2d, Constitutional Law, Section 157-175).

The promotion of the safety of the inhabitants of the State is an important function of government, and this function has been held to justify special measures for the protection and safe transportation of school children (*Barker v. Baker*, 73 Cal. App. 2d 653).

The present provisions of the Education Code relating to safety of public school busses and the regulations promulgated thereunder by the State Board of Education were alleged to be unconstitutional in the recent case of *Willingham v. San Diego Unified School District* (1957), 154 A. C. A. 22, because Section 16273 of the Education Code exempts from the special safety regulations for public school busses any motor vehicles subject to and meeting all the requirements of the Public Utilities Commission relating to common carriers, or operated by a municipally-owned transit system, when such vehicles are not used exclusively for the transportation of public school pupils. It was argued that this provision discriminated in favor of one or more carriers against others. The court held it did not, and that the laws and regulations relating to public school busses are reasonable, consistent and essential to the providing of safe transportation of public school pupils.

Based upon the foregoing, we do not believe it could be said that the bill would be an unconstitutional invasion of private rights.

With respect to the question of the use of public funds for private purposes, it has been held that the furnishing of transportation to high school pupils does not constitute a gift of public money for private purposes (*Pasadena City High School District v. Upjohn*, 296 Cal. 775). We believe the reasoning of the *Pasadena* case would compel the conclusion that the necessary expenditure of public funds to accomplish the purposes of the bill in question would be for a public purpose and would therefore be valid.

There remains to be considered the provisions of the "grandfather clause" in the bill. Grandfather clauses are contained in many laws, making them inapplicable to persons engaged in the type of activity covered by the law on the effective date of the law. These provisions are valid where there appears to be a reasonable ground for the exemption. For example, exemption of existing structures from zoning ordinances is valid (see *People v. Western Fruit Growers*, 22 Cal. 2d 494, which discusses numerous types of grandfather clauses which have been upheld).

We believe the only question which might be raised as to the validity of the grandfather clause in the bill would be in relation to the delegation of authority to the Commissioner of the California Highway Patrol to determine which rules or regulations could not be applied to existing busses without requiring cessation of operation of the busses. It is true that the Legislature cannot delegate the power to make or amend a law, but it is established beyond dispute that it may delegate to an administrative officer or agency the authority to determine the facts upon which the law makes its own action depend, or upon which the enactment becomes operative (*Brook v. Superior Court*, 9 Cal. 2d 291). We are of the opinion that the delegation in the grandfather clause in question would be valid under this rule since the commissioner would be required to ascertain the facts necessary to determine which of the statutes, rules, and regulations applicable to school busses would require cessation of operation of existing busses. The commissioner would also be prohibited from making any exemption which would jeopardize the safety of the pupils transported in the busses.

We know of no other constitutional objection to the bill. We therefore believe it would be valid.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By RAY H. WHITAKER, Deputy

Two copies to Hon. Don Anderson, pursuant to Joint Rule 34.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Doyle asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 104 for hearing in the Committee on Municipal and County Government for Wednesday, March 26th, at 8 p.m.

REQUEST FOR UNANIMOUS CONSENT

Mr. Biddick asked for unanimous consent to take up Senate Concurrent Resolution No. 3, at this time.

Mr. McCollister withheld unanimous consent.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent that Senate Concurrent Resolution No. 3 be held at the desk for consideration tomorrow.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, March 24, 1958

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

Assembly Bill No. 5

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported bill ordered re-referred to the Committee on Ways and Means.

ANNOUNCEMENTS

Mr. Weinberger announced that he is holding at his desk a resolution relative to the international control of narcotics, and invited those members who desire to become co-authors of the resolution to come to his desk to affix their signatures.

Mr. Miller announced a meeting of the Committee on Rules on adjournment.

REQUEST FOR UNANIMOUS CONSENT

Mr. Collier asked for, and was granted, unanimous consent that he be permitted to make a motion.

MOTION THAT ASSEMBLY BILLS NOS. 97 AND 98 BE WITHDRAWN FROM COMMITTEE, AND BE RE-REFERRED

Mr. Collier moved that Assembly Bills Nos. 97 and 98 be withdrawn from the Committee on Finance and Insurance, and be re-referred to the Committee on Rules to decide if the bills are properly before the House.

Parliamentary Inquiry

Mr. McCollister arose to the following parliamentary inquiry: Is the motion to withdraw Assembly Bills Nos. 97 and 98 from the Committee on Finance and Insurance?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative.

Point of Order

Mr. McCollister arose to the following point of order: That the motion requires a two-day notice

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order not well taken, since the motion is to withdraw and re-refer.

Unanimous Consent Withheld

Mr. Lowrey withheld unanimous consent that Mr. Collier's motion be considered

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled that unanimous consent had already been granted to Mr. Collier.

Parliamentary Inquiry

Mr. Elliott arose to the following parliamentary inquiry: What is the motion before the House?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the motion before the House is the motion by Mr. Collier that Assembly Bills Nos 97 and 98 be withdrawn from the Committee on Finance and Insurance, and be re-referred to the Committee on Rules.

Parliamentary Inquiry

Mr. Elliott arose to the following parliamentary inquiry: What is the vote required to carry the motion?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that 41 "Aye" votes are required; and read Rule 103 to the members.

Point of Order

Mr. Wilson arose to the following point of order: That Mr. Collier did not request unanimous consent to make his motion to withdraw and re-refer.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order not well taken.

Point of Order

Mr. McCollister arose to the following point of order: That the House is not under the order of business of motions and resolutions.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order not well taken, inasmuch as Mr. Collier had been granted unanimous consent to make the motion.

Parliamentary Inquiry

Mr. McCollister arose to the following parliamentary inquiry: Does the Speaker pro Tempore rule that the motion by Mr. Collier is properly before the House?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative.

Point of Order

Mr. Lowrey arose to the following point of order: That there was no second to the motion by Mr. Collier, and none was called for.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order not well taken, and stated that he believed that Mr. Thelin had seconded the motion.

Statement by Mr. Thelin

Mr. Thelin stated that he did second the motion.

Point of Order

Mr. Masterson arose to the following point of order: That the bills are not germane to the Governor's Proclamation, and should not be voted upon by the House.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order not well taken, since the motion before the House is a motion to withdraw and re-refer.

Parliamentary Inquiry

Mr. Unruh arose to the following parliamentary inquiry: Since Mr. Collier was granted unanimous consent to take up his motion out of order, should not his motion now be to suspend the Rules to move to withdraw?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the motion to withdraw and re-refer does not require two days' notice, so suspension of the Rules is not required.

Point of Order

Mr. Unruh arose to the following point of order: That Mr. Collier was only granted unanimous consent to take up his motion out of order; and that his next motion should be to suspend the Rules.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order not well taken.

Motion to Adjourn

Mr. McCollister moved that the Assembly do now adjourn until 10.30 a.m., Tuesday, March 25, 1958.

Motion carried.

ADJOURNMENT

At 3.07 p.m., the Speaker pro Tempore declared the Assembly adjourned until 10.30 a.m., Tuesday, March 25, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FIFTEENTH LEGISLATIVE DAY

TWENTY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Tuesday, March 25, 1958

The Assembly met at 10.45 a.m.

Hon Charles J. Conrad, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britselgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Fiew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rufford, Schrade, Sedgwick, Shell, Sumner, Thehn, Thomas, Unruh, Wilson, Winton, and Mr. Speaker—77.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Almighty and Most Merciful God, We give Thee thanks for the privilege of beginning over again. Thou dost not condemn us to remain forever in the ruts of our own mistakes, but dost give to us the chance of making new paths each day. Give us the wisdom to see where we have been wrong, the humility to admit our mistakes, and the courage to do something about making amends. Help us, O Lord, to keep this new day bright with the light of truth, clean with the rays of justice, and radiant with the warmth of brotherly love; through Jesus Christ, Thy Son, Our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Stewart, on motion of Mr. McCollister.

Mr. Henderson, on motion of Mr. McCollister.

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

Mr. Weinberger, on motion of Mr. Coolidge.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Weinberger, Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Britschgi, Brown, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Doyle, Erwin, Francis, Gaffney, Ernest R. Geddes, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Klocksiem, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, Meyers, Miller, Mulford, O'Connell, Pattee, Porter, Rees, Rumford, Sebrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, and Winton:

House Resolution No. 17

Relative to international control of narcotics

WHEREAS, The United States, from the end of World War II through December 31, 1956, spent for grants and credits to other nations approximately \$58,000,000,000; and

WHEREAS, Several of the nations to whose support we have contributed by means of foreign aid payments are among the world's principal sources of narcotics for the illicit narcotics traffic; and

WHEREAS, During the Fiscal Year 1957 alone, grants to such nations, exclusive of military aid furnished under the mutual security program, were in excess of approximately \$561,000,000; and

WHEREAS, The Congress of the United States is presently considering the appropriation of additional millions of dollars for the continued support of these nations; and

WHEREAS, The failure of these nations adequately to regulate and control the growth of plants from which narcotics are derived and to limit the production of narcotics to the amounts which are required to meet medicinal demands makes the elimination of illicit traffic in narcotics virtually impossible; and

WHEREAS, Unless the illicit traffic in narcotics can be eliminated untold thousands of persons in this Nation are doomed to suffer the living hell of narcotics addiction; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the State of California respectfully memorializes the Congress of the United States to deny aid to any nation which is a source of narcotics for the illicit narcotics traffic until such nation has by treaty with this County agreed to regulate and control effectively the growth of plants from which narcotics are derived, and to limit the production of narcotics only to the amounts which are required to meet medicinal demands; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, 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 Messrs. Ernest R. Geddes, Don A. Allen, Anderson, Bonelli, Burke, Chapel, Collier, Conrad, Cusanovich, Elliott, Grant, Johnson,

Kilpatrick, Klockiem, Lanterman, McMillan, Miller, Porter, Rees, Thelin, and Wilson:

House Resolution No. 18

Relative to congratulating Herbert Curtis Legg for his many years of public service

WHEREAS, The Assembly of the State of California has learned of the contemplated retirement on December 3, 1958, of Herbert Curtis Legg, at the expiration of his present term of office as a member of the Board of Supervisors of Los Angeles County, after 24 years of outstanding public service; and

WHEREAS, Herbert Curtis Legg, husband of Helen Norquist Legg, and father of Bernice Legg and Mrs. Martha Miller, wife of George Miller, was born on June 3, 1887, at Leroy, New York, and attended the public schools of the State of New York; and

WHEREAS, Herbert Curtis Legg began his very active career at the early age of 15 years, when he was compelled by family exigencies to leave school to accept work in railroad construction which, after a number of years, led to his entry into the construction machinery sales business which he carried on throughout the States of Utah, Colorado, and Arizona; and

WHEREAS, He and his family came to California in 1920, and established their permanent home in the Los Angeles area, first in Pasadena, and then at Downey, where they reside today, and where he has for many years successfully engaged in many business activities including principally ranching and subdividing; and

WHEREAS, In 1934, Herbert Curtis Legg embarked upon an extraordinary career in public service when he was elected by an overwhelming margin to the office of County Supervisor for his district; and

WHEREAS, Following this first term as County Supervisor, Herbert Curtis Legg served by appointment of President Franklin D. Roosevelt in the positions of Works Progress Administration Chief of Southern California, and as World War II Chairman of the Wartime Emergency Committee for Congested Areas, and served also as City Manager of the City of Long Beach, and was thereafter again elected to the Los Angeles County Board of Supervisors in 1950 and 1954, serving as chairman of the board in 1955; and

WHEREAS, Herbert Curtis Legg during these years compiled a record of achievement of such scope as to permit no more than a bare summary here, including his outstanding work as a champion of adequate flood control and water conservation in his area which led directly to the stimulation of federal interest in the flood control needs of Los Angeles County and the resulting enactment of the Flood Control Act of 1936 committing the United States to full partnership in the solution of those problems in the area, the appointment of H. C. Howell as Chief Engineer of the Los Angeles County Flood Control District, the construction of San Gabriel Dam, the first and highest rock and earthfill dam in the world, the construction of the Whittier Narrows Dam by the U. S. Army Corps of Engineers, construction of San Antonio Dam, the approval by the electorate of the \$179,000,000 Storm Drain Fund issue in 1952, and the creation of the Los Angeles County Watershed Commission to aid in the better suppression of forest fires and preservation of watersheds, all to the incalculable benefit of not only the people of the Los Angeles area but those of the State and Nation as well; and

WHEREAS, Herbert Curtis Legg was instrumental in bringing about major improvements in local government and was active in bringing about reorganization and streamlining of the Los Angeles County Purchasing and Stores Department, the creation of the Los Angeles County Fish and Game Commission, the organization of the Cities-Counties Governmental Affairs Committee to promote closer relationships between the County Supervisors Association and the League of California Cities, the promotion of extensive plans for countywide recreational and park facilities, and the supplemental development of reservoir areas as recreational sites for county residents and the initiation of measures for air pollution control beginning with his support and advocacy of the Smudge Abatement Ordinance in 1937, among numerous other activities, now, therefore, be it

Resolved by the Assembly of the State of California That Herbert Curtis Legg is congratulated and commended upon his many achievements and his outstanding service to his community, State, and Nation as a public officer and private citizen, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to prepare a suitable copy of this resolution for presentation to Herbert Curtis Legg

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

By Messrs Don A. Allen, Anderson, Beaver, Collier, Crawford, Cusanovich, Elliott, Erwin, Ernest R. Goddes, Hanna, Hawkins,

Holmes, House, Johnson, Lanterman, Luckel, Marsh, McMillan, Nisbet, Porter, Shell, Thelin, Thomas, Unruh, and Wilson:

House Resolution No. 19
Relative to Frank G. Bonelli

WHEREAS, Assemblyman Frank G. Bonelli has announced his intention not to run for re-election to the State Assembly; and

WHEREAS, Frank G. Bonelli was first chosen as Assemblyman for the Fifty-second District to succeed the late beloved Jonathan J. Hollibaugh, and was twice re-elected to the office; and

WHEREAS, Before entering the Legislature, Frank had acquired a long record of public service, having served two terms as Mayor and 10 years as City Councilman of Huntington Park; and

WHEREAS, He has been an active member of the Board of Directors of the American Red Cross and the Y.M.C.A., is a Past President of the Huntington Park Kiwanis Club, Chamber of Commerce, and Toastmasters Club, and is affiliated with various other organizations including the Elks, Moose, Eagles, Anchor Club, and Knights of Columbus; and

WHEREAS, In addition to his accomplishments as a civic leader and legislator, he is an astute businessman and has operated his own supply store for over 20 years; and

WHEREAS, Although a junior legislator in point of service, he has proven a conscientious and capable member of the Committees on Governmental Efficiency and Economy, Joint Legislative Audit, Municipal and County Government, Public Utilities and Corporations, Revenue and Taxation, and Transportation and Commerce; now, therefore, be it

Resolved by the Assembly of the State of California, That the members express their sincere regret that their good friend and colleague, Frank G. Bonelli, will not be with them at the next convening of the Legislature, and extend their heartiest wishes for his future success; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Mr. Bonelli.

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

By Messrs. Beaver, Burke, Bruce F. Allen, Hansen, Conrad, Ernest R. Geddes, Klocksien, Bradley, Grant, Levering, Bonelli, and Don A. Allen:

House Resolution No. 20
Relative to Assemblyman Thomas M. Erwin

WHEREAS, The Members of the Legislature have learned that Assemblyman Thomas M. Erwin will retire from the Assembly at the end of his present term; and

WHEREAS, Tom has represented the Fiftieth District continuously since 1942 and is known as a conservative legislator equally concerned with the problems of agriculture, industry, and labor; and

WHEREAS, His outstanding ability and hard work are evident in his admirable record as Chairman of the Committees on Rules, Livestock and Paines, Revenue and Taxation, and Fish and Game, and as a member of the Assembly Committees on Agriculture, and Ways and Means, and the Joint Committees on Agricultural and Livestock Problems, and Water Resources Development Problems, and

WHEREAS, When not engaged in his legislative duties, he is busy operating his large dairy business and the Los Angeles County Production Credit Corporation of which he is president; and

WHEREAS, He is an active member of such varied organizations as the Jonathan Club in Los Angeles, the Sutter Club in Sacramento, El Monte Lions Club, Al Malakiah Shrine, Isaac Walton League of America, Monrovia Commandery, the Los Angeles County Farm Bureau and the California Milk Producers Association, the latter two of which he is a past president, and

WHEREAS, Tom will be greatly missed by his many friends and admirers in the Assembly when it reconvenes in 1959 without him; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate Thomas M. Erwin on his long distinguished record as a legislator and express their sincere wishes for his future success; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Mr. Erwin.

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

By Messrs. Lowrey, Samuel R. Geddes, Rumford, Brown, Miss Donahoe, Messrs. Britschgi, Dahl, Bee, MacBride, Mrs. Davis, Messrs. Mulford, and Lindsay:

House Resolution No. 21
Relative to James Corley

WHEREAS, The Members of the Assembly have recently learned of the illness of James H. Corley; and

WHEREAS, Jim has been on the staff of the business office of the University of California in Berkeley since shortly after his graduation from the university in 1926; and

WHEREAS, Since 1948 he has been vice president in charge of business affairs and has proved to be an extremely competent administrator; and

WHEREAS, He has been of great assistance to the legislators in past sessions with his lucid explanations of the intricacies of the university budget; now, therefore, be it

Resolved by the Assembly of the State of California, That the members wish Jim a speedy recovery from his present illness, and hope to see him back at the university in a very short time and again have the benefit of his assistance in future budget matters; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to James H. Corley.

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

By Messrs. House and Unruh:

House Resolution No. 22

Relative to congratulating Dorman Virgil Stewart

WHEREAS, It has come to the attention of the Members of this Assembly that Dorman Virgil Stewart is retiring after 30 years as the Secretary Manager of the California Mid-Winter Fair; and

WHEREAS, This distinguished citizen, who was born in San Francisco in 1897 and educated in the California public schools, has unselfishly given his time and efforts to many civic and fraternal organizations, including among others the 4-H Clubs, the Boy Scouts, the Camp Fire Girls, the Order of the Eastern Star, the Native Sons of the Golden West, the American Legion, the Second Division Association, and the Rotary International; and

WHEREAS, Dorman Stewart's wise and judicious counsel, his able and inspired leadership, and his generous nature during 30 years of devoted service to the California Mid-Winter Fair helped to make this community project the leading winter fair in the United States and as a consequence a source of pride to Imperial County and a credit to this State; and

WHEREAS, It is only fitting that the Members of this Assembly join with the many friends and admirers of Mr. Stewart in honoring and paying tribute to his devoted public service and untiring efforts on behalf of the people of Imperial County and the citizens of this State; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly congratulate Dorman Virgil Stewart on the occasion of his retirement as Secretary Manager of the California Mid-Winter Fair and extend to him their sincere best wishes for success in his future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit suitably prepared copies of this resolution to Mr. Stewart and to the Board of Directors of the California Mid-Winter Fair.

Resolution read, and 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 Concurrent Resolution No. 15: By Mr. Thomas--Relative to the compiling, publishing, and distribution of the official State Roster.

Referred to Committee on Rules.

Assembly Bill No. 105: By Messrs Frew and Doyle—An act to add Section 10057 to the Education Code, relating to science education programs.

Referred to Committee on Education.

Assembly Bill No. 106: By Mr. Rees—An act to amend Section 28 of Chapter 1466 of the Statutes of 1949, as amended by Chapter 2119 of the Statutes of 1957, relating to property taxation and the allocation of state funds.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 107: By Mr. Rees—An act to amend Sections 753, 754, 755, 756, 757, 758, 1831, 1905, 1906, 2001, and 2002 of, to amend and renumber Sections 1832, 1833, 1834, 1835, 1836, 1837, 1838, 1839, 1840, 1842, and 1843 of, to repeal Section 1841 of, to add Sections 756.1, 1832, 1834, 1844, and 1846 to, and to add Article 5 (commencing with Section 2050) to Chapter 2, Part 3, Division 1 of, the Revenue and Taxation Code, relating to property taxation, allocation of state funds, and bond limitations.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 108: By Messrs. Winton, MacBride, Brown, Miller, Anderson, Cusanovich, Miss Donahoe, Messrs. Doyle, Hanna, Lindsay, Rees, and Unruh—An act to establish a Joint Legislative-Citizens Committee on Education.

Referred to Committee on Education.

Request for Unanimous Consent

Messrs. Brown, Unruh, and Lindsay asked for, and were granted, unanimous consent that they be permitted to become co-authors of Assembly Bill No. 108.

The Speaker pro Tempore directed that the bill be held at the desk for a few moments to permit those members desiring to become co-authors of the bill to affix their signatures.

Assembly Bill No. 109: By Mr. Pattee—An act to add Section 50125 to the Public Resources Code, relating to state recreational facilities and authorizing the State Park Commission to sell or lease portions of state park properties to school districts

Referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 110: By Mr. Pattee—An act to provide for the disposition of certain real property in the Pfeiffer-Big Sur State Park to the Pfeiffer-Big Sur School District.

Referred to Committee on Conservation, Planning, and Public Works

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing bills which are amended on second reading today on the third reading file tomorrow, instead of returning them to the second reading file.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, March 24, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 12 Assembly Bill No. 55
Assembly Bill No. 44 Assembly Bill No. 56
Assembly Bill No. 54

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, March 25, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 48
Assembly Bill No. 49
Assembly Bill No. 78

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, March 25, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 6
Assembly Bill No. 11

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported bills ordered to third reading.

Committee on Education

ASSEMBLY CHAMBER, March 24, 1958

MR. SPEAKER: Your Committee on Education, to which were referred:
Assembly Bill No. 60
Assembly Bill No. 79

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

DONAHOE, Vice Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 60—An act to add Section 14746.8 to the Education Code, relating to the retirement of teachers and other school personnel.

Bill read second time, and ordered engrossed.

Assembly Bill No. 79—An act to add Section 14638.4 to the Education Code, relating to benefits payable under the State Teachers' Retirement System.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Education**

ASSEMBLY CHAMBER, March 24, 1958

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

Assembly Bill No. 59

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to the Committee on Ways and Means.

DONAHOE, Vice Chairman

Above reported bill ordered re-referred to the Committee on Ways and Means.

ASSEMBLY CHAMBER, March 24, 1958

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

Senate Bill No. 14

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

DONAHOE, Vice Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 14—An act to amend Section 7732.5 of the Education Code, relating to the repayment of state school building aid, declaring the urgency thereof, to take effect immediately.

Bill read second time

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in the Senate on March 13, 1958, strike out "both this chapter and".

Amendment No. 2

On page 1, line 16, strike out the period, and insert "and which has received a conditional apportionment under this chapter."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, March 24, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 8

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

COOLIDGE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 8—An act to add Section 139.40 to the Vehicle Code, relating to uniforms for the California Highway Patrol.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in the Assembly on March 19, 1958, strike out "into believing", and insert "to believe".

Amendment read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, March 24, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 3

Assembly Bill No. 47

Assembly Bill No. 5

Assembly Bill No. 58

Assembly Bill No. 9

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

COOLIDGE, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 3—An act to amend Section 39.5 of the Vehicle Code, relating to the definition of "special highway construction equipment."

Bill read second time, and ordered to third reading.

Assembly Bill No. 5—An act to add Article 5.5 (commencing with Section 3315) to Chapter 1, Division 3 of the Public Resources Code, relating to co-operative development and unit operation of oil and gas pools and the repressuring of the same in order to ameliorate the subsidence and compaction of lands, and making an appropriation

Bill read second time, and ordered to third reading.

Assembly Bill No. 9—An act to add Sections 33.5 and 372.4 to the Vehicle Code, relating to registration of station wagons

Bill read second time, and ordered to third reading.

Assembly Bill No. 47—An act to add Section 7771.3 to the Education Code, relating to school district public works, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading:

Assembly Bill No. 58—An act to amend Section 467 of, to repeal Article 3 (commencing at Section 30680) of Chapter 2, Division 17 of, and to add Article 3 (commencing at Section 30680) to Chapter 2, Division 17 of, the Streets and Highways Code, relating to the financing and construction of a bridge from San Pedro to Terminal Island.

Bill read second time, and ordered to third reading

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, March 24, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 69

Assembly Bill No. 73

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

COOLIDGE, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 69—An act to amend Section 450 of the Government Code, relating to the seat of government of this State, and providing for a temporary seat of government for use in case of war or enemy-caused disaster.

Bill read second time, and ordered engrossed.

Assembly Bill No. 73—An act to add Section 12265 to the Government Code, relating to the protection and preservation of essential state records, and making an appropriation therefor.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Constitutional Amendments**

ASSEMBLY CHAMBER, March 25, 1958

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

Assembly Constitutional Amendment No. 6

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

NISBET, Chairman

Above reported resolution ordered on file.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Constitutional Amendment No. 6—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing the first paragraph of subdivision (b) of Section 2, and amending Section 23 of Article IV thereof, relating to compensation of Members of the Legislature.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 1 of the printed measure, strike out lines 11 to 16, inclusive, and insert "SEC 23. Each Member of the Legislature shall receive for his services the sum of seven hundred fifty dollars (\$750) for each month of the term for which he is elected".

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, March 24, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Constitutional Amendment No. 4

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

COOLIDGE, Chairman

Above reported resolution ordered on file.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms and conditions under which such grants and loans to school districts shall be made and repaid.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, lines 10 and 11, of the printed measure, as amended in the Assembly on March 21, 1958, strike out "two hundred seventy-five million dollars (\$275,000,000)", and insert "two hundred fifty million dollars (\$250,000,000)"

Amendment No. 2

On page 3, line 13, strike out "twenty million dollars (\$20,000,000)", and insert "ten million dollars (\$10,000,000)".

Amendments read, and adopted.

Resolution ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Fish and Game**

ASSEMBLY CHAMBER, March 25, 1958

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Bill No. 89

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

BELOTTI, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 89—An act to amend Section 2005 of the Fish and Game Code, relating to the taking of game.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 22, of the printed bill, strike out "'Artificial light" includes but is not limited to", and insert "It is unlawful to use or possess at any time".

Amendment No. 2

On page 1, line 24, after "sniperscope", insert "to assist in the taking of birds, mammals, amphibia, or fish".

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Finance and Insurance**

ASSEMBLY CHAMBER, March 25, 1958

MR. SPEAKER. Your Committee on Finance and Insurance, to which was referred: Assembly Bill No. 71

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

UNRUH, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 71—An act to repeal Section 4362 of the Labor Code, relating to workmen's compensation.

Bill read second time, and ordered engrossed.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the bills on second reading file be now read the second time, and that appropriate action be taken on those bills requiring action.

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

Assembly Bill No. 22—An act to add Sections 33.5 and 372.4 to, and to amend Sections 157 and 370, of the Vehicle Code, relating to the definition of and registration of station wagons

Bill read second time.

Consideration of Committee Amendments**Request for Unanimous Consent to Withdraw Committee Amendments**

Mr. Britschgi asked for, and was granted, unanimous consent that the committee amendments be withdrawn, and that he be permitted to offer corrected amendments therefor.

Motion to Amend

Mr. Britschgi moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Sections 157 and", and insert "Section"

Amendment No. 2

On page 1, strike out lines 13 and 14, and insert "defined in Section 33.5 except those used as commercial vehicles, are exempted from the payment of".

Amendment No. 3

On page 1, strike out lines 17 through 23, inclusive.

Amendment No. 4

On page 2, strike out lines 1 through 3, inclusive.

Amendment No. 5

On page 2, line 4, strike out "4", and insert "3".

Amendment No. 6

On page 2, line 12, after "for", insert "the registration of"

Amendment No. 7

On page 2, between lines 27 and 28, insert

"Any provision in this code notwithstanding, the owner of any station wagon may elect to classify such station wagon as a commercial vehicle and, upon payment of the appropriate weight fees, if any, the department shall issue license plates of the same type as are issued to vehicles which are required to pay weight fees."

Amendment No. 8

On page 2, line 28, strike out "3", and insert "4".

Amendment No. 9

On page 2, strike out lines 32 and 33, and insert "station wagon is other than for commercial purposes."

Amendment No. 10

On page 2, strike out lines 35 and 36, and insert "used, maintained or classified as commercial vehicles, are to be exempted from weight fees".

Amendment No. 11

On page 2, line 38, strike out ", including the transportation of property".

Amendment No. 12

On page 2, line 39, strike out "6", and insert "5".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

Assembly Bill No. 83—An act to amend Sections 2, 32, 33, 34, 35, 51, 52, and 61 of, and to add Section 33.1 to, the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289, Statutes of 1955), relating to the boundaries and management of the Santa Clara-Alameda-San Benito Water Authority.

Bill read second time, and ordered engrossed.

Assembly Bill No. 85—An act to amend Section 30065 of the Water Code, relating to the formation of county water districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 86—An act to add Article 7 (commencing at Section 345) to Chapter 2.5 of Division 1 of the Water Code, relating to development of recreational facilities.

Bill read second time

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, line 6, of the printed bill, after "plan", insert "public and private"

Amendment No. 2

On page 1, line 8, after "projects", insert "in co-operation with local entities"

Amendment No. 3

On page 1, line 9, after "plans", insert "as authorized by the Legislature"

Amendment No. 4

On page 1, line 10, strike out "such", and insert "public".

Amendment No. 5

On page 1, line 14, strike out "in agreement", and insert "into contracts, leases and agreements".

Amendment No. 6

On page 1, line 15, strike out "and".

Amendment No. 7

On page 1, line 16, after "cies", insert ", and individuals".

Amendments read, and adopted.

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Conservation, Planning, and Public Works

**Request for Unanimous Consent That Rush Order Be
Placed Upon Printing of Assembly Bill No. 86**

Mr. Lindsay asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 86

MESSAGES FROM THE GOVERNOR

The following Proclamation of the Governor was received, and read:

Proclamation

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA

WHEREAS, The Legislature of the State of California has been called in extraordinary session and has convened on March 4, 1958; and

WHEREAS, On account of extraordinary occasions which have arisen and now exist, it is deemed desirable and necessary to submit additional subjects to the Legislature for consideration; now, therefore,

I, GOODWIN J. KNIGHT, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated March 3, 1958, by adding the following additional purposes thereto, and thereby permitting the Legislature to legislate upon the following subjects, in addition to the subjects specified in the original Proclamation and other items added thereto on March 13, 1958, to wit:

Item No. 40. To consider and act upon legislation to authorize the issuance of bonds by cities for the acquisition of real property.

Item No. 41. To consider and act upon legislation relating to the levy and collection of assessments by California water districts.

Item No. 42. To consider and act upon legislation relating to the authority of water districts to issue general obligation bonds.

Item No. 43. To consider and act upon legislation to provide for the cancellation or refund of taxes for the Fiscal Year 1957-58 on property as to which the college exemption was available but inadvertently was not claimed.

Item No. 44. To consider and act upon legislation to exempt from registration vehicles used by the Civil Air Patrol.

Item No. 45. To consider and act upon legislation to amend Section 5302.5 of the Streets and Highways Code to extend the period for payment of assessments levied against public agencies under the Improvement Act of 1911.

Item No. 46. To consider and act upon legislation relating to the maximum rate of assessment in parking districts.

Item No. 47. To consider and act upon legislation relating to the leasing of property, borrowing of funds, and levying of taxes by hospital districts.

Item No. 48. To consider and act upon legislation to authorize the issuance of bonds by the State for the improvement of harbors and facilities thereon

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twenty-fourth day of March, 1958.

(SEAL)

GOODWIN J. KNIGHT, Governor of California

[Attest] FRANK M. JORDAN, Secretary of State

By CHAS. J. HAGERTY, Assistant Secretary of State

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 24, 1958

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

Assembly Bill No. 30

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, March 24, 1958

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

Senate Bill No. 18
Senate Bill No. 20

Senate Bill No. 23
Senate Bill No. 26

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time.

Senate Bill No. 18—An act to amend Section 6140 of the Business and Professions Code, relating to a temporary increase in the annual membership fee for active members of the State Bar of California, to provide funds for State Bar buildings.

Referred to Committee on Judiciary.

Senate Bill No. 20—An act to amend Section 54309 of the Government Code, relating to the issuance of revenue bonds by local agencies.

Referred to Committee on Municipal and County Government.

Senate Bill No. 23—An act to amend Section 5784.26 of the Public Resources Code, relating to bonds of Recreation and Park Districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 26—An act to validate the organization and acts of unified school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

ANNOUNCEMENTS

Mr. Bee announced that the last group of students from his district is in the Balcony today; and stated that this makes a total of some 3,500 students from his district who have visited the Legislature this session.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 95 FROM COMMITTEE

Mr. Chapel asked for, and was granted, unanimous consent that Assembly Bill No. 95 be withdrawn from the Committee on Education, for purpose of amendment, at this time, and that the bill be re-referred to the Committee on Education.

SECOND READING OF ASSEMBLY BILL NO. 95

Assembly Bill No. 95—An act to add Section 8276 to the Education Code, relating to political activities of school teachers.

Bill read second time

Motion to Amend

Mr. Chapel moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after the comma, insert "and to add Section 19735 to the Government Code,".

Amendment No. 2

In line 2 of the title, strike out "school teachers", and insert "public employees".

Amendment No. 3

On page 1, line 3, strike out "teacher", and insert "employee of any school district".

Amendment No. 4

On page 1, line 4, after "election", insert "or defeat".

Amendment No. 5

On page 1, line 6, after "for", insert "or oppose the election of".

Amendment No. 6

On page 1, after line 7, insert
"Nothing in this section shall be construed to prohibit the dissemination of information concerning a school tax or bond election, the discussion and study of politics and political issues when appropriate to classroom studies, or the conduct of student or school employee elections."

Sec. 2. Section 19735 is added to the Government Code, to read:

19735. No state or local agency employee shall, during the hours of his employment, advocate the election or defeat of particular candidates for public office. Any violation of this provision shall be a misdemeanor.

As used in this section, "local agency" means a county, city, city and county, municipal corporation, district, political subdivision, or any board, commission or agency thereof, or other local public agency."

Amendments read, and adopted.

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Education.

**Request for Unanimous Consent That Rush Order Be
Placed Upon Printing of Assembly Bill No. 95**

Mr. Chapel asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 95.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Miss Donahoe asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Constitutional Amendment No. 8 for hearing in the Committee on Constitutional Amendments on Wednesday, March 26th.

Speaker Presiding

At 11 a.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

RECESS

At 11.01 a.m., Speaker Lincoln declared the Assembly at recess until 11.05 a.m. to hear from Kitoshi Kobayashi, Chairman, Fukuoka Prefectural Assembly, and his interpreter.

REASSEMBLED

At 11 05 a.m., the Assembly reconvened.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent to return to the order of business of introduction of bills.

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

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

Assembly Bill No. 111: By Messrs. Ernest R. Geddes, Klockslem, Bonelli, Erwin, Don A. Allen, Anderson, Burke, Cusanovich, Lanterman, Munnell, and Wilson—An act to amend Section 43601 of the Government Code, relating to the purposes for which cities may incur bonded indebtedness.

Referred to Committee on Municipal and County Government.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 111 for hearing in the Committee on Municipal and County Government on Wednesday, March 26th.

REQUEST FOR UNANIMOUS CONSENT THAT ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 5 BE WITHDRAWN FROM COMMITTEE

Mr. Coolidge asked for, and was granted, unanimous consent that Assembly Constitutional Amendment No. 5 be withdrawn from the Committee on Ways and Means and be placed upon the file.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

The following members were granted unanimous consent that Rule 58 be suspended for the purpose of setting bills for hearings in committees as follows:

On request of Mr. Coolidge, to hear Assembly Concurrent Resolution No. 40 and Assembly Bill No. 59 in the Committee on Ways and Means tomorrow afternoon, March 26th.

On request of Mr. Belotti, to hear Assembly Bill No. 26 in the Committee on Ways and Means either March 26th or 27th.

On request of Mr. Bradley, to hear Senate Bill No. 20 in the Committee on Municipal and County Government at 8 p.m., tomorrow, March 26th.

REQUEST FOR UNANIMOUS CONSENT

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

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 3

Senate Concurrent Resolution No. 3—Relative to the Port of Stockton.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate

MOTION TO APPROVE JOURNALS

Upon motion of Mr. McCollister, the Journals for Monday, March 17, 1958; Tuesday, March 18, 1958; Wednesday, March 19, 1958; Thursday, March 20, 1958; and Friday, March 21, 1958, were approved as corrected by the Minute Clerk.

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

The following resolution was offered :

Assembly Concurrent Resolution No. 16: By Mr. Lincoln—Relative to augmenting the funds of the Joint Interim Committee on Water Resources Development Problems.

Referred to Committee on Rules.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS**

Assembly Bill No. 72—An act to amend Section 1550.04 of the Military and Veterans Code, relating to the preservation of local government.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Buserud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Wilson, and Winton—70.
NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 76—An act calling a special election to be consolidated with the general election of 1958 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 1958 First Extraordinary Session, to take effect immediately.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Buserud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Luckel, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, and Unruh—69.
NOES—None.

Bill ordered transmitted to the Senate.

**Request for Unanimous Consent That Assembly Bills
Nos. 68 and 70 Hold Places on File**

Mr. Kilpatrick asked for, and was granted, unanimous consent that Assembly Bills Nos. 68 and 70 be passed on file, and hold their places on file on the next legislative day.

Assembly Bill No. 88—An act to add Section 468 to the Penal Code, relating to sniperscopes.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, Wilson, and Winton—70

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Joint Resolution No. 1—Relative to federal aid for education.

Resolution read.

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

AYES—Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Shell, Sumner, Thelin, Thomas, Unruh, Wilson, and Winton—69.

NOES—Bruce F. Allen—1.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 78—An act to add Section 986.4 to, to amend Sections 986.5 and 987.15 of, and to repeal Section 987.13 of, the Military and Veterans Code, relating to veterans' farm and home purchases, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Messrs. Crawford, Luckel, Schrade, Bonelli, and Unruh demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the urgency clause.

Point of Order

Mr. Levering arose to the following point of order: That Mr. Nielsen has exceeded his time for debate, so further questions are not in order.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken.

Motion to Grant Extra Time for Debate

Mr. MacBride moved that Mr. Nielsen be granted two minutes additional time for closing debate.

Mr. Elliott seconded the motion.

Motion carried.

The question being on the adoption of the urgency clause.

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

AYES—Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cusanovich, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Levering, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Nielsen, Nisbet, Pattee, Porter, Rumford, Schrade, Sedgwick, Thomas, Unruh, and Winton—58.

NOES—Bruce F. Allen, Burton, Hanna, Lindsay, Lowrey, Meyers, Munnell, O'Connell, Shell, and Sumner—10.

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

AYES—Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cusanovich, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Nielsen, Nisbet, Pattee, Porter, Rumford, Schrade, Sedgwick, Thomas, Unruh, Wilson, and Winton—61.

NOES—Bruce F. Allen, Burton, Lowrey, Meyers, Munnell, O'Connell, Shell, and Sumner—8.

(Notice of motion to reconsider given later this day. A. J., page 210)

Explanation of Votes

While we are strongly in favor of the veterans' farm and home purchase code, we voted against Assembly Bill No. 78 since it will have the effect of curtailing the present program. The measure will also presently disqualify many thousands of veterans who have qualifying applications on file with the department.

WM. A. MUNNELL
BRUCE SUMNER
JOHN A. O'CONNELL

Assembly Bill No. 49—An act to amend Section 39.5 of the Vehicle Code, relating to the definition of "special highway construction equipment."

Bill read third time.

Motion to Amend

Mr. Doyle moved the adoption of the following amendments.

Amendment No. 1

On page 2, between lines 18 and 19, of the printed bill, as amended in the Assembly on March 24, 1958, insert

"SECTION 1. Section 623.1 is added to the Vehicle Code, to read:."

Amendment No. 2

On page 2, line 26, strike out "670.05 e and 680 of this code", and insert "and 680, and subdivision (e) of Section 670.05".

Amendments read, and adopted

Bill ordered reprinted, and re-engrossed

Assembly Bill No. 12—An act to add Section 7058 to the Public Resources Code, relating to the authority of a city, county or district to include lands owned by it or under its jurisdiction in agreements for co-operative or unit development of oil and gas

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna,

Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Klocksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelm, Thomas, Unruh, Wilson, and Winton—70.

NOES—None.

Bill ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT THAT NAME BE
PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 78**

Mr. Lanterman asked for, and was granted, unanimous consent that his name be placed upon the roll call on Assembly Bill No. 78, and that he be recorded as voting "Aye."

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 44—An act to add Section 265 to the Revenue and Taxation Code, relating to the college exemption, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Cooledge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thomas, Unruh, Wilson, and Winton—70.

NOES—None.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Cooledge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thomas, Unruh, Wilson, and Winton—70.

NOES—None.

Bill ordered transmitted to the Senate.

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONCURRENT
RESOLUTION NO. 6 FROM COMMITTEE**

Mr. Burton gave notice that on the second legislative day he would move to withdraw Assembly Concurrent Resolution No. 6 from the Committee on Finance and Insurance, and have it placed upon the file.

ANNOUNCEMENT

Mr. Sumner announced a meeting of the Los Angeles County Delegation in Room 4168 at 1.30 p.m. today.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 78

Mr. Meyers gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 78 was this day passed. (A. J., page 208.)

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Erwin asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 102 for hearing in the Committee on Revenue and Taxation on Thursday, March 27th, at 8 p. m.

MOTION TO SUSPEND RULES TO TAKE UP RECONSIDERATION OF ASSEMBLY BILL NO. 78

Mr. Nielsen moved that the Rules be suspended in order to take up the notice of motion to reconsider the vote on Assembly Bill No. 78, at this time.

Mr. Levering seconded the motion.

Demand for Previous Question

Messrs. Dahl, Klockslem, Schrade, Ernest R. Geddes, and Pattee demanded the previous question.

Demand for previous question sustained.

The question being on the motion to suspend the Rules.

The roll was called, and the Rules were suspended by the following vote:

AYES—Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brutschgi, Brown, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, Kelly, Kilpatrick, Klockslem, Levering, Lindsay, Luckel, MacBride, Masterson, McCollister, McMillan, Mulford, Nielsen, Nisbet, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Sumner, Thomas, Wilson, and Winton—56.

NOES—Bruce F. Allen, Crown, Elliott, Johnson, Lowrey, Meyers, Munnell, O'Connell, and Unruh—9.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 78

In compliance with a notice given, Mr. Meyers moved that the vote whereby Assembly Bill No. 78 was passed be reconsidered.

Demand for Previous Question

Messrs. Crawford, Ernest R. Geddes, Pattee, Dahl, and Johnson demanded the previous question.

Demand for previous question sustained.

The question being on the motion to reconsider Assembly Bill No. 78.

The roll was called, and reconsideration refused by the following vote:

AYES—Bruce F. Allen, Bee, Belotti, Biddick, Burton, Donahoe, Elliott, Johnson, Kilpatrick, Lindsay, Lowrey, MacBride, Masterson, Meyers, Munnell, Nisbet, O'Connell, Sumner, Thomas, Unruh, and Winton—21.

NOES—Anderson, Backstrand, Beaver, Bonelli, Bradley, Brutschgi, Brown, Burke, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Doyle, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hansen, Hawkins, Holmes, Kelly, Klockslem, Lauterman, Levering, Marsh, McCollister, McMillan, Mulford, Nielsen, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Thelin, and Wilson—45.

Assembly Bill No. 78 ordered transmitted to the Senate.

RECESS

At 12.19 p.m., on motion of Mr. McCollister, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohmhus 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. 112: By Mr. Winton—An act to add Chapter 6 (commencing at Section 36455) to Part 6 of Division 13 of the Water Code, relating to the issuance of general obligation bonds of California water districts for improvement districts therein.

Referred to Committee on Conservation, Planning, and Public Works.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, March 25, 1958

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

Assembly Bill No. 60

Assembly Bill No. 79

Assembly Bill No. 69

Assembly Bill No. 83

Assembly Bill No. 71

Assembly Bill No. 85

Assembly Bill No. 73

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, March 25, 1958

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

Assembly Bill No. 86

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered re-referred to the Committee on Conservation, Planning, and Public Works.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 2—An act to amend Section 54 of, and to add Sections 55, 259.5, 680.5, and 680.6 to, the Vehicle Code, relating to school busses.

Bill read third time.

Requests for Unanimous Consent to Be Made Co-authors

Mr. Unruh asked for unanimous consent that he be permitted to be made a co-author of Assembly Bill No. 2.

Mr. Gaffney asked for unanimous consent that all members so desiring be made co-authors of Assembly Bill No. 2.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled that the requests are, in effect, amendments to the bill.

Motion to Amend

Mr. Unruh moved that the bill be amended to permit those members so desiring, to become co-authors of the bill.

Mr. Gaffney seconded the motion.

The Speaker pro Tempore ruled the motion not in order, since the amendments have not been submitted in writing, and are not at the desk.

Request for Unanimous Consent

Mr. Unruh asked for unanimous consent that consideration of the bill be held up for 15 minutes in order to permit him to have the amendments prepared

Mr. Bruce F. Allen withheld unanimous consent.

Motion to Pass on File Temporarily

Mr. Unruh moved that further consideration of the bill be passed on file for 15 minutes.

Mr. Munnell seconded the motion.

Parliamentary Inquiry

Mr. Anderson arose to the following parliamentary inquiry: How can a motion that the bill be passed on file and retain its place be made?

Ruling by Speaker pro Tempore

The Speaker pro Tempore replied that a substitute motion would be in order.

Motion Withdrawn

Mr. Unruh withdrew his motion to pass on file for 15 minutes.

Motion

Mr. Anderson moved that the bill be passed on file for 15 minutes, and retain its place thereon.

Mr. Marsh seconded the motion

Motion carried.

Parliamentary Inquiry

Mr. Kelly arose to the following parliamentary inquiry: How can other members become co-authors of Assembly Bill No. 2?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that those members so desiring should see Messrs. Anderson and Unruh for inclusion in the amendments.

Assembly Bill No. 4—An act to amend Section 72602 of the Government Code, relating to municipal courts.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering,

Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Wilson, and Winton—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 11—An act to add Chapter 19 (commencing with Section 5300) to Division 6 of the Agricultural Code, creating the California Poultry Promotion Council.

Bill read third time.

Inquiry by Speaker pro Tempore

Mr. Conrad inquired of Mr. McCollister if he had received an opinion relative to passage of this bill prior to passage of the Budget Bill.

Statement by Mr. Hegland

Mr. Hegland stated that he had an opinion of the Legislative Counsel relative to this question.

The question being on the passage of the bill.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bradley, Britschgi, Burke, Chapel, Collier, Conrad, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Lindsay, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nielsen, O'Connell, Pattee, Rees, Rumford, Sedgwick, Shell, Sumner, Unruh, and Wilson—54

NOES—Beaver, Brown, Busterud, Crawford, Erwin, Frew, Ernest R. Geddes, Hegland, Leveing, Luckel, MacBride, Miller, Nisbet, Schrader, and Thelin—15.

Bill ordered transmitted to the Senate.

Assembly Bill No. 6—An act to repeal Article 1 (comprising Sections 24201 to 24215, inclusive), Chapter 2, Division 12 of the Education Code and to add Article 1 (comprising Sections 24201 to 24220, inclusive) to Chapter 2, Division 12 of the Education Code, relating to educational institutions and the issuance, acquisition and use of degrees, diplomas, certificates, transcripts, or documents evidencing the completion of courses of instruction beyond high school, and making an appropriation.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Leveing, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Winton—69.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 48—An act to add Section 2610.5 to the Revenue and Taxation Code, relating to tax bills.

Bill read third time.

Speaker Presiding

At 2.49 p.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.
The question being on the passage of the bill.

Motion to Re-refer

Mr. Dahl moved that the bill be filed; and that the subject matter be referred to the Joint Assessment Practices Committee.

Mr. Lowrey seconded the motion.

Parliamentary Inquiry

Mr. Collier arose to the following parliamentary inquiry: Will a report be made by the committee?

Reply by Speaker

The Speaker replied that the making of a report was within the discretion of the committee.

Request for Unanimous Consent

Mr. Dahl asked for, and was granted, unanimous consent to amend his motion as follows:

Motion

Mr. Dahl moved that Assembly Bill No. 48 be filed; that the subject matter be referred to the Joint Assessment Practices Committee; and that the Joint Assessment Practices Committee is directed by this House to specifically study the subject matter of this bill.

Mr. Lowrey seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Wilson, and Winton—73.

NOES—None.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 17: By Mr. Lanterman—Relative to commending "The Ledger" of Montrose, California, and its editor, Don Carpenter.

Request for Unanimous Consent

Mr. Lanterman asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 17, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 17

Assembly Concurrent Resolution No. 17—Relative to commending “The Ledger” of Montrose, California, and its editor, Don Carpenter. Resolution read, and adopted unanimously. Resolution ordered printed, and transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
ASSEMBLY BILL NO. 2**

Mr. Anderson asked for, and was granted, unanimous consent to take up Assembly Bill No. 2, temporarily passed on file.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 2

Assembly Bill No. 2—An act to amend Section 54 of, and to add Sections 55, 259.5, 680.5, and 680.6 to, the Vehicle Code, relating to school busses.

Bill read third time.

Motion to Amend

Mr. Unruh moved the adoption of the following amendments:

Amendment No. 1

In line 7 of the heading of the printed bill, as amended in the Assembly on March 14, 1958, after “Johnson”, insert “Kelly”.

Amendment No. 2

In line 10 of the heading, after “Thomas”, insert “Unruh”.

Amendments read.

Parliamentary Inquiry

Mr. Anderson arose to the following parliamentary inquiry: Will the adoption of these amendments require a reprinting of the bill?

Reply by Speaker

The Speaker replied that the Rules so require.

Parliamentary Inquiry

Mr. McCollister arose to the following parliamentary inquiry: Are these title amendments?

Reply by Speaker

The Speaker replied in the negative

The question being on the adoption of the amendments.

Amendments read, and adopted

Bill ordered reprinted, and re-engrossed.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 18: By Messrs. Holmes, Doyle, and Sedgwick—Relative to school districts affected by increased enrollments due to state construction projects.

Referred to Committee on Education.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Holmes asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Concurrent Resolution No. 18 for hearing in the Committee on Education tomorrow night, March 26th.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 19: By Messrs. Shell, Bonelli, Cusanovich, and Gaffney—Relative to the passing of Joseph Scott.

**Request for Unanimous Consent That Names of Members Be Placed
Upon Assembly Concurrent Resolution No. 19 as Co-authors**

Mr. Shell asked for, and was granted, unanimous consent that the names of all members so desiring, be placed upon Assembly Concurrent Resolution No. 19 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of Assembly Concurrent Resolution No. 19:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Mr. Speaker—71

NOES—None.

Request for Unanimous Consent

Mr. Shell asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 19, at this time, without reference to committee, print, or file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 19

Assembly Concurrent Resolution No. 19: By Messrs. Shell, Bonelli, Cusanovich, Gaffney, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Doyle, Elliott, Erwin, Francis, Frew, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Levering, Lincoln, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, Pattee, Rees, Rumford, Schrade, Sedgwick, Sumner, Thelin, Unruh, Wilson, and Winton—Relative to the passing of Joseph Scott.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Mr. Speaker—71.

NOES—None

Resolution ordered printed, and transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Meyers asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal:

OPINION OF LEGISLATIVE COUNSEL

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, March 25, 1958

Hon. Charles W. Meyers

Assembly Chamber

Veterans' Farm and Home Purchases—No. 2455

DEAR MR. MEYERS: You have requested our analysis of Assembly Bill No. 78 of the 1958 First Extraordinary Session, as amended in Assembly March 24, 1958.

The bill prohibits the acquisition by the Department of Veterans Affairs of any home the market value of which exceeds \$25,000. Such a ceiling does not exist in the present law.

The bill also changes the existing law with reference to the making of loans for refinancing purposes. Under the existing law, Section 987.15, Military and Veterans Code, there is a moratorium on refinancing loans which expires September 15, 1959. Until that time, refinancing loans are permitted only in hardship cases approved by the Veterans' Welfare Board, and to permit the construction of improvements on real property owned by the veteran. This bill makes permanent the prohibition against refinancing loans and it changes the exceptions. Under the bill, refinancing loans are permanently prohibited, except in those cases where the applicant applies for a loan to construct a home upon unimproved real property owned by him. In other words, refinancing loans would not be permitted in hardship cases, or for improvements on existing homes.

The bill also repeals the section authorizing the Veterans' Welfare Board to establish a system of priorities for loan applicants.

The bill is an urgency measure, to take effect immediately.

Very truly yours,

RAUPH N. KLEPS, Legislative Counsel
By OWEN K. KUNS, Deputy

Two copies to Hon. Roy J. Nielsen pursuant to Joint Rule 34.

REQUEST FOR UNANIMOUS CONSENT

Mr. Rumford asked for, and was granted, unanimous consent that the following Progress Report of the Assembly Interim Committee on Public Health be ordered printed in the Journal:

LETTER OF TRANSMITTAL

ASSEMBLY INTERIM COMMITTEE ON PUBLIC HEALTH

SACRAMENTO, March 25, 1958

*The Honorable L. H. Lincoln,
Speaker of the Assembly; and
Members of the Assembly
Assembly Chamber
Sacramento, California*

GENTLEMEN: We are attaching hereto a resume of the activities, hearings, and investigations made by your Assembly Interim Committee on Public Health for the period July 1 to March 1, 1958.

A full report containing the findings, conclusions, and recommendations developed as a result of the studies conducted by this interim committee and its various subcommittees will be submitted to the Legislature before the 1959 Session.

Respectfully submitted,

W. BYRON RUMFORD, Chairman
GEORGE G. CRAWFORD
REX M. CUNNINGHAM
CLAYTON A. DILLS
W. S. GRANT

RICHARD T. HANNA
SETH J. JOHNSON
DON MULFORD
HOWARD J. THELIN

**PROGRESS REPORT OF THE ASSEMBLY INTERIM
COMMITTEE ON PUBLIC HEALTH**

June, 1957, to March, 1958

Report to the Legislature—1958 Budget Session

The Assembly Interim Committee on Public Health was created by the provisions of House Resolution No. 219 of the 1957 Regular Session of the Legislature which is reproduced below.

House Resolution No. 219

Relating to constituting the Assembly Standing Committee
on Public Health an interim committee

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

1. The Assembly Standing Committee on Public Health of the 1957 Regular Session is hereby constituted an interim committee and is authorized and directed to ascertain, study and analyze all facts relating to public health including, but not limited to, the practice of the healing arts and the practice of other occupations which may affect the health of the public, hospitals and medical facilities for the care and treatment of the sick or injured, correctional and mental hygiene services and facilities including the needs and deficiencies of programs established in connection therewith, all matters relating to the use, furnishing, or treatment of substances which may affect the health of the public, methods of treatment and programs of rehabilitation for those addicted to alcohol or narcotics, all matters concerning sanitation in living accommodations, and in water supplies, including the treatment and distribution thereof to the public, the study of smog and air pollution and all matters relating thereto, and including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Assembly, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of the members of the Assembly Standing Committee on Public Health for the 1957 Regular Session. The chairman and vice chairman shall be the chairman and vice chairman of the standing committee. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1959 Regular Session, with authority to file its final report not later than the fifth legislative day after the constitutional recess during such session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Assembly as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties

(a) To 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.

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

(c) 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.

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

6. The sum of twenty thousand dollars (\$20,000) or so much thereof as may be necessary is hereby made available from the Contingent 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.

The committee at its organizational meeting on June 11, 1957, decided, because of the multiplicity of subjects referred to it for study during the 1957-59 interim, to organize into a number of working subcommittees to study those items given priority for the period June, 1957, to March, 1958. The activities of each of these subcommittees are summarized here.

Subcommittee on Accident Prevention

Members: Richard T. Hanna, *Chairman*; George G. Crawford, Clayton A. Dills, and W. S. Grant.

Public Hearings: Fullerton, September 12, 1957; San Francisco, November 19, 1957, and San Francisco, November 20, 1957.

At the hearings held on September 12th and on November 19th, principal consideration was given to the possible need for state legislation in the field of home accident prevention. Specifically, the committee reviewed Assembly Bill No. 953, 1957 Regular Session, which if enacted would have authorized the State Department of Public Health to conduct a program for the prevention of accidental injuries occurring in the home or in relation to family or recreational activities. The committee heard testimony from representatives of the State Department of Public Health, local city and county health departments, National Safety Council representatives, private insurance company representatives, and various citizen groups urging the adoption of state legislation similar to Assembly Bill No. 953 of the 1957 Session.

It was reported at the hearings that in California accidents are the third leading cause of death (all ages) and the leading cause of death to persons between the ages of 1 and 34. The significance of home accidents within the entire accident category was shown by the report that, in 1955, one-fifth of all accidental deaths occurred as a result of home injury.

The subcommittee plans to continue its study to determine whether, because of the serious nature of the home accident problem in California, a statewide program should be instituted and, if so, the nature of such program.

At the hearings, the subcommittee also heard testimony on the following specific subjects:

1. The state statute providing for the covering and fencing of abandoned excavations (Chapter 4, Division 20 of the Health and Safety Code), known as the Kathy Fiscus Law, and its relation to the entire accident prevention program.
2. The labeling of poisons, drugs, and other harmful substances in connection with the prevention of injury or death to children.
3. Fire hazards in the home and the use of flammables in connection with sprays dispensed by aerosol bomb containers.
4. Assembly Bill No. 61, 1957 General Session, relating to the use of fireworks and firecrackers in religious ceremonies.

Future hearings are planned to discuss these and other problems in the field of home accident prevention.

Subcommittee on Air Pollution and Radiation Protection

Members: Seth J. Johnson, *Chairman*, W. S. Grant, Richard T. Hanna, Don Mulford, and W. Byron Rumford.

Public Hearing: Los Angeles, February 25, 1958.

At this first hearing, the subcommittee reviewed the present activities of the governmental agencies which are now concerned with radiation protection and control in California. The committee heard testimony from representatives of the Atomic Energy Commission, U. S. Department of Health, Education, and Welfare; the Department of Public Health; the Division of Industrial Safety, Department of Industrial Relations; the Division of Radiological Safety, California Disaster Office; the Department of Water Resources; the Department of Natural Resources; the Department of Agriculture; the Department of Public Works; the Department of Fish and Game; the California Public Utilities Commission; the Los Angeles City Office of Civil Defense; the Los Angeles City Health Department; the Los Angeles County Health Department; the U. C. L. A. Medical School; and the Bay Area Air Pollution Control District, on the following questions:

1. Existing legal authority and the responsibilities of each of the agencies in the field of radiation protection and control;
2. The nature and extent of the activities in radiation control, inspection, and regulation presently conducted by the various agencies; and

3. Recommendations and suggestions as to the need for additional legislation and the role that the State should assume in determining, preventing, and controlling hazards to the public health brought about by the increasing uses of radiation.

The uses of radioactive materials and atomic energy in California are rapidly increasing and are making possible many advances in the fields of industry, medicine, agriculture and research. At the same time, there is a growing need to protect the public from the harmful effects of radiation. Existing state agencies have only limited responsibility and authority for dealing with this problem; it was evident from testimony at the hearing that what is now being done by the State is grossly inadequate and is rapidly becoming more inadequate. The State must, without undue delay, assume its responsibilities in this area.

The committee feels that it is necessary to continue its study and investigation to determine what steps the State might take to initiate the needed radiation protection program. Additional public hearings are being planned for the remainder of the interim.

Subcommittee on Hospitals and Medical Care Facilities

Members: George G. Crawford, *Chairman*, Rex M. Cunningham, Clayton A. Dills, Seth J. Johnson, and Howard J. Thelin.

Public Hearings: Long Beach, November 1, 1957, and San Diego, February 20, 1958.

The principal subject which has been given consideration by the subcommittee to date has been that of county medical facilities in California. At the two public hearings the committee heard testimony on the eligibility and admission standards for county hospitals; the methods of collection and policies concerning the use of liens for county hospital care in various counties; and problems connected with the determination of financial responsibility for care of medical indigents including intercounty responsibility and the question of responsibility for hospital care provided for medically indigent patients at noncounty hospitals.

Specific legislative recommendations as to the revision and recodification of those portions of the Welfare and Institutions Code relating to county hospitals were presented to the committee at the February 20th hearing.

It is clear from testimony presented at the two hearings that indigent medical care in California follows no set pattern. Standards of eligibility and requirements for admission to county hospitals for medical care vary widely from county to county. It was reported that some counties adhere strictly to residence requirements while others do not, that in some counties determination of eligibility is the responsibility of the board of supervisors; in others the responsibility rests with the welfare department and in others with the hospital administrator or staff. The function to be performed by the hospital and the nature of the care offered in each county is determined by the local definition of medical indigency and patterns and policies of care that have been

accepted in the various counties. The nature of the intercounty responsibility problem also seems to vary from county to county depending on the various county laws and regulations defining responsibility.

Further study of the nature and extent of these variations is clearly needed, and additional hearings are being scheduled for this purpose.

An advisory committee composed of representatives of the county hospitals, nonprofit and district hospitals, the California Medical Association, and the County Supervisors Association has been formed to work with the committee on these and other problems affecting hospitals and relating to the provision of medical care in California.

Subcommittee on Medical Research

Members: Howard J. Thelin, *Chairman*, W. S. Grant, Seth J. Johnson, Richard T. Hanna, and W. Byron Rumford.

Public Hearing: San Francisco, October 14, 1957.

This hearing was called for the purpose of considering Assembly Bill No. 4153 (1957 Regular Session). The measure, had it passed, would have created a medical research board and appropriated \$300,000 for medical research; \$150,000 of this would have been expended annually for research in emphysema and related diseases, multiple sclerosis, psoriasis of the skin and related diseases, and infant mortality. Representatives from the various medical schools in California presented testimony to the committee on the following questions:

1. Nature and extent of the problem created by the diseases specified in Assembly Bill No. 4153.
2. Extent of the research presently being conducted on these diseases and their recommendations as to the need for additional research thereon.
3. The nature and extent of medical research presently supported by the State.
4. Recommendations as to whether or not legislation similar to Assembly Bill No. 4153 or other legislation in the field of medical research would be desirable or proper.

The committee is continuing its study and investigation of these and other questions pertinent to the problem. It feels at this time that it will be possible to render its final report to the Legislature without holding additional public hearings.

Subcommittee on Narcotics and Dangerous Drugs

Members: Rex M. Cunningham, *Chairman*, George G. Crawford, Howard J. Thelin, Clayton A. Dills, W. Byron Rumford, and Don Mulford.

Public Hearings: San Francisco, November 4, 1957; San Francisco, February 13, 1958; and San Francisco, February 14, 1958.

This subcommittee has directed its attention towards two particular aspects of the narcotics problem in California: first, the problem of narcotic law enforcement in California, and secondly, the treatment of narcotic addiction.

NARCOTIC LAW ENFORCEMENT IN CALIFORNIA

State and federal laws, similar in scope and purpose, govern the enforcement activities relating to control over the use and possession of narcotics in California. The Bureau of Narcotic Enforcement, Department of Justice is the state agency assigned the responsibility for enforcement of California's narcotic laws. Other responsible agencies are the Federal Bureau of Customs, the Bureau of Narcotics of the U. S. Treasury Department, county sheriffs' offices, and city police departments. Since the legal responsibilities of federal and state enforcement are practically identical, there is possibility for conflict and a corresponding need for co-operation.

The subcommittee has therefore directed its study toward a determination of the state bureau's exact functions and responsibilities, its relationships with those federal and local governmental agencies also working in the field of narcotics law enforcement, and the problems relating to co-operation and co-ordination among the agencies.

A most important part of the subcommittee's work has been a study of the organization and administration of the Bureau of Narcotics within the Department of Justice.

The committee at its first hearing on November 4th in San Francisco heard testimony from various state, federal, and local officials and agencies concerned with narcotic law enforcement in the San Francisco Bay area, to hear their views as to what steps might be taken to achieve more effective operation of the State Bureau of Narcotics, and to achieve the co-operation and co-ordination among the various agencies—federal, state, and local—necessary for the effective enforcement of narcotic laws in California.

The committee entered into a contract with the Legislative Analyst's Office on October 28, 1957, to study these problems and specifically to review and analyze the present organization and administration of the State Bureau of Narcotics.

The committee has found as a result of its studies and the reports submitted to it by the Legislative Analyst that:

1. There is urgent need for legislative clarification of the area in which state enforcement of narcotic laws is to operate as compared with that of local and federal enforcement agencies. It is necessary to clarify the responsibilities of the bureau and all peace officers within the State in enforcing the state narcotic laws and in co-operating with all federal and state agencies engaged in the enforcement of these laws. At the present time, the bureau appears authorized to: serve as a technical co-ordinating unit which provides central services for training officers for local agencies; capture important peddlers and sources of supply, including wholesalers and intrastate traffickers; and direct and participate in apprehension of narcotic violators on the local level when local conditions warrant such enforcement. It appears that the various regional offices of the bureau have been left to formulate their own policies with regard to the division of responsibility between the state and local governments. As a result, the levels of service of the state bureau vary from one community to another.

2. Many of the difficulties encountered in narcotic enforcement in California stem from inadequate administration and management of the Bureau of Narcotics rather than organization. The bureau now lacks adequate supervision and continuing direction. This does not preclude the possibility that organizational improvements can be made on the basis of continuing study, but it suggests that management improvements or changes are a first priority. The subcommittee recommends as a first step the establishment of the position of assistant chief of the bureau to assist the chief in the direct supervision of the several regional offices, and to supervise personnel and clerical bureau-wide activities within the agency. The creation of this position would free the chief so that his time could be largely devoted to policy formulation, field inspections and general direction of the agency. At the same time, it would free the supervising narcotic inspector of the San Francisco office so that he could devote his entire time to the direction of that regional office.
3. It is essential that definite operational policies and procedures be established to serve as guide lines for all field offices within the state agency. The fact that the Bureau of Narcotics does not now have a field manual of any sort wherein policies, rules and regulations are formally available to bureau personnel for direction and guidance is indicative of the lack of strong central direction regarding uniform procedures. The supervising inspectors of the regional offices are largely left to their own devices in formulating policies and administrative procedures for their respective offices with the result that operational practices differ from office to office.

The committee held one meeting on March 17, 1958, and another is scheduled for March 31, 1958, for the purpose of discussing with the Office of the Attorney General these findings and the means for improving narcotic law enforcement in California through an effectively organized, administered, and operated state agency.

TREATMENT OF NARCOTIC ADDICTION

At the two-day hearing held on February 13 and 14, 1958, in San Francisco, the committee considered the medical aspects of narcotic addiction, methods of treatment, and the care or treatment that is now available for narcotic addicts in California. Representatives of the State Department of Corrections, State Department of Mental Hygiene, and the Youth Authority, presented information as to the number of narcotic addicts treated or cared for by their respective agencies or institutions, and the nature and apparent effectiveness of such care. The committee also heard testimony from representatives of local governmental agencies, private institutions, and from privately practicing physicians concerned with this aspect of the narcotic problem.

The state laws relating to medical care for narcotic addicts are contained in Division 10 of the Health and Safety Code. Only a physician or a registered nurse under direction of a physician may administer narcotics in treating an addict for addiction. The code provides that a physician can treat an addict only in an institution approved by the

Board of Medical Examiners where the patient is at all times kept under restraint and control, a city or county jail, a state prison, a state hospital, a narcotic hospital, or a county hospital.

There are only 16 private hospitals or institutions which have been approved by the Board of Medical Examiners for the treatment of narcotic addicts. The majority of the nonapproved institutions have expressed themselves as not desiring to handle narcotic addicts. Those which have been approved have reported to the committee that they treat relatively few addicts. One, for instance, has stated that it treated seven addicts during 1957. Another, during 1956, treated 16 narcotic patients, and another, 19.

The committee is concerned that so few facilities are available for the treatment of narcotic addicts in California and is of the opinion that the subject of treatment and rehabilitation of addicts is one which needs a great deal more study and investigation. It is the intention of the committee, therefore, to continue its studies and to hold additional hearings shortly after the 1958 Budget Session.

Subcommittee on Restaurant Sanitation

Members: W. S. Grant, *Chairman*, George G. Crawford, Rex M. Cunningham, Clayton A. Dills, and Howard J. Thelin

Public Hearings: Los Angeles, October 29, 1957, and San Francisco, November 12, 1957

This subcommittee was directed to review Assembly Bill No 1681, 1957 Regular Session, and to study the possible need for revision of the California Restaurant Act, Chapter 11, Division 21 of the Health and Safety Code and to determine the nature of such revision should it be needed.

At the two public hearings held by this subcommittee, witnesses representing the California State Department of Public Health, city and county health departments, industry, and labor testified as to the need for revision of the existing act. The State Department of Public Health reported that food-borne diseases are on the increase in California, and that each year approximately 35,000 persons in California are afflicted with food poisoning coming from restaurants.

It is the subcommittee's belief as a result of these hearings and its other investigations that the present Restaurant Act is inadequate and out of date; it has not been altered or amended in any respect since the date of its original enactment in 1947. The definition of "restaurant" needs revision, and there is need for revision of several technical items, including the requirements relating to washroom facilities and hot and cold running water. Several items of recognized importance in the field of restaurant sanitation, for example, requirements for refrigeration and food temperature control, not now covered by the act, must be added. The committee further found that the existing law cannot be or is not being adequately enforced in several areas in the State.

It is the intention of the committee to introduce legislation incorporating a new State Restaurant Act at the 1959 Session.

The committee, at the November 12th hearing in San Francisco, requested that an advisory committee be created to assist it in determining the type of revision that is needed. Representatives of each of

the following groups were appointed to serve on the committee: the California Restaurant Association, the Industrial Catering Association, the Conference of Local Health Officers, the State Department of Public Health, and labor. A representative of the U. S. Public Health Service is serving in an advisory capacity to the committee. The advisory committee has held numerous meetings throughout the State. Its report and final recommendations will be submitted to the Subcommittee on Restaurant Sanitation by April 15, 1958.

Following submission of the advisory committee report, the subcommittee will meet with the advisory committee to review and evaluate its recommendations. It is not anticipated at this time that another public hearing will be required.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
ASSEMBLY BILLS NOS. 54, 55, AND 56**

Mr. Francis asked for, and was granted, unanimous consent to take up Assembly Bills Nos. 54, 55, and 56, temporarily passed on file, out of order.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 54—An act to amend Section 263 of the Revenue and Taxation Code, relating to the welfare exemption in its application to hospitals, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, House, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Landsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nisbet, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—63.

NOES—None.

Speaker pro Tempore Presiding

At 3.32 p.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

The question being on the passage of the bill.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, House, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Landsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nisbet, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate

Assembly Bill No. 55—An act to amend Section 264 of the Revenue and Taxation Code, relating to the orphanage exemption, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, House, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nisbet, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—63.

NOES—None.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, House, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nisbet, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 56—An act to amend Section 268 of the Revenue and Taxation Code, relating to the welfare exemption.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, House, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Mulford, Nisbet, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, and Winton—59.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Hegland asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal:

OPINION OF LEGISLATIVE COUNSEL

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, March 25, 1958

Hon. Sheridan N. Hegland
Assembly Chamber

Appropriation Bills at Special Session of Legislature—No. 2469

DEAR MR. HEGLAND: You have asked us whether it is necessary to obtain the recommendation of the Governor in order to place an appropriation bill upon final passage at a special session of the Legislature.

It is our opinion that such a recommendation is not required.

The constitutional provision regarding recommending of passing of appropriation bills by the Governor is contained in Section 34 of Article IV of the Constitution. That section provides for the submission of a Budget and a Budget Bill by the Governor "at each regular session of the Legislature." The section further provides that "until the

Budget Bill has been finally enacted, neither house shall place upon final passage any other appropriation bill, except emergency bills recommended by the Governor or appropriations for the salaries, mileage and expenses of the Senate and Assembly." The purpose of this provision is to expedite the passage of the Budget Bill.

Section 2 of Article IV of the Constitution authorizes the Governor to convene an extraordinary session at any time. Such a session is entirely separate and distinct from a regular session even though the special session may be convened during the period of the regular session. The question of enactment of the Budget Bill is not a matter for consideration at the special session. Hence, Section 34 of Article IV of the Constitution has no application to the passage of any bill at the special session within the scope of the proclamation convening that session.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By A. C. MORRISON, Principal Deputy

REPORTS OF STANDING COMMITTEES

Committee on Government Organization

ASSEMBLY CHAMBER, March 25, 1958

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

Senate Bill No. 6

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to the Committee on Ways and Means

WEINBERGER, Chairman

Above reported bill ordered re-referred to the Committee on Ways and Means.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 25, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, March 25, 1958

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

Assembly Bill No. 35

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, March 25, 1958

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

Senate Bill No. 8

Senate Bill No. 11

Senate Bill No. 10

Senate Bill No. 27

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief 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 Sections 7 and 8 of, and to add Section 12 to, the Lower San Joaquin Levee District Act (Chapter 1075 of the Statutes of 1955), relating to the powers and duties of the Lower San Joaquin Levee District.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 10—An act to amend Sections 31, 4, and 22 of, and to add Section 302 to, the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to petitions for organization of districts, notices of hearing on elections, payments of bonds from assessments, levy of assessments, manner of levies, maximum amounts and purposes of assessment, and compensation of directors, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

Senate Bill No. 11—An act to appropriate thirty million dollars (\$30,000,000) to be expended pursuant to Section 7741 of the Education Code, relating to school district public works, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 27—An act to amend Section 5033.1 of the Education Code, relating to state school building aid.

Referred to Committee on Education.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Doyle asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Bill No. 11 for hearing in the Committee on Education Wednesday night, March 26th.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Today upon adjournment—

Subcommittee on Beaches and Parks, in Room 2198.

Rules, in Assembly Conference Room.

Ways and Means, in Room 4202.

Governmental Efficiency and Economy, in Room 2170.

Revenue and Taxation, on adjournment of Governmental Efficiency and Economy, in Room 2170.

ADJOURNMENT

At 3.38 p.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10.30 a.m., Wednesday, March 26, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

SIXTEENTH LEGISLATIVE DAY
TWENTY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, March 26, 1958

The Assembly met at 10.37 a.m.

Hon. L. H. Lincoln, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—78

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Almighty God, Creator of the World and Ruler of Men, Remind us that whether we speak of a machine or a legislative body it is true that friction causes heat and heat causes inefficiency. In the issues before us today, O Lord, help us to work together, keep cool, and accomplish the job; through Christ, our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Stewart, on motion of Mr. Burke

Mr. Henderson, on motion of Mr. McCollister.

RESOLUTIONS

The following resolution was offered:

By Messrs. Masterson, Burton, Frew, Doyle, Sedgwick, Mulford, Shell, Holmes, Bradley, Hegland, Schrade, Winton, and MacBride:

House Resolution No. 23

Relative to congratulating the Administrative Referees' Association

WHEREAS, It has come to the attention of the Members of the Assembly that the Referees of the California Unemployment Insurance Appeals Board, recognizing the phenomenal growth in the field of administrative law affecting property and contract rights, tax liability, economic security and the everyday affairs of a large segment of our population and realizing that they perform many important functions, judicial in nature, including, among others: the establishment of tribunals to afford fair procedure and hearings to interested and contesting parties, the conduct of impartial hearings, the control of the introduction of evidence, the maintenance of judicial decorum, and the preparation and issuance of written decisions, judicial in character, have joined together and associated themselves in the Administrative Referees' Association for the purpose of maintaining the highest professional standards and advocating improvements in the field of administrative law; and

WHEREAS, The Administrative Referees' Association has adopted the following Code of Ethics for the guidance of its membership:

The position of referee, being a public office high in the field of administrative law, and an office calling for public confidence and trust, I hereby pledge myself to the following precepts:

- To discharge all duties of my office in an impartial and unbiased manner;
- To conduct hearings with patience, consideration and courtesy;
- To maintain an informal atmosphere in all hearings without loss of judicial dignity and decorum;
- To permit all proper parties the benefit of a full, fair and impartial hearing;
- To defend at all times the rights of each party under the law;
- To develop a complete, concise, accurate and factual record in every hearing;
- To bring to the preparation of each decision my full effort, knowledge and ability;
- To continually improve my knowledge and skills in the fields of law and social legislation; and

To conduct myself at all times, both within and without the office of referee, in such manner as will inspire and command public confidence and trust and bring credit to myself and to my profession; and

WHEREAS, For the past five years, the membership of the Administrative Referees' Association, on their own time and at their own expense, have sponsored an annual forum for the improvement of members where panel discussions and speakers present topics in the fields of administrative law and unemployment insurance; and

WHEREAS, These annual forums have not only proven valuable and instructive to the membership of the Administrative Referees' Association, but also have provided a means whereby employer and employee groups can present their problems and offer suggestions for the improvement of administrative hearings under the Unemployment Insurance Code; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly of the State of California congratulate the members of the Administrative Referees' Association on their past achievements in endeavoring to bring to the citizens of the State of California the highest professional standards and the best possible service in administering the unemployment insurance program which affects more individuals than any other field in administrative law, and to wish them success in their future activities, and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit suitably prepared copies of this resolution to the Administrative Referees' Association.

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

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 26, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined: Assembly Bill No. 89

And reports the same correctly engrossed

BURKE, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, March 26, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 6

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 26, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined: Assembly Constitutional Amendment No. 4

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 26, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined: Assembly Bill No. 95

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered re-referred to the Committee on Education

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, March 26, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred: Assembly Bill No. 45

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

DAHL, Chairman

Above reported bill ordered to second reading

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 45—An act to amend Section 2189 of the Revenue and Taxation Code, relating to taxes on personal property

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 1 of the title of the printed bill, strike out "amend Section 2189 of", and insert "add Section 2189.3 to."

Amendment No. 2

On page 1, strike out lines 1 to 22, inclusive, and insert
 "SECTION 1. Section 2189.3 is added to the Revenue and Taxation Code, to read
 2189.3 A tax on personal property belonging to an owner of real property on the secured roll located in the same county but which is not a lien on such real property by reason of Section 2189 shall be subject to the provisions of this division relating to the rate and payment, including delinquency, of taxes on the secured roll; and in the event of any delinquency in the payment of such tax, the personal property shall be subject to seizure and sale in accordance with Sections 2914 to 2921, inclusive, of this code."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed

REPORTS OF STANDING COMMITTEES**Committee on Conservation, Planning, and Public Works**

ASSEMBLY CHAMBER, March 26, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 2

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

LINDSAY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 2.—An act declaring certain salt marsh and tide and submerged lands to be free from the public trust for navigation, commerce, and fisheries, and from any trust, requirement, or conditions that such land be used for street or railway purposes, and authorizing the State Lands Commission to relinquish, grant, and convey all right, title, and interest of the State of California in and to such lands to the City and County of San Francisco for uses of general statewide interest, 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 Conservation, Planning, and Public Works:

Amendment No. 1

On page 2, line 5, of the printed bill, as amended in the Senate on March 14, 1958, after "tory", insert "situated in the City and County of San Francisco, State of California,".

Amendment No. 2

On page 3, between lines 8 and 9, insert
 "There is hereby excepted and reserved to the State of California all deposits of minerals, including oil and gas, in said land lying 100 feet or more below the surface thereof, and to the State of California, or persons authorized by the State of California, the right to prospect for, mine, and remove such deposits from the land with the consent of the grantee."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Conservation, Planning, and Public Works**

ASSEMBLY CHAMBER, March 26, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 93

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.

LINDSAY, Chairman

Above reported bill ordered re-referred to Committee on Ways and Means.

Committee on Rules

ASSEMBLY CHAMBER, March 26, 1958

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

House Resolution No. 21

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

MILLER, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 26, 1958

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

Assembly Concurrent Resolution No. 9

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

MILLER, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, March 26, 1958

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

Assembly Bill No. 82

Assembly Bill No. 99

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

MILLER, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 82—An act to add Section 9359.01 to the Government Code, relating to retirement allowances of members of Legislators' Retirement System

Bill read second time, and ordered engrossed.

Assembly Bill No. 99—An act making an appropriation for the contingent expenses of the Assembly, to take immediate effect.

Bill read second time, and ordered engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, March 25, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 36

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

COOLIDGE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 36—An act to add Sections 12710, 12711 and 12712 to the Water Code, relating to the plan for flood control on the Truckee River and its tributaries.

Bill read second time, and ordered engrossed.

RE-REFERENCE OF BILLS PURSUANT TO RULE 64

On advice of the Legislative Counsel, and pursuant to Rule 64, the Speaker ordered the following bill re-referred to the Committee on Ways and Means:

Assembly Bill No. 60.**CONSIDERATION OF DAILY FILE****UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS**

Assembly Bill No. 35—An act to add Article 27.5 (commencing with Section 74610) to Chapter 10 of Title 8 of the Government Code, relating to the municipal court in San Pablo Judicial District which includes the City of San Pablo.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 35?

Amendment No. 1

In line 2 of the title of the printed bill, after the second "of", insert ", to amend Sections 73583, 73585, 73586, to repeal Sections 73587 and 73588 of, and to add Sections 73588 and 73590 to,".

Amendment No. 2

Strike out lines 3 and 4 of the title, and insert "the municipal courts of Contra Costa County."

Amendment No. 3

On page 3, line 15, strike out "court", and insert "San Pablo Judicial District".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 3, after line 17, insert

"Sec 3. Section 73583 of said code is amended to read:

73583. The judge [shall appoint] *may fill as many of the following positions at the indicated monthly salaries as he deems necessary for the proper administration of justice:*

(a) One court clerk who shall receive a minimum salary of four hundred fifty-three dollars (\$453) a month with annual increments of twenty-one dollars (\$21), twenty-two dollars (\$22), twenty-three dollars (\$23), and twenty-four dollars (\$24) a month to a maximum salary of five hundred forty-three dollars (\$543) a month.

(b) One chief deputy clerk who shall receive a minimum salary of three hundred twenty-nine dollars (\$329) a month with annual increments of fifteen dollars (\$15), sixteen dollars (\$16), seventeen dollars (\$17) and eighteen dollars (\$18) a month to a maximum salary of three hundred ninety-five dollars (\$395) a month.

(c) Two deputy clerks, each of whom shall receive a minimum salary of three hundred fourteen dollars (\$314) a month with annual increments of fifteen dollars (\$15), fifteen dollars (\$15), sixteen dollars (\$16), and seventeen dollars (\$17) a month to a maximum salary of three hundred seventy-seven dollars (\$377) a month.

(d) One deputy clerk who shall receive a minimum salary of two hundred seventy-four dollars (\$274) a month with annual increments of thirteen dollars (\$13), thirteen dollars (\$13), fourteen dollars (\$14), and fifteen dollars (\$15) a month to a maximum salary of three hundred twenty-nine dollars (\$329) a month.

SEC. 4. Section 73585 of said code is amended to read:

73585. The marshal [shall appoint] *may fill as many of the following positions at the indicated monthly salaries as he deems necessary for the proper administration of justice:*

(a) One deputy marshal who shall receive a minimum salary of four hundred fourteen dollars (\$414) a month with annual increments of nineteen dollars (\$19), twenty dollars (\$20), twenty-one dollars (\$21), and twenty-two dollars (\$22) to a maximum salary of four hundred ninety-six dollars (\$496) a month.

(b) One deputy marshal who shall be an intermediate typist-clerk, and who shall receive a minimum salary of three hundred fourteen dollars (\$314) a month with annual increments of fifteen dollars (\$15), fifteen dollars (\$15), sixteen dollars (\$16), and seventeen dollars (\$17) a month to a maximum salary of three hundred seventy-seven dollars (\$377) a month.

SEC. 5. Section 73586 of said code is amended to read:

73586. The judge may appoint one official reporter pursuant to Section 73194 who shall be an attache of the court. In lieu of any other compensation provided by law for his services in reporting testimony and proceedings in the court, he shall receive a salary of [five] *one hundred seventy-five dollars (\$175) \$675* a month, which shall be a charge against the general fund of the county. *He shall be a member of any retirement system maintained by Contra Costa County, and, for such purpose, the salary here provided shall be deemed his entire compensation*

SEC. 6. Section 73588 of said code is repealed.

SEC. 7. Section 73588 is added to said code, to read:

73588. Except as provided in Section 73587 appointments to positions provided for in Sections 73582, 73583, and 73585 shall be made following a procedure as close as practicable to that used in the Civil Service System of Contra Costa County, including classifying positions, establishing qualifications, examining applicants and certifying lists of eligibles for appointment upon request of the judge or marshal. Such employees shall be members of the county employees' retirement system and of the Civil Service System of Contra Costa County and entitled to the rights and benefits thereof and subject to the duties and obligations thereof, except as otherwise provided by law. The salary demands and payrolls of the attaches and employees are subject to the inspection and approval of the director of personnel of said county.

SEC. 7. Section 73590 is added to said code, to read:

73590. In any civil action or proceeding, in addition to the fees required by Article 2 of Chapter 8 of this title, a fee of six dollars (\$6) shall be paid to the clerk of the court by each party or jointly by parties appearing jointly, once only in any such action or proceeding, in the following instances:

(a) Upon the filing of a complaint or other first paper.

(b) Upon the filing of the answer or other first paper on behalf of any party (or parties appearing jointly) other than the plaintiff.

(c) Upon the filing of papers transmitted from another court on the transfer of a civil action or special proceeding. The fees so required shall be taxed as costs in favor of the party paying the same and to whom costs are awarded by the judgment of the court. All fees collected under the provisions of this section shall be transmitted to the county treasury in the same manner as fees collected under Article 2 of Chapter 8 of this title."

Senate amendments read.

Speaker pro Tempore Presiding

At 10.40 a.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

The question being on concurrence in the Senate amendments

The roll was called and the Assembly refused to concur in Senate amendments to Assembly Bill No. 35 by the following vote:

AYES—Doyle, Ernest R. Geddes, Grant, and Rees—4

NOES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Buddick, Leach, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crowa, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Gaffney, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Landsay, Lowrey, MacBride, Marsh, Materson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Patten, Porter, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—65.

THIRD READING OF ASSEMBLY BILLS

Request for Unanimous Consent That Assembly Bills

Nos. 90 and 49 Hold Places on File

By unanimous consent, Assembly Bills Nos. 90 and 49 were ordered passed on file, and to hold their places on file on the next legislative day.

Assembly Bill No. 83—An act to amend Sections 2, 32, 33, 34, 35, 51, 52, and 61 of, and to add Section 33 1 to, the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289, Statutes of 1955), relating to the boundaries and management of the Santa Clara-Alameda-San Benito Water Authority.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksniem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—69
 NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 85—An act to amend Section 30065 of the Water Code, relating to the formation of county water districts, and declaring the urgency thereof, to take effect immediately.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksniem, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—73
 NOES—None.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksniem, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—73
 NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Collier asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 60 for hearing in the Committee on Ways and Means tomorrow afternoon, March 27th.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 79—An act to add Section 14638 4 to the Education Code, relating to benefits payable under the State Teachers' Retirement System.

Bill read third time.

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

AYLS—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hogland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockstien, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Summer, Thelm, Thomas, Unruh, Weinberger, Wilson, and Winton—74

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 26, 1958

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

Assembly Bill No. 2

Assembly Bill No. 22

Assembly Bill No. 8

Assembly Bill No. 49

And reports the same correctly re-engrossed

BURKE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, March 26, 1958

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

Assembly Bill No. 36

Assembly Bill No. 82

Assembly Bill No. 99

And reports the same correctly engrossed

BURKE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, March 26, 1958

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

Assembly Concurrent Resolution No. 9

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

Committee on Ways and Means

ASSEMBLY CHAMBER, March 25, 1958

MR. SPEAKER Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 1

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

COOLIDGE, Chairman

Above reported bill ordered to second reading

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 1—An act to amend Sections 20301 and 20452 of the Education Code, relating to courses of study in state colleges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2 of the printed bill, strike out lines 13 to 15, inclusive, and insert "(f) When authorized so to do by the State Board of Education, establish and maintain courses of instruction leading to a master degree in engineering, and grant the degree."

Amendment read, and adopted

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Conservation, Planning, and Public Works**

ASSEMBLY CHAMBER, March 26, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 86

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

LINDSAY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 86—An act to add Article 7 (commencing at Section 345) to Chapter 2.5 of Division 1 of the Water Code, relating to development of recreational facilities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 1, of the printed bill, as amended in the Assembly on March 25, 1958, strike out lines 7 to 10, inclusive, and insert "recreation development associated with state-constructed water projects in consultation with local public agencies and affected state and federal agencies, (b) acquire land, as authorized by the Legislature, except that no land shall be acquired by eminent domain proceedings without specific authority by the Legislature, necessary to implement and execute those plans and"

Amendment No. 2

On page 1, lines 17 and 18, strike out "individuals", and insert "persons to provide, operate, and manage such facilities for public use"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 79

Mr. Unruh asked for, and was granted, unanimous consent that his name be placed upon the roll call on Assembly Bill No. 79, and that he be recorded as voting "Aye."

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 8—An act to add Section 13940 to the Vehicle Code, relating to uniforms for the California Highway Patrol.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Lindsay, Luckel, MacBride, Marsh, Masterson, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—65

NOES—Lowrey, McCollister, and Unruh—3

Bill ordered transmitted to the Senate.

Assembly Bill No. 3—An act to amend Section 39.5 of the Vehicle Code, relating to the definition of "special highway construction equipment."

Bill read third time

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—72.

NOES—None.

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Speaker pro Tempore Conrad announced the presence in the Assembly Chamber of three former Speakers of the Assembly: Justice Paul Peek of Sacramento, Charles W. Lyon of Los Angeles, and Sam L. Collins of Fullerton.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 5—An act to add Article 5.5 (commencing with Section 3315) to Chapter 1, Division 3 of the Public Resources Code, relating to co-operative development and unit operation of oil and gas pools and the repressuring of the same in order to ameliorate the subsidence and compaction of lands, and making an appropriation.

Bill read third time.

Majority Floor Leader Presiding

At 11.15 a.m., Hon. Richard H. McCollister, Majority Floor Leader of the Assembly, presiding.

Demand for Previous Question

Messrs. Chapel, Wilson, Hegland, Crawford, and Dahl demanded the previous question.

Demand for previous question sustained

The question being on the passage of the bill.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe,

Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—73.

NOES—Beaver and Thomas—2

Bill ordered transmitted to the Senate

Speaker pro Tempore Presiding

At 11 30 a.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

**APPOINTMENT OF COMMITTEE ON CONFERENCE
CONCERNING ASSEMBLY BILL NO. 35**

The Speaker pro Tempore announced the appointment of Messrs. Masterson, Doyle, and Burton as a Committee on Conference concerning Assembly Bill No. 35.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 47—An act to add Section 7771 3 to the Education Code, relating to school district public works, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—75.

NOES—None.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—75.

NOES—None.

Bill ordered transmitted to the Senate

Assembly Bill No. 58—An act to amend Section 467 of, to repeal Article 3 (commencing at Section 30680) of Chapter 2, Division 17 of, and to add Article 3 (commencing at Section 30680) to Chapter 2, Division 17 of, the Streets and Highways Code, relating to the financing and construction of a bridge from San Pedro to Terminal Island.

Bill read third time

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kilpatrick, Klocksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—68.

NOES—None.

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 5

Mr. Rees asked for, and was granted, unanimous consent that his name be placed upon the roll call on Assembly Bill No. 5, and that he be recorded as voting "Aye."

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Request for Unanimous Consent That Assembly Constitutional Amendment No. 6 Hold Place on File

Mr. Winton asked for, and was granted, unanimous consent that Assembly Constitutional Amendment No. 6 be passed on file, and hold its place on file on the next legislative day.

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms and conditions under which such grants and loans to school districts shall be made and repaid.

Resolution read.

Motion to Amend

Mr. Bruce F. Allen moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 36, of the printed measure, as amended in the Assembly on March 25, 1958, strike out "for a", and strike out line 37, and, on line 38, strike out "authorized by this section"

Amendment No. 2

On page 3, strike out lines 12 to 22, inclusive

Amendments read.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kilpatrick, Klocksiem, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—79
NOES—Conrad and MacBride—2.

Resolution ordered reprinted, and re-engrossed

Assembly Bill No. 89—An act to amend Section 2005 of the Fish and Game Code, relating to the taking of game.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Bee, Biddick, Bonelli, Bradley, Brown, Burton, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kilpatrick, Klocksiem, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Shell, Sumner, Thomas, Unruh, Weinberger, Wilson, and Winton—61.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON ROLL CALL ON AMENDMENTS TO ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 4

Mr. Erwin asked for, and was granted, unanimous consent that his name be placed upon the roll call on the adoption of the amendments by Mr. Bruce F. Allen to Assembly Constitutional Amendment No. 4, and that he be recorded as voting "Aye."

REQUEST FOR UNANIMOUS CONSENT

Mr. Kilpatrick asked for, and was granted, unanimous consent that Mr. Larry Allyn, Deputy Legislative Counsel, be permitted on the floor of the Assembly during consideration of Assembly Constitutional Amendment No. 5 and a series of bills relative to enemy attack or disaster legislation.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State of California by adding Section 38 to Article IV thereof and by amending Section 16 of Article V thereof, relating to state and local government, authorizing the Legislature to enact laws for the preservation of government in the event of war or enemy-caused disaster, and providing for succession to the Office of Governor.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Bee, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kilpatrick, Klocksiem, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—64.

NOES—None.

Resolution ordered transmitted to the Senate.

Request for Unanimous Consent to Take Up Assembly Bill No. 68

Mr. Kilpatrick asked for, and was granted, unanimous consent to take up Assembly Bill No. 68, temporarily passed on file.

Assembly Bill No. 68—An act to add Section 9004 to the Government Code, relating to Members of the Legislature

Bill read third time

Parliamentary Inquiry

Mr Klockslem arose to the following parliamentary inquiry Why was this bill referred to the Committee on Military and Veterans Affairs?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the series of bills were so referred on request of Mr. Kilpatrick, but that this bill was later withdrawn, and re-referred to the Committee on Conservation, Planning, and Public Works.

Motion to Re-refer

Mr. Burton moved that the bill be re-referred to the Committee on Elections and Reapportionment

Mr. MacBride seconded the motion.

Motion to Recess

Mr McCollister moved that the Assembly do now recess until 2 15 p.m.

Motion carried.

RECESS

At 12.20 p.m., the Assembly recessed until 2.15 p.m.

REASSEMBLED

The Assembly reconvened pursuant to the motion to recess.

Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohmmus at the desk

**REQUEST FOR UNANIMOUS CONSENT THAT VOTE BE CHANGED
UPON ROLL CALL ON ASSEMBLY BILL NO. 5**

Mr. Burton asked for, and was granted, unanimous consent that his vote be changed upon the roll call on Assembly Bill No. 5, and that he be recorded as voting "Aye" instead of "No."

Speaker pro Tempore Presiding

At 3.05 p.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

**REQUEST FOR UNANIMOUS CONSENT THAT ALL
ITEMS HOLD PLACES ON FILE**

Mr. McCollister asked for, and was granted, unanimous consent that all items not considered today be passed on file, and hold their places on file on the next legislative day.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

The following members asked for, and were granted, unanimous consent that Rule 58 be suspended for the purpose of setting bills for hearing as follows:

On request of Mr. Doyle, to hear Senate Bills Nos. 26 and 27, Senate Constitutional Amendment No. 1, and Assembly Bills Nos. 103 and 105 in the Committee on Education tonight.

On request of Mr. Sumner, to hear Assembly Bill No. 93 in the Committee on Ways and Means tomorrow afternoon.

On request of Mr. Bradley, to hear Senate Bill No. 10 in the Committee on Municipal and County Government tonight.

On request of Mr. Johnson, to hear Assembly Bill No. 66 in the Committee on Government Organization tomorrow afternoon.

On request of Mr. Winton, to hear Senate Bill No. 6 in the Committee on Ways and Means tomorrow.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 113: By Mr. Francis—An act to add Section 2057 to the Revenue and Taxation Code, relating to the veterans' exemption, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Military and Veterans Affairs.

Assembly Concurrent Resolution No. 20: By Mr. Doyle, Miss Donahoe, Messrs. Bee, Hegland, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Mrs. Davis, Messrs. Dills, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—Relative to the creation of the Joint Interim Committee on the Public Education System.

Referred to Committee on Education.

Assembly Concurrent Resolution No. 21: By Messrs. Gaffney, Busterud, Weinberger, Meyers, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Burton, Chapel, Collier, Conrad, Crown, Cunningham, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Elliott, Erwin, Francis, Frew, Ernest R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lindsay, Luckel, Marsh, Masterson, McCollister, McMillan, Miller, Munnell, O'Connell, Porter, Rumford, Schrader, Shell, Sumner, Thelin, Thomas, Unruh, Wilson, and Winton—Relative to the death of Art Cohn.

Referred to Committee on Rules.

Assembly Joint Resolution No. 4: By Messrs. Busterud, Anderson, Luckel, Holmes, Beaver, Belotti, Biddick, Britschgi, Crawford, Elliott, McCollister, and Nielsen—Relative to memorializing the Congress of the United States to enact legislation to extend the unemployment insurance benefit period, increase the benefit amounts, and make other necessary changes in the law to increase the effectiveness of the Unemployment Insurance Program.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Busterud asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Joint Resolution No. 4 for hearing in the Committee on Rules tomorrow.

RESOLUTIONS

The following resolution was offered:

By Messrs. Anderson, Bonelli, Burke, and Erwin:

House Resolution No. 24

Relative to commending and congratulating the Monterey Park Progress

WHEREAS, The Monterey Park Progress has recently been honored by being designated as having the best editorial page of any weekly newspaper in California during the year 1957 by the California Newspaper Publishers' Association; and

WHEREAS, The Monterey Park Progress has also been presented an Award of Merit by the California Newspaper Publishers' Association for outstanding community service during 1957 in its efforts to uphold the principle of "home rule" by rallying community action to prevent the establishment of a major dump within the City of Monterey Park; and

WHEREAS, Because of the forthrightness, integrity and journalistic excellence of this community newspaper, distinction has come to the Monterey Park Progress, the City of Monterey Park, the County of Los Angeles and the State of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby commend and congratulate the Monterey Park Progress for its outstanding journalistic achievements; and be it further

Resolved, That the Clerk of the Assembly is hereby directed to transmit copies of this resolution to the Monterey Park Progress and to Eli Isenberg, its publisher.

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

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, March 26, 1958

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

Assembly Concurrent Resolution No. 5—Relative to Fire Service Day;

And reports the same correctly enrolled, and presented to the Secretary of State on the twenty-sixth day of March, 1958, at 3 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, March 26, 1958

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

Assembly Bill No. 30—An act to validate the organization and acts of municipal water districts;

And reports the same correctly enrolled, and presented to the Governor on the twenty-sixth day of March, 1958, at 3 p.m.

BURKE, Chairman

EXPLANATION OF VOTE ON ASSEMBLY BILL NO. 78

The record will show that I have always supported and voted for the Veterans Farm and Home Purchase Act. I feel that this is a very fine program. Assembly Bill No. 78 in its present form will have a decided effect on the curtailment of the present program. This will also disqualify many thousands of veterans who have had their applications duly processed and on file with the department for some time. In view of the fact that this bill also has an urgency clause and will become effective as soon as signed, I voted against same because I felt it went too far in some features.

CHARLES W. MEYERS

March 26, 1958.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Announcements were made of the meetings of the committees scheduled for this date as set forth in the Daily File and Daily History.

Mr. Urub announced a meeting of the Subcommittee on Beaches and Parks, on adjournment, in Room 2170

ADJOURNMENT

At 3 13 p.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10.15 a.m., Thursday, March 27, 1958

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

SEVENTEENTH LEGISLATIVE DAY
TWENTY-FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Thursday, March 27, 1958

The Assembly met at 2 p.m.

Hon. Charles J. Conrad, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-
dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier,
Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills,
Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel
R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson,
Kelly, Kilpatrick, Klocksien, Lauterman, Levering, Lindsay, Lowrey, Luckel, Marsh,
Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet,
O'Connell, Pattee, Porter, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin,
Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—76

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Gracious God and Heavenly Father, Who hast promised to guide Thy children in the paths of righteousness; direct us, O Lord, that we may so live this day, that the world around us will be a little cleaner, a little brighter, a little happier. Touch us with Thy goodness, O Father, that all who come into contact with us today will feel the warmth of Thy love, the lift of Thy power, and the presence of Thy peace; through Jesus Christ, Thy Son, our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Stewart, on motion of Mr. McCollister.

Mr. Henderson, on motion of Mr. McCollister.

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

Mr. Biddick, on motion of Mr. McCollister.

Mr. Coolidge, on motion of Mr. McCollister.

Mr. Lindsay, on motion of Mr. McCollister.

Mr. Rees, on motion of Mr. McCollister.

Mr. Holmes, on motion of Mr. McCollister.

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

Mr. MacBride, on motion of Mr. Winton.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were offered:

Assembly Concurrent Resolution No. 22: By Mr. McCollister—Relative to adjournment sine die of the 1958 First Extraordinary Session of the Legislature of the State of California.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 23: By Messrs. Unruh, Sumner, Bruce F. Allen, Mrs. Davis, Messrs. Beaver, and Nisbet—Relative to the acquisition of lands by the State Park Commission

Referred to Committee on Conservation, Planning, and Public Works.

RESOLUTIONS

The following resolutions were offered:

By Mr. McCollister:

House Resolution No. 25

Resolved by the Assembly of the State of California, That the State 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 four thousand dollars (\$4,000), said amount being for the purchase of postage stamps to be used by Members of the Assembly for official mail, and be it further

Resolved, That the Chief Clerk be and he is hereby directed to purchase postage stamps in such amounts and denominations, not exceeding four thousand dollars (\$4,000), 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).

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

By Messrs. Hegland and Munnell:

House Resolution No. 26

Relative to directing the Assembly Interim Committee on Education to study problems connected with the retirement of teachers with out-of-state teaching experience

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Education, created by House Resolution No. 285 of the 1957 Regular Session, in addition to the other subjects assigned to it for study, is hereby directed to ascertain, study, and analyze all facts relating to the cost, feasibility, and actuarial soundness of crediting to the period of service of teachers, for purposes of retirement under the State Teachers' Retirement System, the length of time, not exceeding 10 years, for which such teachers may have been engaged in teaching in states other than California, where the crediting of any such time is at the election of the teacher and is conditioned upon his paying into the retirement fund appropri-

ate contributions allocable to the years he may select; to make a survey of the number of teachers in California with such out-of-state service; and to consider the desirability of, or necessity for, legislation on the subjects assigned to it for study by this resolution and to report thereon to the Assembly on or before the fifteenth day of the 1959 Regular Session of the Legislature, including in its report its recommendations for appropriate legislation.

Resolution read, and ordered referred to the Committee on Education

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, March 27, 1958

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

Assembly Constitutional Amendment No. 8

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

NISBET, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 27, 1958

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

Assembly Constitutional Amendment No. 7

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and be re-referred to Committee on Ways and Means

NISBET, Chairman

Above reported resolution ordered re-referred to the Committee on Ways and Means.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, March 27, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which were referred

Assembly Bill No. 91

Assembly Bill No. 104

Assembly Bill No. 111

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

BRADLEY, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, March 27, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 20

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

BRADLEY, Chairman

Above reported bill ordered to second reading

ASSEMBLY CHAMBER, March 27, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 10

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

BRADLEY, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, March 27, 1958

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

Assembly Concurrent Resolution No. 8

Assembly Concurrent Resolution No. 12

Assembly Concurrent Resolution No. 13

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

MILLER, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, March 27, 1958

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

Senate Concurrent Resolution No. 2

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

MILLER, Chairman

Above reported resolution ordered on file.

Committee on Education

ASSEMBLY CHAMBER, March 27, 1958

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

Assembly Bill No. 101

Assembly Bill No. 63

Assembly Bill No. 105

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

DOYLE, Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, March 27, 1958

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

Assembly Concurrent Resolution No. 18

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

DOYLE, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, March 27, 1958

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

Assembly Bill No. 95

Assembly Bill No. 103

Has had the same under consideration, and reports the same back with the recommendation: That the bills be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

DOYLE, Chairman

Bills ordered filed; and the subject matter ordered referred to the Committee on Rules.

ASSEMBLY CHAMBER, March 27, 1958

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

Senate Bill No. 27

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to the Committee on Ways and Means.

DOYLE, Chairman

Above reported bill ordered re-referred to the Committee on Ways and Means.

ASSEMBLY CHAMBER, March 27, 1958

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

Senate Bill No. 11

Senate Bill No. 26

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

DOYLE, Chairman

Above reported bills ordered to second reading.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 27, 1958

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

Assembly Bill No. 45

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, March 27, 1958

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

Assembly Bill No. 1

Assembly Bill No. 86

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, March 27, 1958

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

Assembly Constitutional Amendment No. 4

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 27, 1958

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

Assembly Concurrent Resolution No. 8

Assembly Concurrent Resolution No. 13

Assembly Concurrent Resolution No. 12

Assembly Concurrent Resolution No. 18

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolutions ordered on file.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for unanimous consent that Rule 71 be suspended for the purpose of placing bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

Mr. Hawkins withheld unanimous consent if amendments from the floor were to be included in the request.

Since only committee amendments were included, Mr. Hawkins withdrew his objection to granting unanimous consent.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

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 amending Section 3 of Article IV thereof, relating to the term of office of Members of the Assembly.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 1, line 10, of the printed measure, strike out "1960", and insert "1958".

Amendment No. 2

On page 2, line 2, strike out "1960", and insert "1958".

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Bill No. 91—An act to amend Section 26361 of the Government Code, relating to the leasing of concessions in county revenue bond projects.

Bill read second time, and ordered engrossed.

Assembly Bill No. 104—An act to amend Sections 32130, 32202, and 32203 of, and to add Section 32135 to, the Health and Safety Code, relating to local hospital districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 111—An act to amend Section 43601 of the Government Code, relating to the purposes for which cities may incur bonded indebtedness.

Bill read second time, and ordered engrossed.

Assembly Bill No. 101—An act to add Section 13831.5 to the Education Code, relating to salaries of certificated employees of school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered engrossed.

Assembly Bill No. 63—An act to amend Section 2421.5 of the Education Code, relating to school districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 105—An act to add Section 10057 to the Education Code, relating to science education programs.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 20—An act to amend Section 54309 of the Government Code, relating to the issuance of revenue bonds by local agencies.

Bill read second time, and ordered to third reading.

Senate Bill No. 10—An act to amend Sections 3.1, 4, and 22 of, and to add Section 30.2 to, the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to petitions for organization of districts, notices of hearing on elections, payments of bonds from assessments, levy of assessments, manner of levies, maximum amounts and purposes of assessment, and compensation of directors, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Municipal and County Government:

Amendment No. 1

On page 3, line 3, of the printed bill, as amended in the Senate on March 24, 1958, strike out the first "the", and insert "an".

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

Senate Bill No. 11—An act to appropriate thirty million dollars (\$30,000,000) to be expended pursuant to Section 7741 of the Education Code, relating to school district public works, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 26—An act to validate the organization and acts of unified school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 26, 1958

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

Assembly Concurrent Resolution No. 19

J. A. BEBK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, March 26, 1958

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

Senate Constitutional Amendment No. 1

J. A. BEBK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms and conditions under which such grants and loans to school districts shall be made and repaid

Referred to Committee on Constitutional Amendments.

RE-REFERENCE OF BILLS PURSUANT TO RULE 64

On advice of the Legislative Counsel, and pursuant to Rule 64, the Speaker ordered the following bill re-referred to the Committee on Ways and Means:

Assembly Bill No. 86.

LEAVES OF ABSENCE FOR BALANCE OF THE DAY

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

Mr. Hansen, on motion of Mr. Belotti

Mr. Wilson, on motion of Mr. Hawkins

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Sumner asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Constitutional Amendment No. 7 for hearing in the Committee on Ways and Means this afternoon.

CONSIDERATION OF DAILY FILE**THIRD READING OF ASSEMBLY BILLS**

Assembly Bill No. 49—An act to add Section 623.1 to the Vehicle Code, relating to vehicles only incidentally moved over a highway.

Bill read third time.

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

AYES—Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Grant, Hanna, Hawkins, Hegland, Johnson, Kloksiem, Lanterman, Levering, Lowrey, Luckel, Marsh, McCollister, Meyers, Miller, Mulford, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrader, Sedgwick, Shell, Sumner, Theln, Weinberger, and Winton—55.

NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Names Be Placed Upon Roll Call

Messrs. Busterud and Frew asked for, and were granted, unanimous consent that their names be placed upon the roll call on Assembly Bill No. 49, and that they be recorded as voting "Aye."

Assembly Bill No. 2—An act to amend Section 54 of, and to add Sections 55, 295.5, 680.5, and 680.6 to, the Vehicle Code, relating to school busses.

Bill read third time.

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

AYES—Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Grant, Hanna, Hawkins, Hegland, House, Johnson, Kloksiem, Lanterman, Levering, Lowrey, Luckel, Marsh, McCollister, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrader, Sedgwick, Shell, Sumner, Theln, Unruh, Weinberger, and Winton—58.

NOES—None

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Name Be Placed Upon Roll Call

Mr. Unruh asked for, and was granted, unanimous consent that his name be placed upon the roll call on Assembly Bill No. 2, and that he be recorded as voting "Aye."

Assembly Bill No. 22--An act to add Sections 33.5 and 372.4 to, and to amend Section 370 of, the Vehicle Code, relating to the definition of and registration of station wagons.

Bill read third time

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

Ayes--Bruce E. Allen, Anderson, Backstrand, Belotti, Bradley, Britschgi, Brown, Burton, Combs, Crawford, Crown, Cusanovich, Dahl, Doyle, Francis, Frew, Gaffney, Ernest T. Geides, Grant, Hegland, House, Johnson, Kelly, Kilpatrick, Launerman, Levering, Lowrey, Luckel, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, O'Connell, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Winton, and Mr. Speaker--13.

Nays--Beaver, Bee, Biddick, Bonelli, Burke, Busterud, Collier, Cunningham, Davis, Dills, Erwin, Samuel H. Geddes, Klocksiem, Marsh, Munnell, Nisbet, Porter, and Wemberger--18.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 2.38 p.m., Hon. L. U. Lincoln, Speaker of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO. 6 FROM COMMITTEE

Mr. Burton asked for, and was granted, unanimous consent to take up his notice of motion to withdraw Assembly Concurrent Resolution No. 6 from committee.

MOTION TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO. 6 FROM COMMITTEE

In compliance with a notice given on a previous day, Mr. Burton moved that Assembly Concurrent Resolution No. 6 be withdrawn from the Committee on Rules and be placed upon the file.

Point of Order

Mr. Kelly arose to the following point of order: That Mr. Burton is not speaking to the question.

Ruling by Speaker

The Speaker ruled the point of order well taken.

Point of Order

Mr. Kelly arose to the following point of order: That Mr. Munnell is not speaking to the question.

Ruling by Speaker

The Speaker ruled the point of order well taken.

Demand for Previous Question

Messrs. Mulford, Belotti, Klocksiem, Burke, and Backstrand demanded the previous question.

Demand for previous question sustained.

The question being on the motion that Assembly Concurrent Resolution No. 6 be withdrawn from the Committee on Rules, and be placed upon the file.

Roll Call Demanded

Messrs. Burton, Unruh, and Munnell demanded a roll call.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Burton 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 absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT****TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108**

Mr. Klockslem asked for, and was granted, unanimous consent that Assembly Rule No. 108 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)**Request for Unanimous Consent**

Mr. Lowrey asked for, and was granted, unanimous consent to take up House Resolution No. 21, at this time.

CONSIDERATION OF HOUSE RESOLUTION NO. 21

By Messrs. Lowrey, Samuel R. Geddes, Rumford, Brown, Miss Donahoe, Messrs. Britschgi, Dahl, Bee, MacBride, Mrs. Davis, Messrs. Mulford, and Lindsay:

**House Resolution No. 21
Relative to James Corley**

WHEREAS, The Members of the Assembly have recently learned of the illness of James H. Corley; and

WHEREAS, Jim has been on the staff of the business office of the University of California in Berkeley since shortly after his graduation from the university in 1926; and

WHEREAS, Since 1948 he has been vice president in charge of business affairs and has proved to be an extremely competent administrator; and

WHEREAS, He has been of great assistance to the legislators in past sessions with his lucid explanations of the intricacies of the university budget; now, therefore, be it

Resolved by the Assembly of the State of California, That the members wish Jim a speedy recovery from his present illness, and hope to see him back at the university in a very short time and again have the benefit of his assistance in future budget matters; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to James H. Corley.

(Record expunged, action rescinded on above resolution. A J., p 307.)

CONSIDERATION OF HOUSE RESOLUTION NO. 13

By Messrs. Johnson, Don A. Allen, Grant, Klockslem, and Thomas:

House Resolution No. 13**Relative to congratulating George H. Moore**

WHEREAS, This Assembly of the California Legislature has learned of the recent retirement of George H. Moore, at the age of 86, from a long career of public service to the people of the State of California; and

WHEREAS, This devoted public servant served as a City Councilman in the City of Los Angeles for four terms; and

WHEREAS, He was at one time in his long and distinguished career District Attorney of San Benito County and a Justice of the Peace and City Attorney in Hollister; and

WHEREAS, He was Secretary of the Wilmington Chamber of Commerce for 20 years and played an important part in the development of the Los Angeles Harbor; and

WHEREAS, He was a member of the Harbor Commission and Public Utilities and Transportation Commission of the City of Los Angeles for many years; now, therefore, be it

Resolved by the Assembly of the State of California, That the gratitude of the Assembly of the California Legislature be hereby expressed to George H. Moore for his long and devoted service to the people of this State; and be it further

Resolved, That the best wishes of this Assembly be extended to George H. Moore for long and happy years of richly deserved retirement; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit a suitably prepared copy of this resolution to George H. Moore.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 14

By Miss Donahoe and Mr. Kelly:

House Resolution No. 14

Relative to congratulating Mrs. Mary Engle Lavers

WHEREAS, American Legion Post 26 of Bakersfield has selected as Bakersfield's Outstanding Citizen of 1958 Mrs. Mary Engle Lavers; and

WHEREAS, Mrs. Lavers is the daughter of a pioneer Kern County family, her grandparents having crossed the plains in a covered wagon to settle in California; and

WHEREAS, Mrs. Lavers commenced her career as a school teacher at the Linns Valley Glenville School in 1904, and in those early days was obliged to either drive a horse and buggy or ride horseback to work; and

WHEREAS, During the course of her 36 years as a teacher Mrs. Lavers taught also at the Aztec and Granite Schools, the Lowell School in Bakersfield, the Greenhorn School and the Blake School, and from 1925 until her retirement in 1948 served as principal of the William Penn School in Bakersfield; and

WHEREAS, This distinguished lady also gave most generously of her time and talents to the Presbyterian Church, the Pioneer Cow Belles, and the Beta Kappa Gamma honorary educational society for women, and served as President of the Bakersfield Business and Professional Women's Club, President of the Retired Teachers Club, and Secretary of the Kern County Probation Board; and

WHEREAS, Mrs. Lavers was active in the prevention of juvenile delinquency, and was honored for her work in this field by the naming after her of a home for girls; and

WHEREAS, In addition to her numerous other activities Mrs. Lavers is also a homemaker and a mother, whose children all served in World War II; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Legislature do hereby join the numerous friends and admirers of Mrs. Mary Engle Lavers in congratulating her on her selection as Bakersfield's Outstanding Citizen of 1958; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to Mrs. Mary Engle Lavers, and to her children and grandchildren.

Resolution read, and adopted.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 9—An act to add Sections 33.5 and 372.4 to the Vehicle Code, relating to registration of station wagons.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Burke, Buserud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Kloeksien, Lanterman, Lowrey, Luckel, Marsh, Masterson, McCollister, McMullan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Winton, and Mr. Speaker—63.

NOES—None.

Bill ordered transmitted to the Senate.

**Request for Unanimous Consent That Assembly Constitutional
Amendment No. 6 Hold Place on File**

Mr. McCollister was granted unanimous consent that Assembly Constitutional Amendment No. 6 be passed on file, and hold its place on file on the next legislative day.

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms and conditions under which such grants and loans to school districts shall be made and repaid.

Resolution read.

Amendments Withdrawn

Mr. Gaffney asked for, and was granted, unanimous consent to withdraw amendments, which he had placed across the desk, but which had not been read.

The question being on the adoption of the resolution.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, Winton, and Mr. Speaker—65.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 71—An act to repeal Section 4362 of the Labor Code, relating to workmen's compensation.

Bill read third time.

Request to Place on Inactive File

On request of Mr. Kilpatrick, Assembly Bill No. 71 was ordered placed on the inactive file.

Assembly Bill No. 68—An act to add Section 9004 to the Government Code, relating to Members of the Legislature.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, and Winton—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 69—An act to amend Section 450 of the Government Code, relating to the seat of government of this State, and pro-

viding for a temporary seat of government for use in case of war or enemy caused disaster.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Ewam, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thehn, Unruh, Weinberger, Winton, and Mr. Speaker—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 70—An act to amend Section 23600 of the Government Code, relating to county seats, and providing for temporary county seats for use in case of war or enemy-caused disaster.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Ewam, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thehn, Unruh, Weinberger, Winton, and Mr. Speaker—68.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 73—An act to add Section 12265 to the Government Code, relating to the protection and preservation of essential state records, and making an appropriation therefor.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Ewam, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thehn, Unruh, Weinberger, and Mr. Speaker—66.

NOES—None.

Bill ordered transmitted to the Senate.

COMPLIMENTS EXTENDED

Mr. Lanterman complimented Mr. Kilpatrick on the outstanding and statesmanlike manner in which he has presented his series of bills on disaster legislation.

Mr. Lincoln joined with Mr. Lanterman in expressing appreciation to Mr. Kilpatrick for his presentation of the legislation.

APPRECIATION EXPRESSED

Mr. Kilpatrick expressed his appreciation to Mr. Lindsay, Mr. Lawrence G. Allyn, and all others who had worked with him in the drafting and presentation of the legislation.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 45—An act to amend Section 2189 of the Revenue and Taxation Code, relating to taxes on personal property.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Burke, Burton, Buserud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, Winton, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Assembly Bill No. 82 Hold Place on File

Mr. Miller was granted unanimous consent that Assembly Bill No. 82 be passed on file, and hold its place on file on the next legislative day.

Assembly Bill No. 99—An act making an appropriation for the contingent expenses of the Assembly, to take immediate effect.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Burke, Burton, Buserud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, House, Johnson, Kelly, Klockslem, Lanterman, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrader, Sedgwick, Sumner, Thelin, Unruh, Weinberger, Winton, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Assembly Bill No. 36 Hold Place on File

Mr. Lindsay was granted unanimous consent that Assembly Bill No. 36 be passed on file, and hold its place on file on the next legislative day.

Assembly Bill No. 1—An act to amend Sections 20301 and 20452 of the Education Code, relating to courses of study in state colleges.

Bill read third time.

Motion to Amend

Mr. Collier moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on March 26, 1958, strike out lines 18, 19, and 20.

Amendment read.

Speaker pro Tempore Presiding

At 3:46 p.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

The question being on the adoption of the amendment by Mr. Collier.

Points of Personal Privilege

Mr. Crawford arose on a point of personal privilege.

Mr. Bruce F. Allen arose on a point of personal privilege.

Point of Order

Mr. Lowrey arose to the following point of order: That Mr. Bruce F. Allen is not speaking to a point of personal privilege.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken.

The question being on the adoption of the amendment by Mr. Collier.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Collier, Frew, Gaffney, Holmes, Levering, Lowrey, Masterson, Mulford, Nisbet, Shell, Thelin, Weinberger, and Winton—13.

NOES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hegland, House, Johnson, Klockslem, Lanterman, Luckel, Marsh, McCollister, Meyers, Miller, Munnell, Nielsen, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, and Unruh—49.

The question being on the passage of the bill.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, House, Johnson, Klockslem, Lanterman, Luckel, Marsh, Masterson, McCollister, McMullan, Meyers, Miller, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Sumner, Unruh, and Weinberger—58.

NOES—Collier, Gaffney, Holmes, Levering, Lowrey, Mulford, Shell, Thelin, and Winton—9.

Bill ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 9—Relative to the retirement of John Anson Ford.

Resolution read.

Request for Unanimous Consent That Names of Members Be Placed Upon Illuminated Copy of Assembly Concurrent Resolution No. 9 as Co-authors

Mr. Elliott asked for, and was granted, unanimous consent that the names of members so desiring be placed upon the illuminated copy of Assembly Concurrent Resolution No. 9 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of the illuminated copy of Assembly Concurrent Resolution No. 9:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lowrey, Luckel, Marsh, Masterson, McCollister, McMullan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Unruh, Weinberger, and Winton—68.

NOES—None.

The question being on the adoption of Assembly Concurrent Resolution No. 9.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Bustard, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Dahl, Davis, Dills, Dorchoe, Doyle, Elliott, Ewin, Francis, Gaffney, Ernest R. Geddes, Samuel J. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksen, Lanterman, Levering, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Patten, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Tarruh, Weinberger, and Winton—68.
NOES—None.

Resolution ordered transmitted to the Senate.

POINT OF PERSONAL PRIVILEGE

Mr. Crawford arose on a point of personal privilege.

ANNOUNCEMENTS

Mr. Crawford announced that the packages of canned tuna placed on the members' desks today were presented through the courtesy of the Tuna Fishermen Wives Emergency Committee of San Diego.

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

Mr. Bruce F. Allen, on behalf of Mr. Lindsay, asked for, and was granted, unanimous consent that a special meeting of the Committee on Conservation, Planning, and Public Works be held tomorrow afternoon, March 28th, at 3 p m.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Bruce F. Allen asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Bills Nos. 8 and 23, Assembly Concurrent Resolution No. 14, and Assembly Bills Nos. 109, 110, and 112 for hearing in the Committee on Conservation, Planning, and Public Works, tomorrow, March 28th, at 3 p m.

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

Mr. Doyle asked for, and was granted, unanimous consent to hold a special meeting of the Committee on Education this afternoon, on adjournment.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

The following members asked for, and were granted, unanimous consent that Rule 58 be suspended for the purpose of setting bills for hearing in committees.

On request of Mr. Doyle, to hear House Resolution No. 26, Assembly Bills Nos. 32 and 108, and Assembly Concurrent Resolution No. 20 in the Committee on Education this afternoon.

On request of Mr. Weinberger, to hear Assembly Bill No. 66 in the Committee on Government Organization on adjournment today in Room 4168.

On request of Mr. Elliott, to hear Senate Constitutional Amendment No. 1 in the Committee on Constitutional Amendments on adjournment Monday, March 31st.

**REQUEST FOR UNANIMOUS CONSENT THAT NAMES BE PLACED
UPON ROLL CALL ON ASSEMBLY BILL NO. 49**

Messrs. Meyers and O'Connell asked for, and were granted, unanimous consent that their names be placed upon the roll call on Assembly Bill No. 49, and that they be recorded as voting "Aye".

**REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED
UPON ROLL CALL ON ASSEMBLY BILL NO. 2**

Mr. O'Connell asked for, and was granted, unanimous consent that his name be placed upon the roll call on Assembly Bill No. 2, and that he be recorded as voting "Aye".

RESOLUTIONS

The following resolutions were offered:

By Messrs. Anderson and Burke:

House Resolution No. 27

Relative to the retirement of Dr. Dan T. Williams

WHEREAS, Dr. Dan T. Williams is retiring in 1958 after 23 years in elementary, high school and junior college administration, including 12 years as Superintendent of the Garvey School District, South San Gabriel, California; and

WHEREAS, Under his careful supervision the district has carried out an impressive program of school construction and modernization including extensive classroom additions at all school sites and completion of two new elementary schools; and

WHEREAS, During his administration many special services were added, providing for health and dental examinations, remedial reading and arithmetic classes, speech correction, home teaching services for pupils unable to attend classes, special instruction for mentally retarded children, and complete guidance and testing programs; and

WHEREAS, Dr. Williams, through his progressive and well co-ordinated plan of expansion of school services and physical facilities has made the Garvey School District a model district of which its residents may well be proud; now, therefore, be it

Resolved by the Assembly of the State of California, That the members congratulate Dr. Dan T. Williams on his outstanding achievements and extend their best wishes to him on his retirement; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Dr. Williams.

Resolution read, and ordered referred to the Committee on Rules

By Miss Donahoe:

House Resolution No. 28

Relative to the Tehachapi News

WHEREAS, The Tehachapi News has recently celebrated its Fifteenth Anniversary of weekly publication; and

WHEREAS, In that period it has never missed an issue, even following the 1952 earthquake when its plant was damaged and the publishers of the Arvin Tille and the Ridgecrest Herald very generously printed the issues for two weeks; and

WHEREAS, The Tehachapi News is owned and published by Walter Johnson with the able assistance of his wife and two sons who have contributed much to its successful operation; and

WHEREAS, Tehachapi, which has grown from a little town of 1,500 residents in 1943 to a bustling community of nearly 4,000 population today, may well be proud of its weekly paper which has so capably filled the need for local news coverage and has lent its support to many worthwhile community projects; now, therefore be it

Resolved by the Assembly of the State of California, That the members congratulate Walter Johnson and his family for their 15 years of public service in providing a high quality weekly newspaper for the citizens of Tehachapi; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to cause it a suitably prepared copy of this resolution to Walter Johnson.

Request for Unanimous Consent

Miss Donahoe 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, and adopted unanimously.

PARLIAMENTARY INQUIRY

Mr. Weinberger arose to the following parliamentary inquiry: Were not the members of the Committee on Conference concerning the Budget Bill excused for the day?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative.

Parliamentary Inquiry

Mr. Masterson arose to the following parliamentary inquiry: Are excuses for members still in effect even though they have returned and voted since they were excused?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative.

Parliamentary Inquiry

Mr. Masterson arose to the following parliamentary inquiry: How can the Journals be consistent, if they show members both excused and voting?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that there is nothing in the Rules to prevent such a procedure.

Point of Order

Mr. Weinberger arose to the following point of order: That members who have been excused for the day are not subject to being brought in under a call of the House.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken.

Point of Order

Mr. McCollister arose to the following point of order: That any member who has been excused for the day has the right to return and vote if he so desires.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken.

Parliamentary Inquiry

Mr. Doyle arose to the following parliamentary inquiry: Can members, other than those excused for the day, be returned to the Chamber?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that all members out of the Chamber on passes are subject to being recalled.

Speaker Presiding

At 4.30 p.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO. 6 FROM COMMITTEE

At 4.31 p.m., on motion of Mr. Burton, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to withdraw Assembly Concurrent Resolution No. 6 from committee lost by the following vote:

AYES—Don A. Allen, Anderson, Bee, Belotti, Biddick, Bonelli, Brown, Burton, Crown, Cunningham, Davis, Dills, Donahoe, Elliott, Frew, Gaffney, Samuel R. Geddes, Hanna, Hawkins, House, Kilpatrick, Lowrey, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Thomas, Unruh, and Winton—38.

NOES—Backstrand, Beaver, Bradley, Britschgi, Burke, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Cusanovich, Dahl, Doyle, Erwin, Ernest R. Geddes, Grant, Hegland, Holmes, Johnson, Kelly, Klocksien, Lanterman, Levering, Landsay, Luckel, Mulford, Nielsen, Schrade, Sedgwick, Shell, Sumner, Thelin, Weinberger, and Mr. Speaker—35.

REMARKS ON CONDITION OF THE FILE

Mr. McCollister spoke on the condition of the file.

Mr. Thomas spoke on the condition of the file.

Mr. Chapel spoke on the condition of the file.

ANNOUNCEMENTS

Mr. Porter announced that those members who are interested in the effect of adjournment of the Budget Session without passage of a Budget Bill should read the opinion of the Legislative Counsel which will appear in the Regular (Budget) Session Journal for Thursday, March 27th, in print tomorrow morning.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 27, 1958

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

Assembly Bill No. 63

Assembly Bill No. 104

Assembly Bill No. 91

Assembly Bill No. 105

Assembly Bill No. 101

Assembly Bill No. 111

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bills ordered to third reading.

RESOLUTIONS

The following resolution was offered:

By Messrs. Unruh, Hanna, Anderson, Crawford, Nisbet, Marsh, and Crown:

House Resolution No. 29

Relating to discrimination in employment

WHEREAS, There is widespread discrimination against older workers in our economy; and

WHEREAS, This discrimination works particular hardships upon thousands of older workers during times of recession such as we are presently suffering from; and

WHEREAS, This discrimination represents a vast waste of qualified manpower and talent; and

WHEREAS, This discrimination tends to violate the dignity of older workers and reduce them to the status of second-class citizens; now, therefore, be it

Resolved by the Assembly of the State of California. That the Members of the Assembly respectfully memorialize the President, the Government Contract Committee, and the President's Committee on Government Employment Policy to take

appropriate action to prevent discrimination in employment because of age; 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 Government Contract Committee, to the President's Committee on Government Employment Policy, and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and ordered referred to the Committee on Finance and Insurance.

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

The following resolutions were offered:

Assembly Concurrent Resolution No. 24: By Mr. Bradley—Relative to augmenting the funds of the Joint Interim Committee on Law Revision.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 25: By Mrs. Davis, Messrs. Winton, Lowrey, Bee, Biddick, Brown, Busterud, Miss Donahoe, Messrs. Doyle, Grant, Meyers, Rumford, and Sedgwick—Relative to the continuation of the experimental program of establishment of road-side rests.

Referred to Committee on Conservation, Planning, and Public Works.

Assembly Joint Resolution No. 5: By Messrs. Unruh, Cunningham, Crown, Crawford, Anderson, Dills, Elliott, Hanna, Hawkins, House, Marsh, McCollister, Meyers, Munnell, O'Connell, and Pattee—Relative to discrimination in employment.

Referred to Committee on Finance and Insurance.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 27, 1958

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

Assembly Bill No. 62

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, March 27, 1958

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 amendments.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, March 27, 1958

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

Senate Bill No. 31

Senate Bill No. 32

Senate Bill No. 35

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 31—An act to amend Section 7719 of the Education Code, relating to school district building aid, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 32—An act to amend Section 7705, and to repeal Section 7705.1, of the Education Code, relating to state school building aid.

Referred to Committee on Education.

Senate Bill No. 35—An act to repeal Section 7633 of, and to add Section 7638 to, the Education Code, relating to apportionments of state school construction funds.

Referred to Committee on Education.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Announcements were made of the meetings of the committees scheduled for this date as set forth in the Daily File and Daily History.

ADJOURNMENT

At 4.42 p m., on motion of Mr. McCollister, the Speaker declared the Assembly adjourned until 10:30 a.m., Friday, March 28, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

EIGHTEENTH LEGISLATIVE DAY

TWENTY-FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Friday, March 28, 1958

The Assembly met at 10.19 a.m.

Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohninus at the desk.

ROLL CALL

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

Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brutschi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Cooldge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lantelman, Levering, Lowrey, Luckel, MacBride, Marsh, Master-son, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Winton, and Mr. Speaker--73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Almighty and Everlasting God, the Source of All Knowledge and the Author of All Wisdom, Make us wise enough to realize how little we know. Grant that we may appreciate the value of education; but help us also to understand that education is a two-edged sword; in the hands of moral men it can carve out progress and peace, but when wielded by demons it only makes more clever and efficient the accomplishment of their evil purposes. Grant that as we seek to train the minds of men, we may not forget the needs of their souls. Cleanse the hearts of men, O Lord, that their intellects may build a better world and a happier generation; through Christ, our Lord.—AMEN.

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. Henderson, on motion of Mr. Conrad.

Mr. Stewart, on motion of Mr. Conrad.

Mr. Don A. Allen, on motion of Mr. Conrad.

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

Mr. Coolidge, on motion of Mr. Conrad.

Mr. Lindsay, on motion of Mr. Conrad.

Mr. Rees, on motion of Mr. Conrad.

Mr. McCollister, on motion of Mr. Conrad.

Mr. Wilson, on motion of Mr. Hawkins.

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

The following resolution was offered:

Assembly Joint Resolution No. 6: By Messrs. Bruce F. Allen and Henderson—Relative to the proposal of the Secretary of the Interior for construction and operation of the power facilities of the Trinity River Diversion by the Pacific Gas and Electric Company.

Referred to Committee on Conservation, Planning, and Public Works.

RESOLUTIONS

The following resolution was offered:

By Mr. Levering:

House Resolution No. 30

Relative to the Metropolitan Government Symposium

WHEREAS, The Metropolitan Government Symposium is to be held in Los Angeles on April 8, 1958, under the sponsorship of the State and Local Government Committee of the Los Angeles Chamber of Commerce; and

WHEREAS, The purpose of the symposium is to provide a forum for the presentation and exchange of facts, information and ideas on present day metropolitan government; and

WHEREAS, The exploration of this subject is especially timely since in the past year there has been considerable discussion as to overlapping governmental services and possible savings to be effected through adoption of a metropolitan structure of government; and

WHEREAS, The Los Angeles Chamber of Commerce is concerned with providing the best, most responsive, and economical local government possible for a rapidly growing population; and

WHEREAS, The symposium is scheduled to include a presentation of the experiences of new metropolitan governments now in operation in Toronto, Canada, and Dade County, Florida, together with studies, facts and opinions by competent speakers on the situation in Southern California; now, therefore, be it

Resolved by the Assembly of the State of California, That the members take this opportunity to direct the attention of the people of this State to the Metropolitan Government Symposium to be held in Los Angeles on April 8, 1958, and congratulate the sponsors of the symposium for the excellent program they have arranged, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to James L. Beebe, General Chairman of the State and Local Government Committee of the Los Angeles Chamber of Commerce

Resolution read, and ordered referred to Committee on Municipal and County Government.

REPORTS OF STANDING COMMITTEES**Committee on Transportation and Commerce**

ASSEMBLY CHAMBER, March 27, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Concurrent Resolution No. 11

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

LUCKEL, Chairman

Above reported resolution ordered engrossed

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 28, 1958

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

Assembly Concurrent Resolution No. 11

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 28, 1958

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

Assembly Constitutional Amendment No. 8

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, March 28, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 100

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

DAHL, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, March 28, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 102

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee

DAHL, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, March 28, 1958

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

House Resolution No. 17

House Resolution No. 20

House Resolution No. 18

House Resolution No. 22

House Resolution No. 19

House Resolution No. 25

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

MILLER, Chairman

Above reported resolutions ordered on file.

ASSEMBLY CHAMBER, March 28, 1958

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

Assembly Concurrent Resolution No. 16

Assembly Concurrent Resolution No. 21

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

MILLER, Chairman

Above reported resolutions ordered engrossed.

Committee on Education

ASSEMBLY CHAMBER, March 28, 1958

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

Assembly Concurrent Resolution No. 20

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and be re-referred to the Committee on Rules.

DOYLE, Chairman

Above reported resolution ordered re-referred to the Committee on Rules.

Committee on Rules

ASSEMBLY CHAMBER, March 28, 1958

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

Assembly Concurrent Resolution No. 20

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

MILLER, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 28, 1958

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 amendments with the recommendation: Amend, and be adopted, as amended.

MILLER, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 28, 1958

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

Assembly Joint Resolution No. 3

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

MILLER, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, March 28, 1958

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.

MILLER, Chairman

Above reported resolution ordered engrossed.

RE-REFERENCE OF BILLS PURSUANT TO RULE 64

On advice of the Legislative Counsel, and pursuant to Rule 64, the Speaker ordered the following bill re-referred to the Committee on Ways and Means:

Senate Bill No. 11.**REQUEST FOR UNANIMOUS CONSENT**

Mr. Buserud asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 4, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 4

Assembly Joint Resolution No. 4—Relative to memorializing the Congress of the United States to enact legislation to extend the unemployment insurance benefit period, increase the benefit amounts, and

make other necessary changes in the law to increase the effectiveness of the unemployment insurance program.

Resolution read.

Request for Unanimous Consent to Suspend Rule 96

Mr. Busterud asked for, and was granted, unanimous consent that Rule 96 be suspended to permit adoption of an amendment adding names of members as co-authors on Assembly Joint Resolution No. 4.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In the heading of the printed measure, before "and", insert "Hawkins, McMillan, Wilson, Burton, Chapel, Kilpatrick, Masterson, Meyers, Munnell, O'Connell, Thomas".

Amendment No. 2

On page 1, strike out lines 1 through 23, inclusive, and on page 2, strike out lines 1 through 13, inclusive, and insert

"WHEREAS, The economy of the Nation is currently undergoing an economic readjustment which has resulted in an increase in unemployment among the Nation's working population; and

WHEREAS, The unemployment insurance program was originally conceived as a means of alleviating the hardship of those who are temporarily unemployed, and for that purpose the present 26-week benefit period has been generally adequate, and

WHEREAS, In the present economic situation this 26 week benefit period is resulting in the exhaustion of benefit entitlement for an increasing number of workers at a time when it is important to maintain purchasing power and production at high levels; and

WHEREAS, The President of the United States, in a special message issued on March 25, 1958, has recommended that Congress enact legislation to extend the unemployment insurance benefit period and thus provide additional benefit amounts through federal assistance; and

WHEREAS, Legislation has been introduced in the Eighty-fifth Congress by a number of distinguished members thereof to this same end; now, therefore, be it

Resolved by the Assembly and Senate of the State of California, jointly, That the Legislature of the State of California respectfully memorializes the Congress of the United States to enact legislation to provide emergency benefits to supplement unemployment insurance benefits substantially beyond the present 26-week benefit period, such supplemental benefits to be financed by a grant of federal funds; and be it further".

Amendment No. 3

On page 2, line 20, strike out "Secretary of the Senate", and insert "Chief Clerk of the Assembly".

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 26, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Miller, Gibson, and Busch as a Committee on Conference concerning:

Assembly Bill No. 35—An act to add Article 275 (commencing with Section 74610) to Chapter 10 of Title 8 of the Government Code, relating to the municipal court in San Pablo Judicial District which includes the City of San Pablo

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
REPORT OF COMMITTEE ON CONFERENCE**

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, March 26, 1958

MR. SPEAKER. The Committee on Conference concerning:

Assembly Bill No. 35 (as amended in the Senate on March 24, 1958)—An act to add Article 27.5 (commencing with Section 74610) to Chapter 10 of Title 8 of, to amend Sections 73583, 73585, 73586, to repeal Sections 73587 and 73588 of, and to add Sections 73588 and 73590 to, the Government Code, relating to the municipal courts of Contra Costa County;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following: That the amendments of the Senate be concurred in, and that the bill be further amended as follows:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Senate on March 24, 1958, strike out "Sections 73587 and", and insert "Section".

GEORGE MILLER, JR.

JAMES E. BUSCH

LUTHER E. GIBSON

S. C. MASTERSON

P. BURTON

D. D. DOYLE

Senate Committee on Conference

Assembly Committee on Conference

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

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Britschgi, Brown, Busterud, Chapel, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Holmes, House, Johnson, Kilpatrick, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Thelm, Thomas, Weinberger, Winton, and Mr. Speaker—53.

NOES—None.

PARLIAMENTARY INQUIRY

Mr. Lowrey arose to the following parliamentary inquiry: Why was Assembly Bill No. 82 referred to the Committee on Rules?

Reply by Speaker

The Speaker replied that the bill was so referred because the Joint Interim Committee on Rules, which is comprised of the Committees on Rules of both houses, has been studying the question; but that any member may move that the bill be re-referred to another committee at the proper time.

Motion to Re-refer

Mr. Lowrey moved that Assembly Bill No. 82 be re-referred to the appropriate committee.

Motion ruled not in order.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS**

Assembly Bill No. 91—An act to amend Section 26361 of the Government Code, relating to the leasing of concessions in county revenue bond projects.

Bill read third time.

Speaker pro Tempore Presiding

At 10.30 a.m., Hon Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

The question being on the passage of the bill.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, House, Johnson, Kilpatrick, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, and Weinberger—60.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 111—An act to amend Section 43601 of the Government Code, relating to the purposes for which cities may incur bonded indebtedness.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hegland, Holmes, House, Johnson, Kilpatrick, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, and Winton—63.

NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent to Strike Assembly Bill No. 90 From File

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent that Assembly Bill No. 90 be stricken from the file.

Assembly Concurrent Resolution No. 8—Relative to Invest in America Week.

Resolution read, and adopted

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON ROLL CALL ON CONFERENCE REPORT ON ASSEMBLY BILL NO. 35

Mr. Weinberger asked for, and was granted, unanimous consent that his name be placed upon the roll call on the Conference Committee report concerning Assembly Bill No. 35, and that he be recorded as voting "Aye."

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Concurrent Resolution No. 12—Relative to the dedication of Meadows Field Terminal.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 101—An act to add Section 13831.5 to the Education Code, relating to salaries of certificated employees of school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thomas, Unruh, Weinberger, and Winton—67

NOES—None

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thomas, Unruh, Weinberger, and Winton—67.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 63—An act to amend Section 2421.5 of the Education Code, relating to school districts.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kilpatrick, Klocksiem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, and Winton—66.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 105—An act to add Section 10057 to the Education Code, relating to science education programs.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Weinberger, and Winton—66.

NOES—None

Bill ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 18—Relative to school districts affected by increased enrollments due to state construction projects.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 104—An act to amend Sections 32130, 32202, and 32203 of, and to add Section 32135 to, the Health and Safety Code, relating to local hospital 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—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—64.

NOES—None.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—64.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Doyle asked for, and was granted, unanimous consent to introduce a concurrent resolution, at this time.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 26: By Messrs. Doyle and Masterson—Welcoming the National Confectioners' Association.

Request for Unanimous Consent

Mr. Doyle asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 26, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 26

Assembly Concurrent Resolution No. 26—Welcoming the National Confectioners' Association.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Schrade, Hegland, Luckel, and Crawford:

House Resolution No. 31

Relative to congratulating the tunafish industry on its achievements in the development of new methods of processing tunafish for public consumption

WHEREAS, The tunafish industry has always been noted for its activities and achievements in improving the quality, usefulness, and food value of its nourishing and delectable products; and

WHEREAS, These practices and policies of self-help by improvement of the quality of product have resulted over the years in a continuous increase in consumer demand for tunafish, all of which has served to make the tunafish industry one of the leading food processing industries in the State and has been an important factor in sustaining the fishing industry, thereby contributing to the economic well-being of persons and firms engaged in the processing and fishing industries and of the State as a whole; and

WHEREAS, In recent months one of the most nourishing and delicious new tunafish preparations ever developed has been placed upon the market in the form of "Tunies," which are made entirely of choice quality tuna filets without "filler" material of any kind, are precooked and are offered to the consumer in the form of the conventional Weiner; and

WHEREAS, The development of "Tunies" was the culmination of more than four years of research and experimentation by Breast-O-Chicken Tuna of San Diego, California; and

WHEREAS, This sensational new product has met with instantaneous success on the consumer market because of its food value, its delicious taste, and the fact that it may be easily prepared in a variety of different ways; and

WHEREAS, The growing popularity of "Tunies" and the great demand which has arisen for them on the part of the consuming public as well as the fact that they have been approved for use by the Armed Forces of the United States, and are being served by many of the finest hotels and restaurants, have necessitated a substantial increase in plant facilities devoted to their production, and have resulted in the establishment, in the San Diego area, of at least one new firm specializing in their production; now, therefore, be it

Resolved by the Assembly of the State of California, That the Tuna Fish Industry of California, and particularly Breast-O-Chicken Tuna of San Diego, is congratulated and commended for the outstanding work and accomplishments which have so effectively increased the value of and demand for its products and have so materially contributed to the economic growth of California; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send suitably prepared copies of this resolution to the President of Breast-O-Chicken Tuna, and to Mr. C. A. Smith of San Diego.

Request for Unanimous Consent

Mr. Schrade asked for, and was granted, unanimous consent to take up House Resolution No. 31, 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, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Luckel, MacBride, Marsh, Masterson, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, and Weinberger—62.

NOES—Lowrey—1.

ANNOUNCEMENT

Mr. Schrade announced that the packages of "Tunie" placed on the members' desks were presented through the courtesy of the Tuna Fishing Industry of San Diego.

ASSEMBLY BILL NO. 82 PLACED ON THE INACTIVE FILE

On motion of Mr. Miller, **Assembly Bill No. 82** was withdrawn from the active file, and placed upon the inactive file.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Conrad asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal:

OPINION OF LEGISLATIVE COUNSEL

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, March 26, 1958

Hon. Charles J. Conrad
Assembly Chamber

Action Concerning Bill Outside Scope of Special Session—No. 2389

DEAR MR. CONRAD: You have asked what objection can be made on the floor of the Assembly, and what is the proper ruling, with respect to a bill outside the scope of a special session, (1) at the time of introduction of the bill, (2) when it is in possession of the committee to which it has been referred, and (3) when the bill has been reported out of committee and is on file.

Section 9 of Article V of the California Constitution of course provides that the Legislature has no power to "legislate" at a special session on subjects not specified in the Governor's Proclamation convening the session.

The manner in which an objection that a bill is outside the scope of the session should be raised and the ruling to be made are not dealt with in the Constitution, statutes, Joint Rules or Assembly Rules. However, Assembly Rule No. 8 provides that "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," and while Mason's Manual does not explicitly deal with each aspect of the problem you present, it provides some assistance in answering your question.

As to all of the situations described in your question Mason's Manual indicates that as an objection that a bill is outside the scope of the session goes to constitutionality, the presiding officer would not have the right to rule on the matter, but rather it would be for the House to rule (Mason's Manual, 1953 Ed., Sec. 242; and see Vol. 8, Cannon's Precedents, Sec. 2225).

After a bill is first read by the Clerk, it is deemed to be in the possession of the Assembly (A.R. 101). At that point we believe any member could raise the point that the bill is outside the scope of the session. This question should be submitted to the House, and the question would be open fully to debate (Mason's Manual, 1953 Ed., Sec. 245). If desired, a ruling could be delayed pending research on the precedents and receipt of requested advice (Mason's Manual, 1953 Ed., Sec. 244). It would, of course, be necessary that the debate be closed by vote on the point of order. If the House rules that the bill is outside the scope of the session, it could be moved that the bill be stricken

from the file, or be tabled, or that its consideration be postponed indefinitely.

In the second situation you refer to, it would be necessary that the bill be brought before the House for disposition. Accordingly, it would be appropriate to move that the bill be withdrawn from committee and be stricken from the file, tabled, or postponed indefinitely, as the case may be. This motion, in our opinion, would appropriately be made at that stage in the order of business at which motions and resolutions may be considered (see A.R. 45, A.R. 103).

When the bill has been reported out of committee it would appear on the second reading file, and when it is read the second time, it would be proper to raise the point that the bill is outside the scope of the session. Here, too, as in the situation where the point is raised on first reading, the question would be open to full debate and the House would decide the question by its vote, and if the House rules that the bill is outside the scope of the session, it could be moved that the bill be stricken from the file, or be tabled, or that its consideration be postponed indefinitely.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By TERRY L. BAUM, Deputy.

ASSEMBLY BILL NO. 71 WITHDRAWN FROM INACTIVE FILE

On request of Mr. Kulpatrik, **Assembly Bill No. 71** was withdrawn from the inactive file, and placed upon the third reading file.

ANNOUNCEMENTS

Mr. Backstrand announced a meeting of the Joint Committee on Highways on Tuesday, April 1st, at 3 p.m., in Room 4203; at which time the Automotive Safety Foundation will make a presentation of its study on highway operations.

Mr. Porter announced a meeting of the Southern California Delegation at 1.30 p.m. this afternoon in Room 5168.

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

Mr. Lowrey asked for, and was granted, unanimous consent to hold a special meeting of the Committee on Ways and Means on recess.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Lowrey asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 86 for hearing in the Committee on Ways and Means today.

Speaker Presiding

At 11.10 a.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

The following members asked for, and were granted, unanimous consent that Rule 58 be suspended for the purpose of setting bills for hearing in committees as follows:

On request of Mr. Unruh, to hear Assembly Concurrent Resolution No. 23 in the Committee on Conservation, Planning, and Public Works this afternoon.

On request of Mr. Francis, to hear Assembly Bill No. 113 in the Committee on Military and Veterans Affairs this afternoon.

On request of Mrs. Davis, to hear Assembly Concurrent Resolution No. 25 in the Committee on Conservation, Planning, and Public Works this afternoon.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Meyers asked for, and was granted, unanimous consent that the following Progress Report of the Special Assembly Committee on Legislative Representation be ordered printed in the Journal:

LETTER OF TRANSMITTAL

SPECIAL ASSEMBLY COMMITTEE ON
LEGISLATIVE REPRESENTATION, March 28, 1958

Hon. L. H. Lincoln

Speaker of the Assembly

Assembly Chamber, State Capitol

DEAR SIR: I am submitting herewith Progress Report of the Special Assembly Committee on Legislative Representation for consideration of the Members of the Assembly.

Your committee requests that this Progress Report be appropriately inserted in the Assembly Daily Journal.

Respectfully submitted,

CHARLES W. MEYERS, Chairman

**PROGRESS REPORT OF THE SPECIAL ASSEMBLY COMMITTEE
ON LEGISLATIVE REPRESENTATION**

This committee, pursuant to the duties with which it is charged by the Standing Rules of the Assembly and Section 9909 of the Government Code, has reviewed the statements, letters of authorization, and monthly reports of the persons hereinafter named, and where necessary, has made investigation and your committee has found with respect to all of the persons named in this report that each is of good moral character, has complied with the provisions of Chapter 8, Part 1, Subdivision 2, Title 2, of the Government Code, and unless good cause to the contrary is shown, is entitled to have this committee grant to him a certificate of registration as legislative advocate. Accordingly, not less than five days after the filing of this report, unless in the meantime good cause for not doing so appears, your committee will grant certificates of registration as legislative advocate to the following-named persons:

Bierly, Sidney H., 475 Huntington Drive, San Marino
California Fertilizer Assn.

Eldon, Charles A., 60 West 41st Ave., San Mateo
 West Coast Electronic Manufacturers Assn.
 Fee, Rufus S., 306 West Third St., Los Angeles
 Metropolitan Water District of Southern California
 Hoffman, Verne W., Rt. 1, Box 200, Acampo
 California Correctional Officers Assn.
 Lincoln, Chester C., 2421 Ridgeway Road, San Marino
 Merchants & Manufacturers Assn. of Los Angeles
 Marrs, Ralph E., 60 West 41st Ave., San Mateo
 West Coast Electronic Manufacturers Assn.
 O'Hara, John F., 530 West Sixth St., Los Angeles
 Todd Shipyards Corporation
 Spring, Gardiner W., Jr., 241 1/2 North Larchmont Blvd., Los Angeles
 Associated Subcontractors of Southern California, Inc.
 Wickliffe, Leonard M., 14317 Esther Drive, San Jose
 California State Legislative Committee, Order of
 Railway Conductors & Brakemen
 Will, Arthur J., 458 South Spring St., Los Angeles
 California Portland Cement Co.
 Monolith Portland Cement Co.
 Riverside Cement Co.
 Southwestern Portland Cement Co.

EXPLANATION OF ABSENCE ON MARCH 27, 1958

March 28, 1958

It was necessary for me to be absent from the Assembly Chamber for part of yesterday afternoon's session in order to present three bills, Assembly Bill 54, Assembly Bill 55, and Assembly Bill 56 to the Senate Revenue and Taxation Committee for recommendations.

LOUIS FRANCIS

RECESS

At 11 13 a m., on motion of Mr. McCollister, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened
 Hon. L. H. Lincoln, Speaker of the Assembly, presiding.
 Chief Clerk Arthur A. Ohninus at the desk.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

CONGRESS OF THE UNITED STATES
 HOUSE OF REPRESENTATIVES
 WASHINGTON, D. C., March 24, 1958

*Mr. Arthur A. Ohninus, Chief Clerk
 3196 State Capitol
 Sacramento, California*

DEAR ARTHUR: Thank you for sending me the copy of Assembly Joint Resolution No. 3 adopted by the California Legislature on March 12th.

In the event you do not have a copy of the bill, H. R. 11378, and the accompanying House Report, I am mailing you copies under separate cover. The legislation was reported from the House Education and Labor Committee on March 13th, is now before the Rules Committee, and it is anticipated that the bill will be brought up on the House floor after the Easter recess of Congress, about April 14th.

With best wishes,

Sincerely,

GLENARD P. LIPSCOMB, Member of Congress

MESSAGES FROM THE GOVERNOR

The following Proclamation of the Governor was received and read:

Proclamation

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA

WHEREAS, The Legislature of the State of California has been called in extraordinary session and has convened on March 4, 1958; and

WHEREAS, On account of extraordinary occasions which have arisen and now exist, it is deemed desirable and necessary to submit additional subjects to the Legislature for consideration; now, therefore,

I, GOODWIN J. KNIGHT, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated March 3, 1958, by adding the following additional purposes thereto, and thereby permitting the Legislature to legislate upon the following subjects, in addition to the subjects specified in the original Proclamation and other items added thereto on March 13, 1958, and March 24, 1958, to wit:

Item No. 49 To consider and act upon legislation to authorize the transfer of state lands within the City of Santa Monica to the City of Santa Monica.

Item No. 50. To consider and act upon legislation relating to the sale of public securities.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twenty-eighth day of March, 1958.

(SEAL)

GOODWIN J. KNIGHT, Governor of California
[ATTEST] FRANK M. JORDAN, Secretary of State
CHAS. J. HAGERTY, Assistant Secretary of State

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

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

Assembly Bill No. 114: By Messrs. Levering and McMillan—An act to quitclaim to the City of Santa Monica all of the interest of the State in and to certain real property situated within the City of Santa Monica, County of Los Angeles, State of California.

Referred to Committee on Municipal and County Government.

RESOLUTIONS

The following resolution was offered:

By Mr. Erwin:

House Resolution No. 32

Relating to taxes on real property

WHEREAS, It has come to the attention of the Assembly of the State of California that the national average of real estate taxes on residential property is 1.1 percent of the appraised value of such property; and

WHEREAS, Various proposals have been made as to methods of approaching the problem of just and reasonable taxation of real property to support necessary government services; and

WHEREAS, One of the proposals that has been urged is the classification of all real estate into categories such as residential, business, commercial, industrial and agricultural, together with a limitation upon the tax rate of 1.1 percent of the appraised value of the property; and

WHEREAS, Another proposal is to provide a jury trial to determine the value of real property in cases of a dispute over the appraised value; and

WHEREAS, Another proposal is to limit the increase in taxes on real property that can be levied in any one year over the amount levied in the previous year; and

WHEREAS, Taxes on real property are a basic source of revenue to local governments, but must not become oppressive; now, therefore, be it

Resolved by the Assembly of the State of California, That the subject matter of this resolution be referred to the Committee on Rules for assignment of such subject matter to the appropriate interim committee for study.

Resolution read, and ordered referred to the Committee on Revenue and Taxation.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

REPORTS OF STANDING COMMITTEES**Committee on Education**

ASSEMBLY CHAMBER, March 28, 1958

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

Assembly Bill No. 32

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

DOYLE, Chairman

Above reported bill ordered to second reading

ASSEMBLY CHAMBER, March 28, 1958

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

House Resolution No. 26

Has had the same under consideration, and reports the same back with the recommendation: That the resolution be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

DOYLE, Chairman

Resolution ordered filed; and the subject matter ordered referred to the Committee on Rules.

Committee on Ways and Means

ASSEMBLY CHAMBER, March 28, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 18

Assembly Bill No. 50

Assembly Bill No. 60

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

LOWREY, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, March 28, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Senate Bill No. 6

Senate Bill No. 27

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

LOWREY, Vice Chairman

Above reported bills ordered to second reading.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 28, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Concurrent Resolution No. 16
Assembly Concurrent Resolution No. 21
Assembly Concurrent Resolution No. 22
And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolutions ordered on file.

ASSEMBLY CHAMBER, March 28, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined
Assembly Joint Resolution No. 3
And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 28, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Concurrent Resolution No. 19—Relative to the passing of Joseph Scott;
And reports the same correctly enrolled, and presented to the Secretary of State on the twenty-eighth day of March, 1958, at 2 p m.

BURKE, Chairman

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 100—An act to amend Section 1060 of the Revenue and Taxation Code, relating to local property taxation.

Bill read second time, and ordered engrossed.

Assembly Bill No. 102—An act to amend Section 10752 of the Revenue and Taxation Code, relating to 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 1, line 6, of the printed bill, strike out "be ten dollars (\$10)", and insert "not exceed two dollars (\$2)".

Amendment No. 2

On page 1, line 7, after the first "owner", insert "the vehicle is not a trailer,".

Amendment No. 3

On page 1, strike out line 8, and insert "nonbusiness purposes."

Amendments read, and adopted.

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Revenue and Taxation.

Assembly Concurrent Resolution No. 20—Relative to the creation of the Joint Interim Committee on the Public Education System.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1 of the printed measure, strike out lines 8 to 10, inclusive, and insert "WHEREAS, Over a period of years there has been a growing interest in the problems confronting the public schools of California and the extent of the knowledge gained by children during their elementary and high school years and".

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

Assembly Bill No. 32—An act to add Section 7240 to the Education Code, relating to the tuition of junior college students.

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 "7240", and insert "6357.3".

Amendment No. 2

In line 2 of the title, strike out "the tuition of junior college students", and insert "school district maximum tax rates".

Amendment No. 3

On page 1, strike out lines 1 to 9, inclusive, and insert

"SECTION 1. Section 6357.3 is added to the Education Code, to read:

6357.3. The maximum rate of tax of any junior college district and of any unified school district maintaining a junior college during the first three fiscal years of its existence, or during the first three years after the establishment of junior college classes by a unified district as provided by Section 4328, for all purposes is hereby increased by such amount as will produce the amount proposed to be expended by the district pursuant to any interdistrict attendance agreement as shown by the budget as finally adopted by the governing board of the district for the current fiscal year, less any unencumbered balances remaining at the end of the preceding fiscal year derived from the increase in the rate of tax provided by this section.

The increase provided by this section shall not exceed the rate of tax levied in the county pursuant to Section 7232 during the fiscal year next preceding the formation of the district for all purposes, or ten cents (\$0.10) per each one hundred dollars (\$100) of the assessed value of property within the district, whichever is the greater.

If the district is situated in two or more counties, the increase provided by this section shall not exceed the highest rate of tax levied in any of the counties in which the district is situated pursuant to Section 7232 during the fiscal year next preceding the formation of the district for all purposes, or ten cents (\$0.10) per each one hundred dollars (\$100) of the assessed value of property within the district, whichever is the greater.

If at the end of any school year there remains an unencumbered balance derived from the revenue of the increase in tax rate hereby provided, such balance shall be used exclusively in the following school year for the payment of any obligation incurred under the terms of an interdistrict attendance agreement for such school year.

Any junior college district or unified school district maintaining a junior college which became effective for all purposes on or after July 1, 1956, shall be deemed, for the purposes of this section, to have been effective for all purposes on July 1, 1958."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 18—An act to add Chapter 12 (comprising Sections 21801 to 21803) to Division 10 of the Education Code, relating to the participation of the State in a federal scholarship program.

Bill read second time, and ordered to third reading.

Assembly Bill No. 50—An act to add Article 4, commencing with Section 24676, to Chapter 6 of Division 12 of the Education Code, relating to school records of pupils.

Bill read second time, and ordered to third reading.

Assembly Bill No. 60—An act to add Section 14746.8 to the Education Code, relating to the retirement of teachers and other school personnel.

Bill read second time, and ordered engrossed.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 6—An act to add Section 139.63 to the Vehicle Code, relating to the wearing of uniforms substantially similar to the official uniform of the California Highway Patrol.

Bill read second time, and ordered to third reading.

Senate Bill No. 27—An act to amend Section 5033.1 of the Education Code, relating to state school building aid.

Bill read second time, and ordered to third reading.

Speaker pro Tempore Presiding

At 2.08 p.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 2—An act declaring certain salt marsh and tide and submerged lands to be free from the public trust for navigation, commerce, and fisheries, and from any trust, requirement, or conditions that such land be used for street or railway purposes, and authorizing the State Lands Commission to relinquish, grant, and convey all right, title, and interest of the State of California in and to such lands to the City and County of San Francisco for uses of general statewide interest, 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—Bruce F. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busteud, Chapel, Collier, Conrad, Crawford, Cusanovich, Dahl, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Levering, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Weinberger, Winton, and Mr. Speaker—55

NOES—Lowrey—1

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busteud, Chapel, Collier, Conrad, Crawford, Cusanovich, Dahl, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Levering, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Weinberger, Winton, and Mr. Speaker—55

NOES—Lowrey—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 20—An act to amend Section 54309 of the Government Code, relating to the issuance of revenue bonds by local agencies.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Biddick, Bradley, Brown, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloockslem, Lowrey, Marsh, McCollister, Meyers, Miller, Mulford, Munnell, Nisbet, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, and Winton—49.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 26—An act to validate the organization and acts of unified 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—Bruce F. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Kloockslem, Marsh, Masterson, McCollister, Meyers, Mulford, Munnell, Nisbet, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, and Winton—74.

NOES—None.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Kloockslem, Marsh, Masterson, McCollister, Meyers, Mulford, Munnell, Nisbet, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, and Winton—74.

NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 4—An act to amend Sections 73682, 73683, and 73684 of the Government Code, relating to officers and attaches of the municipal court established in the Fresno Judicial District.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bradley, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloockslem, Lowrey, MacBude, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, and Winton—59.

NOES—None

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr Munnell asked for, and was granted, unanimous consent to introduce a concurrent resolution, at this time.

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

The following resolution was offered :

Assembly Concurrent Resolution No. 27: By Messrs. Munnell, Bonelli, Conrad, Elliott, and Hawkins—Relative to congratulating Karl Holton.

Request for Unanimous Consent

Mr. Munnell asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 27, at this time, without reference to committee, print, or file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 27

Assembly Concurrent Resolution No. 27—Relative to congratulating Karl Holton.

**Request for Unanimous Consent That Names of Members Be Placed
Upon Assembly Concurrent Resolution No. 27 as Co-authors**

Mr. Munnell asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon the illuminated copy of Assembly Concurrent Resolution No. 27 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of the illuminated copy of Assembly Concurrent Resolution No. 27 :

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Cooledge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloockslem, Lowrey, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, Pattee, Porter, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelm, Thomas, Unruh, Weinberger, and Winton—64

NOES—None.

The question being on the adoption of the resolution.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Cooledge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloockslem, Lowrey, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, Pattee, Porter, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelm, Thomas, Unruh, Weinberger, and Winton—64.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

RESOLUTIONS

The following resolution was offered :

By Mr Ernest R. Geddes :

House Resolution No. 33—Relative to the passing of Herbert Curtis Legg.

Request for Unanimous Consent

Mr. Ernest R. Geddes 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.

**Request for Unanimous Consent That Names of Members Be
Placed Upon House Resolution No. 33 as Co-authors**

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon House Resolution No. 33 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of House Resolution No. 33:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloocksien, Lanterman, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—70.

NOES—None.

Consideration of House Resolution No. 33, as Amended

By Messrs. Ernest R. Geddes, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloocksien, Lanterman, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton:

House Resolution No. 33**Relative to the passing of Herbert Curtis Legg**

WHEREAS, The Assembly of the State of California has learned with deepest regret of the passing of Herbert Curtis Legg, Supervisor of the County of Los Angeles; and

WHEREAS, Born on June 3, 1887, at Leroy, New York, Mr. Legg began his very active career at the early age of 15 years, when he was compelled by family exigencies to leave school to accept work in railroad construction which, after a number of years, led to his entry into the construction machinery sales business which he carried on throughout the States of Utah, Colorado, and Arizona; and

WHEREAS, He and his family came to California in 1920, and established their permanent home in the Los Angeles area, first in Pasadena, and then at Downey, where for many years he successfully engaged in many business activities including principally ranching and subdividing; and

WHEREAS, In 1934, he embarked upon an extraordinary career in public service when he was elected by an overwhelming margin to the office of county supervisor for his district; and

WHEREAS, Following this first term as County Supervisor, Mr. Legg served by appointment of President Franklin D. Roosevelt in the positions of Works Progress Administration Chief of Southern California, and as World War II Chairman of the Wartime Emergency Committee for Congested Areas, and served also as City Manager of the City of Long Beach, and was thereafter again elected to the Los Angeles County Board of Supervisors in 1950 and 1954, serving as Chairman of the board in 1955; and

WHEREAS, During these years he compiled a record of achievement of such scope as to permit no more than a bare summary here, including his outstanding work as a champion of adequate flood control and water conservation in his area which led directly to the stimulation of federal interest in the flood control needs of Los Angeles County and the resulting enactment of the Flood Control Act of 1936 committing the United States to full partnership in the solution of those problems in the area, the appointment of H. C. Howell as Chief Engineer of the Los Angeles County Flood Control District, the construction of San Gabriel Dam, the first and highest rock and earthfill dam in the world, the construction of the Whittier Narrows Dam by the U. S. Army Corps of Engineers, construction of San Antonio Dam, the approval by the electorate of the \$179,000,000 Storm Drain Fund issue in 1952, and the creation of the Los Angeles County Watershed Commission to aid in the better suppression of forest fires and preservation of watersheds, all to the inestimable benefit of not only the people of the Los Angeles area but those of the State and Nation as well; and

WHEREAS, Mr. Legg was instrumental in bringing about major improvements in local government and was active in bringing about reorganization and streamlining of the Los Angeles County Purchasing and Stores Department, the creation of the Los Angeles County Fish and Game Commission, the organization of the Cities-Counties Governmental Affairs Committee to promote closer relationships between the County Supervisors Association and the League of California Cities, the promotion of extensive plans for countywide recreational and park facilities, and the supplemental development of reservoir areas as recreational sites for county residents, and the initiation of measures for air pollution control beginning with his support and advocacy of the Smoke Abatement Ordinance in 1937, among numerous other activities; now, therefore, be it

Resolved by the Assembly of the State of California, That this body greatly regrets the passing of Herbert Curtis Legg and extends its sympathies to his widow Mrs. Helen Norquist Legg, and his surviving daughters, Bernice Legg and Mrs. Martha Miller, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Mrs. Helen Norquist Legg.

Resolution read, as amended.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Eram, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockiem, Lantzman, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger and Winton—70.

NOES—None.

CONSIDERATION OF DAILY FILE (RESUMED) REQUEST FOR UNANIMOUS CONSENT TO RE-REFER HOUSE RESOLUTION NO. 18

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent that House Resolution No. 18 be withdrawn from file, and be re-referred to the Committee on Rules.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Joint Resolution No. 1—Relative to California's pre-eminent position in higher education, science and technology, its effect upon future economic growth and upon the State's contribution to worldwide scientific achievement.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant,

Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloockslem, Lanterman, Lowrey, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, and Winton—66.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Bill No. 14—An act to amend Section 7732.5 of the Education Code, relating to the repayment of state school building aid, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloockslem, Lanterman, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—70.

NOES—None.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloockslem, Lanterman, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—70.

NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Senate Bill No. 10 Hold Place on File

Mr. Cunningham asked for, and was granted, unanimous consent that Senate Bill No. 10 be passed on file, and hold its place on the next legislative day.

REQUEST FOR UNANIMOUS CONSENT

Miss Donahoe asked for, and was granted, unanimous consent to offer a concurrent resolution, at this time.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 28: By Miss Donahoe, Mrs. Davis, Messrs. Johnson, and Shell—Relative to commending and congratulating Grace S. Stoermer.

Request for Unanimous Consent

Miss Donahoe asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 28, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 28

Assembly Concurrent Resolution No. 28—Relative to commending and congratulating Grace S. Stoermer.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

Senate Concurrent Resolution No. 2—Relative to commending the University of California, Los Angeles, for its contribution to the better world understanding of the United States.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Levering, Lowrey, MacBride, Marsh, Masterson, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, and Winton—64

NOES—None.

Resolution ordered transmitted to the Senate.

Speaker Presiding

At 2 37 p.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

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

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

Assembly Bill No. 115: By Messrs. Meyers, O'Connell, Chapel, Gaffney, Bee, Belotti, Biddick, Bonelli, Britschgi, Crown, Cunningham, Cusanovich, Mrs. Davis, Miss Donahoe, Messrs. Doyle, Elliott, Francis, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, House, Johnson, Kelly, Kilpatrick, Lindsay, Lowrey, MacBride, Masterson, Munnell, Nisbet, Rumford, Thomas, Unruh, and Weinberger—An act to add Article 6 to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of state bonds, to create a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans Farm and Home Purchase Act of 1943 and acts amendatory and supplemental thereto; defining the powers and duties of said committee and of the Department of Veterans Affairs and other state officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1958.

Referred to Committee on Military and Veterans Affairs.

Assembly Joint Resolution No. 7: By Messrs. Chapel, Thomas, Dills, and Meyers—Relative to a sea water conversion plant on Santa Catalina Island.

Referred to Committee on Conservation, Planning, and Public Works.

ANNOUNCEMENTS

Mr. Anderson announced that the Laura Scudder potato chips being distributed on the members' desks were a home product from his district.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW AND RE-REFER ASSEMBLY JOINT RESOLUTION NO. 7

Mr. Chapel asked for, and was granted, unanimous consent that Assembly Joint Resolution No. 7 be withdrawn from the Committee on Conservation, Planning, and Public Works, and be re-referred to the Committee on Rules.

REMARKS ON CONDITION OF FILE

Mr. Unruh spoke on the condition of the file.

Mr. Miller spoke on the condition of the file.

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

The following resolution was offered :

Assembly Concurrent Resolution No. 29: By Mr. Miller—Relative to augmenting the funds of the Joint Committee on Legislative Procedure.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 28, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 100

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered to third reading.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

The following members asked for, and were granted, unanimous consent that Rule 58 be suspended for the purpose of setting bills for hearings in committees as follows:

On request of Mr. Bradley, to hear House Resolution No. 30 and Assembly Bill No. 114 in the Committee on Municipal and County Government on adjournment.

On request of Mr. Doyle, to hear Senate Bills Nos. 31, 32, and 35 in the Committee on Education this afternoon.

**REQUESTS FOR UNANIMOUS CONSENT TO HOLD
MEETINGS OF COMMITTEES**

Mr. Lowrey asked for, and was granted, unanimous consent to hold a meeting of the Committee on Ways and Means on adjournment, in Room 4202.

Mr. Doyle asked for, and was granted, unanimous consent to hold a meeting of the Committee on Education, on adjournment of the Committee on Ways and Means, in Room 4202.

ADJOURNMENT

At 2.46 p.m., on motion of Mr. McCollister, the Speaker declared the Assembly adjourned until 10.30 a.m., Saturday, March 29, 1958

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

NINETEENTH LEGISLATIVE DAY

TWENTY-SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Saturday, March 29, 1958

The Assembly met at 11 22 a.m.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohninus at the desk.

ROLL CALL

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

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-
dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier,
Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills,
Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel
R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly,
Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride,
Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Niel-
sen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell,
Sumner, Thelin, Thomas, Unruh, Weinberger, Winton, and Mr. Speaker—76

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis.

Eternal God and Heavenly Father, We give Thee thanks that Thou hast protected us through the hours of darkness and hast brought us to the light of a new day. Illumine our hearts by Thy holy presence, O Lord, that this day be not shadowed by old tensions, old prejudices, old antagonisms, but that it may rather be bright with a new understanding, a new co-operation, and a new willingness to devote our lives to the accomplishing of Thy will; through Jesus Christ, our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Stewart, on motion of Mr. McCollister.

Mr. Henderson, on motion of Mr. McCollister.

The following members were granted temporary leaves of absence, because of legislative business in the Senate:

Mr. Grant, on motion of Mr. McCollister.

Mr. Klocksien, on motion of Mr. McCollister.

Mr. Hegland, on motion of Mr. McCollister.

Mr. McCollister, on his own request.

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

Mr. Wilson, on motion of Mr. Hawkins.

Mr. Coolidge, on motion of Mr. McCollister.

Mr. Rees, on motion of Mr. McCollister.

Mr. Lindsay, on motion of Mr. McCollister.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 116: By Mr. Coolidge—An act to add Part 4 (commencing with Section 3900) to Division 6 of the Harbors and Navigation Code, to provide for the preparation, issuance and sale of state bonds to create a fund to provide for harbor development; defining the powers and duties of state officers in respect to the administration of the provisions hereof; providing ways and means for the payment of the interest of such bonds as such interest falls due, and also for the payment and discharge of the principal of such bonds as such principal matures; to make an appropriation for the expense of printing the bonds; and to repeal Chapter 2238 of the Statutes of 1957, relating to harbor development.

Referred to Committee on Transportation and Commerce.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Luckel asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 116 for hearing in the Committee on Transportation and Commerce.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 30: By Mr. Lowrey—Relative to James H. Corley.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Lowrey asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Concurrent Resolution No. 30 for hearing in the Committee on Rules today.

REPORTS OF STANDING COMMITTEES**Committee on Conservation, Planning, and Public Works**

ASSEMBLY CHAMBER, March 28, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Concurrent Resolution No. 23

Assembly Concurrent Resolution No. 25

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

LINDSAY, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, March 28, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Senate Bill No. 8

Senate Bill No. 23

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

LINDSAY, Chairman

Above reported bills ordered to second reading

Committee on Education

ASSEMBLY CHAMBER, March 29, 1958

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

Assembly Bill No. 108

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

DOYLE, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, March 29, 1958

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

Senate Bill No. 31

Senate Bill No. 32

Senate Bill No. 35

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

DOYLE, Chairman

Above reported bills ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, March 30, 1958

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

Assembly Concurrent Resolution No. 29

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

MILLER, Chairman

Above reported resolution ordered engrossed

ASSEMBLY CHAMBER, March 30, 1958

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

Assembly Concurrent Resolution No. 4

Assembly Concurrent Resolution No. 15

Assembly Concurrent Resolution No. 24

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

MILLER, Chairman

Above reported resolutions ordered engrossed.

ASSEMBLY CHAMBER, March 30, 1958

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

House Resolution No. 23

House Resolution No. 24

House Resolution No. 27

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

MILLER, Chairman

Above reported resolutions ordered on file.

ASSEMBLY CHAMBER, March 30, 1958

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.

MILLER, Chairman

Above reported resolution ordered engrossed.

Committee on Ways and Means

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Constitutional Amendment No. 7

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

LOWREY, Vice Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 93

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

LOWREY, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Senate Bill No. 11

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

LOWREY, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 67

Assembly Bill No. 75

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

LOWREY, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 26

Assembly Bill No. 59

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

LOWREY, Vice Chairman

Above reported bills ordered to second reading.

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred.

Assembly Bill No 86

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

LOWREY, Vice Chairman

Above reported bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 29, 1958

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

Assembly Concurrent Resolution No 20

And reports the same correctly engrossed

BURKE, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 29, 1958

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

Assembly Joint Resolution No. 4

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER March 29, 1958

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

Assembly Bill No 32

And reports the same correctly engrossed

BURKE, Chairman

Above reported bill ordered on file.

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 102

And reports the same correctly engrossed.

BURKE Chairman

Above reported bill ordered re-referred to the Committee on Revenue and Taxation.

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined
 Assembly Concurrent Resolution No. 4 Assembly Concurrent Resolution No. 24
 Assembly Concurrent Resolution No. 15 Assembly Concurrent Resolution No. 25
 Assembly Concurrent Resolution No. 23 Assembly Concurrent Resolution No. 29
 And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolutions ordered on file.

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined
 Assembly Joint Resolution No. 7
 And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined.
 Assembly Constitutional Amendment No. 7
 And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 108—An act to establish a Joint Legislative-Citizens Committee on Education.

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 "establish a Joint Legislative-Citizens Committee on".

Amendment No. 2

Strike out line 2 of the title and insert "add Section 9135 to the Government Code, creating a citizens advisory commission to assist in an investigation of the public schools of this State."

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1 Section 9135 is added to the Government Code, to read:

9135 In order to provide the Legislature and the Joint Interim Committee on the Public Educational System with needed advice and information regarding the public schools of this State, there is created in the State Government the Citizens Advisory Commission on the Public Educational System. The commission shall consist of such number of citizens, but not less than 15 persons, as the Joint Committee on the Public Educational System appoints thereto. The commission membership shall be selected in such fashion that the interests of various groups throughout the State are represented to the fullest extent possible. The commission shall select its own chairman, who may appoint an executive committee and such other committees as the commission determines.

The commission shall assist and advise the Joint Committee on the Public Educational System in its deliberations on possible improvements in the public schools of this State and shall report its recommendations to the Legislature from time to time

The members of the commission shall serve without compensation but each member shall be allowed actual expenses incurred in the discharge of his duties, including travel expenses. Such expenses will be paid from the Senate Contingent Fund and the Assembly Contingent Fund.

The existence of the commission shall terminate 90 days after the adjournment of the 1959 Regular Session of the Legislature "

Amendment No. 4

On page 1, strike out lines 2 to 25, inclusive, and on page 2, strike out lines 1 to 37, inclusive.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 93—An act to provide for meeting the building needs of the State by the adoption of a general construction program, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and making an appropriation therefor.

Bill read second time, and ordered engrossed.

Assembly Bill No. 67—An act to add Article 2 5 (commencing with Section 9035) to Chapter 1 of Division 2 of Title 2 of the Government Code, relating to convening of sessions of the Legislature during or after a disaster in this State resulting from enemy or war-caused action.

Bill read second time, and ordered to third reading.

Assembly Bill No. 75—An act to amend Section 15097 of the Military and Veterans Code, relating to the powers and duties of peace officers employed by state agencies in the event of disasters.

Bill read second time, and ordered to third reading.

Assembly Bill No. 26—An act to amend Sections 5852 and 5853 of the Public Resources Code, relating to the Small Craft Harbors Commission

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, strike out lines 5 to 7, inclusive, and insert "of the Senate."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 59—An act to add Chapter 25 (commencing with Section 7990) to Division 3 of the Education Code, to provide for the preparation, issuance and sale of state bonds to create a fund to provide aid to school districts of the State; defining the powers and duties of state officers in respect to the administration of the provisions hereof; providing ways and means for the payment of the interest of such bonds as such interest falls due, and also for the payment and discharge of the principal of such bonds as such principal matures; and appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued, and for the administration of this chapter.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

On page 2, lines 19 and 20, of the printed bill, strike out "seventy-five", and insert "fifty".

Amendment No. 2

On page 2, line 20, strike out "275,000,000", and insert "250,000,000".

Amendment No. 3

On page 3, line 34, strike out "sixty-nine", and insert "forty-three".

Amendment No. 4

On page 3, line 34, strike out "69,000,000", and insert "43,000,000".

Amendment No. 5

On page 3, line 40, strike out "seventy-five", and insert "fifty".

Amendment No. 6

On page 3, line 40, strike out "275,000,000", and insert "250,000,000".

Amendment No. 7

On page 3, lines 2 and 3, strike out "pursuant to the provisions of Part 2, commencing with Section 16300, of Division 4, Title 2", and insert "Section 16759".

Amendment No. 8

On page 3, between lines 26 and 27, insert

"7996.5 For the purposes of carrying out the provisions of this chapter the Director of Finance may by executive order authorize the withdrawal from the General Fund of an amount or amounts not to exceed the amount of the unsold bonds which the committee has by resolution authorized to be sold for the purpose of carrying out this chapter, and the amount necessary to carry out this section is hereby appropriated. The appropriation made by this section is made without regard to fiscal years. Any amounts withdrawn shall be deposited in a revolving fund to be allocated by the board in accordance with this chapter. Any moneys made available under this section to the board shall be returned by the board to the General Fund from moneys received from the sale of bonds sold for the purpose of carrying out this chapter."

Amendment No. 9

On page 4, line 27, strike out "other than bonds herein authorized"

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

Assembly Bill No. 86—An act to add Article 7 (commencing at Section 345) to Chapter 2.5 of Division 1 of the Water Code, relating to development of recreational facilities.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on March 26, 1958, after line 19, insert

"An appropriation by the Legislature for the acquisition of land for recreational development associated with a state-constructed water project shall constitute specific legislative authorization for such acquisition, by eminent domain proceedings or otherwise."

Amendment read, and adopted.

Bill ordered reprinted, and engrossed

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 8—An act to amend Sections 7 and 8 of, and to add Section 12 to, the Lower San Joaquin Levee District Act (Chapter 1075 of the Statutes of 1955), relating to the powers and duties of the Lower San Joaquin Levee District.

Bill read second time, and ordered to third reading.

Senate Bill No. 23—An act to amend Section 5784.26 of the Public Resources Code, relating to bonds of recreation and park districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 31—An act to amend Section 7719 of the Education Code, relating to school district building aid, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 32—An act to amend Section 7705, and to repeal Section 7705 1, of the Education Code, relating to state school building aid.

Bill read second time, and ordered to third reading.

Senate Bill No. 35—An act to repeal Section 7633 of, and to add Section 7638 to, the Education Code, relating to apportionments of state school construction funds.

Bill read second time, and ordered to third reading.

Senate Bill No. 11—An act to appropriate thirty million dollars (\$30,000,000) to be expended pursuant to Section 7741 of the Education Code, relating to school district public works, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**REQUEST FOR UNANIMOUS CONSENT TO EXPUNGE RECORD, AND
RESCIND ACTION ON HOUSE RESOLUTION NO. 21**

Mr. Lowrey asked for, and was granted, unanimous consent to expunge the record, and rescind the action whereby the Assembly, on March 27th, at page 258 of the Assembly Journal, adopted House Resolution No. 21.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 28, 1958

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

Assembly Concurrent Resolution No. 9

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, March 28, 1958

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

Assembly Bill No. 13

Assembly Bill No. 33

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, March 28, 1958

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

Senate Bill No. 2

Senate Bill No. 14

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, March 28, 1958

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

Senate Bill No. 30

Senate Bill No. 33

Senate Bill No. 45

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 30—An act to amend Section 58501 of the Government Code, relating to the District Investigation Law of 1933.

Referred to Committee on Municipal and County Government.

Senate Bill No. 33—An act making an appropriation for the expenses of the Senate, including the expenses of the Members of the Senate, to take effect immediately.

Referred to Committee on Rules.

Senate Bill No. 45—An act to amend Section 408 of the Education Code, relating to county superintendent of schools, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 31: By Mr. Masterson—Relative to Assemblyman Donald D. Doyle.

Request for Unanimous Consent

Mr. Masterson asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 31 be held at the desk without reference to committee, and that the same be considered engrossed.

REQUEST FOR UNANIMOUS CONSENT

Mr. Chapel asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 7, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 7

Assembly Joint Resolution No. 7—Relative to a sea water conversion plant on Santa Catalina Island.

Resolution read

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hansen, Hawkins, Holmes, House, Johnson, Kelly, Kilpatrick, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Sedgwick, Unruh, Weinberger, and Winton—58.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Bradley asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Bill No. 30 for hearing in the Committee on Municipal and County Government on adjournment Monday, March 31st.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 36—An act to add Sections 12710, 12711 and 12712 to the Water Code, relating to the plan for flood control on the Truckee River and its tributaries.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 100—An act to amend Section 1060 of the Revenue and Taxation Code, relating to local property taxation.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—67.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 25

By Mr. McCollister:

House Resolution No. 25

Resolved by the Assembly of the State of California, That the State 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 four thousand dollars (\$4,000),

said amount being for the purchase of postage stamps to be used by Members of the Assembly for official mail; and be it further

Resolved, That the Chief Clerk be and he is hereby directed to purchase postage stamps in such amounts and denominations, not exceeding four thousand dollars (\$4,000), 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)

Resolution read.

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

AYLS—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hawkins, Hegland, House, Kelly, Kilpatrick, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—63.

NOES—Levering—1.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 16—Relative to augmenting the funds of the Joint Interim Committee on Water Resources Development Problems.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, Winton, and Mr. Speaker—68.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 17

By Messrs. Weinberger, Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Britschgi, Brown, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Doyle, Erwin, Francis, Gaffney, Ernest R. Geddes, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Klocksien, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, Meyers, Miller, Mulford, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, and Winton:

House Resolution No. 17

Relative to international control of narcotics

WHEREAS, The United States, from the end of World War II through December 31, 1956, spent for grants and credits to other nations approximately \$58,000,000,000; and

WHEREAS, Several of the nations to whose support we have contributed by means of foreign aid payments are among the world's principal sources of narcotics for the illicit narcotics traffic; and

WHEREAS, During the Fiscal Year 1957 alone, grants to such nations, exclusive of military aid furnished under the mutual security program, were in excess of approximately \$561,000,000; and

WHEREAS, The Congress of the United States is presently considering the appropriation of additional millions of dollars for the continued support of these nations; and

WHEREAS, The failure of these nations adequately to regulate and control the growth of plants from which narcotics are derived and to limit the production of narcotics to the amounts which are required to meet medicinal demands makes the elimination of illicit traffic in narcotics virtually impossible; and

WHEREAS, Unless the illicit traffic in narcotics can be eliminated untold thousands of persons in this Nation are doomed to suffer the living hell of narcotics addiction; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the State of California respectfully memorializes the Congress of the United States to deny aid to any nation which is a source of narcotics for the illicit narcotics traffic until such nation has by treaty with this Country agreed to regulate and control effectively the growth of plants from which narcotics are derived and to limit the production of narcotics only to the amounts which are required to meet medicinal demands, and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

Resolution read.

Parliamentary Inquiry

Mr. Munnell arose to the following parliamentary inquiry: Must not a resolution memorializing Congress be a joint resolution instead of a House resolution?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that either may be used.

The question being on the adoption of the resolution.

Roll Call Demanded

Messrs. Levering, Munnell, and Crawford demanded a roll call.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, and Weinberger—68
NOES—Burton—1.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 20—Relative to the creation of the Joint Interim Committee on the Public Education System.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—71.
NOES—None.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 93

And reports the same correctly engrossed

BIRKE, Chairman

Above reported bill ordered to third reading

ANNOUNCEMENTS

Mr. Sumner announced a meeting of the Southern Counties Delegation for today, at 1 30 p.m., in Room 2170.

Mr. Nielsen announced a meeting of the committee on Military and Veterans Affairs on recess in the Sergeants-at-Arms Room at the back of the Chamber.

RECESS

At 12 p.m., on motion of Mr. McCollister, the Assembly recessed until 2.15 p.m.

REASSEMBLED

At 2 15 p.m., the Assembly reconvened.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REPORTS OF STANDING COMMITTEES**Committee on Government Organization**

ASSEMBLY CHAMBER, March 28, 1958

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

Assembly Bill No. 66

Has had the same under consideration, and reports the same back with the recommendation: Re-refer to Committee on Rules for assignment to proper interim committee for further study.

WEINBERGER, Chairman

Above reported bill ordered filed; and the subject matter ordered referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Joint Resolution No. 4—Relating to memorializing the Congress of the United States to enact legislation to extend the unemployment insurance benefit period, increase the benefit amounts, and make other necessary changes in the law to increase the effectiveness of the Unemployment Insurance Program.

Resolution read.

Motion to Amend

Mr. Burton moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 38, of the printed measure, as amended in the Assembly on March 28, 1958, after "levels", insert ", thus rendering it essential that steps be taken to improve the benefits and coverage of California's program this year"

Amendment No. 2

On page 2, line 46, after "end", insert "among them being Senate Bill 3244 by John F. Kennedy and H. R. 10570 by Eugene J. McCarthy".

Amendment No. 3

On page 2, line 50, strike out "legislation", and insert "Senate Bill 3244, H. R. 10570 and other legislation necessary".

Amendments read.

Parliamentary Inquiry

Mr. Collier arose to the following parliamentary inquiry: How can measures which are not before the House be discussed?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the amendments are to a joint resolution memorializing Congress relative to measures which are before Congress, so they are in order.

Motion to Table Amendments

Mr. Dahl moved that the amendments be laid on the table.

Mr. Kelly seconded the motion.

Parliamentary Inquiry

Mr. Munnell arose to the following parliamentary inquiry: How many votes are required to table the amendments?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that a majority vote of those present is necessary, pursuant to Rule 90.

The question being on the motion to table the amendments offered by Mr. Burton.

Roll Call Demanded

Messrs. Burton, Elliott, and Unruh demanded a roll call.

The roll was called.

Call of the Assembly

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

Motion carried. Time, 2.23 p.m.

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

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT****TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108**

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Rule No. 108 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 Joint Resolution No. 3—Relative to the University of California Band.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Cusanovich, Dahl, Davis, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Levering, Lowrey, Luckel, Marsh, Masterson, McMillan,

Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, and Weinberger—56
 NOES—Unruh—1.

Resolution ordered transmitted to the Senate.

Unanimous Consent That Assembly Bill No. 32 Hold Place on File

By unanimous consent Assembly Bill No. 32 was passed on file, to hold its place on file on the next legislative day.

Assembly Bill No. 50—An act to add Article 4, commencing with Section 24676, to Chapter 6 of Division 12 of the Education Code, relating to school records of pupils.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—65.
 NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 60—An act to add Section 14746.8 to the Education Code, relating to the retirement of teachers and other school personnel.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Lowrey, Luckel, Marsh, Masterson, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—62.
 NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent to Take Up Assembly Bill No. 18

Mr. Crawford asked for, and was granted, unanimous consent to take up Assembly Bill No. 18, temporarily passed on file.

Assembly Bill No. 18—An act to add Chapter 12 (comprising Sections 21801 to 21803) to Division 10 of the Education Code, relating to the participation of the State in a federal scholarship program.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Lanterman, Landsay, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, Porter, Rumford, Schrade, Sedgwick, Thelin, Thomas, Unruh, Weinberger, and Winton—61.
 NOES—Levering, Lowrey, and Sumner—3.

Bill ordered transmitted to the Senate.

Assembly Bill No. 71—An act to repeal Section 4362 of the Labor Code, relating to workmen's compensation.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Bee, Belotti, Biddick, Brown, Burke, Burton, Busterud, Chapel, Collier, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Lanterman, Luckel, Marsh, Masterson, McMillan, Meyers, Nielsen, Nisbet, Rumford, Schrade, Thomas, Unruh, and Winton—45

NOES—Backstrand, Bradley, Conrad, Hansen, Klockslem, Levering, Lowrey, Shell, Sumner, Thelin, and Weinberger—11.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO CONSIDER SENATE AMENDMENTS TO ASSEMBLY BILL NO. 14

Mr. Lanterman asked for, and was granted, unanimous consent to consider Senate amendment to Assembly Bill No. 14, temporarily passed on file.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 14—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 14?

Amendment No. 1

On page 4, between lines 39 and 40, of the printed bill, as amended in the Assembly on March 14, 1958, insert

"(d) This act shall not operate to confirm, validate, or legalize a contract between any district and the United States."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 14 by the following vote:

AYES—Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bradley, Brown, Burke, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McMillan, Meyers, Mulford, Nielsen, Nisbet, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—59.

NOES—None.

Assembly Bill No. 14 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO CONSIDER SENATE AMENDMENTS TO ASSEMBLY BILL NO. 13

Mr. Lanterman asked for, and was granted, unanimous consent to consider Senate amendment to Assembly Bill No. 13, at this time, without reference to file.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 13—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined,

and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 13?

Amendment No. 1

On page 4, between lines 42 and 43, of the printed bill, as amended in the Assembly on March 14, 1958, insert

"(d) This act shall not operate to confirm, validate, or legalize a contract between any district and the United States."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 13 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—66.

NOES—None.

Assembly Bill No. 13 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

Request for Unanimous Consent to Take Up House Resolution No. 22

Mr. House asked for, and was granted, unanimous consent to take up House Resolution No. 22, out of order.

CONSIDERATION OF HOUSE RESOLUTION NO. 22

By Messrs. House and Unruh:

House Resolution No. 22

Relative to congratulating Dorman Virgil Stewart

WHEREAS, It has come to the attention of the Members of this Assembly that Dorman Virgil Stewart is retiring after 30 years as the Secretary-Manager of the California Mid-Winter Fair; and

WHEREAS, This distinguished citizen, who was born in San Francisco in 1897 and educated in the California public schools, has unselfishly given his time and efforts to many civic and fraternal organizations, including among others the 4-H Clubs, the Boy Scouts, the Camp Fire Girls, the Order of the Eastern Star, the Native Sons of the Golden West, the American Legion, the Second Division Association, and the Rotary International; and

WHEREAS, Dorman Stewart's wise and judicious counsel, his able and inspired leadership, and his generous nature during 30 years of devoted service to the California Mid-Winter Fair helped to make this community project the leading winter fair in the United States and as a consequence a source of pride to Imperial County and a credit to this State; and

WHEREAS, It is only fitting that the Members of this Assembly join with the many friends and admirers of Mr. Stewart in honoring and paying tribute to his devoted public service and untiring efforts on behalf of the people of Imperial County and the citizens of this State; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly congratulate Dorman Virgil Stewart on the occasion of his retirement as Secretary-Manager of the California Mid-Winter Fair and extend to him their sincere best wishes for success in his future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit suitably prepared copies of this resolution to Mr. Stewart and to the Board of Directors of the California Mid-Winter Fair.

Resolution read, and adopted.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 21—Relative to the death of Art Cohn.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO TABLE BURTON AMENDMENTS TO ASSEMBLY JOINT RESOLUTION NO. 4

At 2.50 p.m., on motion of Mr. Burton, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to table the amendments offered by Mr. Burton to Assembly Joint Resolution No. 4 carried by the following vote:

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Belotti, Bradley, Britschgi, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Cusanovich, Dahl, Doyle, Erwin, Francis, Ernest R. Geddes, Hansen, Hegland, Holmes, Johnson, Kelly, Kloeksiem, Lanterman, Levering, Luckel, Marsh, Mulford, Nielsen, Pattee, Schrade, Sedgwick, Sumner, Thelin, Weinberger, and Mr. Speaker—38

NOES—Don A. Allen, Bee, Biddick, Bonelli, Brown, Burton, Crown, Cunningham, Davis, Dills, Donahoe, Elliott, Frew, Gaffney, Samuel R. Geddes, Hanna, Hawkins, House, Kilpatrick, Lowrey, MacBride, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nisbet, O'Connell, Porter, Rumford, Thomas, Unruh, and Winton—34.

The question being on the adoption of Assembly Joint Resolution No. 4.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nielsen, Nisbet, O'Connell, Porter, Rumford, Schrade, Sedgwick, Thomas, Unruh, Weinberger, and Winton—65

NOES—Backstrand, Levering, Sumner, and Thelin—4.

Resolution ordered transmitted to the Senate.

Request for Unanimous Consent That Name Be Placed Upon Roll

Call on Motion to Table Burton Amendments

Mr. O'Connell asked for, and was granted, unanimous consent that his name be placed upon the roll call on the motion to table the Burton amendments to Assembly Joint Resolution No. 4, and that he be recorded as voting "No."

RESOLUTIONS

The following resolution was offered:

By Messrs. Kelly, Samuel R. Geddes, Belotti, Bee, Lindsay, Hawkins, Bonelli, Unruh, Doyle, Lincoln, McCollister, House, Grant, Bradley, Bruce F. Allen, Dahl, O'Connell, Meyers, Miller, Ernest R. Geddes, Luckel, MacBride, Rumford, Crawford, Schrade, Brown, Frew, Winton, and Shell:

House Resolution No. 34

Relative to the legislative interns

WHEREAS, The Assembly has initiated this year a Legislative Internship Program modeled after the Congressional Intern Program in operation in Washington, D. C., since 1953; and

WHEREAS, Each year under the plan, up to 15 graduate students from five sponsoring California universities will serve with the Legislature in a variety of positions for 10 months; and

WHEREAS, The Ford Foundation has agreed to share the cost of the program with the Assembly for a period of five years; and

WHEREAS, The first eight interns selected to participate in this program are Linus J. DeWald, James Driscoll, Roderic Duncan, Richard Harvey, Carman Hews, Ruth Ross, Charles Kunsman, Jr., and William Scheuermann, Jr.; and

WHEREAS, This program by which the interns supplement their academic studies with responsible experience in the legislative process, and the legislators and legislative committees in turn benefit from the valuable assistance rendered by the interns, has already produced an enthusiastic response and many favorable comments; now, therefore, be it

Resolved by the Assembly of the State of California, That the members express their satisfaction with the excellent results already achieved from the program, and commend the interns for their fine work and co-operative spirit; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to each legislative intern

Request for Unanimous Consent

Mr. Kelly asked for, and was granted, unanimous consent that those members so desiring be permitted to affix their signatures, as co-authors of the resolution, at the desk.

Request for Unanimous Consent

Mr. Kelly asked for, and was granted, unanimous consent to take up House Resolution No. 34, at this time, without reference to committee or file.

Resolution read, and adopted unanimously.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 10—An act to amend Sections 3.1, 4, and 22 of, and to add Section 30.2 to, the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to petitions for organization of districts, notices of hearing on elections, payments of bonds from assessments, levy of assessments, manner of levies, maximum amounts and purposes of assessment, and compensation of directors, 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—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Lanterman, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, O'Connell, Pattee, Porter, Rumford, Schrade, Sumner, Thelin, Unruh, Weinberger, and Winton—61.

NOES—Davis and Lowrey—2.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Lanterman, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, O'Connell, Pattee, Porter, Rumford, Schrade, Sumner, Thelin, Unruh, Weinberger, and Winton—61.

NOES—Davis and Lowrey—2.

Bill ordered transmitted to the Senate.

POINT OF INFORMATION

Mr. Unruh arose to the following parliamentary inquiry: Are legislative salaries paid from the Contingent Fund?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that legislative salaries are included as an item of the Budget Bill.

Parliamentary Inquiry

Mr. Unruh arose to the following parliamentary inquiry: What happens if the Budget Bill is not passed?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that, on request of Mr. Porter, an opinion of the Legislative Counsel relative to this question was printed in the Assembly Journal for the Budget Session for March 27, 1958, at page 454.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

Senate Bill No. 27—An act to amend Section 5033.1 of the Education Code, relating to state school building aid.

Bill read third time

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Sumner, Thomas, Unruh, Weinberger, and Winton—68.

NOTES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 6—An act to add Section 139.63 to the Vehicle Code, relating to the wearing of uniforms substantially similar to the official uniform of the California Highway Patrol

Bill read third time

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

AYES—Bruce F. Allen, Don A. Allen, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Luckel, MacBride, Marsh, Masterson, McMillan, Meyers, Miller, Mulford, Nisbet, Pattee, Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—62.

NOTES—Levering, Lowrey, McCollister, and O'Connell—4

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Bee and Miss Donahoe:

House Resolution No. 35—Relative to congratulating Jerry J. Olrich and his staff on the condition of the Capitol grounds.

Resolution read.

Request for Unanimous Consent

Mr. Bee asked for, and was granted, unanimous consent to take up House Resolution No. 35, at this time, without reference to committee or file.

Request for Unanimous Consent That Members Be Placed Upon Resolution as Co-authors

Mr. Bee asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon House Resolution No. 35 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of House Resolution No. 35:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—68.

NOES—None.

Consideration of House Resolution No. 35, as Amended

By Mr. Bee, Miss Donahoe, Messrs. Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Messrs. Dills, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton:

House Resolution No. 35

Relative to congratulating Jerry J. Olrich and his staff on the condition of the Capitol grounds

WHEREAS, Mr. Jerry J. Olrich and his staff are responsible for the care and condition of the area surrounding the Capitol known as the Capitol Park; and

WHEREAS, Mr. Olrich and his staff have under their care over 3,000 varieties of trees and shrubs whose natural habitat range from the subarctic to the tropical, many of which require unique methods of care and cultivation; and

WHEREAS, Under the care of his staff and the supervision of Mr. Olrich, the park has reached new heights of grandeur and beauty; and

WHEREAS, The evidence of the superlative attention which this park receives greets the eye of each of us every morning, noon, and evening; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly congratulate and commend Mr. Jerry J. Olrich and his staff for their good work which has enhanced the beauty of Capitol Park; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit an illuminated copy of this resolution to Mr. Jerry J. Olrich.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson,

McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—68.

Not s—None

**REQUEST FOR UNANIMOUS CONSENT THAT VOTE BE
CHANGED UPON ROLL CALL ON SENATE BILL NO. 6**

Mr. McCollister asked for, and was granted, unanimous consent that his vote be changed upon the roll call on Senate Bill No. 6, and that he be recorded as voting "No," instead of "Aye."

PARLIAMENTARY INQUIRY

Mr. Weinberger arose to the following parliamentary inquiry: Is there any procedure by which the Budget conferees can be discharged?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that such an inquiry should properly be addressed to the Legislative Counsel; but that, to his knowledge, there is no provision in the Rules for the House to discharge a joint conference committee.

Parliamentary Inquiry

Mr. Weinberger arose to the following parliamentary inquiry: Could this House, or any member thereof, request the Assembly conferees to return to the House?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that it could be done by resolution.

Parliamentary Inquiry

Mr. Weinberger arose to the following parliamentary inquiry: Would such action have to be taken by resolution?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that a resolution would be preferable to a motion.

Speaker Presiding

At 3.23 p m, Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

**REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY
CONCURRENT RESOLUTION NO. 14 FROM COMMITTEE**

Mr. Levering asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 14 be withdrawn from the Committee on Conservation, Planning, and Public Works for purpose of amendment, at this time, and that the resolution be re-referred to the Committee on Conservation, Planning, and Public Works.

ANNOUNCEMENTS

Mr. McCollister announced that today is the "twenty-first" birthday of Mrs. Lillian Burger Slater, Assistant Minute Clerk of the Assembly; whereupon the members extended their best wishes to Mrs. Slater.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 29, 1958

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

Assembly Concurrent Resolution No. 8
Assembly Concurrent Resolution No. 12

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, March 29, 1958

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

Assembly Bill No. 7
Assembly Bill No. 24
Assembly Bill No. 27
Assembly Bill No. 54
Assembly Bill No. 55

Assembly Bill No. 56
Assembly Bill No. 61
Assembly Bill No. 65
Assembly Bill No. 77
Assembly Bill No. 89

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, March 29, 1958

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

Assembly Bill No. 44

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, March 29, 1958

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

Assembly Bill No. 52

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 86

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 31

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 26

Assembly Bill No. 59

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bills ordered to third reading.

ASSEMBLY CHAMBER, March 29, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 108

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered to third reading.

Committee on Military and Veterans Affairs

ASSEMBLY CHAMBER, March 29, 1958

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

Assembly Bill No. 113

Has had the same under consideration, and reports the same back with the recommendation: That the bill be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

NIELSEN, Chairman

Bill ordered filed; and the subject matter ordered referred to the Committee on Rules.

EXPLANATION OF ABSENCE

March 28, 1958

I was absent today from the Assembly Chamber due to attending hearings in the Senate before the Committee on Natural Resources, considering Assembly Bills No. 5 and No. 12 in special session relating to the subsidence problem in the Long Beach area.

WILLIAM S. GRANT

RECESS

At 3.27 p.m., on motion of Mr. McCollister, the Assembly recessed until 5.25 p.m.

REASSEMBLED

At 5.25 p.m., the Assembly reconvened.

Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT

Mr. Levering asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 14, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 14

Assembly Concurrent Resolution No. 14—Relative to a study by the Department of Water Resources, in co-operation with the California Water Commission, of economic, social and financial impacts and implications of water development program envisioned under The California Water Plan.

Resolution read.

Motion to Amend

Mr. Levering moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed measure, strike out all of lines 28 through 44, and insert

"Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Department of Water Resources, with the assistance of the California Water Commission, is directed to investigate the impact on the economic and social structure of the State resulting from various possible state policies which may be involved in project financing, pricing of project services and repayment policies for projects to be constructed and operated by the State. The department

is directed to co-ordinate its activities on this investigation with those of the Subcommittee on Financial and Economic Policy for State Water Projects. The department and the California Water Commission are further directed to submit a progress report to be submitted to the Legislature during the 1959 Regular Session; provided, that such final report shall contain only findings and conclusions on these matters. In undertaking this assignment, the department is authorized to use such funds as may become available, recognizing that a number of major investigations being made by the department will be benefited by the findings of this study. The department is further authorized to obtain the services of consultants to the extent necessary and to secure other information and investigate such related problems as may be appropriate under this resolution."

Amendment read, and adopted.

Resolution ordered reprinted, engrossed, and to be re-referred to the Committee on Conservation, Planning, and Public Works.

CALL OF THE ASSEMBLY

Mr. McCollister moved a call of the Assembly.

Motion carried. Time, 5.26 p.m.

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

Quorum present.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Rule No. 108 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 29, 1958

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

Senate Bill No. 7
Senate Bill No. 41

Senate Bill No. 43
Senate Bill No. 25

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 7—An act to add Article 5g to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of state bonds, to create a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans Farm and Home Purchase Act of 1943 and acts amendatory and supplemental thereto; defining the powers and duties of said committee and of the Department of Veterans Affairs and other state officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability

or liabilities, as such principal matures; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1958.

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 41—An act to amend Section 35251 of the Streets and Highways Code, relating to parking districts.

Referred to Committee on Transportation and Commerce.

Senate Bill No. 43—An act to add Chapter 6 (commencing at Section 36455) to Part 6 of Division 13 of the Water Code, relating to the issuance of general obligation bonds of California water districts for improvement districts therein.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 25—An act to add Sections 204, 364, and 73.2 to the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931), relating to approval of contracts with the United States and others, the formation of special improvement districts and their powers and duties, and the levy of special assessments, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Conservation, Planning, and Public Works.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 6**

Mr. Miller asked for, and was granted, unanimous consent to take up Assembly Constitutional Amendment No. 6, temporarily passed on file.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Constitutional Amendment No. 6—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing the first paragraph of subdivision (b) of Section 2, and amending Section 23 of Article IV thereof, relating to compensation of Members of the Legislature.

Resolution read.

Motion to Amend

Mr. Lanterman moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed measure, as amended in the Assembly on March 25, 1958, strike out lines 14 to 18, inclusive, and insert

"Sec. 23. The Members of the Legislature shall receive for their services during the terms of office for which they are elected such compensation and necessary mileage reimbursement as may be provided by law."

Amendment read

Amendment Withdrawn

Mr. Lanterman withdrew his amendment.

Consideration of Further Amendments**Motion to Amend**

Mr. Lanterman moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed measure, as amended in the Assembly on March 25, 1958, strike out lines 14 to 18, inclusive, and insert

"Sec. 23. The Members of the Legislature shall receive for their services during the terms of office for which they are elected such compensation as may be provided by law."

Amendment read.

Speaker pro Tempore Presiding

At 5.54 p.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Demand for Previous Question

Messrs. Dahl, McCollister, Pattee, Schrade, and Dills demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the amendment by Mr. Lanterman.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Don A. Allen, Anderson, Burke, Burton, Ernest R. Geddes, Holmes, House, Johnson, Kilpatrick, Lanterman, MacBride, Marsh, Masterson, Miller, Munnell, Pattee, Rees, Sumner, Thelin, Unruh, and Winton—21.

NOES—Bruce F. Allen, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Davis, Donahoe, Doyle, Elliott, Francis, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Kelly, Kloockslem, Levering, Lowrey, Luckel, McCollister, Meyers, Nielsen, Nisbet, Porter, Rumford, Schrade, Shell, Thomas, Weinberger, and Mr. Speaker—43.

Consideration of Further Amendments**Motion to Amend**

Mr. Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed measure, as amended in the Assembly on March 25, 1958, strike out lines 14 to 18, inclusive, and insert

"Sec. 23. The Members of the Legislature shall receive for their services during the term for which they are elected such compensation as may be provided by law, but not to exceed nine thousand dollars (\$9,000) per year."

Amendment read.

Motion to Table Amendment

Mr. McCollister moved that the amendment by Mr. Miller be laid on the table.

Mr. Bradley seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Burke, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cusanovich, Doyle, Elliott, Francis, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Kelly, Kloockslem, Lanterman, Levering, Luckel, McCollister, Meyers, Nielsen, Pattee, Rumford, Schrade, Shell, Sumner, Thelin, Thomas, and Weinberger—43.

NOES—Brown, Burton, Davis, Donahoe, Ernest R. Geddes, Samuel R. Geddes, Kilpatrick, Lowrey, MacBride, Marsh, Masterson, Miller, Munnell, Nisbet, Rees, Unruh, and Winton—17.

The question being on the adoption of Assembly Constitutional Amendment No. 6.

Point of Order

Mr. Masterson arose to the following point of order: That Mr. Bradley has exceeded his time for debate.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken.

Demand for Previous Question

Messrs. Doyle, Cusanovich, Backstrand, Pattee, and Dills demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Assembly Constitutional Amendment No. 6.

**Motion to Expunge Record and Rescind Action on
Assembly Constitutional Amendment No. 6**

Mr. Miller moved to expunge the record, and rescind the action whereby the Assembly, on this day, refused adoption to Assembly Constitutional Amendment No. 6.

Mr. Lindsay seconded the motion.

Motion carried.

Parliamentary Inquiry

Mr. McCollister arose to the following parliamentary inquiry: Will Assembly Constitutional Amendment No. 6 remain on file?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY
DISPENSED WITH**

At 6.19 p m , on motion of Mr. McCollister, further proceedings under the call of the Assembly were dispensed with.

ADJOURNMENT

At 6.20 p.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 3.30 p.m., Sunday, March 30, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTIETH LEGISLATIVE DAY
TWENTY-SEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Sunday, March 30, 1958

The Assembly met at 3.30 p.m.

Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnibus at the desk.

ROLL CALL

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

Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Heglund, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloocksniemi, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Uruh, Weinberger, Wilson, Winton, and Mr. Speaker—76.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Almighty and Everlasting God, We invoke Thy blessing this Palm Sunday. As Christ once stood before the gate of Jerusalem, so too does He stand before the world today. Help us to receive Him and His truth into our hearts and lives. Grant that we do not hail Him as King with our words, and then nail him to a cross with our deeds. Lead us, O Father, into the way of faith, righteousness, and peace, that Thy kingdom may come to us and Thy will may be done through us, in the name of Jesus Christ, Thy Son, our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

The following member was granted leave of absence for the day, because of illness:

Mr. Stewart, on motion of Mr. McCollister

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that any committee reports be now read, and that appropriate action be taken on those bills requiring action.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting any bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

RE-REFERENCE OF BILLS PURSUANT TO RULE 64

On advice of the Legislative Counsel, and pursuant to Rule 64, the Speaker ordered the following bill re-referred to the Committee on Ways and Means:

Assembly Bill No. 108.**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58**

Mr. Luckel asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Bill No. 41 for hearing in the Committee on Transportation and Commerce at 3 p.m., or on adjournment, Monday, March 31st.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS**

Assembly Bill No. 33—An act declaring certain salt marsh and tide and submerged lands to be free from the public trust for navigation, commerce, and fisheries, and from any trust, requirement, or conditions that such land be used for street or railway purposes, and authorizing the State Lands Commission to relinquish, grant, and convey all right, title, and interest of the State of California in and to such lands to the City and County of San Francisco for uses of general statewide interest, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 33?

Amendment No. 1

On page 3, between lines 14 and 15, of the printed bill, as amended in the Assembly on March 18, 1958, insert

"There is hereby excepted and reserved to the State of California all deposits of minerals, including oil and gas, in said land lying 100 feet or more below the surface thereof, and to the State of California, or persons authorized by the State of California, the right to prospect for, mine, and remove such deposits from the land with the consent of the grantee."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 33 by the following vote:

AYES—Don A. Allen, Anderson, Backstraud, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Cooledge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Donahoe, Doyle,

Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Lindsay, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—70.

NOLS—Lowrey—1.

Assembly Bill No. 33 ordered enrolled

Assembly Bill No. 52—An act to add Chapter 85 (commencing with Section 18160) to Part 1 of Division 14 of the Streets and Highways Code, relating to the levy and collection of special assessment taxes for municipal street lighting systems on an ad valorem basis.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 52?

Amendment No. 1

On page 2, lines 32 and 33, of the printed bill, strike out "shall be filed with the assessor who makes the assessment for general city taxes," and insert "and the map or plat of the district referred to in Section 18161 shall be filed with each assessor whose roll is used for the levy, and with the State Board of Equalization pursuant to Chapter 8, Part 1, Division 2, Title 5, of the Government Code."

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 52 by the following vote:

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Casanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Kelly, Kilpatrick, Kloksiem, Lanterman, Lindsay, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—69.

NAYS—None.

Assembly Bill No. 52 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 23—Relative to the acquisition of lands by the State Park Commission.

Resolution read.

Speaker pro Tempore Presiding

At 3.33 p.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Parliamentary Inquiry

Mr. Thomas arose to the following parliamentary inquiry: What opportunity will a member have to oppose the amendments Mr. Unruh proposes to offer in the Senate?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that if the Senate accepts the amendments, the arguments in this House would be made when concurrence in the Senate amendments was considered.

Request to Pass Temporarily on File

On request of Mr. Unruh, further consideration of Assembly Concurrent Resolution No. 23 was passed temporarily, pending preparation of the amendments.

Assembly Concurrent Resolution No. 25—Relative to the continuation of the experimental program of establishment of roadside rests.

Resolution read.

Demand for Previous Question

Messrs. Bee, Luckel, Crawford, Schrade, and Holmes demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the resolution

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

AYES—Backstrand, Beaver, Bee, Belotti, Biddick, Britschgi, Brown, Burton, Busterud, Chapel, Crawford, Crown, Cunningham, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Kloeksien, Lindsay, Lowrey, Luckel, MacBride, Masterson, McCollister, McMillan, Meyers, Munnell, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Thomas, Unruh, Wilson, and Winton—52.

NOES—Anderson, Bouclli, Bradley, Burke, Collier, Coolidge, Cusanovich, Dahl, Erwin, Hanna, Hansen, Holmes, Lanterman, Marsh, Mulford, Shell, Sumner, Thelin, and Weinberger—19.

Resolution ordered transmitted to the Senate.

REQUESTS FOR UNANIMOUS CONSENT THAT VOTES BE CHANGED UPON ROLL CALL ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 33

Mr. Munnell and Mrs. Davis asked for, and were granted, unanimous consent that their votes be changed upon the roll call on concurrence in Senate amendments to Assembly Bill No. 33, and that they be recorded as voting "Aye," instead of "No."

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY CONCURRENT RESOLUTION NO. 23

Mr. Unruh asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 23, temporarily passed on file

FURTHER CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 23

Assembly Concurrent Resolution No. 23—Relative to the acquisition of lands by the State Park Commission.

Resolution read.

Motion to Amend

Mr. Unruh moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed measure, line 2, after "proceedings", insert "as practiced in the southern Land Acquisition Office of the Division of Beaches and Parks".

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Unruh asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 23, as amended, at this time, without reference to reprint, and that the same be considered re-engrossed.

Assembly Concurrent Resolution No. 23—Relative to the acquisition of lands by the State Park Commission.

Resolution read, as amended.

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

AYES—Anderson, Backstrand, Beaver, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Davis, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—68
NOES—None.

Resolution ordered reprinted, and transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Winton asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 108 for hearing in the Committee on Ways and Means on Monday afternoon, March 31st.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 15—Relative to the compiling, publishing, and distribution of the official State Roster.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—71.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 24—Relative to augmenting the funds of the Joint Interim Committee on Law Revision.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, Wilson, and Winton—71.

NOES—None.

Resolution ordered transmitted to the Senate.

Request for Unanimous Consent to Take Up Assembly Concurrent Resolutions Nos. 29 and 4

Mr. Miller asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolutions Nos. 29 and 4, temporarily passed on file.

Assembly Concurrent Resolution No. 29—Relative to augmenting the funds of the Joint Committee on Legislative Procedure.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Sumner, Theln, Unruh, Weinberger, Wilson, and Winton—69.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 4—Relative to adding Rule No. 31.2 to the Joint Rules of the Senate and Assembly, with respect to memorial resolutions.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Theln, Unruh, Weinberger, Wilson, and Winton—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Constitutional Amendment No. 7—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19.5 to Article XVI thereof, relating to state construction bonds.

Resolution read.

Demand for Previous Question

Messrs. Doyle, Bonelli, Klockslem, Schrade, and Johnson demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of Assembly Constitutional Amendment No. 7.

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

AYES—Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Luckel, MacBride, Marsh, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Sumner, Theln, Thomas, and Weinberger—60.

NOES—Don A. Allen, Bonelli, Chapel, Lowrey, Masterson, Munnell, Nisbet, Rees, Shell, Unruh, and Wilson—11.

Resolution ordered transmitted to the Senate.

Assembly Bill No. 93—An act to provide for meeting the building needs of the State by the adoption of a general construction program, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and making an appropriation therefor.

Bill read third time.

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

AYES—Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lauterman, Luckel, MacBride, Marsh, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, and Weinberger—60.

NOES—Don A. Allen, Bonelli, Chapel, Lowrey, Masterson, Munnell, Nisbet, Rees, Shell, Unruh, and Wilson—11.

Bill ordered transmitted to the Senate.

Assembly Bill No. 67—An act to add Article 2.5 (commencing with Section 9035) to Chapter 1 of Division 2 of Title 2 of the Government Code, relating to convening of sessions of the Legislature during or after a disaster in this State resulting from enemy or war-caused action.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lauterman, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Wilson—66.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT VOTE BE CHANGED UPON ROLL CALLS ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 7 AND ASSEMBLY BILL NO. 93

Mr. Mulford asked for, and was granted, unanimous consent that his vote be changed upon the roll calls on Assembly Constitutional Amendment No. 7 and Assembly Bill No. 93, and that he be recorded as voting "Aye," instead of "No."

REQUESTS FOR UNANIMOUS CONSENT THAT NAMES BE PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 67

Messrs. Belotti and Chapel asked for, and were granted, unanimous consent that their names be placed upon the roll call on Assembly Bill No. 67, and that they be recorded as voting "Aye."

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 75—An act to amend Section 1509.7 of the Military and Veterans Code, relating to the powers and duties of peace officers employed by state agencies in the event of disasters.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Buserud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lauterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Wilson—69.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 26—An act to amend Sections 5852 and 5853 of the Public Resources Code, relating to the Small Craft Harbors Commission.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Burton, Buserud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Luckel, MacBride, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Weinberger, and Wilson—57.

NOES—Bradley, Lowrey, Marsh, and Miller—4.

Bill ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT THAT VOTE BE CHANGED UPON
 ROLL CALL ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 7
 AND ASSEMBLY BILL NO. 93**

Mr. Holmes asked for, and was granted, unanimous consent that his vote be changed upon the roll calls on Assembly Constitutional Amendment No. 7 and Assembly Bill No. 93, and that he be recorded as "Aye," instead of "No."

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 59—An act to add Chapter 25 (commencing with Section 7990) to Division 3 of the Education Code, to provide for the preparation, issuance and sale of state bonds to create a fund to provide aid to school districts of the State; defining the powers and duties of state officers in respect to the administration of the provisions hereof; providing ways and means for the payment of the interest of such bonds as such interest falls due, and also for the payment and discharge of the principal of such bonds as such principal matures; and appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued, and for the administration of this chapter.

Bill read third time

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Cooledge, Crawford, Crown, Cunningham, Cusanovich, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Taelin, Thomas, Unruh, Weinberger, Wilson, and Winton—71.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Bill No. 86—An act to add Article 7 (commencing at Section 345) to Chapter 2.5 of Division 1 of the Water Code, relating to development of recreational facilities.

Bill read third time.

Demand for Previous Question

Messrs. Doyle, Hansen, Belotti, Biddick, and McCollister demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 86.

On request of Mr. Lindsay, further consideration of Assembly Bill No. 86 was ordered continued until the next legislative day.

PARLIAMENTARY INQUIRY

Mr. Hanna arose to the following parliamentary inquiry: What is the status of the report of the Conference Committee on the Budget Bill?

Reply by Majority Floor Leader

Majority Floor Leader McCollister explained the present program relative to the committee.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO. 30 FROM COMMITTEE

Mr. Lowrey asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 30 be withdrawn from the Committee on Rules, and be placed upon the file.

Request for Unanimous Consent

Mr. Lowrey asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 30, at this time, without reference to file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 30

Assembly Concurrent Resolution No. 30—Relative to James H. Corley.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

Request for Unanimous Consent That Names of Members Be Placed Upon Illuminated Resolution as Co-authors

Mr. Lowrey asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon the illuminated copy of Assembly Concurrent Resolution No. 30 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of the illuminated copy of Assembly Concurrent Resolution No. 30:

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Buserud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Csanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rasmford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Uruhu, Weinberger, Wilson, Winton, and Mr. Speaker—75.

NOTES—None.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF HOUSE RESOLUTION NO. 23

By Messrs Masterson, Burton, Frew, Doyle, Sedgwick, Mulford, Shell, Holmes, Bradley, Hegland, Schrade, Winton, and MacBride:

House Resolution No. 23

Relative to congratulating the Administrative Referees' Association

WHEREAS, It has come to the attention of the Members of the Assembly that the Referees of the California Unemployment Insurance Appeals Board, recognizing the phenomenal growth in the field of administrative law affecting property and contract rights, tax liability, economic security and the everyday affairs of a large segment of our population and realizing that they perform many important functions, judicial in nature, including, among others: the establishment of tribunals to afford fair procedure and hearings to interested and contesting parties, the conduct of impartial hearings, the control of the introduction of evidence, the maintenance of judicial decorum, and the preparation and issuance of written decisions, judicial in character, have joined together and associated themselves in the Administrative Referees' Association for the purpose of maintaining the highest professional standards and advocating improvements in the field of administrative law; and

WHEREAS, The Administrative Referees' Association has adopted the following Code of Ethics for the guidance of its membership:

The position of referee, being a public office high in the field of administrative law, and an office calling for public confidence and trust, I hereby pledge myself to the following precepts:

- To discharge all duties of my office in an impartial and unbiased manner;
- To conduct hearings with patience, consideration and courtesy;
- To maintain an informal atmosphere in all hearings without loss of judicial dignity and decorum;
- To permit all proper parties the benefit of a full, fair and impartial hearing;
- To defend at all times the rights of each party under the law;
- To develop a complete, concise, accurate and factual record in every hearing;
- To bring to the preparation of each decision my full effort, knowledge and ability;
- To continually improve my knowledge and skills in the fields of law and social legislation; and

To conduct myself at all times, both within and without the office of referee, in such manner as will inspire and command public confidence and trust and bring credit to myself and to my profession; and

WHEREAS, For the past five years, the membership of the Administrative Referees' Association, on their own time and at their own expense, have sponsored an annual forum for the improvement of members where panel discussions and speakers present topics in the fields of administrative law and unemployment insurance; and

WHEREAS, These annual forums have not only proven valuable and instructive to the membership of the Administrative Referees' Association, but also have provided a means whereby employer and employee groups can present their problems and offer suggestions for the improvement of administrative hearings under the Unemployment Insurance Code; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly of the State of California congratulate the members of the Administrative Referees' Association on their past achievements in endeavoring to bring to the citizens of the State of California the highest professional standards and the best possible service in administering the unemployment insurance program which affects more individuals than any other field in administrative law, and to wish them success in their future activities; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit suitably prepared copies of this resolution to the Administrative Referees' Association.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 24

By Messrs. Anderson, Bonelli, Burke, and Erwin:

House Resolution No. 24

Relative to commending and congratulating the Monterey Park Progress

WHEREAS, The Monterey Park Progress has recently been honored by being designated as having the best editorial page of any weekly newspaper in California during the year 1957 by the California Newspaper Publishers' Association; and

WHEREAS, The Monterey Park Progress has also been presented an Award of Merit by the California Newspaper Publishers' Association for outstanding community service during 1957 in its efforts to uphold the principle of "home rule" by rallying community action to prevent the establishment of a major dump within the City of Monterey Park; and

WHEREAS, Because of the forthrightness, integrity and journalistic excellence of this community newspaper, distinct an has come to the Monterey Park Progress, the City of Monterey Park, the County of Los Angeles and the State of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby commend and congratulate the Monterey Park Progress for its outstanding journalistic achievements; and be it further

Resolved, That the Clerk of the Assembly is hereby directed to transmit copies of this resolution to the Monterey Park Progress and to Eli Isenberg, its publisher

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 27

By Messrs. Anderson and Burke:

House Resolution No. 27

Relative to the retirement of Dr. Dan T. Williams

WHEREAS, Dr. Dan T. Williams is retiring in 1958, after 23 years in elementary, high school, and junior college administration, including 12 years as Superintendent of the Garvey School District, South San Gabriel, California; and

WHEREAS, Under his careful supervision the district has carried out an impressive program of school construction and modernization including extensive classroom additions at all school sites and completion of two new elementary schools; and

WHEREAS, During his administration many special services were added, providing for health and dental examinations, remedial reading and arithmetic classes, speech correction, home teaching services for pupils unable to attend classes, special instruction for mentally retarded children, and complete guidance and testing programs; and

WHEREAS, Dr. Williams, through his progressive and well-coordinated plan of expansion of school services and physical facilities has made the Garvey School District a model district of which its residents may well be proud; now, therefore, be it

Resolved by the Assembly of the State of California, That the members congratulate Dr. Dan T. Williams on his outstanding achievements and extend their best wishes to him on his retirement, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Dr. Williams.

Resolution read, and adopted.

Unanimous Consent That Assembly Concurrent Resolution No. 31, Assembly Constitutional Amendment No. 8, and Assembly Bill No. 32 Hold Places on File

By unanimous consent, Assembly Concurrent Resolution No. 31, Assembly Constitutional Amendment No. 8, and Assembly Bill No. 32 were ordered passed on file, and to hold their places on file on the next legislative day.

THIRD READING OF SENATE BILLS

Senate Bill No. 8—An act to amend Sections 7 and 8 of, and to add Section 12 to, the Lower San Joaquin Levee District Act (Chapter 1075 of the Statutes of 1955), relating to the powers and duties of the Lower San Joaquin Levee District.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Klockslem, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Muller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—69.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 23—An act to amend Section 5784 26 of the Public Resources Code, relating to bonds of Recreation and Park 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—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Klockslem, Lindsay, Lowrey, Luckel, MacBride, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—64.

NOES—Elliott—1.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Klockslem, Lindsay, Lowrey, Luckel, MacBride, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—64.

NOES—Elliott—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 31—An act to amend Section 7719 of the Education Code, relating to school district building aid, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister,

McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—70.

NOES—None.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—70.

NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Name Be Placed Upon Roll Call

Messrs. Gaffney and Chapel asked for, and were granted, unanimous consent that their names be placed upon the roll call on the urgency clause to Senate Bill No. 31, and that they be recorded as voting "Aye."

Senate Bill No. 32—An act to amend Section 7705, and to repeal Section 7705.1, of the Education Code, relating to state school building aid.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—70.

NOES—Shell—1.

Bill ordered transmitted to the Senate.

Senate Bill No. 35—An act to repeal Section 7633 of, and to add Section 7638 to, the Education Code, relating to apportionments of state school construction funds.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lowrey, Luckel, Marsh, Masterson, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Wilson—66.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 11—An act to appropriate thirty million dollars (\$30,000,000) to be expended pursuant to Section 7741 of the Education Code, relating to school district public works, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Wilson—71.

NOES—None.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Wilson—71.

NOES—None.

Bill ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 117: By Mr. MacBride—An act to add Section 10984 to the Revenue and Taxation Code and to amend Section 173.4 of the Vehicle Code, relating to trailer coaches.

Referred to Committee on Transportation and Commerce.

Assembly Concurrent Resolution No. 32: By Messrs. Rumford, Dahl, Masterson, Busterud, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Chapel, Collier, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, McMillan, Mulford, Munnell, Nisbet, O'Connell, Pattee, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—Relative to the American Pharmaceutical Association.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 33: By Messrs. Meyers, O'Connell, Busterud, Burton, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan,

Miller, Mulford, Munnell, Nielsen, Nisbet, Pattee, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—Relative to commending the Institute on Government sponsored by the California State Employees Association

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 34: By Messrs Lanterman and Thomas—Relative to continuance of passenger train service between Los Angeles and Sacramento

Referred to Committee on Public Utilities and Corporations.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. McCollister, the Journals for Monday, March 24, 1958; Tuesday, March 25, 1958; Wednesday, March 26, 1958; Thursday, March 27, 1958; Friday, March 28, 1958; and Saturday, March 29, 1958, were approved as corrected by the Minute Clerk.

ADJOURNMENT

At 5.26 p.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 11 a.m., Monday, March 31, 1958

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-FIRST LEGISLATIVE DAY
TWENTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, March 31, 1958

The Assembly met at 11 a.m.

Hon. Richard H. McCollister, Majority Floor Leader 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:

Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Butschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockstein, Lanterman, Levering, Landsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMullan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Patten, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Uruh, Weinberger, Wilson, and Winton—76.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Eternal God and Heavenly Father, Thou art indeed long-suffering and patient with us; we flaunt Thy commands, we forget Thy word, and we refuse to obey Thy will. Little wonder that tension and confusion and unrest permeate our lives and our world. Forgive us the wilfulness and selfishness that hinder the solution of today's problems. Instead of pointing the finger at the motives of others, help us to examine our own hearts. Implant within us the truth that there can be no peace or concord unless we love Thee with our whole hearts and minds, and our neighbors as ourselves; through Jesus Christ, Thy Son, our Lord.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of the Majority Floor Leader, the Assembly then gave the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Wilson, seconded by Mr. Bee, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Stewart, on motion of Mr. Ernest R. Geddes.

Mr. Don A. Allen, on motion of Mr. Ernest R. Geddes.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Conrad, on motion of Mr. Ernest R. Geddes.

Mr. Lincoln, on motion of Mr. Ernest R. Geddes.

COMMUNICATIONS

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
WASHINGTON, D. C., March 26, 1958

*Mr. Arthur A. Ohnimus, Chief Clerk
California State Assembly
3196 State Capitol
Sacramento, California*

DEAR MR. OHNIMUS: Thank you for your letter of March 17th with which was enclosed a copy of Assembly Joint Resolution No. 3 adopted by the California Legislature favoring the extension of Public Laws 815 and 874.

During hearings held on this legislation, I appeared before the committee in support of its extension. I intend to support it when it is before the House and I am happy to know of the action taken by the State Legislature in this connection.

Sincerely yours,

HUBERT B. SCUDDER

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
WASHINGTON, D. C., March 27, 1958

*Mr. Arthur A. Ohnimus, Chief Clerk
Assembly, California Legislature
3196 State Capitol
Sacramento, California*

DEAR MR. OHNIMUS: This will acknowledge receipt of your letter of March 17, 1958, which contained a copy of Assembly Joint Resolution No. 3.

Please be assured of my support of legislation to continue Public Laws 815 and 874. I am fully cognizant of the need for continuance of these laws.

You may be interested in the statement which I made before the Subcommittee on Education in support of favorable legislation.

Sincerely,

BOB WILSON, Member of Congress

Enc.

Above transmitted statement ordered referred to the Committee on Education.

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
WASHINGTON, D. C., March 25, 1958

*Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature
3196 State Capitol
Sacramento, California*

DEAR MR. OHNIMUS: Thank you for sending me the copy of Assembly Joint Resolution No. 3, adopted by the California Legislature on March 12, 1958.

Please know that I have always supported such measures which I feel are in the best interests of our educational system. On January 29, 1958, I appeared before the Subcommittee on General Education and made a statement concerning the necessity for continuing these laws.

Sincerely,

GEORGE P. MILLER

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
WASHINGTON, D. C., March 25, 1958

Arthur A. Ohnimus, Chief Clerk
California State Assembly
3196 State Capitol
Sacramento, California

DEAR MR. OHNIMUS: Immediately upon receiving the copy of Assembly Joint Resolution No. 3, adopted by the California Legislature on March 12, 1958, which you so kindly sent me, I presented it to the Congress.

Am enclosing a copy of the Congressional Record for March 24, 1958, where you will find my action noted under Memorials.

Please call this to the attention of the Members of the California Legislature.

Sincerely yours,

CHET HOLIFIELD

Enc.

Above transmitted copy of Congressional Record ordered referred to the Committee on Education.

UNITED STATES SENATE
COMMITTEE ON APPROPRIATIONS
March 25, 1958

Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature
3196 State Capitol
Sacramento, California

DEAR MR. OHNIMUS: I am in receipt of your letter of March 17th, and wish to thank you for sending me a copy of the resolution adopted by the California Legislature on March 12th, relative to the re-enactment of Public Law 874. This legislation will have my full support.

You may be sure that this matter will continue to receive my careful consideration.

Sincerely yours,

WILLIAM F. KNOWLAND

The following communication was presented by the Chief Clerk from:
Mrs. K. L. Lawson of Berkeley, relative to billboards. Ordered referred to the Committee on Transportation and Commerce.

PETITIONS

The following petition was presented by the Chief Clerk from:
Mrs. Margaret Kunkel of San Francisco, relative to grievances. Ordered referred to the Committee on Social Welfare.

RESOLUTIONS

The following resolution was offered:

By Mr. Coolidge:

House Resolution No. 36

Relative to the officers, employees and attaches of the Assembly for the 1958 First Extraordinary Session of the Legislature

Resolved by the Assembly of the State of California, That each of the following named persons heretofore elected to the office appearing after his or her name for the 1958 First Extraordinary Session, to wit:

Arthur A. Ohnimus	Chief Clerk
Eleanor K. Donoghue	Minute Clerk
Tony Beard	Sergeant-at-Arms
Rev. Robert S. Romeis	Chaplain

receive compensation in the amount determined by the Assembly Standing Committee on Rules for each such position, all payable weekly; and be it further

Resolved, That the Assembly Standing Committee on Rules appoint all other employees and attaches of the Assembly, these to receive compensation, payable weekly, in an amount to be fixed by the committee; and be it further

Resolved, That the Controller is hereby directed to draw his warrant in favor of the respective persons in the specified amounts, and the Treasurer is hereby directed to pay the same, upon a seven-day-week basis, commencing upon the convening of the session

Request for Unanimous Consent

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent to take up House Resolution No. 36, at this time, without reference to committee or file.

Resolution read.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Henderson, Holmes, House, Johnson, Kelly, Kloksiem, Lanterman, Lindsay, Lowrey, MacBride, Marsh, Masterson, McCollister, Miller, Mulford, Nielsen, Nisbet, O'Connell, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Wenberger, Wilson, and Winton—60.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, March 31, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Concurrent Resolution No. 23

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported resolution ordered transmitted to the Senate.

ASSEMBLY CHAMBER, March 31, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Concurrent Resolution No. 14

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered re-referred to the Committee on Conservation, Planning, and Public Works.

ASSEMBLY CHAMBER, March 31, 1958

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

Assembly Bill No. 62—An act to amend Section 50701 of the Government Code, relating to small craft harbors and marinas,

And reports the same correctly enrolled, and presented to the Governor on the thirty-first day of March, 1958, at 10 a m

BURKE, Chairman

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. Erwin asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting any bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. Erwin asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing any bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Lindsay asked for, and was granted, unanimous consent that the following report be ordered printed in the Journal:

LETTER OF TRANSMITTAL

ASSEMBLY INTERIM COMMITTEE ON
CONSERVATION, PLANNING, AND PUBLIC WORKS
SACRAMENTO, March 29, 1958

Hon. L. H. Lincoln
Speaker of the Assembly
3164 State Capitol
Sacramento, California

DEAR MR. LINCOLN: Enclosed is the Preliminary Report of the Subcommittee on Beaches and Parks of the Assembly Interim Committee on Conservation, Planning, and Public Works.

Sincerely yours,

FRANCIS C. LINDSAY

**PRELIMINARY REPORT
SUBCOMMITTEE ON BEACHES AND PARKS**

JESSE M. UNRUH, Chairman

Members

DON A. ALLEN
BRUCE F. ALLEN
FRANK P. BELOTTI
JOHN L. E. COLLIER

PAULINE L. DAVIS
ALLEN MILLER
JACK SCHRADE
FRANCIS C. LINDSAY

I. Subcommittee Activities

September 24, 1957, League of California Cities Convention, San Francisco.

October 3, 1957, National Recreation Association Conference, Long Beach.

January 6, 1958, Joint hearing with the Subcommittee on Planning, Sacramento.

January 19, 1958, California Recreation Association Conference, Fresno.

March 25, 1958, Hearing, Sacramento.

March 26, 1958, Hearing, Sacramento.

II. Tentative Findings

A. The conservative findings and recommendations prepared after extended hearings and conferences and contained in the reports of this subcommittee in 1956 and 1957 suggested both policy and administrative changes which have not yet been effected by the Commission of

Beaches and Parks and the division under its control. While it is true that the present authorization of the State Commission of Beaches and Parks places it astride both policy and action programs affecting recreation in the State of California, it is also true that changes in policy and administration in line with the recommendations of the subcommittee could bring the functions of the commission and the division abreast of the problems now facing the State. The recommendations of the subcommittee, however, have not been followed. The acquisition and development programs authorized under the Budget Acts of 1956 and 1957 are still complicated by long-held policies of the commission and present costs of programs authorized in the past are pricing designated areas beyond the financial reach of the people. Furthermore, balanced recreation programs in connection with park areas are contrary to present policies of the commission. Doubt exists as to whether the commission is presently in sympathy with developmental programs necessary to meet the modern day recreation demands of the people of California. Further doubt of the willingness of the commission to change these policies is found in its failure to meet the detailed policy directives contained in Assembly Bill No. 494 passed at the last session of the Legislature.

B. State responsibility for the planning and administration of recreation areas is divided among 13 agencies and affected by at least six federal agencies, with a myriad of city and county agencies vitally concerned in this function. Yet no single state agency is clearly authorized or staffed to accomplish the multipurpose type recreation planning, construction, and administration desired by the tourists and residents of the State.

C. No agency in the State is now responsible to assure that recreation planning is a part of the developmental plans of all reservoirs, public and private, in the State. The importance of bodies of water both for normal water sports recreation and balanced public-private recreational facilities is well documented in the previous reports of this subcommittee. In addition to creating a public recreation resource, a reservoir area becomes attractive for permanent summer homes, private resorts and service-type facilities. The number and location of these facilities and the degree of development of a balanced public-private resource can be determined from site planning to feasibility standards at the time studies are conducted on the economic and engineering phases of the project. The strengthening of the tax base that will result from such balanced land use around reservoirs will help offset the removal of private lands from the tax rolls in public development programs. It is not the finding of the subcommittee that a single state agency or state agencies should be given the responsibility of recreation planning in conjunction with all water programs, but it is the finding that some state agency should be responsible to co-ordinate such planning with other public and private agencies to assure that this resource not be neglected. The responsibility for all stages of planning for recreation in conjunction with the California State Water Plan by the Department of Water Resources is in line with the basic

responsibilities of this department covered in the multipurpose water developmental sections and the areas of origin sections of the Water Code. The balanced public-private planning for recreation uses of these areas will assure one economic use of the water in the counties of origin and abide by the sections requiring multiple purpose development of the water resource.

III. Recommendations

A. Continued study by the subcommittee during the remainder of the interim should crystallize the appropriate relationship of the commission and the division to the Department of Natural Resources. Once this major relationship has been determined, appropriate policy directives can be provided to the department controlling the manner in which recreational areas of the State must be developed. Policies of the commission and of the division presently delaying the acquisition program through extended negotiation must be changed to permit a filing of condemnation after a reasonable period of negotiation. The present lack of trained appraisers and the failure to recognize the value of technical assistance in acquisition programs must be recognized.

B. Additional hearings by this subcommittee are necessary to determine the agency responsible for balanced recreation developments. If continued study confirms the importance of establishing this responsibility in a single agency between now and the 1959 Session, irrespective of the progress by the Outdoor Recreation Commission on such responsibility, then legislation should be drawn to effect this purpose.

C. Additional authorization to the Department of Water Resources is necessary to clarify the responsibility of that department in the planning, construction, and administration of these areas. It is recommended that legislation be considered during the budget session granting specific responsibility to the department for the following activities in conjunction with projects constructed as part of the State Water Plan:

1. Recreation feasibility studies.
2. Land acquisition powers for both reservoir and recreation purposes.
3. Detailed recreation and developmental plans in phase with pre-construction engineering and economic studies.
4. Construction of the first stages of public recreation facilities in conjunction with project construction.
5. Administrative studies and necessary arrangements with other public agencies for the control of the area.

JESSE M. UNRUH, Chairman
DON A. ALLEN
BRUCE F. ALLEN
FRANK P. BELOTTI
JOHN L. E. COLLIER

PAULINE L. DAVIS
ALLEN MILLER
JACK SCHRADER
FRANCIS C. LINDSAY

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Lindsay asked for, and was granted, unanimous consent that the following report be ordered printed in the Journal:

LETTER OF TRANSMITTAL

ASSEMBLY INTERIM COMMITTEE ON
CONSERVATION, PLANNING, AND PUBLIC WORKS

SACRAMENTO, March 28, 1958

Hon. L. H. Lincoln
Speaker of the Assembly
3164 State Capitol
Sacramento, California

DEAR MR. LINCOLN: Enclosed is the Progress Report of the Subcommittee on Planning of the Assembly Interim Committee on Conservation, Planning, and Public Works.

Sincerely yours,

FRANCIS C. LINDSAY

PROGRESS REPORT
SUBCOMMITTEE ON PLANNING OF THE
ASSEMBLY INTERIM COMMITTEE ON CONSERVATION,
PLANNING, AND PUBLIC WORKS

THOMAS REES, Chairman

Members

BRUCE F. ALLEN
WILLIAM BIDDICK
JOHN L. E. COLLIER

CHARLES W. MEYERS
HAROLD T. SEDGWICK
JESSE M. UNRUH

Subcommittee Activities

September 20, 1957, County Supervisors of California Convention, Santa Rosa.

September 24, 1957, League of California Cities Convention, San Francisco.

October 5, 1957, Central Valley Section, American Institute of Planners, Conference on Regional Planning and Metropolitan Organization, Modesto.

October 10, 1957, California County Planning Commissioners Association, Convention, Monterey.

November 18, 1957, Conference on Availability, Demand and Education of Planning Personnel, Sacramento.

January 6, 1958, Joint hearing with the Subcommittee on Beaches and Parks, Sacramento.

January 24, 1958, Hearing, Fresno.

February 1, 1958, Working conference with committees of Cal Chapter of American Institute of Planners, Santa Cruz.

I. State Planning

A. TENTATIVE FINDINGS

1. The present lack of voluntary co-ordination of the planning efforts of cities, counties and the State is becoming more pronounced under the activity generated by the two measures passed during the last session permitting the establishment of regional and metropolitan planning districts (*Stats.*, 1957, Ch. 1756 and 2001.) Some form of order must be brought into the complex urban and statewide growth pattern. While the cities and counties are recognized as responsible for planning within their own jurisdictions, these local units are entitled to the planning assistance of a single state planning office, adequately staffed and financed and empowered to do the urgent planning work at the state level. Efforts by these jurisdictions to gain a full picture of state physical developmental programs affecting their areas becomes more complex as planning functions are disbursed piecemeal to existing state agencies.

2. Currently some 35 state agencies are effecting through their own programs the physical development of the State and consequently the activities of local planning jurisdictions. The following state agencies are involved in major planning activities: (a) the Department of Water Resources, (b) the Division of Highways, (c) the Outdoor Recreation Commission, (d) the Department of Finance, (e) the Division of Beaches and Parks, (f) the Division of Small Boat Harbors, (g) the Wildlife Conservation Board, and (h) the Division of Soil Conservation.

While planning at the state level was recognized at the last session of the Legislature by granting major planning responsibilities to (1) the Outdoor Recreation Commission for the development of a statewide recreation plan and, (2) the Division of Highways for a future statewide highway and freeway location plan, appropriate financing was not granted the existing state planning office to contribute land use and economic data or to co-ordinate these functions with local planning effort. By placing these responsibilities upon existing and ad hoc agencies, the professional skills involved in the planning function are either not available to the responsible agencies or must be recruited in order to fill out the programs.

3. While the legislation establishing the Local Planning Advisory Committee grants limited power to permit this agency to function in a voluntary co-ordinating fashion at the state level, the financing, staffing and location of the agency has not permitted it to assume these activities. Nor is the office at the appropriate level required to co-ordinate and give leadership to the important action departments of the State.

B. RECOMMENDATIONS

Additional hearings, conferences and study by the subcommittee are necessary to prepare legislation strengthening the state planning function. Decisions must be made by the Legislature and the affected state agencies on the appropriate level and location of this function to permit it to accomplish the co-ordination of state physical developmental programs and assure the proper relationship with the Legislature. It is the

tentative recommendation of the subcommittee that such legislation provide generally for the following:

1. The recognition of the existing system of decentralized planning and the importance of assistance and voluntary co-ordination of the planning effort at all levels.
2. The systematic collection and dissemination of planning information by the planning office.
3. The preparation of a state plan, based on the comprehensive, statewide relationships of land use, circulation and public facilities, with full consideration of city, county, and regional plans.
4. The consolidation of the physical planning and economic developmental functions and the definition of the goals toward which developmental efforts should be directed.
5. The preparation of a state capital improvement program and the responsibility for capital improvement sections of the annual budget of the Department of Finance.

II. Conservation of Prime Agricultural Lands

A. TENTATIVE FINDINGS

1. The great contradiction in California's growth is that prime agricultural lands are continuing to be retired for urban purposes at the very time that population increases call on these very lands to satisfy increased demands for food and fiber. Recent studies by the Department of Water Resources estimate that the ultimate population of California will approach 45,000,000 people between 2020 and 2050. By the year 1970 the State will have reached approximately one-half this ultimate population. These figures indicate an increase in population of over 1,000 persons per day. For each 1,000 persons added to the state population, based on urbanization at current average density, approximately 250 acres of agricultural land will be retired. In other words, 250 acres of agricultural land are being retired every day under present growth. By 1955 urban growth in California caused some 2,760,000 acres of the State's best farm land to be converted to nonagricultural uses, including home sites, industrial and commercial developments, highways, military establishments, and airports.

2. The soil on which California fruits and vegetables are produced is relatively unique in quality, not easily duplicated elsewhere, and very limited in supply. California has a total of 100,300,000 acres within its boundaries, of which about 10.5 percent is in cropland. Cropland of prime quality—Class 1 in the soil conservation classification—is only 1.6 percent of the State's area, and much has already been converted to urban uses. Urban penetration is most severe on prime cropland, land that can grow high quality citrus and other fruits and winter vegetables at high yields with a minimum amount of crop failure over a span of years. With the retirement of any of this land the State and the Nation suffers an irretrievable economic loss. This loss will have its repercussion on the metropolitan and urban centers of the State because the cash farm gross income in California consistently exceeds \$2,500,000,000 and employment in food processing exceeds that of any other industry except aircraft production.

3. The conservation of prime agricultural land and the planned development of urban areas are one and the same. Both are based on the best use of land, both ultimately are preserved by democratically accepted planning processes and supported and understood in the communities. The very survival of metropolitan urban development depends on the preservation of farms and open spaces. Santa Clara County is one example of how unplanned urbanization results in higher costs to government units for the extension of required services and higher taxes to the farmer for support of urban services he does not need or desire. Such taxes throughout the State are pricing agricultural operations out of the market and result in the unplanned, needless and hasty dedication of prime lands to eventual urbanization. If all the land in subdivisions and related urban uses in Santa Clara County which has been withdrawn from agriculture since 1947 were consolidated, the total would approximate 26 square miles. But this development has occurred in such fashion that within the entire valley floor of the northwestern section of the county, an area of approximately 200 square miles, there is not a single square mile which has not been penetrated by one or more subdivisions.

4. The conclusions and recommendations of this subcommittee outlined in its report *State Greenbelt Legislation and the Problem of Urban Encroachment on California Agriculture*, have been verified and strengthened in the hearings and conferences held during this interim. Local farm bureaus, chambers of commerce and related agricultural interests throughout the State are awakening to the importance of protecting this major economic base. Exclusive agricultural zoning supported by these interests is becoming an accepted tool in county land use controls. Testimony presented indicates a growing realization that state assistance is required to protect the industry itself, and the State's interest in preserving this important economic base.

B. RECOMMENDATIONS

1. Additional study during the interim is necessary to determine goals and purposes of programs for the protection and preservation of prime agricultural lands. The following questions should be answered by these studies:

- (a) Is it the purpose of a program to protect the farmer from his legitimate share of tax increases in order that he might subdivide on the best market, or is it the purpose to protect the land itself as a natural resource?
- (b) Is the chief purpose of such proposals to insure orderly urban development, to keep service costs under control, and to hold open spaces and green belts for better living?
- (c) Is the prime reason for such protective legislation to maintain the agricultural industry as part of the economic base necessary to support urban growth and in the process achieve the protection of the farmlands from heavy tax burdens, at the same time maintaining the controlled and orderly growth of the urbanizing area?

If the goal is to assure orderly urban growth with balanced land uses and appropriate land set aside for public facilities, then standards should be developed establishing the optimum size of urban areas. Without such standards and controls solid cities will continue to be constructed to uneconomic and unhealthy size and densities. The very preservation of the health and safety of the people of these areas justifies the development of standards for guidance of local growth. Such standards could be related to: (a) natural resource base of the area, (b) topography, (c) air and water pollution, (d) national defense and disaster control, (e) costs of government services, and (f) transportation of people and goods.

On the other hand, if the purpose is to recognize the importance of prime agricultural land as a state and natural resource then policy should be established at the state level identifying the public interest in this resource as the public interest already has been identified in our natural resources of water, oil, and timber.

2. Following the adoption of this policy, prime agricultural lands should be removed from the complete control of either the farmer or the local jurisdiction. This removal would result in two things: (1) deliberate decisions under established procedure by the interested jurisdiction, or the affected farmer, before the land is dedicated to urban purposes, and (2) since full control of the land would no longer vest in the farmer himself, tax assessors would be in a position to assess land at its current use and the tax pressures against the farmer would be eased.

3. It is the tentative recommendation of this subcommittee that legislation prepared during the remainder of the interim accomplish the following three purposes:

- (a) The creation of a state policy establishing prime agricultural land as a resource in which the State has a public interest.
- (b) The designation of a state agency or agencies responsible in co-operation with affected local jurisdictions for locating and designating such lands.
- (c) The development of a process by means of which prime agricultural lands can be utilized for urban purposes and orderly urban growth maintained.

III. Metropolitan Organization

A. TENTATIVE FINDINGS

During the last session two bills were passed effecting the organization of regional and metropolitan planning districts. Senate Bill No. 1624 by Senator Farr, which became Chapter 1766 of the Statutes of 1957, requires the Local Planning Advisory Committee of the Department of Finance to divide the State into regional planning districts and following this action each district is required to establish a planning commission. The Allen bill, Assembly Bill No. 2860, Chapter 2001, established legislation permitting two or more counties to combine into a planning district on resolution of the boards of supervisors of each county. Both of these measures utilize the formula developed by this interim committee for the creation of a Bay Area Air Pollution Control District passed in the 1955 Session of the Legislature. This

formula, in simple terms, creates a policy determining agency without establishing another layer of government. This is accomplished by the simple device of creating a board of directors consisting of one supervisor selected by the board of supervisors of each county and one councilman selected by the councilmen and mayors of each city in the county. The result, while not strictly representative of population or assessed valuation, is nevertheless easy to understand and simple to effectuate. While regional and metropolitan planning districts under present law can develop general plans for the entire problem area, each political jurisdiction within that area must directly adopt the plan before it becomes applicable to the jurisdiction. This subcommittee, through hearings and staff investigation, is convinced that the pattern utilized in these legislation measures, might also be used in general permissive legislation that could be passed permitting the establishment of multipurpose metropolitan districts. The legislation should carry certain easy definable functions of an areawide or metropolitan nature and could, at the same time, permit the selection of one or more of these functions on action of the boards of supervisors or majority vote of all persons within the district.

B. RECOMMENDATIONS

Additional study by this subcommittee in co-operation with the Assembly Committee on City and County Government is necessary to determine the "climate" for general law provisions permitting a metropolitan pattern of organization. If these studies indicate feasibility of permissive legislation at this time, then the legislation should be drawn for submission to the 1959 Session.

IV. Qualifications and Supply of Planning Personnel

A. FINDINGS

1. The upsurge of planning activity at all governmental levels in California has resulted in high competition between these jurisdictions for trained and experienced personnel. Bidding by public agencies for the limited supply of qualified people has caused upgrading of positions in order to attract qualified planners and more than a healthy movement of planning people from one position to another. Many planning offices have been unable to staff to budgeted positions because of a real shortage of experienced and professionally trained planners.

2. While the last three sessions of the Legislature have seen registration bills introduced, which died in committee or were not pressed by their authors, it now appears that the support for some method of registration is widespread within the profession.

B. RECOMMENDATIONS

1. The subcommittee and staff should continue studies and conferences in co-operation with the California Chapter of the American Institute of Planners, the responsible levels of education, and the State Department of Finance in efforts to assess the supply and demand requirements for planning personnel at the various levels and technical abilities required in the planning function.

2. Additional studies with the committees created by the three California sections of the American Institute of Planners leading toward

legislation of a professional nature should be continued during the interim to develop the following information:

- (a) Determination of the relative supply and demand for planners at various levels of professional training and experience.
- (b) Determination of professional standards for each level of planning activity and responsibility.
- (c) Determination of educational requirements for the various levels of planning and planning responsibility.
- (d) Present and additional educational programs required on the secondary and graduate levels

THOMAS M. REES, Chairman
 WILLIAM BIDDICK, JR.
 CHARLES W. MEYERS*
 JESSE M. UNRUH

BRUCE F. ALLEN**
 JOHN L. E. COLLIER
 HAROLD T. SEDGWICK

*I concur with the majority of the views expressed in this progress report. However, there are certain sections on which I have reservations.

CHARLES W. MEYERS

**I do not concur in the portion of the report suggesting state control of agricultural land.

BRUCE F. ALLEN

CONSIDERATION OF DAILY FILE THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 11 Placed on the Inactive File

On motion of Mr. Backstrand, Assembly Concurrent Resolution No. 11 was withdrawn from the active file, and placed upon the inactive file.

Request for Unanimous Consent That Items Hold Places on File

By unanimous consent, all matters, not otherwise disposed of, were ordered passed on file, and to hold their places on file on the next legislative day.

RESOLUTIONS

The following resolutions were offered:

By Mr. Porter:

House Resolution No. 37

Relative to commending Mr. Robert C. Gillingham

WHEREAS, Mr. Robert C. Gillingham has been selected by the Compton-Lynwood Board of Rentors for their Annual Outstanding Citizenship Award; and

WHEREAS, Mr. Gillingham, a resident of Compton since 1906, and a graduate of the Compton High School, served as first Dean of Compton Junior College and is presently head of the Economics Department of Compton Junior College, and

WHEREAS, Robert C. Gillingham has always shown a keen interest in community activities as evidenced by the fact that he is Past President of the California Teachers Association, a charter member of the Compton Kiwanis Club, a Director of the National Education Association, Secretary of the National Affairs Committee of the Compton Chamber of Commerce, and Chairman of the Planning Commission in Compton since 1951; and

WHEREAS, Pursuing his hobby of Compton history, he has compiled a complete written history of Compton, together with many historic pictures of the city; now, therefore, be it

Resolved by the Assembly of the State of California, That Mr. Robert C. Gillingham is congratulated on being selected for this Annual Outstanding Citizenship Award; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit a suitably prepared copy of this resolution to Mr. Robert C. Gillingham.

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

By Mr. Porter :

House Resolution No. 38

Relative to Mr. Fred E. Yerger

WHEREAS, It has come to the attention of the Legislature of the State of California that Fred E. Yerger has recently received the annual Outstanding Citizenship Award from the Compton-Lynwood Board of Realtors; and

WHEREAS, The ideals and activities that constitute outstanding citizenship in an individual are things sought by many but achieved by few; and

WHEREAS, This lifelong resident of the City of Lynwood, California, has devoted his life to the youth of that area, thus imparting to them the ideals that go to make good citizens of the leaders of the future; and

WHEREAS, He has been especially active with the Boy Scouts of America, having been vice chairman of the Midland District thereof, and, in spite of a custom that a person serve only one term as chairman of the district, was elected to the chairmanship thereof two times in succession because of his outstanding performance; and

WHEREAS, He is presently the district representative to the Los Angeles County Council of the Boy Scouts of America; and

WHEREAS, In addition to this leadership, he has demonstrated that good citizenship is comprised also of civic ability, since he has served as President of the Lynwood Rotary Club and is presently a member of the Planning Commission for the City of Lynwood; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislature extend its heartiest congratulations to Fred E. Yerger upon his receipt of the annual Outstanding Citizenship Award from the Compton-Lynwood Board of Realtors; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit suitably prepared copies of this resolution to Fred E. Yerger

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

**REQUEST FOR UNANIMOUS CONSENT TO HOLD
SPECIAL MEETING OF COMMITTEE**

Mr. Doyle asked for, and was granted, unanimous consent to hold a special meeting of the Committee on Education either this afternoon or at 8 p. m. tonight in Room 4202.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Doyle asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Bill No. 45 for hearing in the Committee on Education today.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Announcements were made of meetings of the following committees: Transportation and Commerce at 3 p. m., or on adjournment of the Second Extraordinary Session this afternoon.

Finance and Insurance at 8 p. m. tonight.

Subcommittee on Narcotics of Committee on Public Health at 3.30 p. m., or on adjournment of the Second Extraordinary Session this afternoon.

EXPLANATION OF ABSENCE

March 31, 1958

My absence from roll call on Monday morning, March 31, 1958, at 11 a. m., was due to my having to present Assembly Bill No. 83 before the Senate Committee on Local Government.

CLARK BRADLEY

ADJOURNMENT

At 11.16 a.m., on motion of Mr. Erwin, the Majority Floor Leader declared the Assembly adjourned until 10 a.m., Tuesday, April 1, 1958.

RICHARD H. McCOLLISTER, Majority Floor Leader

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-SECOND LEGISLATIVE DAY

TWENTY-NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Tuesday, April 1, 1958

The Assembly met at 10 a.m.

Hon. Richard H. McCollister, Majority Floor Leader of the Assembly, presiding.

Chief Clerk Arthur A. Ohuimus at the desk.

ROLL CALL

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

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-
dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier,
Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe,
Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R.
Geddes, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson,
Kelly, Kilpatrick, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh,
Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munell, Nielsen, Nus-
bet, O'Connell, Patee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner,
Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton -75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romcis:

Our Father, Who Art in Heaven, Be Thou our strength and stay. Amid the clattering din of the world's business, help us to hear Thy calm and quiet voice; beyond the threatening clouds of the world's tension and tumult, help us to see the sunshine of Thy love and constant care; when nothing seems stable and the world seems to tremble and shift, help us to feel Thee as the solid rock upon which we can ever stand. Hold us fast and firm, O Lord, for we trust in Thee; through Jesus Christ, Thy Son, our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Dills, seconded by Mr. Britschgi, 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. Stewart, on motion of Mr. Ernest R. Geddes.

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

Mr. Grant, on motion of Mr. Ernest R. Geddes.

Mr. Klocksien, on motion of Mr. Ernest R. Geddes.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Conrad, on motion of Mr. Ernest R. Geddes.

Mr. Lincoln, on motion of Mr. Ernest R. Geddes.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, read, and ordered printed in the Journal:

WESTMINSTER PRESBYTERIAN CHURCH
SACRAMENTO, March 31, 1958

*The State Assembly
State of California
Sacramento, California*

DEAR SIR: On Good Friday, April 4th, the Westminster Presbyterian Church at 13th and N Streets, across from the State Capitol, will hold a continuous service from 12.10 to 3 p.m.

This service is particularly prepared for the benefit of the state officials and those employed in the state offices.

We respectfully invite the Members of the Assembly to attend all or any part of the service. It is divided into 20-minute periods.

Sincerely yours,

JOHN W. PRESSLY

RESOLUTIONS

The following resolution was offered:

By Messrs. Miller, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Doyle, Elliott, Erwin,¹ Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson,¹ Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Stewart,¹ Sumner, Thelin, Thomas, Unruh, Wilson,¹ Winton, and Weinberger¹:

House Resolution No. 39

Relative to Speaker Luther H. Lincoln

WHEREAS, The Speaker of the Assembly, Luther H. Lincoln, has announced his intention to retire from the Legislature at the end of his present term; and

WHEREAS, "Abe" has achieved an impressive record in the 10 years he has represented the Fifteenth District, sponsoring much important legislation in the fields of highway construction and education in his early years in the Assembly; and

WHEREAS, His colleagues, recognizing his exceptional leadership ability, elected him Speaker of the Assembly at the opening of the 1955 General Session, which position he has continued to fill with honor and distinction; and

WHEREAS, Abe, as ex officio member of all Assembly, joint, and interim committees, has lent his capable guidance to many studies and investigations resulting in legislation of vital importance to the people of this State; and

WHEREAS, In addition to his enviable record of accomplishments in the Assembly, Abe has a broad background of sound successful business experience, and is known and respected as a local community leader and devoted family man, and

¹ Became co-author by unanimous consent granted April 2d See A J, p 389.

WHEREAS, It is fitting that the Members of this Assembly join with Abo's many friends and admirers in commending him for his distinguished record as a legislator and Speaker of the Assembly; now, therefore, be it

Resolved by the Assembly of the State of California, That the members hereby pay tribute to Speaker Luther H. Lincoln for his untiring efforts on behalf of the citizens of his district and of the entire State, and wish him great success in his future undertakings; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Mr. Lincoln

Resolution read, and ordered held at the desk.

REQUEST FOR UNANIMOUS CONSENT

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing all bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Assembly Bill No. 114

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

BRADLEY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 114—An act to quitclaim to the City of Santa Monica all of the interest of the State in and to certain real property situated within the City of Santa Monica, County of Los Angeles, State of California

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Municipal and County Government:

Amendment No. 1

In line 4 of the title of the printed bill, after "California", insert "; conditioned upon the conveyance to the State by the City of Santa Monica of certain real property".

Amendment No. 2

On page 2, after line 8, insert

"SEC. 2 In consideration for the transfer of the right, title and interest of the State to the City of Santa Monica of the real property described in Section 1 of this act, and as a condition precedent thereto, the City of Santa Monica shall convey to the State all of its right, title and interest in and to that certain real property more particularly described as follows:

That portion of the South Santa Monica Tract, in the City of Santa Monica, County of Los Angeles, State of California, more particularly described as follows.

Beginning at the intersection of the southeasterly line of Bay Street, 60 feet wide, with the southwesterly line of Ocean Avenue (formerly Promenade), 60 feet wide, as shown on the map or said South Santa Monica Tract, recorded in book 3, pages 86 and 87 of Miscellaneous Records, in the office of the Recorder of said County; thence southwesterly, along the southeasterly line of Bay Street, a distance of 155.25 feet to a point in said line, said point being the True Point of Beginning; thence southeasterly, in a direct line, a distance of 300 feet, more or less, to a point in the northwesterly line of Bicknell Avenue (formerly Ocean Avenue), 80 feet wide, as shown on said map of the South Santa Monica Tract, distant southwesterly thereon 155.50 feet from the southwesterly line of said Ocean Avenue (formerly Promenade); thence southwesterly, along said northwesterly line of Bicknell Avenue, a distance of 45.25 feet to a point; thence northwesterly in a direct line a distance of 300.02 feet, more or less, to a point in the southeasterly line of said Bay Street that is distant 197.39 feet, measured along said line, from the intersection of the southeasterly line of Bay Street, 60 feet wide, with the southwesterly line of Ocean Avenue (formerly Promenade), 60 feet wide; thence northeasterly, along said southeasterly line of Bay Street, a distance of 42.14 feet to the True Point of Beginning containing 13.108 square feet, more or less."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

**Request for Unanimous Consent That Rush Order Be Placed
Upon Printing of Assembly Bill No. 114**

Mr. Levering asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 114.

**REPORTS OF STANDING COMMITTEES
Committee on Municipal and County Government**

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

House Resolution No. 30

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

BRADLEY, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 30

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

BRADLEY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 30—An act to amend Section 58501 of the Government Code, relating to the District Investigation Law of 1933.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

ASSEMBLY CHAMBER, March 31, 1958

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

Senate Bill No. 18

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

BRUCE F. ALLEN, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 18—An act to amend Section 6140 of the Business and Professions Code, relating to a temporary increase in the annual membership fee for active members of the State Bar of California to provide funds for State Bar buildings.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, April 1, 1958

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

Senate Bill No. 45

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

DOYLE, Chairman

Above reported bill ordered to second reading

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 45—An act to amend Section 408 of the Education Code, relating to county superintendent of schools, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, April 1, 1958

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

Senate Constitutional Amendment No. 1

Has had the same under consideration, and reports the same back with amendments with the recommendation: Be adopted, as amended, and be re-referred to Committee on Ways and Means.

NISBET, Chairman

Above reported resolution ordered on file.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms and conditions under which such grants and loans to school districts shall be made and repaid.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, lines 10 and 11, of the printed measure, as amended in the Senate on March 25, 1958, strike out "one hundred eighty million dollars (\$180,000,000)", and insert "two hundred fifty million dollars (\$250,000,000)".

Amendment read, and adopted.

Resolution ordered reprinted, and re-referred to the Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES**Committee on Finance and Insurance**

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred: Assembly Joint Resolution No. 5

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

UNRUH, Chairman

Above reported resolution ordered engrossed

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred: House Resolution No. 29

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

UNRUH, Chairman

Above reported resolution ordered on file.

Committee on Ways and Means

ASSEMBLY CHAMBER, March 31, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred: Assembly Bill No. 108

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

ERNEST R. GEDDES, Acting Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 108—An act to add Section 9135 to the Government Code, creating a Citizens Advisory Commission to assist in an investigation of the public schools of this State.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Ways and Means:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in the Assembly on March 29, 1958, strike out "creating", and insert "relating to".

Amendment No. 2

On page 1, strike out line 4, and insert

"9135. Each member of the Citizens Advisory Commission appointed by the Joint Interim Committee on the Public Education System shall serve without compensation but shall be allowed actual expenses incurred in the discharge of his duties in assisting and advising the Joint Interim Committee on the Public Education System, including travel expenses. Such expenses shall be paid from the funds made available for the charges, expenses, or claims incurred by the Joint Interim Committee on the Public Education System from the Contingent Funds of

the Senate and the Assembly, after certification by the chairman of the joint committee, upon warrants drawn by the State Controller upon the State Treasurer.

There is hereby appropriated, from the sum made available by Assembly Concurrent Resolution No. 20 (1958 First Extraordinary Session) for the charges, expenses, and claims of the Joint Interim Committee on the Public Education System, the sum necessary to pay the expenses authorized by this section."

Amendment No. 3

On page 1, strike out lines 5 to 20, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered reprinted and re-engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 5

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 31, 1958

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

Assembly Joint Resolution No. 1	Assembly Concurrent Resolution No. 27
Assembly Concurrent Resolution No. 21	Assembly Concurrent Resolution No. 28
Assembly Concurrent Resolution No. 26	Assembly Concurrent Resolution No. 30

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, March 31, 1958

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

Assembly Bill No. 8
Assembly Bill No. 12
Assembly Bill No. 46

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, March 31, 1958

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

Assembly Bill No. 6	Assembly Bill No. 64
Assembly Bill No. 11	Assembly Bill No. 99

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, March 31, 1958

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

Senate Bill No. 10

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, March 31, 1958

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
Senate Joint Resolution No. 5

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read:

Senate Concurrent Resolution No. 6—Relative to construction of a bridge across Montezuma Slough.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Concurrent Resolution No. 7—Relative to State Highway Route 38 (Sign Route 89) around Emerald Bay.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Joint Resolution No. 5—Relative to expanding the Federal Construction Program.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 31, 1958

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

Senate Constitutional Amendment No. 2

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate 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 amending Section 2 of Article IX thereof, relating to the Superintendent of Public Instruction.

Referred to Committee on Education.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 31, 1958

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

Senate Bill No. 9
Senate Bill No. 28

Senate Bill No. 42
Senate Bill No. 47

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief 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 6362 of the Harbors and Navigation Code, relating to tax rates of port districts, computation, entry, collection, and disposition of tax proceeds.

Referred to Committee on Public Utilities and Corporations.

Senate Bill No. 28—An act to amend Section 155 of the Revenue and Taxation Code, relating to property taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 42—An act to amend Section 43601 of the Government Code, relating to the purposes for which cities may incur bonded indebtedness.

Referred to Committee on Municipal and County Government.

Senate Bill No. 47—An act to add Section 374.2 to the Vehicle Code, relating to the registration of motor vehicles.

Referred to Committee on Transportation and Commerce

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 31, 1958

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

Senate Bill No. 39

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 39—An act to add Article 4.5, comprising Sections 1100 to 1103, inclusive, to Chapter 1, Division 4, Title 1 of the Government Code, relating to sales of public securities, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Nielsen asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Bill No. 7 for hearing in the Committee on Military and Veterans Affairs today or tomorrow.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Request for Unanimous Consent That Assembly Constitutional Amendments Nos. 6 and 8 Hold Places on File

By unanimous consent, Assembly Constitutional Amendments Nos. 6 and 8 were ordered passed on file, and to hold their places on file on the next legislative day.

**Request for Unanimous Consent That Assembly Concurrent Resolution
No. 22 and Assembly Bill No. 32 Hold Places on File**

By unanimous consent, Assembly Concurrent Resolution No. 22 and Assembly Bill No. 32 were ordered passed on file, and to hold their places on file on the next legislative day.

ANNOUNCEMENTS

Mr. McCollister announced that present plans call for a night session with adjournment sine die on Thursday night, April 3d, if possible; or, if necessary, for a recess on Thursday night for the Easter weekend.

Mr. McCollister further announced that an additional plane for Southern California is being placed on the United Air Lines schedule for Friday.

PARLIAMENTARY INQUIRY

Mr. Sumner arose to the following parliamentary inquiry: Will the Assembly recess or adjourn this morning?

Reply by Majority Floor Leader

The Majority Floor Leader replied that it is planned to adjourn both sessions this morning unless it is the will of the House to meet this afternoon.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Erwin asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting House Resolution No. 32 for hearing in the Committee on Revenue and Taxation today.

ANNOUNCEMENTS

Mr. Sumner announced a Southern Counties Delegation meeting in Room 2170 on adjournment this morning.

Mr. Backstrand announced a meeting of the Joint Committee on Highway Problems at 2 p.m. in Room 4203, to hear a presentation by the Automotive Safety Foundation.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

The following members asked for, and were granted, unanimous consent that Rule 58 be suspended for the purpose of setting bills for hearing in committees as follows:

On request of Mr. Lindsay, to hear Senate Bill No. 43 in the Committee on Conservation, Planning, and Public Works this afternoon.

On request of Mr. Bradley, to hear Senate Bills Nos. 42 and 39 at a special meeting of the Committee on Municipal and County Government at 2.30 p.m. this afternoon.

On request of Mr. Lanterman, to hear Assembly Concurrent Resolution No. 34 in the Committee on Public Utilities and Corporations this afternoon.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 86—An act to add Article 7 (commencing at Section 345) to Chapter 2.5 of Division 1 of the Water Code, relating to development of recreational facilities.

Bill read third time.

Motion to Amend

Mr. Lindsay moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on March 29, 1958, in line 12, strike out "and", and strike out lines 13, 14, and 15, and insert a period

Amendment No. 2

On page 2, in lines 4 and 5, strike out "to provide, operate, and manage such facilities for public use".

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

PARLIAMENTARY INQUIRY

Mr. Lowrey arose to the following parliamentary inquiry: Where can the Assembly File for the Second Extraordinary Session be found?

Reply by Majority Floor Leader

The Majority Floor Leader replied that no File was printed today since there were no items on file, but that Second Extraordinary Session bills set for hearings in committees appear on page 4 of the Daily File for the First Extraordinary Session

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

The following resolution was offered:

Assembly Concurrent Resolution No. 35: By Messrs Hawkins, Rumford, and Elliott—Relative to the death of W. C. Handy.

Referred to Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr Hawkins asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Concurrent Resolution No. 35 for hearing in the Committee on Rules today

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

The following resolution was offered:

Assembly Joint Resolution No. 8: By Messrs. MacBride, Beaver, Lindsay, Lowrey, Hansen, Mulford, and Sedgwick—Relative to H R. 11094 of the Second Session of the Eighty-fifth Congress.

Referred to Committee on Rules

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr MacBride asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Joint Resolution No. 8 for hearing in the Committee on Rules today.

PARLIAMENTARY INQUIRY

Mr Bruce F. Allen arose to the following parliamentary inquiry: Will either session meet this afternoon?

Reply by Majority Floor Leader

The Majority Floor Leader replied that, unless the members have measures requiring consideration this afternoon, both sessions will be adjourned to permit the committees to hold hearings.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined: Assembly Bill No. 114

And reports the same correctly engrossed

BURKE, Chairman

Above reported bill ordered to third reading.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Luckel announced a meeting of the Committee on Transportation and Commerce at 2.30 p.m., today. Subject: Assembly Bills Nos. 17, 116, and 117.

Mr. Dahl announced a meeting of the Committee on Revenue and Taxation this afternoon at 2 p.m.

Mr. Cunningham announced a meeting of the Committee on Public Utilities and Corporations at 2 p.m., this afternoon, in Room 5168

ADJOURNMENT

At 10.29 a.m., on motion of Mr. Ernest R. Geddes, the Majority Floor Leader declared the Assembly adjourned until 10 a.m., Wednesday, April 2, 1958.

RICHARD H. McCOLLISTER, Majority Floor Leader

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-THIRD LEGISLATIVE DAY
THIRTIETH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, April 2, 1958

The Assembly met at 10 a m.

Hon Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohninus at the desk.

ROLL CALL

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

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Butschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Elwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker--79.

Quorum present.

PRAYER

Upon invitation of the Speaker pro Tempore, the following prayer was offered by the Reverend Philip W. Bergstresser, Assistant Pastor of the St. John's Lutheran Church of Sacramento:

Almighty, Everlasting God, Heavenly Father, Who hast ordered all things and hast established government for the maintenance of righteousness and for the hindrance of wickedness, we beseech Thee to remove from us all that is displeasing to Thee and all that hinders Thy purposes and to guide our thinking and our actions in order that Thy will may be done by us; through Jesus Christ, our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Biddick, seconded by Mr. Mulford, 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. Stewart, on motion of Mr. McCollister.

The following member was granted leave of absence for a part of the day, because of legislative business elsewhere:

Mr. Ernest R. Geddes, on motion of Mr. McCollister.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

210 WEST SEVENTH STREET
LOS ANGELES, April 1, 1958

*Members of the Assembly
State of California
State Capitol Building
Sacramento, California*

DEAR FRIENDS: We wish to thank you on behalf of ourselves and the denomination which we represent for the resolution, Assembly Concurrent Resolution No. 53, congratulating the Christian Science Monitor on its Fiftieth Anniversary.

Sincerely,

JOHN MARTIN HOFFMANN
Christian Science Committee on
Publication for Northern California

CHARLES L. REILLY
Christian Science Committee on
Publication for Southern California

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing all bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 2, 1958

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

Assembly Bill No. 86

Assembly Bill No. 108

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported bills ordered to third reading.

Committee on Rules

ASSEMBLY CHAMBER, April 1, 1958

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

Senate Bill No. 33

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

MILLER, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 33—An act making an appropriation for the expenses of the Senate, including the expenses of the Members of the Senate, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, April 1, 1958

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

Assembly Concurrent Resolution No. 32

Assembly Concurrent Resolution No. 33

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

MILLER, Chairman

Above reported resolutions ordered engrossed.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 2, 1958

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

Assembly Concurrent Resolution No. 32

Assembly Concurrent Resolution No. 33

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolutions ordered on file.

Committee on Rules

ASSEMBLY CHAMBER, April 1, 1958

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

House Resolution No. 37

House Resolution No. 38

House Resolution No. 15

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

MILLER, Chairman

Above reported resolutions ordered on file.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 39

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

BRADLEY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 39—An act to add Article 4.5 (commencing with Section 1100) to Chapter 1, Division 4, Title 1 of the Government Code, relating to sales of public securities, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES
Committee on Municipal and County Government

ASSEMBLY CHAMBER, April 1, 1958

MR. SPLAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 42

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

BRADLEY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 42—An act to amend Section 43601 of the Government Code, relating to the purposes for which cities may incur bonded indebtedness.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred: House Resolution No. 32

Has had the same under consideration, and reports the same back with the recommendation: That the above resolution be held at the desk

DAHL, Chairman

Above resolution ordered held at the desk.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Senate Bill No. 41

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

LUCKEL, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 41—An act to amend Section 35251 of the Streets and Highways Code, relating to parking districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1, line 22, of the printed bill, as amended in the Senate on March 28, 1958, after the period, insert "The petition shall contain the maximum tax rate which will be levied in any parking district in a chartered city."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred.

Senate Bill No. 47

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

LUCKEL, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 47—An act to add Section 374.2 to the Vehicle Code, relating to the registration of motor vehicles.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Bill No. 116

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

LUCKEL, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 116—An act to add Part 4 (commencing with Section 3900) to Division 6 of the Harbors and Navigation Code, to provide for the preparation, issuance and sale of state bonds to create a fund to provide for harbor development; defining the powers and duties of state officers in respect to the administration of the provisions hereof; providing ways and means for the payment of the interest of such bonds as such interest falls due, and also for the payment and discharge of the principal of such bonds as such principal matures; to make an appropriation for the expense of printing the bonds; and to repeal Chapter 2238 of the Statutes of 1957, relating to harbor development.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 10 of the printed bill, between lines 42 and 43, insert

"SEC. 3. Section 1 of this act shall not become operative unless and until the people approve the constitutional amendment proposed by the 1958 First Extraordinary Session of the Legislature adding Section 8½ to Article XVI of Constitution of the State authorizing the issuance and sale of bonds and ratifying and validating the Harbor Development Bond Law of 1958."

Amendment No. 2

On page 10, strike out lines 43 to 51, inclusive, and strike out all of page 11.

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

**Request for Unanimous Consent That Rush Order Be Placed
Upon Printing of Assembly Bill No. 116**

Mr Coolidge asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 116.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, April 1, 1958

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

Assembly Concurrent Resolution No. 35

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

MILLER, Chairman

Above reported resolution ordered engrossed.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, April 1, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred.

Assembly Bill No. 117

Has had the same under consideration, and reports the same back with amendments with the recommendation: That the bill be amended, and filed, as amended; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

LUCKEL, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 117—An act to add Section 10984 to the Revenue and Taxation Code and to amend Section 173.4 of the Vehicle Code, relating to trailer coaches.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

In line 3 of the title of the printed bill, strike out the period, and insert ", to take effect immediately, and declaring the urgency thereof"

Amendment No. 2

On page 2, line 12, insert

"Sec. 4. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Among the military and naval personnel continually arriving in this State by competent military or naval orders, the majority are legal residents of other states with varying requirements for registration of trailer coaches, particularly differing in registration expiration dates. The resulting confusion impedes enforcement of the California Vehicle Code and creates uncertainty with such personnel as to the time and place for registration. For the benefit of all concerned, such uncertainty and confusion should be resolved by giving immediate effect to this act."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed, to be filed, as amended, and the subject matter to be referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES**Committee on Military and Veterans Affairs**

ASSEMBLY CHAMBER, April 1, 1958

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

Senate Bill No. 7

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, as amended, and be referred to Committee on Ways and Means

(Signed out of committee)

NIELSEN, Chairman
FREW
MARSH
CUNNINGHAM

CRAWFORD
DILLS
DON A. ALLEN
WILSON

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 7—An act to add Article 5g to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of state bonds, to create a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans Farm and Home Purchase Act of 1943 and acts amendatory and supplemental thereto; defining the powers and duties of said committee and of the Department of Veterans Affairs and other state officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1958.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military and Veterans Affairs:

Amendment No. 1

On page 4, line 29, of the printed bill, as amended in the Senate on March 28, 1958, strike out "be", and insert "by".

Amendment read, and adopted.

Bill ordered reprinted, and re-referred to the Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES**Committee on Conservation, Planning, and Public Works**

ASSEMBLY CHAMBER, April 2, 1958

MR. SPEAKER, Your Committee on Conservation, Planning, and Public Works, to which were referred:

Senate Bill No. 25**Senate Bill No. 43**

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

LINDSAY, Chairman

Above reported bills ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 25—An act to add Sections 20.4, 36.4 and 73.2 to the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931), relating to approval of contracts with the United States and others, the formation of special improvement districts and their powers and duties, and the levy of special assessments, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Senate Bill No. 43—An act to add Chapter 6 (commencing at Section 36455) to Part 6 of Division 13 of the Water Code, relating to the issuance of general obligation bonds of California water districts for improvement districts therein.

Bill read second time, and ordered to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 1, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 35—An act to add Article 27.5 (commencing with Section 74610) to Chapter 10 of Title 8 of, to amend Sections 73583, 73585, 73586, to repeal Sections 73587 and 73588 of, and to add Sections 73588 and 73590 to, the Government Code, relating to the municipal courts of Contra Costa County.

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

Assembly Bill No. 35 ordered enrolled.

SENATE CHAMBER, April 1, 1958

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

Assembly Bill No. 31
Assembly Bill No. 49
Assembly Bill No. 60
Assembly Bill No. 72

Assembly Bill No. 79
Assembly Bill No. 85
Assembly Bill No. 111

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, April 1, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, April 1, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, April 1, 1958

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

Senate Bill No. 34
Senate Bill No. 40
Senate Bill No. 46

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 34—An act to amend Section 6340 of the Harbors and Navigation Code, relating to the powers of port districts.

Referred to Committee on Municipal and County Government.

Senate Bill No. 40—An act to amend Sections 1518 and 1518.2 of, and to add Section 1507.5 to, the Military and Veterans Code, relating to preparedness for and mitigation of disasters.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 46—An act to amend Section 5302.5 of the Streets and Highways Code, relating to the payment of assessments for public works and improvements, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Municipal and County Government.

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

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

Assembly Bill No. 118: By Mr. Miller—An act making an appropriation for the expenses of the Assembly, including the expenses of the Members of the Assembly, to take effect immediately.

Ordered held at desk, without reference to committee.

**Request for Unanimous Consent That Rush Order Be Placed
Upon Printing of Assembly Bill No. 118**

Mr. Miller asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 118.

Assembly Bill No. 119: By Mr. Kilpatrick—An act to add Section 7996.5 to the Education Code, relating to the State School Building Aid Bond Law of 1958, and making an appropriation therefor.

Referred to Committee on Ways and Means.

**Request for Unanimous Consent That Rush Order Be Placed
Upon Printing of Assembly Bill No. 119**

Mr. McCollister asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 119.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. McCollister asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 119 for hearing in the Committee on Ways and Means.

**REQUEST FOR UNANIMOUS CONSENT THAT RUSH ORDER BE
PLACED UPON PRINTING OF SENATE BILL NO. 7**

Mr. Nielsen asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Senate Bill No. 7.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Nielsen asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Bill No. 7 for hearing in the Committee on Ways and Means.

Mr. Hawkins asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Bill No. 28 for hearing in the Committee on Revenue and Taxation today.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 9

Mr. Dahl asked for, and was granted, unanimous consent that Senate Bill No. 9 be withdrawn from the Committee on Public Utilities and Corporations, and be re-referred to the Committee on Revenue and Taxation.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Dahl asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Bills Nos. 9 and 28 for hearing in the Committee on Revenue and Taxation on adjournment today.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS**

Assembly Bill No. 11—An act to add Chapter 19 (commencing with Section 5300) to Division 6 of the Agricultural Code, creating the California Poultry Promotion Council.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 11?

Amendment No. 1

On page 4 of the printed bill, as amended in the Assembly on March 24, 1958, in line 27, strike out "may", and insert "shall"

Amendment No. 2

On page 4, after the end of the sentence in line 33, insert "In any event, unless renewed or extended by legislative act, this entire chapter shall expire and stand repealed on October 1, 1965"

Amendment No. 3

On page 4, line 21, strike out "counter", and insert "counted".

The roll was called.

Call of the Assembly

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

Motion carried. Time, 10.14 a.m.

The Speaker pro Tempore directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT****TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108**

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Rule No. 108 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

Assembly Bill No. 99—An act making an appropriation for the contingent expenses of the Assembly, to take immediate effect.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 99?

Amendment No. 1

On page 1, in lines 1 and 2, of the printed bill, strike out "one hundred eighty thousand dollars (\$180,000)", and insert "four hundred thousand dollars (\$400,000)".

The roll was called.

Call of the Assembly

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

Motion carried Time, 10.16 a.m.

The Speaker pro Tempore directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY**BY UNANIMOUS CONSENT****TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108**

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Rule No. 108 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****Request for Unanimous Consent That Assembly Concurrent Resolution****No. 22 and Assembly Bill No. 32 Hold Places on File**

By unanimous consent, Assembly Concurrent Resolution No. 22 and Assembly Bill No. 32 were ordered passed on file, and to hold their places on file on the next legislative day.

Assembly Bill No. 114—An act to quitclaim to the City of Santa Monica all of the interest of the State in and to certain real property situated within the City of Santa Monica, County of Los Angeles, State of California, conditioned upon the conveyance to the State by the City of Santa Monica of certain real property.

Bill read third time

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

AYES—Don A. Allen, Bee, Belotti, Biddeck, Bonelli, Bradley, Britschgi, Brown, Burke, Buserud, Chapel, Conrad, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Levering, Marsh, Masterson, McCollister, McMillan, Mulford, Mummell, Nielsen, Nisbet, Rumford, Schrade, Sumner, Thelin, and Wilson—45

NOES—Urruh—1.

Bill ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 30

By Mr. Levering:

House Resolution No. 30

Relative to the Metropolitan Government Symposium

WHEREAS, The Metropolitan Government Symposium is to be held in Los Angeles on April 8, 1958, under the sponsorship of the State and Local Government Committee of the Los Angeles Chamber of Commerce; and

WHEREAS, The purpose of the symposium is to provide a forum for the presentation and exchange of facts, information and ideas on present day metropolitan government; and

WHEREAS, The exploration of this subject is especially timely since in the past year there has been considerable discussion as to overlapping governmental services and possible savings to be effected through adoption of a metropolitan structure of government; and

WHEREAS, The Los Angeles Chamber of Commerce is concerned with providing the best, most responsive and economical local government possible for a rapidly growing population; and

WHEREAS, The symposium is scheduled to include a presentation of the experiences of new metropolitan governments now in operation in Toronto, Canada, and Dade County, Florida, together with studies, facts and opinions by competent speakers on the situation in Southern California; now, therefore, be it

Resolved by the Assembly of the State of California, That the members take this opportunity to direct the attention of the people of this State to the Metropolitan Government Symposium to be held in Los Angeles on April 8, 1958, and congratulate the sponsors of the symposium for the excellent program they have arranged; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to James L. Beebe, General Chairman of the State and Local Government Committee of the Los Angeles Chamber of Commerce.

Resolution read, and adopted.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 5—Relative to discrimination in employment.

Resolution read.

Motion to Amend

Mr. Unruh moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 11 and 12, and insert
"Resolved by the Assembly and the Senate of the State of California, jointly,
 That the Legislature of the State of California respectfully memorializes the".

Amendment read, and adopted

Resolution ordered reprinted, and re-engrossed.

CONSIDERATION OF HOUSE RESOLUTION NO. 29

By Messrs Unruh, Hanna, Crawford, Nisbet, Marsh, Crown, and Anderson:

House Resolution No. 29

Relating to discrimination in employment

WHEREAS, There is widespread discrimination against older workers in our economy; and

WHEREAS, This discrimination works particular hardships upon thousands of older workers during times of recession such as we are presently suffering from; and

WHEREAS, This discrimination represents a vast waste of qualified manpower and talent; and

WHEREAS, This discrimination tends to violate the dignity of older workers and reduce them to the status of second-class citizens; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly respectfully memorialize the President, the Government Contract Committee, and the President's Committee on Government Employment Policy to take appropriate action to prevent discrimination in employment because of age; 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 Government Contract Committee, to the President's Committee on Government Employment Policy, and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and adopted.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Request for Unanimous Consent to Take Up Assembly Bill No. 108

Mr. Winton asked for, and was granted, unanimous consent to take up Assembly Bill No. 108, temporarily passed on file.

Assembly Bill No. 108--An act to add Section 9135 to the Government Code, relating to Citizens Advisory Commission to assist in an investigation of the public schools of this State.

Bill read third time.

(Record expunged, action rescinded on passage of Assembly Bill No. 108. *See A. J.*, p. 441.)

REQUEST FOR UNANIMOUS CONSENT TO CONSIDER SENATE AMENDMENTS TO ASSEMBLY BILL NO. 6

Mr. Hegland asked for, and was granted, unanimous consent to consider Senate amendments to Assembly Bill No. 6, temporarily passed on file.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 6--An act to repeal Article 1 (comprising Sections 24201 to 24215, inclusive), Chapter 2, Division 12 of the Education Code and to add Article 1 (comprising Sections 24201 to 24220, inclusive) to Chapter 2, Division 12 of the Education Code, relating to educational institutions and the issuance, acquisition and use of degrees, diplomas, certificates, transcripts, or documents evidencing the completion of courses of instruction beyond high school, and making an appropriation.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 6?

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on March 24, 1958, strike out lines 22 and 23, and insert "Committee, to be retained in its file until such time as the recipient may pass the examination of said examining committee, at which time said certificate, or a duplicate thereof, shall be delivered to him."

Amendment No. 2

On page 3, line 27, after "applicant", insert "appointed for the county in which the institution is located"

Amendment No. 3

On page 3, line 49, strike out "Department of Education, for degrees", and insert "State Board of Education for credentials".

Amendment No. 4

On page 4, line 11, after "faculty", insert "or requirements".

Amendment No. 5

On page 4, line 12, after "students", insert "or require of students".

Amendment No. 6

On page 4, line 18, after "concerned", insert "and shall consider the results of the examination taken pursuant to Business and Professions Code, Section 29415 by students of any applicant".

Amendment No. 6.5

On page 4, line 31, after "students", insert "who were enrolled in courses of instruction beyond high school".

Amendment No. 7

On page 6, strike out lines 11 to 16, inclusive, and insert
 "(c) Conspire to use in connection with a business, trade, profession or occupation, or conspire to give or receive;
 any diploma evidencing the undertaking or completion of any course of study or scholastic achievement attained if, in fact, said course of study has not been undertaken nor completed or if such scholastic achievement has not been attained."

Amendment No. 8

On page 7, after line 6, insert

"SEC. 4. Any person, firm, association, partnership or corporation who on or before the twentieth day after the effective date of this act files with the Superintendent of Public Instruction an application pursuant to subdivision (f) of Section 24206 shall, if he meets the requirements of that subdivision be granted permission to issue the diplomas specified in his application retroactive to the date of filing of such application"

Amendment No. 9

On page 6, line 49, of the printed bill, as amended in the Senate on March 28, 1958, strike out "this article is punishable", and strike out lines 50 and 51, inclusive, and on page 7, strike out lines 1 and 2, inclusive, and insert "Sections 24211, 24212, 24213, 24214 or 24215 is guilty of a felony and is punishable by imprisonment in the state prison not exceeding five years or by a fine of not less than one thousand dollars (\$1,000) or by both such fine and imprisonment. Any person, firm, association, partnership or corporation willfully violating any other provision of this article is punishable, for a first offense, by imprisonment in the county jail not exceeding one year, or by fine not exceeding five hundred dollars (\$500) or both; and any second or subsequent offense shall be a felony punishable by imprisonment in the state prison not exceeding five years or by fine not less than one thousand dollars (\$1,000) or by both such fine and imprisonment."

Amendment No. 10

On page 7, after line 28, insert

"SEC. 5. It is the intent of this Legislature to foster privately supported education and protect the integrity of diplomas conferred by privately supported as well as publicly supported educational institutions.

It is also the intent of the Legislature to encourage the recognition by tax supported institutions of work completed and diplomas issued by privately supported institutions, to the end that students may have equal opportunities for equal accomplishment and ability.

In the present period the need for educational services for the youth is so great that it cannot be met by tax supported institutions alone. The contribution of privately supported educational institutions to the preservation of our liberties is essential. These objectives can best be achieved by protecting the integrity of diplomas issued by such institutions."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 6 by the following vote:

AYES—Don A. Allen, Anderson, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Levering, Lowrey, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrader, Shell, Sumner, Thelin, Unruh, Wilson, and Winton—56.

NOES—None.

Assembly Bill No. 6 ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON SENATE AMENDMENTS TO ASSEMBLY BILL NO. 11**

At 10.30 a.m., on motion of Mr. McCollister, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the Assembly concurred in Senate amendments to Assembly Bill No. 11 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Henderson, Holmes, House, Johnson, Kilpatrick, Levering, Lindsay, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, O'Connell, Pattee, Rumford, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Winton—58.

NOES—None.

Assembly Bill No. 11 ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON SENATE AMENDMENT TO ASSEMBLY BILL NO. 99**

At 10.33 a.m., on motion of Mr. Miller, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the Assembly concurred in Senate amendment to Assembly Bill No. 99 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Klockslem, Levering, Lindsay, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sumner, Thelin, Unruh, Wilson, and Winton—60.

NOES—None.

Assembly Bill No. 99 ordered enrolled.

ANNOUNCEMENTS

Messrs. Conrad and McCollister announced that today is the birthday of Mr. Clayton A. Dills, whereupon the members extended their best wishes to Mr. Dills.

LEAVE OF ABSENCE FOR BALANCE OF THE DAY

The following member was granted leave of absence for the balance of the day, because of legislative business elsewhere:

Mr. Crown, on motion of Mr. McCollister.

PARLIAMENTARY INQUIRY

Mr. Lowrey arose to the following parliamentary inquiry: Is there a File for the Second Extraordinary Session today?

Reply by Majority Floor Leader

The Majority Floor Leader replied that none of the bills introduced in the Second Extraordinary Session have been reported out of committee and placed upon the file, so there is no need for a File today.

Parliamentary Inquiry

Mr. Lowrey arose to the following parliamentary inquiry: Will there be a File later on?

Reply by Majority Floor Leader

The Majority Floor Leader replied that there will, if possible, when the occasion arises.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 86—An act to add Article 7 (commencing at Section 345) to Chapter 25 of Division 1 of the Water Code, relating to development of recreational facilities.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Biddick, Bonelli, Bradley, Britschgi, Burke, Busterud, Chapel, Collier, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Klockslem, Lindsay, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Wilson—62

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO CONSIDER SENATE
AMENDMENTS TO ASSEMBLY BILL NO. 64

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent to consider Senate amendments to Assembly Bill No. 64, temporarily passed on file.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 64—An act to amend Section 2 of, and to add Section 2.4 to, the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 64?

Amendment No. 1

On page 2, of the printed bill, in line 10, strike out "need not", and insert "must".

Amendment No. 2

On page 2, line 11, strike out "by any voter", and insert "by 50 per centum of the voters".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 64 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Klockslem, Lindsay, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, and Wilson—64.

NOES—None.

Assembly Bill No. 64 ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT TO BECOME
CO-AUTHORS OF HOUSE RESOLUTION NO. 39**

Mr. Miller asked for, and was granted, unanimous consent that Messrs. Henderson, Erwin, Stewart, Wilson, and Weinberger be permitted to become co-authors of House Resolution No. 39.

RESOLUTIONS

The following resolutions were offered:

By Mr. Gaffney:

House Resolution No. 40

Relative to interim committee study of device to indicate
reset e braking power

WHEREAS, The true causes of most mechanical brake failures were unknown until recently when tests conducted by officials of the Interstate Commerce Commission, in co-operation with one of the Nation's largest truck lines, showed that thermal expansion of drums resulted in total loss of braking power just seconds after the brakes were used and had adequate braking power; and

WHEREAS, Under these conditions a driver who has been capable of stopping within the legal limits can suddenly and without warning be confronted with a situation over which he has no control; and

WHEREAS, Brake failure are often the primary cause of some of our most costly accidents both in terms of loss of human life as well as loss of the property involved; and

WHEREAS, Devices are now being commercially produced which will give the operator of a motor vehicle continual visual indication of the condition of the brakes on his vehicle so that these costly accidents may be avoided; and

WHEREAS, These devices will not only flash a warning signal telling the driver he is about to lose his braking power but will in addition give advance warning of worn or improperly adjusted brakes and poorly maintained linkage even before the vehicle is operated on the highways; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Transportation and Commerce is hereby directed to study whether or not motor vehicles, and particularly those vehicles of large gross weight, should be required to be equipped with such a device.

Resolution read, and ordered referred to the Committee on Transportation and Commerce.

By Messrs. Coolidge, Busterud, Gaffney, Cusanovich, Chapel, Frew, House, Erwin, Brown, Elliott, Masterson, Beaver, Schrade, O'Connell Biddick, Wilson, Hawkins, and Nielsen:

House Resolution No. 41

Relative to Caspar W. Weinberger

WHEREAS, Caspar W. Weinberger, a native San Franciscan, was re-elected in 1954 and 1956 for his second and third terms to the Legislature without opposition; and

WHEREAS, This was San Francisco's Twenty-first District's tribute to a young legislator, who, in his freshman term, chairmanned the important Joint Assembly-Senate Subcommittee which recommended the constitutional amendment creating the new department which administers the Alcoholic Beverage Control Act; and

WHEREAS, His brilliant legislative ability is currently being utilized as Chairman of the Committee on Government Organization and as a member of the Elections and Reapportionment, Judiciary, and Ways and Means Committees, as Chairman of the Joint Legislative Audit Committee, member of the Joint Legislative Budget Committee, and the Commission on Uniform State Laws; and

WHEREAS, During Mr. Weinberger's illustrious career of six years in the Legislature, he has sponsored legislation designed to eliminate discrimination in employment, to make administrative functions of State Government more efficient and economical, he has authored various antitrust bills and other legislation designed to increase the effectiveness of law enforcement and governmental agencies in every field; and

WHEREAS, Mr. Weinberger also served his Country during World War II, entering the Infantry as a Private and coming out as a Captain on General MacArthur's Operational Intelligence Section; and

WHEREAS, He has contributed his time and effort in many of his district's local activities; he is an active member and leader of the American Legion, Veterans of Foreign Wars, Press and Union League Club of San Francisco, and serves on the Board of Governors of the San Francisco Heart Association; and

WHEREAS, He is a product of local grade and high schools, graduated from Harvard College and Law School and, in addition to his service in the Legislature, he has served as legal assistant to Judge William Orr of the United States Court of Appeals, taught at Hastings College of Law and Golden Gate Law School, and is actively engaged in the private practice of law in San Francisco; now, therefore, be it

Resolved by the Assembly of the State of California, That the members express their sincere regret that their good friend and eminent colleague, Caspar W. Weinberger, will not be with them at the next convening of the Legislature, and extend their heartiest wishes for his future success; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Mr. Weinberger.

Resolution held at desk by unanimous consent, on request of Mr. McCollister.

By Mr. Sumner:

House Resolution No. 42
Relative to Ledia Strother

WHEREAS, Mrs. Ledia Strother, a citizen of Newport Harbor, California, was recently selected by the Freedoms Foundation of Valley Forge to receive the George Washington Medal; and

WHEREAS, The medal was awarded to Mrs. Strother for her stirring article "The Flag America Gave Me," which was first published in the Newport Harbor News-Press on June 17, 1954, and last year appeared nationwide in the American Weekly magazine of the Hearst newspapers; and

WHEREAS, Mrs. Strother, a Russian army nurse in World War I, is the widow of Logan Strother, who was an American soldier in Vladivostok at the time of their first meeting in 1919; and

WHEREAS, In the years following her marriage and arrival in the United States in 1920, this warmhearted, peace-loving woman developed a deep love for her adopted homeland with its principles of freedom and its democratic way of life; and

WHEREAS, Her award-winning article was written on the memorable occasion in 1954 when she received the Flag which covered her husband's casket following his death at a veterans' hospital; now, therefore, be it

Resolved by the Assembly of the State of California, That the members hereby congratulate Ledia Strother on receiving the Freedom Foundation's award, and pay tribute to her great patriotism to this Country; and be it further

Resolved, That the Chief Clerk is directed to transmit a copy of this resolution to Mrs. Strother.

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

By Mr. Belotti:

House Resolution No. 43
Relative to congratulating Dr. Joseph N. D. Hindley

WHEREAS, Dr. Joseph Nicholas Delematra Hindley retired April 1, 1958, from the position of Manager of the Humboldt County Fair after devoting 28 years to serving the people of his community and this State in that capacity; and

WHEREAS, Doctor Hindley has been recognized by educators, fair leaders and exhibitors as one of the men who has contributed most to the advancement of agricultural fairs and animal husbandry through promotion and encouragement of fairs, a subject dear to his heart since first serving on the membership committee of the Humboldt County Fair in 1923; and

WHEREAS, Among the other honors bestowed on Doctor Hindley and positions of responsibility he has accepted are: President of the Humboldt County Fair Association in 1930, Director of Western Fairs Association from 1941 to 1952 and 1954 to 1958, Vice President of Western Fairs Association in 1948, President of the Western Fairs Association in 1949, and one of the first members ever elected to the Western Fairs Hall of Fame in 1953; and

WHEREAS, This native son, born in Honeydew, California, March 17, 1893, and educated at the University of California Dental College, served his community as a dental surgeon for 20 years, and also showed his keen interest in his community's activities and welfare through membership in the Masons, Native Sons of the Golden West, Eastern Star, Grange, Farm Bureau, California Wool Growers Association, Humboldt County Dairymen's Association and the Ferndale Chamber of Commerce; and

WHEREAS, This fine California citizen did much by his leadership in the early days of California fairs to show the way of good fair practices to many leaders in vocational education, Future Farmers and 4-H; now, therefore, be it

Resolved by the Assembly of the State of California, That this body commends Dr. Joseph Nicholas Delematia Hindley for his many accomplishments and services to his fellow men and wishes him all possible success in the future, on retirement from the position of Manager of the Humboldt County Fair; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit a suitably prepared copy of this resolution to Doctor Hindley.

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

By Messrs. Bruce F. Allen and Bradley:

House Resolution No. 44

Relative to congratulating the San Jose State College Boxing Team

WHEREAS, The San Jose State College Boxing Team was the winner of the Twenty-first Annual National Collegiate Boxing Championships held in Sacramento on March 27, 28, 29, 1958; and

WHEREAS, This represents the first time the Spartans have held the National Championship in this important college sport; and

WHEREAS, Four students at San Jose State College, T. C. Chung, 112 pounds; Robert Tofoya, 119 pounds; Welym Stroud, 147 pounds; and Archie Milton, heavyweight; were crowned National Champions in their class; and

WHEREAS, Coach Julie Menendez has demonstrated at this tournament as well as throughout the college boxing season his exceptional ability and his skilled leadership; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly commend San Jose State College upon winning the Twenty-first Annual National Collegiate Boxing Championships and convey to Coach Julie Menendez and the National Champion Boxers T. C. Chung, Robert Tofoya, Welym Stroud, and Archie Milton, congratulations upon this sterling achievement; and be it further

Resolved, That the Chief Clerk of the Assembly prepare and transmit copies of this resolution to the President of San Jose State College, to Julie Menendez and to the members of the championship team.

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

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

The following resolutions were offered:

Assembly Constitutional Amendment No. 9: By Mr. Miller—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 16.5 to Article IV thereof, relating to the convening of the Legislature in extraordinary session and prescribing the business to be considered thereat.

Referred to Committee on Constitutional Amendments.

Assembly Constitutional Amendment No. 10: By Mr. Miller—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 9.5 to Article V thereof, relating to the convening of the Legislature in extraordinary session and prescribing the business to be considered thereat.

Referred to Committee on Constitutional Amendments.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 1, 1958

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

Assembly Concurrent Resolution No. 18

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 45—An act to amend Section 408 of the Education Code, relating to county superintendent of schools, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Bid-
dick, Bonelli, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford,
Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis,
Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen,
Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klock-
siem, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister,
McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee,
Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger,
Wilson, and Winton—69.

NOES—None.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Bid-
dick, Bonelli, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford,
Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis,
Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen,
Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klock-
siem, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister,
McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee,
Porter, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger,
Wilson, and Winton—69.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. O'Connell asked for, and was granted, unanimous consent to take up House Resolution No. 15, at this time, without reference to file

CONSIDERATION OF HOUSE RESOLUTION NO. 15

By Messrs. O'Connell, Burton, Masterson, and Mrs. Davis:

House Resolution No. 15—Relating to nuclear weapons testing
Resolution read.

Motion to Amend

Mr. O'Connell moved the adoption of the following amendment:

Amendment No. 1

In line 3 of the first *Resolved* clause, as printed on page 110 of the Assembly Journal for March 19, 1958, after "testing," insert "by all nations, whether or not they are members of the United Nations."

Amendment read, and adopted.

House Resolution No. 15, as Amended

By Messrs. O'Connell, Burton, Masterson, and Mrs. Davis:

House Resolution No. 15

Relating to nuclear weapons testing

WHEREAS, Disarmament and diversion of nuclear energy to peaceful purposes are major objects of our policy; and

WHEREAS, The acquisition of atomic armaments by many nations would multiply the problems of control and greatly increase the dangers of war; and

WHEREAS, Radiation from atomic fallout is a potential hazard to human beings throughout the world; and

WHEREAS, Comprehensive disarmament agreements involving elimination of nuclear weapons have failed in part because of conflict between concern for national rights and the need for effective inspection; and

WHEREAS, Techniques are available which would permit the detection of even small nuclear explosions, whether underground or in the air, with only a limited number of monitoring stations scattered inside the national boundaries of the powers possessing nuclear weapons and in other possible test sites; and

WHEREAS, Such monitoring stations could be established in strategically non-sensitive areas within a nation's boundaries, to avoid any possible infringement of national rights; and

WHEREAS, The successful negotiation of an agreement to halt nuclear weapons testing might well represent a positive first step toward the disarmament which is an ultimate goal of our national policy; now, therefore, be it

Resolved by the Assembly of the State of California, That the United States Government urge in the United Nations the immediate negotiation, independent of other disarmament proposals, of a moratorium of all nuclear weapons testing, by all nations, whether or not they are members of the United Nations, with responsibility for monitoring operations to be vested in a United Nations agency; and be it further

Resolved, That any experimental nuclear explosion designed to provide scientific information for peaceful purposes be conducted publicly under the supervision of this United Nations agency; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to the President of the United States, to the Secretary of State, to the Secretary General of the United Nations and to each United States Senator and Representative from the State of California.

Resolution ordered held on file.

RESOLUTIONS

The following resolution was offered:

By Mr. Meyers:

House Resolution No. 45

Relative to Assemblyman Wallace Henderson

WHEREAS, It has come to the attention of the Members of the Legislature that Assemblyman Wallace Henderson will retire from the Assembly at the end of his present term, after serving with distinction since 1951; and

WHEREAS, Wallace Henderson is now serving his fourth term representing the Thirty-second Assembly District, a part of Fresno County; and

WHEREAS, During his eight years in the Assembly he has demonstrated outstanding legislative ability, evidenced by his service on such committees as Agriculture, Education, Finance and Insurance, Ways and Means, Rules, Industrial Relations, the Interim Committee on Civil Service and State Personnel, and the Joint Committee for Revision of the Education Code, having served as chairman of the latter three; and

WHEREAS, Wallace Henderson, during his legislative career, was the author of many outstanding pieces of legislation, especially in the field of education, concerning state colleges, and relating to the conservation of natural resources; and

WHEREAS, Public service has always been a part of Wallace Henderson's life, and in addition to his legislative duties as a representative of the Fresno County voters, he has been International Vice President of the American Federation of Labor in the Wine Industry, Secretary of the Fresno Labor Council, Vice President of the Fresno United Givers' Fund, and Executive Board Member of the Fresno County Heart Association and the Community Service Center, Director of the Central California Blood Bank, Member of the Lay Advisory Board of St. Agnes' Hospital, a Member of the Executive Board of the B Street Community Center, a Member of the Executive Board of the Fresno Safety Council, and Secretary of the Board of the Fresno County Association for the Mentally Retarded; and

WHEREAS, The voters of the City of Fresno, realizing the outstanding ability of Wallace Henderson in government and administrative matters, have elected him without opposition to the Fresno City Council; and

WHEREAS, The leadership and ability of Wallace Henderson, traits admired by his friends and legislative associates, will be greatly missed in future sessions of the California Legislature; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly congratulate Wallace Henderson on his outstanding record as a representative of the people of California, and extend to him their sincere wishes for his future success; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Wallace Henderson.

Resolution ordered held at the desk without reference to committee.

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

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

Assembly Concurrent Resolution No. 36: By Messrs. Bruce F. Allen, Hanna, Hegland, Lindsay, Anderson, Bradley, Brown, Crawford, Cusanovich, Doyle, Samuel R. Geddes, Hansen, Henderson, Klockslem, Masterson, Meyers, Miller, Munnell, Schrader, and Sedgwick—Relative to the accreditation of, and graduate instruction in engineering at, state colleges.

Referred to Committee on Education.

Assembly Bill No. 120: By Messrs. Elliott, Rees, Hawkins, and Chapel—An act to add Section 13237 to the Education Code, relating to certificated employees of school districts.

Referred to Committee on Education.

**REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW
HOUSE RESOLUTION NO. 43 FROM COMMITTEE**

Mr. Belotti asked for, and was granted, unanimous consent that House Resolution No. 43 be withdrawn from the Committee on Rules, and be placed upon the file.

Request for Unanimous Consent

Mr. Belotti asked for, and was granted, unanimous consent to take up House Resolution No. 43, at this time, without reference to committee or file.

CONSIDERATION OF HOUSE RESOLUTION NO. 43

By Mr. Belotti:

House Resolution No. 43

Relative to congratulating Dr. Joseph N. D. Hindley

WHEREAS, Dr. Joseph Nicholas Delematra Hindley retired April 1, 1958, from the position of Manager of the Humboldt County Fair after devoting 28 years to serving the people of his community and this State in that capacity; and

WHEREAS, Doctor Hindley has been recognized by educators, fair leaders and exhibitors as one of the men who has contributed most to the advancement of agricultural fairs and animal husbandry through promotion and encouragement of fairs, a subject dear to his heart since first serving on the membership committee of the Humboldt County Fair in 1923; and

WHEREAS, Among the other honors bestowed on Doctor Hindley and positions of responsibility he has accepted are: President of the Humboldt County Fair Association in 1930, Director of Western Fairs Association from 1941 to 1952 and 1954 to 1958, Vice President of Western Fairs Association in 1948, President of the Western Fairs Association in 1949, and one of the first members ever elected to the Western Fairs Hall of Fame in 1953; and

WHEREAS, This native son, born in Honeydew, California, March 17, 1893, and educated at the University of California Dental College, served his community as a dental surgeon for 29 years, and also showed his keen interest in his community's activities and welfare through membership in the Masons, Native Sons of the Golden West, Eastern Star, Grange, Farm Bureau, California Wool Growers Association, Humboldt County Dairymen's Association and the Ferndale Chamber of Commerce; and

WHEREAS, This fine California citizen did much by his leadership in the early days of California fairs to show the way of good fair practices to many leaders in vocational education, Future Farmers and 4-H; now, therefore, be it

Resolved by the Assembly of the State of California, That this body commends Dr. Joseph Nicholas Delematra Hindley for his many accomplishments and services to his fellow men and wishes him all possible success in the future, on retirement from the position of Manager of the Humboldt County Fair; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit a suitably prepared copy of this resolution to Doctor Hindley.

Resolution read, and adopted.

Speaker Presiding

At 10.50 a.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

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

The following resolution was offered:

Assembly Constitutional Amendment No. 11: By Mr. Coolidge—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8½ to Article XVI thereof, relating to the issuance of bonds to provide for the construction, improvement, and development of harbors in this State.

Referred to Committee on Constitutional Amendments.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

The following members asked for, and were granted, unanimous consent that Rule 58 be suspended for the purpose of setting bills for hearing in committees as follows:

On request of Mr. Coolidge, to hear Assembly Constitutional Amendment No. 11 in Constitutional Amendments.

On request of Mr. Miller, to hear Assembly Constitution Amendments Nos. 9 and 10 in Constitutional Amendments.

On request of Mr. Dahl, to hear Senate Bills Nos. 9 and 28 in Revenue and Taxation on adjournment this morning, in Room 2170.

On request of Mr. McCollister, to hear all bills on the committee calendar in Ways and Means tomorrow.

On request of Mr. Bradley, to hear Senate Bills Nos. 34 and 46 in Municipal and County Government at 2.30 p.m. today, in Room 5168

**NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONCURRENT
RESOLUTION NO. 34 FROM COMMITTEE**

Mr. Lanterman gave notice that on the second legislative day he would move to withdraw Assembly Concurrent Resolution No. 34 from the Committee on Public Utilities and Corporations, and have it placed upon the file.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 2, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined: Assembly Concurrent Resolution No. 35

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, April 2, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 116

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered to third reading.

EXPLANATION OF ABSENCE

I missed some roll calls today because I was attending a conference in the Governor's Office on water until 10.40 a.m.

CASPAR W. WEINBERGER

EXPLANATION OF ABSENCE FOR APRIL 1ST

April 2, 1958

I was absent from the Assembly Chamber on April 1st due to a hearing on Assembly Bill No. 5 in Senate Finance Committee.

WILLIAM S. GRANT

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Coolidge announced a meeting of the Committee on Ways and Means tomorrow.

Mr. Nisbet announced a meeting of the Committee on Constitutional Amendments immediately on adjournment in the Assembly Lounge.

ADJOURNMENT

At 10.53 a.m., on motion of Mr. McCollister, the Speaker declared the Assembly adjourned until 10 a.m., Thursday, April 3, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-FOURTH LEGISLATIVE DAY

THIRTY-FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Thursday, April 3, 1958

The Assembly met at 10 a.m.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohninus at the desk.

ROLL CALL

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

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Paddock, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Gracious God and Heavenly Father, We give Thee thanks on this Maundy Thursday for the example of Thy Son, Jesus the Christ, who on this day many years ago took a basin of water, knelt before His disciples, and washed their feet. Help us to learn from His act not only the greatness of humility, but also the fact that water, like all Thy gifts, is best used in serving, not ourselves, but others. Make us aware, O Lord, in stalemate situations, that while nobody wins, it is possible that everybody loses. Give wisdom and understanding to us and to our fellow workers in the Senate, that the grave problems before us may be solved quickly and fairly, through the same Jesus Christ, Thy Son, our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Erwin, seconded by Mr. Dills, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Stewart, on motion of Mr. McCollister.

Mr. Hanua, on motion of Mr. Usanovich.

The following members of the Committee on Conference concerning the Budget Bill were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Coolidge, on motion of Mr. Coolidge.

Mr. Weinberger, on motion of Mr. Coolidge.

Mr. Thomas, on motion of Mr. Coolidge.

PETITIONS

The following petitions were presented by the Chief Clerk from:

Abraham Binneweg, Jr., of Oakland. Ordered referred to the Committee on Judiciary.

Three petitions from James Garland Shipps of Reseda. Ordered referred to the Committee on Judiciary.

Leslie L. Day of Napa, relative to grievances. Ordered referred to the Committee on Finance and Insurance.

Mrs. Charlotte Lammers of Santa Barbara, relative to grievances. Ordered referred to the Committee on Social Welfare.

COMMUNICATIONS

The following letter of transmittal was presented by the Chief Clerk, and ordered printed in the Journal:

Letter of Transmittal

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF BEACHES AND PARKS
SACRAMENTO, March 28, 1958

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

MY DEAR MR. OHNIMUS: During the 1956-57 Legislative Session the Honorable Assemblyman S. C. Masterson introduced Assembly Bill No. 1775 requesting the State Park Commission and the Department of Natural Resources to study San Pablo Reservoir and render a report. This bill contained an appropriation of \$2,500. The bill was passed by both chambers of the Legislature but was vetoed by the Governor upon testimony by division personnel that funds and staff were available to carry out the intent of the legislation. The fact that the bill was introduced and went through Legislature appeared to be an expression from them that such a study be made; consequently, we assigned staff to carry through. The report of investigation has now been completed and we are herewith transmitting two copies.

The State Park Commission at their meeting held in San Francisco on March 21, 1958, following due deliberation and after having considered the report as prepared by our staff, upheld the recommendations of the staff and took action finding the project not suitable for inclusion in the State Park System.

Sincerely yours,

NEWTON B. DRURY, Chief

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Masterson asked for, and was granted, unanimous consent that the above transmitted report be ordered printed in the Journal as follows:

LETTER OF TRANSMITTAL

DEPARTMENT OF NATURAL RESOURCES

DIVISION OF BEACHES AND PARKS

SACRAMENTO, March 14, 1958

*Hon. Joseph R. Knowland, Chairman, and
Members, California State Park Commission*

MY DEAR COMMISSIONERS:

San Pablo Reservoir

In transmitting the enclosed Report on the San Pablo Reservoir it is our recommendation that this property be not considered for inclusion in the California State Park System, as for a number of reasons we believe it does not measure up to state park standards.

The area does, however, present an agreeable example of coastal landscape which we hope may, through one means or another, be preserved in its natural state.

Sincerely yours,

NEWTON B. DRURY, Chief

LETTER OF TRANSMITTAL

March 13, 1958

*Newton B. Drury, Chief
Division of Beaches and Parks*

San Pablo Reservoir Project

Herewith attached is the report as prepared by the Project Investigation Section on the San Pablo Reservoir as required through expression of Legislature.

Obviously, if access to the lake is not permitted, and in the absence of funds for acquisition purposes in a substantial amount, and its proximity to the local regional park, it would be inadvisable for the State to establish a project around the San Pablo Reservoir. Its physical conditions minus the availability of the lake do not meet state park criteria.

It is recommended that the State Park Commission find the project not suitable for state park purposes and that the staff be instructed to so advise the County of Contra Costa, the State Legislature, and the water district officials, providing each with a copy of our report.

E E POWELL

Deputy Chief, Staff Services

**REPORT ON STATE PARK POTENTIALITIES OF
SAN PABLO RESERVOIR
CONTRA COSTA COUNTY, CALIFORNIA**

Project No. 4041

State of California

Department of Natural Resources

Division of Beaches and Parks

March 6, 1958

Conclusions

Local governmental agencies are interested in East Bay Municipal Utility District's San Pablo Reservoir property which the management has declared surplus, but financial support for such an acquisition program is lacking at present.

Because San Pablo Reservoir is a terminal reservoir used for public domestic water supply, East Bay Municipal Utility District contends it must control the surface activities to insure the required water quality. By excluding the water surface with its recreation potential, its value to the State as a park unit is considerably lessened and only its scenic and day-use aspects could be considered.

East Bay Regional Park District's Charles Lee Tilden Park is adjacent and has on its easterly side a common boundary with East Bay Municipal Utility District property. The Regional Park District's function is primarily day-use activities, which also is the principal type of activity for which the San Pablo Reservoir land is suited. Consequently, it would seem a more logical consideration as an annexation by or to the existing Regional Park District, rather than forming a new park unit under state control.

Previous property sales to Contra Costa County and East Bay Regional Park District seemingly have exhausted the financial ability of local agencies for additional park acquisition at this time. Some 12 councils, committees, associations and clubs are proposing a delay in the sale of this public utility property to enable local agencies to formulate plans, organize support and raise funds to effectuate their proposals.

Because of retention of the water surface by East Bay Municipal Utility District, excessive development costs, altered natural conditions, distribution of state and other parks in the area and lack of acquisition funds, the value of considering San Pablo Reservoir for inclusion in the State Park System seems questionable.

Chapter I. Introduction

A. PROJECT BACKGROUND

East Bay Municipal Utility District was organized in 1923. In December 1928, East Bay Municipal Utility District purchased San Pablo Reservoir and the East Bay Water Company, a private enterprise. San Pablo Reservoir, one of four terminal East Bay Municipal Utility

District reservoirs, was constructed in 1919-20. This utility district now serves over 1,000,000 people spread out over 224 square miles of Alameda and Contra Costa Counties. It includes 14 cities and a large amount of urban unincorporated area in both counties. All of the district's water is filtered and mildly chlorinated. Water reaching the East Bay area flows either through treatment plants and directly into the distributing system or into terminal storage reservoirs. According to the district, in emergencies, water might even have to go directly into the distribution system without treatment.

B. AUTHORITY

This investigation and report was made in accordance with Section 5003, Public Resources Code and legislative intent. In the 1956-57 Legislative Session, Assemblyman Matterson introduced Assembly Bill



San Pablo Reservoir, Contra Costa County—East Bay Municipal Utility District

No. 1755 requesting the State Park Commission and the Department of Natural Resources to study San Pablo Reservoir lands and render a report. This bill contained an appropriation of \$2,500. The bill was passed by both chambers of the Legislature, but was vetoed by the Governor upon testimony by Division of Beaches and Parks staff that funds and personnel were available to carry out the intent of the legislation.

C. PURPOSE AND SCOPE

The purpose of this report is to present a brief project investigation and analysis of the recreational potentialities of certain lands surrounding San Pablo Reservoir considered surplus by the East Bay Municipal Utility District.

D. AGENCIES INVOLVED

East Bay Municipal Utility District owns San Pablo Dam and Reservoir, as well as 6,500 acres of land surrounding the reservoir. This does not constitute ownership of the entire drainage basin.

Chapter II. Area Description

A. STATISTICAL DATA

1. **Location.** San Pablo Dam and Reservoir is located in Contra Costa County in T1N, R3&4W, M.D.B.&M., about 6 miles east of Richmond on San Pablo Dam Road.

2. **Access.** San Pablo Dam Road—Richmond 6 miles, Orinda 2.5 miles; Bear Creek Road—Lafayette 9 miles, Martinez 18 miles; Wildcat Creek Road—Berkeley 10-12 miles.

3. **Reservoir Statistics.** Year constructed: 1919-20; type of dam: earth fill with loose rubble facing; elevation, high water line: 315 feet; elevation, crest of spillway: 315 feet; length of reservoir: 4.1 miles; width of reservoir: 0.3-0.5 mile; capacity of reservoir: 43,166 acre-feet; area of reservoir: 849 acres; perimeter of shoreline: 15 miles (approx.); upstream drainage area: 32 square miles; type of spillway: concrete lined.

4. **Reservoir Purpose.** This reservoir is used for the sole purpose of providing storage for domestic water supply for the East San Francisco Bay area. It is one of several terminal reservoirs of East Bay Municipal Utility District, which utilizes the Mokelumne Aqueducts for transporting water from its Pardee Reservoir in Amador and Calaveras Counties in the Sierra foothills.

5. **General Descriptive Features of the Reservoir Area.** The management has determined that grass-covered slopes are the most efficient for water conservation; consequently, they have worked toward the eradication of brush and heavier cover. Their watershed management program includes brush eradication, artificial sowing of grass seed and considerable planting of Monterey pine. Such manipulation and management tends to create an artificial landscape, which does not have the state park values a natural area would have.

Cattle grazing is permitted on a carefully controlled basis to insure the complete utilization of natural grasses, yet provide maximum protection from erosion. Five thousand animal unit months are permitted annually.

A Nike site and basic fire control installation located on the western boundary perimeter is under lease to the U. S. Army.

There is considerable animal life in the area and many deer were observed. The only fish in the reservoir at present are carp, although a fishery might do well.

A system of well-constructed, maintained and patrolled fire truck trails traverse the property, but are substandard for general public use. Because of terrain, a road system suitable for public use would be very costly.

6. Analysis of the Reservoir Area. Due to changing views of watershed management, East Bay Municipal Utility District directorate has concluded that some 6,500 acres of land surrounding this terminal reservoir can serve a dual function without impairing its original purpose. The management feels that funds derived from the sale of this property, which is expected to be substantial, can very profitably be used toward defraying expenses of planned development to serve expected population growth.

In the disposition of this property, East Bay Municipal Utility District intends to retain ownership and control of the reservoir, including a 300 to 500 foot strip of land above high water line. This strip will be fenced to prevent entry onto the water surface. It is their policy and intent to allow no fishing or recreation on any of their terminal reservoirs. At present, no type of recreation is permitted on this reservoir area. The California State Department of Public Health is authorized to protect all sources of public water supply from pollution, and to regulate the furnishing of water for domestic purposes through the granting or denial of permits. Nothing in the regulation requires a reservoir operator to open his impoundment for recreational use. The initial decision to open rests with the domestic water purveyor who operates the reservoir; sanitary criteria is established by the Department of Public Health.

The topography is steep coastal hillsides, with fairly deep canyons and ravines. The vegetative cover varies from open grassland to a brush-tree cover type characteristic of the East Bay hills. In general, the area is quite suitable for all recreational activities which the East Bay Regional Parks provide; such recreation comprises picnic areas, riding and hiking trails, golf course, playfields, group campgrounds for youth organizations, natural history museum, tennis courts, nature areas and many other day use activities involving equipment and structures of specialized and specific nature.

To eliminate the dangers of contamination to waters stored in the reservoir, adequate sewage facilities would be needed. Such an installation would be prohibitively costly to install, if the specifications the utility district desires becomes a reality. To the utility district, adequate sewage facilities means a city-type collection system.

Mt. Diablo State Park is located some 25 miles south and east of this reservoir. While San Pablo Reservoir property and Mt. Diablo

State Park are similar in some respects, there is no comparison regarding the scenic aspect, landscape, natural attractiveness and special significance possessed by Mt. Diablo State Park. During the past season 167,155 people used this park. Approximately 67 percent of this use comes from the East Bay communities. Attendance has been increasing at the rate of 10 percent every five years. The 1956-57 park budget allocated \$200,000 for acquisition purposes. Plans are currently being made to provide needed additional lands and facilities to keep pace with the increased park use.

If East Bay Municipal Utility District should alter their present operating policy regarding water use of terminal reservoirs, as some other water distributors have done, the practicality of considering recreation use of the area would be greatly enhanced.

In their attempts of property disposition, East Bay Municipal Utility District has contacted local governmental agencies regarding needs for park expansion and establishment of future needs. These agencies are interested, but lack the financial ability to support such an acquisition program at the present time.

Contra Costa Planning Commission has conducted a study and survey of the area. Their conclusion is that the most that can be done at present is the establishment of a scenic parkway along the westerly shore of San Pablo Reservoir on either side of the new county road, which involves an estimated overall cost of \$436,000 and includes some 250 acres. Further studies of recreational opportunities are under way with plans to co-ordinate their findings with surveys being made in surrounding communities.

In 1956-57, Contra Costa County purchased 1,435 acres of East Bay Municipal Utility District property in Briones Valley for park purposes. The East Bay Regional Park District, comprising in excess of 8,000 acres, was purchased from East Bay Municipal Utility District over a period of years. The regional parks extend intermittently over some 15-18 miles in the East Bay hills. Charles Lee Tilden Regional Park, the most northerly of these units, shares, on its easterly side, a common boundary with San Pablo Reservoir property.

Due to the announced intent to sell utility property, quite an amount of public reaction against the sale of this land has become evident. Various groups and individuals feel all or a portion of the property should be retained for park purposes. Some 12 East Bay councils, committees, associations and clubs are proposing a delay in the sale of this property to enable local agencies to formulate plans, organize support and raise funds to effectuate their proposals. This group includes the following: El Cerrito City Council, El Cerrito Park and Recreation Commission, Oakland Junior Chamber of Commerce, Contra Costa County Park and Recreation Council, Kensington Improvement Club, Conservation Committee of the San Francisco Chapter of the Sierra Club, Northern California Landscape Architects' Association, San Leandro Recreational Advisory Council, Berkeley-Albany Parent-Teacher Association Council (including about 20 Parent-Teacher Associations in Berkeley and Albany), State of California Junior Chamber of Commerce, Joint Committee comprising the Board of Education, the Planning Commission, and the Recreation Commission

of the City of Berkeley, and East Bay Municipal Utilities District Citizens Committee.

The district has been approached by interests who propose to subdivide the area into a residential-type development. The management sees no objection to a well-developed controlled subdivision of large estate type lots and believes the quantity and quality runoff will not be impaired. In fact, it is presumed the yield may even increase over previous types of management. These interests have indicated to East Bay Municipal Utility District officials that in their developmental plans, local parks would be provided in the areas not entirely suitable for residential purposes. The key to this type of utilization is a very extensive and expensive sewer system, which would be necessary to eliminate the possibilities of contamination from developmental sources.

Chapter III. Summary

San Pablo Reservoir is a terminal reservoir in the East Bay Municipal Utility District water system.

Security, quality and delivery of the domestic water supply are East Bay Municipal Utility District's primary concern.

San Pablo Dam Road follows the westerly side of the reservoir and was recently constructed on a new alignment. The reservoir is fenced and patrolled to prevent entry onto the water surface.

The utility district is contemplating disposing of 6,500 acres of watershed land surrounding San Pablo Reservoir.

The reservoir waters and a 300- to 500-foot strip above high water level would remain in, and under control of, the utility district. No recreational activity is, or will be permitted on or in this area as a company policy to protect water quality. A change in East Bay Municipal Utility District policy would greatly enhance the recreational potential of the area.

There has been a considerable amount of interest in this property for high-grade residential development. Such development would be dependent upon an extensive sanitation system to eliminate the possibilities of contamination from this source.

Grazing is permitted and practiced on the property. A Nike site and basic fire control installation is located on the perimeter of the property, but will not affect recreation or other proposed development.

The area has lost some of its natural quality due to brush eradication, artificial sowing of grass and considerable planting of Monterey pine.

Contra Costa County has purchased 1,435 acres of utility district property in Briones Valley for park purposes located some six miles to the east of the reservoir.

East Bay Regional Park District has purchased over 8,000 acres of East Bay Municipal Utility District land in the East Bay hills for park purposes. These parks extend some 18 miles south of the reservoir.

This area is entirely suitable for all recreational activities for which the regional parks are used, but would require an extensive sewage system for adequate waste elimination according to specifications set up by East Bay Municipal Utility District.

In the 1956-57 park budget, \$200,000 was allocated for property acquisition to Mt. Diablo State Park. Approximately 67 percent of the use Mt. Diablo State Park receives is attributable to the East Bay communities. Plans are presently under way to determine and acquire the property under this budget item. The same budget item also provided \$275,000 for property acquisition and establishment of Benicia Beach State Park in Southamptou Bay in the Carquinez Straits and enlargement of Joseph R. Knowland Arboretum and Park in Oakland.

Geographically, the area is represented by similar ecological associations in an undamaged condition nearby on Mt. Diablo. Within a 25-mile radius, nine state parks exist; also two projects which are supported by existing acquisition funds. The ability to obtain additional funds in the reasonable future is questionable at this time.

Prepared by: PAUL R. MEIER, Project Investigator

Submitted by: ROBERT B. HATCH, Supervisor, Project Investigation Section

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Joint Resolution No. 9: By Mr. Lowrey—Relative to legislative jurisdiction over federal lands.

Referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Coolidge and Lindsay¹:

House Resolution No. 46

Relative to studies pertaining to the need for reorganization of the Division of Architecture in the Department of Public Works

WHEREAS, The state building program involves many hundreds of millions of dollars from the general and other funds of the State; and

WHEREAS, These funds are in the form of appropriations, bonds and interest thereon and of certificates of the state reserve funds and the interest thereon, and special funds; and

WHEREAS, The need for great care in the arrangement of the origination, consideration by the Legislature, preparation and construction of this building program becomes more pressing as the State's reserves and taxes are subject to greater and greater workloads; and

WHEREAS, The facilities provided by the state building program constitute a major portion of the apparatus with which the state agencies discharge their present and expanding responsibilities; and

WHEREAS, The Division of Architecture of the Department of Public Works is charged with the function of preparing and constructing the works of the state building program; and

WHEREAS, That division has, from time to time, rearranged the pattern of its operations and has been divested of its service operations; and

WHEREAS, The continuing load of planning and construction responsibilities makes advisable further careful consideration of that division's arrangement of operations and their proper place in the State Government; and

WHEREAS, The consideration of the proper place in state government functions of that division should include related functions outside of that division for the purposes of determining the necessity of reorganizing the heretofore mentioned functions and that division into a department having responsibility for state facility planning and construction and related activities; and

WHEREAS, The operations of that division have left a residue of savings amounting to several million dollars annually; and

¹ Became co author by unanimous consent. See A. J., p. 415

WHEREAS, The consideration of further rearrangement of the pattern and operations of that division form a proper activity in the interest of economical and effective conduct of state business for the purpose of improving the flow of production; and

WHEREAS, This study and consideration of the Division of Architecture pattern of production and management and the proper place for these in the State Government are of continuing concern to this Ways and Means Committee; now, therefore, be it

Resolved, That it is the opinion of the Assembly of the California Legislature that the Department of Public Works, Division of Architecture, should now employ a competent firm of experts in the fields of production and management as a part of the necessary operations of the Division of Architecture Revolving Fund and to furnish their report and conclusions directly to the Ways and Means Committee not later than August 1, 1958.

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

By Mr. Porter:

House Resolution No. 47

Relative to memorializing Frank L. Walton

WHEREAS, On March 27, 1958, the birthday of the late Frank L. Walton was honored in a simple graveside ceremony conducted by the student body officers of Walton Junior High School of Compton, California; and

WHEREAS, Frank Walton who first arrived in the Compton area on a visit in 1885, foresaw its bright future, and remained to lend his energies and talents to making that future a reality; and

WHEREAS, In the intervening years before his death in 1939, he was active in establishing the first telephone company, water company, bank, and cemetery, was a prominent member of the Chamber of Commerce, and spearheaded the establishment of Compton Junior College; and

WHEREAS, In recognition of his indomitable community spirit, and the many civic benefits made possible through his efforts, the City of Compton has paid tribute to Frank L. Walton by naming the new junior high school after their distinguished citizen; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly join with the citizens of Compton in honoring the memory of this truly great man who did so much for his community and for his adopted State; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit a suitably prepared copy of this resolution to each of his daughters, Mrs. Fred Cleland and Mrs. Carley V. Porter.

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

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 2, 1958

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

Assembly Bill No. 33—An act declaring certain salt marsh and tide and submerged lands to be free from the public trust for navigation, commerce, and fisheries, and from any trust, requirement, or conditions that such land be used for street or railway purposes, and authorizing the State Lands Commission to relinquish, grant, and convey all right, title, and interest of the State of California in and to such lands to the City and County of San Francisco for uses of general statewide interest, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 52—An act to add Chapter 8.5 (commencing with Section 18160) to Part 1 of Division 14 of the Streets and Highways Code, relating to the levy and collection of special assessment taxes for municipal street lighting systems on an ad valorem basis;

Assembly Bill No. 7—An act to amend Section 262 of the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 13—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 14—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith;

Assembly Bill No. 24—An act to add Section 209.5 to the Revenue and Taxation Code, relating to the exemption of vessels under construction from personal property taxation;

Assembly Bill No. 27—An act to amend Sections 6271 and 6861 of the Harbors and Navigation Code, relating to port districts and river port districts;

Assembly Bill No. 44—An act to add Section 265 to the Revenue and Taxation Code, relating to the college exemption, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 54—An act to amend Section 263 of the Revenue and Taxation Code, relating to the welfare exemption in its application to hospitals, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 55—An act to amend Section 264 of the Revenue and Taxation Code, relating to the orphanage exemption, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 56—An act to amend Section 268 of the Revenue and Taxation Code, relating to the welfare exemption;

Assembly Bill No. 61—An act to amend Section 29714 of, and to add Section 29714.1 to, the Government Code, relating to claims against counties;

Assembly Bill No. 65—An act to amend Section 1752 of, and to add Section 1757 to, the Streets and Highways Code, relating to county ferries,

Assembly Bill No. 77—An act to amend Section 7727 of the Education Code, relating to state school building and;

Assembly Bill No. 89—An act to amend Section 2005 of the Fish and Game Code, relating to the taking of game;

And reports the same correctly enrolled, and presented to the Governor on the second day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 2, 1958

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

Assembly Concurrent Resolution No. 8—Relative to Invest in America Week;

Assembly Concurrent Resolution No. 9—Relative to the retirement of John Anson Ford;

Assembly Concurrent Resolution No. 12—Relative to the dedication of Meadows Field Terminal;

And reports the same correctly enrolled, and presented to the Secretary of State on the second day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 2, 1958

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

Assembly Bill No. 8—An act to add Section 139.40 to the Vehicle Code, relating to uniforms for the California Highway Patrol;

Assembly Bill No. 12—An act to add Section 7058 to the Public Resources Code, relating to the authority of a city, county or district to include lands owned by it or under its jurisdiction in agreements for co-operative or unit development of oil and gas;

Assembly Bill No. 46—An act to amend Section 3391 of the Revenue and Taxation Code, relating to publication of delinquent lists;

And reports the same correctly enrolled, and presented to the Governor on the second day of April, 1958, at 3 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 2, 1958

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

Assembly Concurrent Resolution No. 21—Relative to the death of Art Cohn;

Assembly Concurrent Resolution No. 26—Welcoming the National Confectioners' Association;

Assembly Concurrent Resolution No. 27—Relative to congratulating Karl Holton;

Assembly Concurrent Resolution No. 28—Relative to commending and congratulating Grace S. Stoermer;

Assembly Concurrent Resolution No. 30—Relative to James H. Corley;

And reports the same correctly enrolled, and presented to the Secretary of State on the second day of April, 1958, at 3 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 2, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined: **Assembly Joint Resolution No. 1**—Relative to federal aid for education; And reports the same correctly enrolled, and presented to the Secretary of State on the second day of April, 1958, at 3 p.m.

BIRKE, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing all bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

Speaker Presiding

At 10.08 a.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

ASSEMBLY CHAMBER, April 2, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred: Senate Bill No. 28

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

DAHL, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 28—An act to amend Section 155 of the Revenue and Taxation Code, relating to property taxes.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

ASSEMBLY CHAMBER, April 2, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 94

Has had the same under consideration, and reports the same back with the recommendation. That the bill be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

DAHL, Chairman

Bill ordered filed; and the subject matter ordered referred to the Committee on Rules.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, April 2, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Concurrent Resolution No. 14

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

LINDSAY, Chairman

Above reported resolution ordered on file.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Concurrent Resolution No. 14—Relative to a study by the Department of Water Resources, in co-operation with the California Water Commission, of economic, social and financial impacts and implications of water development program envisioned under the California Water Plan.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Conservation, Planning, and Public Works:

Amendment No. 1

On page 3 of the printed measure, as amended in the Assembly on March 29, 1958, in lines 6 and 7, strike out "Subcommittee on Financial and Economic Policy for State Water Projects", and insert "legislative committees working in this field".

Amendment No. 2

On page 3, lines 10 through 12, inclusive, strike out " : provided, that such final report shall contain only findings and conclusions on these matters".

Amendments read, and adopted.

Resolution ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Municipal and County Government**

ASSEMBLY CHAMBER, April 2, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 46

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

BRADLEY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 46—An act to amend Section 5302.5 of the Streets and Highways Code, relating to the payment of assessments for public works and improvements, 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 Municipal and County Government:

Amendment No. 1

On page 1, line 18, of the printed bill, after the word "paid", strike out the period, and insert " : provided, however, that if said assessment is not paid within said 30-day period the city shall at the expiration thereof, forthwith advance the

necessary sum and pay the assessment and shall collect the amount of said assessment and interest thereon from the said obligated owner and may enforce the collection thereof by writ of mandate or other proper remedy."

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

ASSEMBLY CHAMBER, April 2, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 34

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

BRADLEY, Chairman

Above reported bill ordered to second reading

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 34—An act to amend Section 6340 of the Harbors and Navigation Code, relating to the powers of port districts.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, April 2, 1958

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

House Resolution No. 42

House Resolution No. 44

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

MILLER, Chairman

Above reported resolutions ordered on file.

ASSEMBLY CHAMBER, April 2, 1958

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

Senate Joint Resolution No. 5

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

MILLER, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, April 2, 1958

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

Assembly Joint Resolution No. 8

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

MILLER, Chairman

Above reported resolution ordered engrossed.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 3, 1958

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

Assembly Joint Resolution No. 8

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

Committee on Education

ASSEMBLY CHAMBER, April 3, 1958

MR. SPEAKER: Your Committee on Education, to which was referred:
Senate Constitutional Amendment No. 2
Has had the same under consideration, and reports the same back with amendments
with the recommendation: Amend, and be adopted, as amended.

DOYLE, Chairman

Above reported resolution ordered on file.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate 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 amending Section 2 of Article IX thereof, relating to the Superintendent of Public Instruction.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In lines 4 and 5 of the title of the printed bill, as amended in the Senate on March 29, 1958, strike out "Superintendent of Public Instruction", and insert "public schools".

Amendment No. 2

On page 1, after line 15, insert
"The term of office of the members of the State Board of Education shall be fixed by law at not to exceed 10 years."

Amendments read, and adopted.

Resolution ordered reprinted, and on file.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, April 3, 1958

MR. SPEAKER: Your Committee on Education, to which was referred:
Assembly Concurrent Resolution No. 36
Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DOYLE, Chairman

Above reported resolution ordered engrossed.

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, April 3, 1958

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

Assembly Constitutional Amendment No. 11
Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

NISBET, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, April 3, 1958

MR. SPEAKER: Your Committee on Constitutional Amendments, to which were referred:

Assembly Constitutional Amendment No. 9

Assembly Constitutional Amendment No. 10

Has had the same under consideration, and reports the same back with the recommendation: That the resolutions be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

NISBET, Chairman

Resolutions ordered filed; and the subject matter ordered referred to the Committee on Rules.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 3, 1958

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

Assembly Joint Resolution No. 5

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, April 3, 1958

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

Assembly Bill No. 117

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered filed; and the subject matter ordered referred to the Committee on Rules

ASSEMBLY CHAMBER, April 3, 1958

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

Assembly Constitutional Amendment No. 11

And reports the same correctly engrossed.

BURKE, Chairman

Request for Unanimous Consent

Mr. Coolidge asked for, and was granted, unanimous consent that the Rules be suspended in order to take up Assembly Constitutional Amendment No. 11, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11

Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8½ to Article XVI thereof, relating to the issuance of bonds to provide for the construction, improvement, and development of harbors in this State.

Resolution read.

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

AYES—Bruce F. Allen, Anderson, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, MacBride, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Munnell, Nielsen, Nisbet, Pattee, Porter, Rumford, Schrader, Sedgwick, Sumner, Techn, Thomas, Weinberger, Wilson, and Mr. Speaker—63.

NOES—None.

Resolution ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO BECOME
CO-AUTHOR OF HOUSE RESOLUTION NO. 46**

Mr. Lindsay asked for, and was granted, unanimous consent that he be permitted to sign House Resolution No. 46 as a co-author.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Doyle asked for, and was granted, unanimous consent that the following Progress Report of Subcommittees of the Assembly Interim Committee on Education be ordered printed in the Journal:

LETTER OF TRANSMITTAL

ASSEMBLY INTERIM COMMITTEE ON EDUCATION

SACRAMENTO, April 2, 1958

Hon. L. H. Lincoln

Speaker of the Assembly

State Capitol

Sacramento, California

DEAR MR. LINCOLN: Attached hereto is the Progress Report of the Subcommittees of the Assembly Interim Committee on Education.

Sincerely,

DONALD D. DOYLE

**PROGRESS REPORT OF SUBCOMMITTEE OF
ASSEMBLY INTERIM COMMITTEE ON EDUCATION**

Higher Education Beyond the Twelfth Grade

Chairman: Harold T. Sedgwick

Members: Messrs. Bee, Anderson, Crawford, Cusanovich,
Hanna, and Hegland

Hearings: San Jose, November 14, 15, 1957; Oakland, January
22, 23, 1957; and Sacramento, March 11, 1958

SUMMARY

At the San Jose hearings, the committee heard testimony from representatives of state colleges on the accreditation of the engineering schools at these colleges. Policy adopted by the State Department of Education in 1953, prohibits the various state colleges from seeking accreditation from the ECPA.

San Jose representatives testified that they were of the opinion that state colleges should be allowed to seek accreditation because of the shortage of engineers in the State, because industrial concerns in the vicinity needed a place that their employees could continue their schooling, and that the engineering schools had developed to such a degree that accreditation was possible and necessary.

Discussion was also heard at San Jose on the possibility of obtaining nuclear reactors for use at the various state colleges

The Department of Education voiced the opinion that a study of the situation should be made and that a joint committee from the university and the department would study the accreditation situation

At the Oakland hearings, representatives from the state colleges and the Department of Education were again heard on the accreditation

question. A progress report on the accreditation study was given by the Department of Education.

Representatives from the University of California and the Department of Employment were also heard on the need for engineering and the future need for engineers in the State.

During the 1958 First Extraordinary Session of the Legislature Assembly Bill No. 1 was introduced by Assemblyman Bruce F. Allen. This bill provided that state colleges could become accredited and that they could grant a masters in engineering. The subcommittee endorsed this bill.

Future hearings of the subcommittee will include a discussion of the State College Board plan, which would put the state colleges under the control of the board.

Institutional Education

Chairman: Dorothy Donahoe

Members: Mr. Bee, Mrs. Davis, Messrs. Doyle, Elliott, Kilpatrick, and Porter

Hearings: Santa Rita Jail, September 17, 18, 1957
Los Angeles, December 2, 3, 1957

SUMMARY

At both the Santa Rita hearings and the Los Angeles hearings testimony was heard from representatives of city, county, and state prisons on the need for additional education facilities in the institutions. Since the repeal of legislation enabling funds to come from the State for this purpose, certain difficulties have been experienced in setting up proper educational programs, especially in county and city institutions. The State Prison at San Quentin has money included in the prison budget which goes for this purpose and seems adequate according to the officials from this institution.

Testimony was heard that there is a great need in our institutions for the mentally retarded for additional education facilities and that educational programs should be reinstated in the hospitals for the mentally ill. Much additional work can be done with mentally handicapped and mentally ill persons to enable them to achieve the capacities they possess, mentally and physically.

At these hearings it was indicated by officials that in city and county jails and prisons and in mental and other like institutions some state financed program would enable them to better educate inmates for rehabilitation purposes.

Issuance of Degrees

Chairman: Sheridan N. Hegland

Members: Mr. Cusanovich, Miss Donahoe, Messrs Doyle, and Winton

Hearings: Los Angeles, October 21, 22, 23, 1957, and
Los Angeles, January 30, 1958

SUMMARY

At the October Los Angeles hearings, the Issuance of Degrees Subcommittee heard testimony on various phases of the "diploma mill" activities as developed by committee investigators under the direction of the Attorney General's Office. Operators of diploma mills, buyers of

phony diplomas, and those that have been affected by these diplomas gave testimony. Educators representing 18 different colleges and universities, including representatives of the Council of Churches, and the Catholic schools, also gave opinions as to the harm this type of so-called school is doing.

Progress report was issued and distributed throughout the State.

Legislation to help curb this racket was included in the report.

At the January Los Angeles hearing, testimony was heard from several educators, and the representative of the Attorney General, on the proposed legislation. Certain changes to sections of the Education Code were discussed, which would curb the diploma mill operations from the standpoint of the educational corporation. This would tighten up procedures for the issuing of the degrees.

During the 1958 First Extraordinary Session of the Legislature Assembly Bill No. 6 was introduced by Assemblyman Hegland as a result of the hearings of this subcommittee. The bill, concurred in by all reputable educational organizations, will curb the diploma mill racket and help strengthen the colleges of California.

Scholarship

Chairman: George G. Crawford

Members: Messrs. Gaffney, Samuel R. Geddes, Kelly, and Sedgwick

Hearings: February 26, 1958

SUMMARY

This subcommittee was appointed on January 10, 1958, and held a hearing on February 26, 1958, in Sacramento. Investigation into the need for additional state scholarships, the need for junior college competitive grants, scholarships for teaching mentally retarded children, and the integration of the President's scholarship plan into the state plan, was discussed at the hearing.

During the 1958 First Extraordinary Session of the Legislature Assembly Bill No. 18 was introduced by Assemblyman Crawford which will enable California to take advantage of any federal scholarship program.

School Districts' Construction Funds

Chairman: Carl A. Britschgi

Members: Mr. Anderson, Mrs. Davis, Miss Donahoe, Messrs. Hegland, and House

Hearings: San Mateo, October 9, 1957, and Sacramento,
February 6, 1958

SUMMARY

The hearings at San Mateo and Sacramento both covered testimony on Assembly Bills Nos. 3903 and 4012, which concern the financing of school construction on a statewide basis. Opinions expressed tended to indicate that a new system for obtaining construction funds was needed instead of the "emergency" method that has been used since the rapid growth of California schools.

Testimony indicated that there was a need for a statewide system of collecting taxes for school construction which would give equal opportunities for new schools to all sections of the State, irregardless of present ability to pay.

Extension and Restriction of Tenure

Chairman: Ernest R. Geddes

Members: Messrs. Bee, Collier, Elliott, Porter, and Sedgwick

Hearings: None to date

SUMMARY

The subcommittee will meet during 1958. The following bills have been assigned to it for study: Assembly Bills Nos. 3363 and 3365 by Mr. Doyle; Assembly Bill No. 17 by Miss Donahoe; Assembly Bill No. 1735 by Mr. Masterson; Assembly Bill No. 707 by Mr. Bee; and Assembly Bill No. 208 by Mr. Porter.

Bonded Indebtedness of School Districts

Chairman: Carley V. Porter

Members: Messrs. Britschgi, Collier, Mrs. Davis, Messrs.

Ernest R. Geddes, Hanna, and Kelly

Hearings: Los Angeles, September 26, 1957

SUMMARY

Testimony was heard at this hearing concerning the problems of areas that are detached from one school district and annexed to a different school district resulting in inequities in the bonded indebtedness of various districts.

Testimony was heard from many school officials on the problems that are encountered in this field of bonded indebtedness where overlapping districts make the tax structure burdensome and impractical in many instances.

Suggestions were also heard on various ways to correct this condition, but no universally accepted method was suggested.

The major part of the work of this subcommittee is to be done after the close of the Budget Session. The one meeting held thus far was primarily so that the chief proponent could explain his proposal to correct the inequities he finds in our law regarding bonded indebtedness.

The following subcommittees have not as yet been activated: Determination of Daily Schedule for Schools, School Building Construction Costs, and Sheltered Workshops for Mentally Retarded.

It is planned to activate these subcommittees following the Budget Session of the Legislature.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Anderson asked for, and was granted, unanimous consent that the following copy of an opinion of the Legislative Counsel be ordered printed in the Journal:

OPINION OF LEGISLATIVE COUNSEL
(COPY)

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, April 2, 1958

Hon. Don Anderson
Assembly Chamber

School Busses—Jurisdiction of Public Utilities Commission—No. 2846

DEAR MR. ANDERSON:

Question

With reference to Assembly Bill No. 2 of the 1958 First Extraordinary Session, as amended in the Senate on March 29th, you have inquired whether a municipally owned transit system bus used to transport school pupils (but not exclusively) which does not comply with the safety requirements of the Public Utilities Commission relating to common carrier busses, would be considered a school bus as defined in Section 54 of the Vehicle Code as that section would be amended by the bill.

Opinion

In our opinion a municipally owned transit system bus used to transport school pupils (but not exclusively so used) which does not comply with the safety requirements of the Public Utilities Commission relating to common carrier busses, would be a school bus as defined in Section 54 of the Vehicle Code as that section would be amended by the bill in question.

Analysis

The general purpose of Assembly Bill No. 2 of the 1958 First Extraordinary Session, as amended in the Senate on March 29th, is to apply to private school busses the safety standards now applicable to public school busses. In connection with this purpose the bill contains certain amendments to Section 54 of the Vehicle Code which defines school busses.

One of the amendments in the bill to Section 54 of the Vehicle Code would exempt from the regulations relating to school busses any motor vehicle operated by and under the exclusive jurisdiction of a municipally owned transit system, if such transit system meets all the safety requirements of the Public Utilities Commission, but the bus is not used exclusively for the transportation of school pupils (subd. (d) of Sec. 54).

This provision does not purport to subject a municipally owned transit system to the jurisdiction of the Public Utilities Commission. The provision is an exemption from the definition of school busses in the Vehicle Code. Its effect would be to allow the use of a bus operated by a municipally owned transit system to transport pupils to or from public or private schools without compliance with the standards, rules and regulations relating to school busses if the transit system conforms with the safety requirements of the Public Utilities Commission.

relating to busses within its jurisdiction, and if the particular bus is not used exclusively for the transportation of school pupils.

Under the provisions of the bill in question, if a motor vehicle operated by a municipally owned transit system is used exclusively for the transportation of school pupils, it would be considered a school bus within the definition contained in Section 54 of the Vehicle Code as that section would be amended by the bill. Also, even if such a bus is not used exclusively for the transportation of school pupils it would be considered a school bus under the provisions of the bill if it did not meet the safety requirements of the Public Utilities Commission relating to busses within its jurisdiction.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By ROBERT G. HINSHAW, Deputy

RE-REFERENCE OF BILLS PURSUANT TO RULE 64

On advice of the Legislative Counsel, and pursuant to Rule 64, the Speaker ordered the following bills re-referred to the Committee on Ways and Means:

Assembly Bill No. 116 and Senate Bill No. 47.

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

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

Assembly Bill No. 121: By Mr. Doyle—An act to amend Section 102 of the Education Code, relating to the State Board of Education.

Referred to Committee on Education.

RESOLUTIONS

The following resolution was offered:

By Mr. McCollister:

House Resolution No. 48

Relative to the California Poultry Promotion Council Law

WHEREAS, Enactment of Assembly Bill No. 11 of the 1958 First Extraordinary Session, the California Poultry Promotion Council Law, provides for the public welfare by stabilization, maintenance, and expansion of the poultry industry of California which assures the consuming public an adequate supply of this food so necessary in a proper human diet and protects for the State and its political subdivisions a necessary source of tax revenue; and

WHEREAS, The California Poultry Promotion Council Law will greatly aid the alarming economic distress of the California poultry industry; and

WHEREAS, In order for this law to be operative 51 percent of the poultry producers of this State must assent to the law; and

WHEREAS, Before these producers can properly exercise their voting option they must be presented with all possible opportunity to learn the true facts and the effect of the application of the law in question; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Livestock and Dairies is hereby requested to hold hearings on the California Poultry Promotion Council Law in each major poultry producing area in the State in order to give the producers in the area an opportunity to gain an understanding of the effect and operation of the California Poultry Promotion Council Law.

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 Concurrent Resolution No. 37: By Messrs. MacBride, Sedgwick, and Winton—Relative to Assemblyman Roy J. Nielsen.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Concurrent Resolution No. 37 be ordered printed, held at the desk without reference to committee, and placed on the file with the other resolutions commending retiring members.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 2, 1958

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. 20
Assembly Concurrent Resolution No. 16	Assembly Concurrent Resolution No. 24
Assembly Concurrent Resolution No. 17	

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, April 2, 1958

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

Assembly Bill No. 63	Assembly Bill No. 76
Assembly Bill No. 69	Assembly Bill No. 100
Assembly Bill No. 71	Assembly Bill No. 101

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, April 1, 1958

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

Assembly Bill No. 3

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

**Request for Unanimous Consent to Consider Senate
Amendments to Assembly Bill No. 3**

Mr. Doyle asked for, and was granted, unanimous consent to consider Senate amendments to Assembly Bill No. 3, at this time, without reference to file.

**CONSIDERATION OF SENATE AMENDMENTS
TO ASSEMBLY BILL NO. 3**

Assembly Bill No. 3—An act to amend Section 39.5 of the Vehicle Code, relating to the definition of "special highway construction equipment."

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 3?

Amendment No. 1

In the title of the printed bill, as amended in the Assembly on March 19, 1958, strike out line 3, and insert "ment," to take effect immediately, and declaring the urgency thereof."

Amendment No. 2

On page 1, line 3, after "39.5", insert "Special Highway Construction Equipment."

Amendment No. 3

On page 1, line 10, after "machinery", insert "so designed and used"

Amendment No. 4

On page 2, line 6, strike out "on a", and insert "within the boundaries of the".

Amendment No. 5

On page 2, strike out lines 17 to 19, inclusive, and insert

"(b) Dump trucks originally designed to comply with the size and weight provisions of this code notwithstanding any subsequent modification which would require a permit, as specified in Section 710 of this code, to operate such vehicles on a highway, truck-mounted transit mixers, cranes and".

Amendment No. 6

On page 2, after line 23, insert

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

An uncertainty exists as to what equipment may be designated as having the status of special highway construction equipment. This uncertainty has caused a hardship on the owners of such equipment and has subjected them to fines and penalties as well as substantially hindering the progress of construction work on the highways of this State. For the benefit of all concerned, it is necessary that this uncertainty be removed without delay."

Senate amendments read.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Nielsen, Nisbet, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Weinberger, Wilson, Winton, and Mr. Speaker—70.

NOES—None.

The question being: Shall the Assembly concur in the Senate amendments to Assembly Bill No. 3?

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 3 by the following vote:

AYES—Bruce F. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Nielsen, Nisbet, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Weinberger, Wilson, Winton, and Mr. Speaker—70.

NOES—None.

Assembly Bill No. 3 ordered enrolled.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 2, 1958

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

Assembly Bill No. 1

Assembly Bill No. 22

Assembly Bill No. 5

Assembly Bill No. 50

Assembly Bill No. 18

Assembly Bill No. 68

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bills ordered to unfinished business file.

Request for Unanimous Consent to Consider Senate**Amendments to Assembly Bill No. 5**

Mr. McCollister asked for, and was granted, unanimous consent to consider Senate amendments to Assembly Bill No. 5, at this time, without reference to file.

**CONSIDERATION OF SENATE AMENDMENTS
TO ASSEMBLY BILL NO. 5**

Assembly Bill No. 5—An act to add Article 5.5 (commencing with Section 3315) to Chapter 1, Division 3 of the Public Resources Code, relating to co-operative development and unit operation of oil and gas pools and the repressuring of the same in order to ameliorate the subsidence and compaction of lands, and making an appropriation.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 5?

Amendment No. 1

On page 10, line 4, of the printed bill, as amended in the Assembly on March 24, 1958, strike out "conclusive", and insert "prima facie".

Amendment No. 2

On page 10, strike out lines 33 to 42, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 5 by the following vote:

AYES—Bruce F. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Miller, Mulford, Munnell, Nisbet, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelm, Winton, and Mr. Speaker—65.

NOTES—None.

Assembly Bill No. 5 ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT TO CONSIDER SENATE
AMENDMENTS TO ASSEMBLY BILL NO. 1**

Mr. Bruce F. Allen asked for, and was granted, unanimous consent to consider Senate amendments to Assembly Bill No. 1, at this time, without reference to file.

**CONSIDERATION OF SENATE AMENDMENTS
TO ASSEMBLY BILL NO. 1**

Assembly Bill No. 1—An act to amend Sections 20301 and 20452 of the Education Code, relating to courses of study in state colleges.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on March 20, 1958, strike out "Sections 20301 and 20452", and insert "Section 20301".

Amendment No. 2

On page 1, line 3, strike out "A", and insert "The".

Amendment No. 3

On page 1, strike out lines 15 to 22, inclusive, and strike out all of page 2.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 1 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chape', Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Lindsay, Luckel, MacBride, Marsh, McCollister, McMillan, Mulford, Nisbet, Pattee, Porter, Rumford, Schrader, Sedgwick, Sumner, Wilson, and Mr. Speaker—60.

NOES—Shell—1.

Assembly Bill No. 1 ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT TO CONSIDER SENATE
AMENDMENTS TO ASSEMBLY BILL NO. 18**

Mr. Crawford asked for unanimous consent to consider Senate amendments to Assembly Bill No. 18, temporarily passed on file.

Mr. Crawford withdrew his request upon the request of Mr. McCollister.

**REQUEST FOR UNANIMOUS CONSENT TO RECALL
ASSEMBLY BILL NO. 108 FROM SENATE**

Mr. Winton asked for, and was granted, unanimous consent that the Chief Clerk be instructed to request the Senate to return Assembly Bill No. 108 to the Assembly for further consideration.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 2, 1958

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

Assembly Constitutional Amendment No. 5

Assembly Joint Resolution No. 4

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate

By LACILAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered to unfinished business file.

Speaker pro Tempore Presiding

At 10 26 a m., Hon Charles J Conrad, Speaker pro Tempore of the Assembly, presiding.

SENATE CHAMBER, April 2, 1958

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

Senate Bill No 49

Senate Bill No 51

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 49—An act to amend Sections 36826, 36951, 36952, 36953, 36954, 36955, 36956, 36957, 36958, 36959, 36960, 37050, 37051, 37150, 37151, 37152, 37153, 37154, 37155, 37156, and 37157 of, to repeal Sections 36961, 36962, 37051.5, and 37052 of, and to add Sections 37158, 37159, 37160, 37161, 37162, 37163 and 37164 to, the Water Code, relating to California water districts.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Bill No. 51—An act to amend Sections 18662 and 18663 of the Education Code, relating to property of school district.

Referred to Committee on Education.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 2, 1958

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

Senate Joint Resolution No. 3

Senate Joint Resolution No. 4

Senate Joint Resolution No. 6

Senate Constitutional Amendment No. 3

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read:

Senate Joint Resolution No. 3—Relative to the school lunch program.

Referred to Committee on Rules

Senate Joint Resolution No. 4—Relative to air service to City of Yreka.

Referred to Committee on Rules

Senate Joint Resolution No. 6—Relating to the economics of disarmament.

Referred to Committee on Rules.

Senate Constitutional Amendment No. 3—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 2a to Article IV thereof, relating to legislative sessions.

Referred to Committee on Constitutional Amendments.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 1, 1958

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

Senate Joint Resolution No. 7

Senate Concurrent Resolution No. 9

Senate Joint Resolution No. 8

Senate Concurrent Resolution No. 10

J. A. BEEK, Secretary of the Senate

By LACILAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read:

Senate Joint Resolution No. 7—Relative to the completion of the Corning Canal, and construction of the Red Bluff Diversion Dam.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Joint Resolution No. 8—Relative to providing San Benito, Santa Cruz and Monterey Counties with a supply of water from the Central Valley Project.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 9—Relative to the accreditation of, and graduate instruction in engineering at, state colleges.

Request for Unanimous Consent

Mr. Bruce F. Allen asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 9, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 9

Senate Concurrent Resolution No. 9—Relative to the accreditation of, and graduate instruction in engineering at, state colleges.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 10—Relative to the "America Safety Good Turn Program" of the Boy Scouts of America.

Referred to Committee on Rules.

PARLIAMENTARY INQUIRY

Mr. McCollister arose to the following parliamentary inquiry: Why is Assembly Bill No. 118 on second reading file?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that, upon its introduction yesterday, Mr. Miller had requested that the bill be placed on second reading file today without reference to committee.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. McCollister:

Resolved, That Assembly Bill No. 118 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—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Landsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Sumner, Wilson, and Winton—66.

NOES—None

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

CONSIDERATION OF ASSEMBLY BILL NO. 118

Assembly Bill No. 118—An act making an appropriation for the expenses of the Assembly, including the expenses of the Members of the Assembly, to take effect immediately.

Bill read second time.

Assembly Bill No. 118—An act making an appropriation for the expenses of the Assembly, including the expenses of the Members of the Assembly, to take effect immediately.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Landsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Sumner, Wilson, and Winton—66.

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Request for Unanimous Consent to Take Up Senate Bill No. 33

Mr. Miller asked for, and was granted, unanimous consent to take up Senate Bill No. 33, out of order.

Senate Bill No. 33—An act making an appropriation for the expenses of the Senate, including the expenses of the Members of the Senate, to take effect immediately.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Sumner, Wilson, and Winton—64.

NOES—None.

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Mr. McCollister announced that, to the best of his knowledge, no Proclamation by the Governor calling the Legislature into a session on water is anticipated today.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Request for Unanimous Consent That Assembly Constitutional Amendments Nos. 6 and 8, and Assembly Concurrent Resolution No. 22, and Assembly Bill No. 22 Hold Places on File

By unanimous consent, Assembly Constitutional Amendments Nos. 6 and 8, Assembly Concurrent Resolution No. 22, and Assembly Bill No. 22 were ordered passed on file, and to hold their places on file on the next legislative day.

Assembly Joint Resolution No. 5—Relative to discrimination in employment.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Pattee, Rees, Rumford, Shell, Unruh, Wilson, and Winton—59.

NOES—Levering and Thelin—2.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 32—Relative to the American Pharmaceutical Association.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

Request for Unanimous Consent That House Resolutions Nos. 15 and 32, Assembly Concurrent Resolution No. 13, and House Resolutions Nos. 19, 20, 31, 39, 41, and 45 Hold Places on File

By unanimous consent, House Resolutions Nos. 15 and 32, Assembly Concurrent Resolution No. 13, and House Resolutions Nos. 19, 20, 31, 39, 41, and 45 were ordered passed on file, and to hold their places on file on the next legislative day.

Assembly Concurrent Resolution No. 33—Relative to commending the Institute on Government sponsored by the California State Employees Association.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 25—Relative to the death of W. C. Handy.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Bee, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister,

McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Thelin, Unruh, Wilson, and Winton—65.

NOES—None.

Resolution ordered transmitted to the Senate.

Request for Unanimous Consent That Names of Members Be Placed Upon Illuminated Copy of Assembly Concurrent Resolution No. 35 as Co-authors

Mr. Hawkins asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon the illuminated copy of Assembly Concurrent Resolution No. 35 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors on the illuminated copy of Assembly Concurrent Resolution No. 35:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Bee, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Thelin, Unruh, Wilson, and Winton—65.

NOES—None.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
HOUSE RESOLUTIONS NOS. 37 AND 38**

Mr. Porter asked for, and was granted, unanimous consent to take up House Resolutions Nos. 37 and 38, at this time.

CONSIDERATION OF HOUSE RESOLUTION NO. 37

By Mr. Porter:

House Resolution No. 37

Relative to commending Mr. Robert C. Gillingham

WHEREAS, Mr. Robert C. Gillingham has been selected by the Compton-Lynwood Board of Realtors for their annual Outstanding Citizenship Award; and

WHEREAS, Mr. Gillingham, a resident of Compton since 1906 and a graduate of the Compton High School, served as first Dean of Compton Junior College and is presently head of the Economics Department of Compton Junior College; and

WHEREAS, Robert C. Gillingham has always shown a keen interest in community activities as evidenced by the fact that he is Past President of the California Teachers Association, a charter member of the Compton Kiwanis Club, a Director of the National Education Association, Secretary of the National Affairs Committee of the Compton Chamber of Commerce, and Chairman of the Planning Commission in Compton since 1951; and

WHEREAS, Pursuing his hobby of Compton history, he has compiled a complete written history of Compton, together with many historic pictures of the city; now, therefore, be it

Resolved by the Assembly of the State of California, That Mr. Robert C. Gillingham is congratulated on being selected for this annual Outstanding Citizenship Award; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit a suitably prepared copy of this resolution to Mr. Robert C. Gillingham.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 38

By Mr. Porter:

House Resolution No. 38

Relative to Mr. Fred E. Yerger

WHEREAS, It has come to the attention of the Legislature of the State of California that Fred E. Yerger has recently received the annual Outstanding Citizenship Award from the Compton-Lynwood Board of Realtors; and

WHEREAS, The ideals and activities that constitute outstanding citizenship in an individual are things sought by many but achieved by few; and

WHEREAS, This lifelong resident of the City of Lynwood, California, has devoted his life to the youth of that area, thus imparting to them the ideals that go to make good citizens of the leaders of the future; and

WHEREAS, He has been especially active with the Boy Scouts of America, having been Vice Chairman of the Midland District thereof, and, in spite of a custom that a person serve only one term as chairman of the district, was elected to the chairmanship thereof two times in succession because of his outstanding performance; and

WHEREAS, He is presently the district representative to the Los Angeles County Council of the Boy Scouts of America; and

WHEREAS, In addition to this leadership, he has demonstrated that good citizenship is comprised also of civic ability, since he has served as President of the Lynwood Rotary Club and is presently a member of the Planning Commission for the City of Lynwood; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislature extend its heartiest congratulations to Fred E. Yerger upon his receipt of the annual Outstanding Citizenship Award from the Compton-Lynwood Board of Realtors; and he it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit suitably prepared copies of this resolution to Fred E. Yerger.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT

Mr. Porter asked for, and was granted, unanimous consent that the Chief Clerk be instructed to prepare suitably engrossed copies of House Resolutions Nos. 37 and 38.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 30—An act to amend Section 58501 of the Government Code, relating to the District Investigation Law of 1933.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Heglund, Henderson, Holmes, House, Johnson, Kilpatrick, Kloeksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nisbet, Pattie, Porter, Rees, Rumford, Schrade, Sedgwick, Sumner, Thelin, Unruh, Wilson, and Winton—64.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 18—An act to amend Section 6140 of the Business and Professions Code, relating to a temporary increase in the annual membership fee for active members of the State Bar of California to provide funds for State Bar buildings.

Bill read third time

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Donahoe, Doyle, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hawkins, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem, Lanterman, Levering, Lindsay, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattie, Rees, Rumford, Sedgwick, Shell, Sumner, Thelin, Unruh, and Wilson—57.

NOES—Biddick, Chapel, Francis, Hegland, Luckel, Schrade, and Winton—7

Bill ordered transmitted to the Senate.

Senate Bill No. 39—An act to add Article 45, comprising Sections 1100 to 1103, inclusive, to Chapter 1, Division 4, Title 1 of the Government Code, relating to sales of public securities, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Comad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Leving, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Winton—68

NOES—None.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Comad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Leving, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Winton—68.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 41—An act to amend Section 35251 of the Streets and Highways Code, relating to parking districts.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Unruh, Wilson, and Winton—63

NOES—None.

Bill ordered transmitted to the Senate

Senate Bill No. 42—An act to amend Section 43601 of the Government Code, relating to the purposes for which cities may incur bonded indebtedness.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Bee, Belotti, Biddick, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Winton—61.

NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 25—An act to add Sections 204, 364 and 732 to the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931),

relating to approval of contracts with the United States and others, the formation of special improvement districts and their powers and duties, and the levy of special assessments, 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—Bruce F. Allen, Don A. Allen, Anderson, Bee, Belotti, Biddick, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Klocksien, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Winton—65.

NOES—None

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Bee, Belotti, Biddick, Bradley, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Klocksien, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Winton—65.

NOES—None

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Senate Bill No. 43 Hold Place on File

Mr. Winton asked for, and was granted, unanimous consent that Senate Bill No. 43 be passed on file, and hold its place on file on the next legislative day.

REQUEST FOR UNANIMOUS CONSENT

Mr. Bruce F. Allen asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal:

OPINION OF THE LEGISLATIVE COUNSEL

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, March 31, 1958

Hon. Bruce F. Allen
Assembly Chamber

San Jose—Power to Issue Revenue Bonds—No. 2603

DEAR MR. ALLEN: You have asked us whether the chartered City of San Jose can issue revenue bonds for the purchase of the San Jose waterworks, without submitting the proposition to a vote of the people.

We do not believe that it can.

The San Jose charter authorizes the city to acquire, construct, own, and operate property for the purpose of supplying its people with water, and to issue bonds therefor. It also provides that in the procedure for the creation and issuance of such bonded indebtedness, the general laws of the State in force at the time the proceedings are taken, shall be followed (Art. I, Sec. 2, Subd. f and j).

Under general law, the Revenue Bond Law of 1941 (Gov. C., Secs 54300-54672), cities, as well as other local agencies, are authorized to

issue revenue bonds for various purposes. The acquisition of a water-works system is among those purposes (Gov. C., Sec. 54309). Submission of the proposition to the voters is required, however, with a majority vote necessary to authorize issuance of the bonds (Gov. C., Secs. 54380, 54386). We know of no law under which San Jose could issue revenue bonds without submitting the proposition to a vote of the people.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By (Mrs.) ROSE WOODS, Deputy

ANNOUNCEMENTS

Mr. Porter announced that copies of the Report on Economic Considerations in Formulation and Repayment of California Water Plan Projects by the Stanford Research Institute prepared for the John Randolph Haynes and Dora Haynes Foundation had been placed on the members' desks, and requested that the members file this report since it would be used in conjunction with the report of the Joint Subcommittee on Financial and Economic Policy for State Water Projects when it is submitted.

RESOLUTIONS

The following resolution was offered:

By Mr. Bee:

House Resolution No. 49

Relative to the death of Glenn W. Stackhouse

WHEREAS, The Members of the Assembly of the State of California were profoundly shocked and saddened to learn of the untimely passing on April 2, 1958, of Glenn W. Stackhouse; and

WHEREAS, Only 41, Glenn Stackhouse was, at the time of his death, the United Press Night Bureau Manager in San Francisco; and

WHEREAS, A native Californian, he was born in Oakland on July 4th, 1916, the son of Cora and George A. Stackhouse; and

WHEREAS, "Stack," as he was known to his friends, attended the Oakland and San Leandro public schools and was a graduate of Polytechnic Junior College in Oakland; and

WHEREAS, He received his first newspaper job with the San Leandro Reporter, a weekly, in 1934 shortly after his graduation from high school. Subsequently, he was employed by the San Leandro News-Observer, the San Francisco Chronicle, the Alameda Times-Star, the Chico Record, and the United Press; and

WHEREAS, A veteran, he served for two years in the United States Navy and participated in assault landings on Leyte, Ormoc, Mindoro, Mindanao, Luzon, Mariveles Bay (Bataan) and Corregidor in the Philippine campaign; Okinawa; Borneo, and two occupational landings in Tokyo Bay; and

WHEREAS, After returning from the service, he resumed his job with United Press in the Pacific Division Headquarters at San Francisco. In 1950 he was assigned to the Far East and was to serve for nearly a year in Korea as a war correspondent before being appointed as United Press Night Bureau Manager in San Francisco in 1952; and

WHEREAS, To mourn his passing and receive the heartfelt sympathy of all, he leaves his widow, Nadine, and a son, George Joseph; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby extend to the bereaved widow and family of Glenn W. Stackhouse the most sincere and profound condolences; and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to prepare and transmit three illuminated copies of this resolution to Nadine Wisley Stackhouse and George Joseph Stackhouse.

Request for Unanimous Consent

Mr. Bee asked for, and was granted, unanimous consent to take up House Resolution No. 49, at this time, without reference to committee or file.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Klocksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, and Winton—69.

NOES—None.

**Request for Unanimous Consent That Names of Members Be Placed
Upon Illuminated Copy of House Resolution No. 49 as Co-authors**

Mr. Bee asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon the illuminated copy of House Resolution No. 49 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors on the illuminated copy of House Resolution No. 49:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Klocksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, and Winton—69.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Lanterman asked for, and was granted, unanimous consent that the following report be ordered printed in the Journal:

**WAYS AND MEANS SUBCOMMITTEE REPORT
WELFARE AND INSTITUTIONS**

March 3, 1958

The Subcommittee on Social Welfare, Youth Authority, Corrections, and Mental Hygiene, of the Assembly Interim Ways and Means Committee was appointed at the close of the 1957 General Session for the purpose of obtaining general research materials on the State Budget and to make continuing study during the interim between the 1957 Session and the 1958 Budget Session of selected problems in the State Budget.

Pursuant to instructions from the Chairman of the Ways and Means Committee, research assistance was secured from the Office of Legislative Analyst, and the excellent study materials relating to these four departments and distributed to the full committee were prepared at this subcommittee's request. Members arranged, to the extent feasible, to attend hearings on the forthcoming State Budget conducted by the Director of Finance. Attendance varied from two to five subcommittee members at each hearing.

The subcommittee was impressed, first of all, with the desirability of maintaining a close working relationship during the interim with the Legislative Analyst staff in order that the Analysis of the Budget which is prepared annually by the Legislative Analyst and made available to all Members of the Legislature might be given greater usefulness by following up on the information and recommendations contained therein. It was the feeling of the subcommittee that the limited time and pressure of other legislative business during the session does not permit the members of the Ways and Means Committee to give adequate consideration at that time to all of the elements of the State's financial problems. The extension of this study throughout the interim can serve a very useful purpose and may become a vital factor in all future budgeting procedures.

The members of the subcommittee found their attendance at the budget hearings of the Director of Finance to provide an extremely valuable insight into the budget process and provided a clearer understanding of the programs and policies advanced by the agencies in support of their individual requests.

The subcommittee observed, however, that some departments in presenting their budgets made liberal interpretations of legislative intent which did not conform to the understanding or intent of the Legislature in passing such legislation. The result was that the agency proposed costs beyond those contemplated or intended by the Legislature. Since these budget conferences result in the formulation of administrative policy around which the budget is constructed and presented as a package proposal to the Legislature, it is apparent that much policy formulation in fact takes place in these conferences which is without the knowledge of the Legislature. The effect of these interpretations of legislative intent upon budget requests has also been observed in the current hearings on the Budget Bill. Roadside maintenance costs are a prime case at point.

Examples which can be cited are the assumptions made in the Budget that the Legislature intended to terminate wholly state supported mental hygiene clinics at the end of the 1958-59 Fiscal Year, and the assumption that the Legislature intended to pay the cost of subventions for licensing of welfare institutions retroactive to July 1st rather than October 1st, the effective date of the act, and the liberal interpretation that travel allowances were to apply across the board in all aspects of recruitment of personnel instead of being limited to a few urgently needed key department heads, supervisors or physicians not otherwise obtainable.

The subcommittee believes that a more adequate basis for expressing legislative intent would be desirable; and it is, therefore, recommended that the Legislative Counsel, Department of Finance, and Legislative Analyst be instructed to study the mechanics of incorporating statements of legislative intent in proposed legislation, or provide cutoff policy statements limiting the extent of bill application.

If it is determined that the Ways and Means interim program should be continued, it is also recommended that this work should be integrated with the membership of the corresponding subcommittee membership of the standing Ways and Means Committee. Thus, perhaps three members of each subcommittee might be constituted as an

interim subcommittee to attend hearings on the departmental budget requests and maintain year round liaison with the budget procedures of each department. It would be most desirable that schedules of these preliminary hearings be made available as early as possible in order that conflicts with Assembly interim committee programs might be reduced to a minimum.

Respectfully submitted,

FRANK LANTERMAN, Chairman
CARLOS BEE
FRANK P. BELOTTI
CHARLES J. CONRAD

DOROTHY M. DONAHOE
HERBERT R. KLOCKSIEM
LESTER A. McMILLAN
CARLEY V. PORTER

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 3, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined: Assembly Concurrent Resolution No. 86
And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

EXPLANATIONS OF ABSENCE

I missed some roll calls this morning because I was meeting with the Budget Conference Committee in the Senate Lounge until 11.10 a.m.

CASPAR W. WEINBERGER

April 3, 1958

I missed certain roll calls in the First Extraordinary Session this morning due to my attendance at a meeting in the Senate.

CHARLES W. MEYERS

EXPLANATION OF ABSENCE FOR APRIL 2, 1958

I missed some roll calls on Wednesday, April 2d, because I was attending a conference in the Governor's Office on water until 10.50 a m.

HERBERT R. KLOCKSIEM

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Luckel announced that there would be no meeting of the Committee on Transportation and Commerce today, but that the committee would meet Monday, April 7th, at the regular time.

Mr. Coolidge announced a meeting of the Committee on Ways and Means in the Assembly Lounge on adjournment of the Second Extraordinary Session.

Mr. Nielsen announced a meeting of the Committee on Military and Veterans Affairs in the Sergeant-at-Arms Room on adjournment of the Second Extraordinary Session, instead of at 2 p.m.

ADJOURNMENT

At 11.16 a.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 11 a.m., Monday, April 7, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-FIFTH LEGISLATIVE DAY
THIRTY-FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, April 7, 1958

The Assembly met at 11 a.m.

Hon. L. H. Lincoln, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Potter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—71.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Almighty and Most Merciful God: We, who have just celebrated the glory of the resurrection of Jesus Christ, give Thee thanks for the gift of life which is offered us through Him. Grant that we may not spend our lives, but rather invest them; not squander them on trivial things, but reserve them for purposeful action; not squeeze them in self-centeredness, but expand them in love to Thee and service to our neighbors. Help us, O God, to know the life eternal, of which this existence is but the small beginning. Give us the faith, hope, and joy which find their fulfillment in the risen Lord of Easter; through the same Jesus Christ, Thy Son, our Lord.—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Cusanovich, seconded by Mr. Anderson, 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. Stewart, on motion of Mr. McCollister.

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

Mr. Frew, on motion of Mr. McCollister.

Mr. Henderson, on motion of Mr. McCollister.

Mr. Cunningham, on motion of Mr. McCollister.

Mr. Ernest R. Geddes, on motion of Mr. McCollister.

Mr. Biddick, on motion of Mr. Brown.

The following members were granted leaves of absence to attend a meeting of the Allocation Board:

Mr. Doyle, on his own request.

Mr. Munnell, on motion of Mr. Doyle.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
WASHINGTON, D. C., March 31, 1958

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

DEAR MR. OHNIMUS: Thank you for the copies of California Assembly Joint Resolutions Nos. 2, 6, 7, and 9.

As you probably know, H.R. 9979, calling for an increase in pay for armed services personnel, was passed by the House of Representatives last week by a large majority.

Sincerely,

B. F. SISK, M. C.

The following letter of transmittal was presented by the Chief Clerk, and ordered printed in the Journal:

Letter of Transmittal

DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, April 3, 1958

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

DEAR MR. OHNIMUS: This will acknowledge receipt of your letter of March 28, 1958, inviting attention to House Resolution No. 48, appearing on page 420 of the Assembly Journal for March 26, 1958, relative to the Redwood Highway. As you no doubt are aware, the State Senate, on March 10, 1958, adopted Senate Resolution No. 31, which also relates to the "Redwood Highway".

House resolution No. 48 will be called to the attention of the California Highway Commission at its meeting in Sacramento on April 23 and 24, 1958. In the meantime, I am enclosing, for your information, a copy of a letter written March 12, 1958, by Mr. G. T. McCoy, State Highway Engineer, to Hon. Carl L. Christensen, State Senator.

Very truly yours,

C. M. GILLISS, Director of Public Works

Encl.

Above transmitted copy of letter by Mr. McCoy ordered referred to the Committee on Rules.

PETITIONS

The following petitions were presented by the Chief Clerk from:

Roger Robert, Sebastopol, relative to grievances. Ordered referred to the Committee on Transportation and Commerce.

F. H. Roumer, Grass Valley, relative to grievances. Ordered referred to the Committee on Conservation, Planning, and Public Works.

James Garland Shippis, Reseda, relative to grievances. Ordered referred to the Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing all bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, April 4, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined: **Assembly Concurrent Resolution No. 18**—Relative to school districts affected by increased enrollments due to state construction projects;

And reports the same correctly enrolled, and presented to the Secretary of State on the fourth day of April, 1958, at 11 a.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 4, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined: **Assembly Joint Resolution No. 7**—Relative to a sea water conversion plant on Santa Catalina Island,

And reports the same correctly enrolled, and presented to the Secretary of State on the fourth day of April, 1958, at 11 a.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 4, 1958

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

Assembly Bill No. 6—An act to repeal Article 1 (comprising Sections 24201 to 24215, inclusive), Chapter 2, Division 12 of the Education Code and to add Article 1 (comprising Sections 24201 to 24220, inclusive) to Chapter 2, Division 12 of the Education Code, relating to educational institutions and the issuance, acquisition and use of degrees, diplomas, certificates, transcripts, or documents evidencing the completion of courses of instruction beyond high school, and making an appropriation;

Assembly Bill No. 11—An act to add Chapter 19 (commencing with Section 5300) to Division 6 of the Agricultural Code, creating the California Poultry Promotion Council.

Assembly Bill No. 31—An act to add Section 63573 to the Education Code, relating to school district maximum tax rates.

Assembly Bill No. 49—An act to add Section 623.1 to the Vehicle Code, relating to vehicles only incidentally moved over a highway;

Assembly Bill No. 60—An act to add Section 14746.8 to the Education Code, relating to the retirement of teachers and other school personnel;

Assembly Bill No. 64—An act to amend Section 2 of, and to add Section 2.4 to, the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts;

Assembly Bill No. 72—An act to amend Section 1550.04 of the Military and Veterans Code, relating to the preservation of local government;

Assembly Bill No. 79—An act to add Section 14638.4 to the Education Code, relating to benefits payable under the State Teachers' Retirement System;

Assembly Bill No. 83—An act to amend Sections 2, 32, 33, 34, 35, 51, 52, and 61 of, and to add Section 33.1 to, the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289, Statutes of 1955), relating to the boundaries and management of the Santa Clara-Alameda-San Benito Water Authority;

Assembly Bill No. 85—An act to amend Section 30065 of the Water Code, relating to the formation of county water districts, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 99—An act making an appropriation for the contingent expenses of the Assembly, to take immediate effect;

Assembly Bill No. 111—An act to amend Section 43601 of the Government Code, relating to the purposes for which cities may incur bonded indebtedness;

And reports the same correctly enrolled, and presented to the Governor on the fourth day of April, 1958, at 11 a.m.

BURKE, Chairman

Committee on Rules

ASSEMBLY CHAMBER, April 3, 1958

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

House Resolution No. 46

House Resolution No. 47

House Resolution No. 48

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

MILLER, Chairman

Above reported resolutions ordered on file.

ASSEMBLY CHAMBER, April 3, 1958

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

Senate Joint Resolution No. 4

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

MILLER, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, April 3, 1958

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

Senate Concurrent Resolution No. 10

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

MILLER, Chairman

Above reported resolution ordered on file.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 4, 1958

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

Assembly Concurrent Resolution No. 14

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

Committee on Rules

ASSEMBLY CHAMBER, April 7, 1958

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

Senate Joint Resolution No. 3

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

MILLER, Chairman

Above reported resolution ordered on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 3, 1958

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

Assembly Bill No. 108

As requested by your body for further consideration

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

**REQUEST FOR UNANIMOUS CONSENT TO EXPUNGE RECORD,
AND RESCIND ACTION ON ASSEMBLY BILL NO. 108**

Mr. Winton asked for, and was granted, unanimous consent to expunge the record, and rescind the action whereby the Assembly, on April 2, 1958, passed Assembly Bill No. 108. (A. J., p. 385)

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 108

Assembly Bill No. 108—An act to add Section 9135 to the Government Code, relating to a Citizens Advisory Commission to assist in an investigation of the public schools of this State.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Collier, Conrad, Coolidge, Crawford, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Kelly, Kilpatrick, Kloeksiem, Levering, Lowrey, Luckel, MacBride, Marsh, Master-son, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, April 3, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 116

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

COOLIDGE, Chairman

Above reported bill ordered to second reading.

Request for Unanimous Consent

Mr. Coolidge asked for, and was granted, unanimous consent to take up Assembly Bill No. 116, at this time, without reference to file.

SECOND READING OF ASSEMBLY BILL NO. 116

Assembly Bill No. 116—An act to add Part 4 (commencing with Section 3900) to Division 6 of the Harbors and Navigation Code, to provide for the preparation, issuance and sale of state bonds to create a fund to provide for harbor development; defining the powers and duties of state officers in respect to the administration of the provisions hereof; providing ways and means for the payment of the interest of such bonds as such interest falls due, and also for the payment and discharge of the principal of such bonds as such principal matures; to make an appropriation for the expense of printing the bonds; and to repeal Chapter 2238 of the Statutes of 1957, relating to harbor development.

Bill read second time

Motion to Amend

Mr. Coolidge moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 29, of the printed bill, as amended in the Assembly on April 2, 1958, strike out "a fund", and insert "funds".

Amendment No. 2

On page 4, strike out lines 43 to 48, inclusive, and insert "from any available moneys in the account established in the Harbor Bond Sinking Fund pursuant to subdivision (a) of Section 3918.5, or if such moneys are insufficient, then from the General Fund of the State of California, such sum annually as will be necessary to pay the principal of and interest on the bonds issued and sold at the instance of the authority pursuant to the provisions of this part, as such principal and interest become due and payable. There is hereby appropriated from any available moneys in the account established in the Harbor Bond Sinking Fund pursuant to subdivision (b) of Section 3918.5, or if such moneys are insufficient then from the General Fund of the State of California, such sum annually as will be necessary to pay the principal of and interest on the bonds issued and sold at the instance of the commission pursuant to the provisions of this part, as such principal and interest become due and payable. Any sums with-".

Amendment No. 3

On page 6, line 47, strike out "other than", and insert "including".

Amendment No. 4

On page 6, line 48, after "thereon," insert "but excluding any amount paid pursuant to Section 3916.5".

Amendment No. 5

On page 6, line 51, strike out "other than", and insert "including".

Amendment No. 6

On page 7, line 2, after "thereon," insert "but excluding any amount paid pursuant to Section 3916.5".

Amendment No. 7

On page 7, strike out lines 3 to 7, inclusive, and insert "the Small Craft Harbor Bond Fund.

3916.5. The proceeds from the sale of the bonds issued at the instance of the authority may be used to pay the expenses created by the issuance and sale thereof and the proceeds from the sale of bonds issued at the instance of the commission may be used to pay the expenses created by the issuance and sale thereof."

Amendment No. 8

On page 7, after line 51, insert

"3918.5. (a) A separate account shall be established in the Harbor Bond Sinking Fund, in which shall be deposited all money paid into such fund from the San Francisco Harbor Improvement Fund. The money deposited in such account shall be expended only for the purposes described in subsections (1) and (2) of subdivision (a) of Section 3918.

(b) A separate account shall be established in the Harbor Bond Sinking Fund, in which shall be deposited all money paid into such fund from the Small Craft Harbor Improvement Fund. The money deposited in such account shall be expended only for the purposes described in subsections (1) and (2) of subdivision (b) of Section 3918."

Amendment No. 9

On page 8, lines 16 and 17, strike out "Harbor Bond Sinking Fund", and insert "respective accounts thereof from which the money invested was derived"

Amendment No. 10

On page 8, between lines 17 and 18, insert

"33193 The authority is authorized with the approval of the Department of Finance, to invest any surplus moneys in the Fifth San Francisco Seawall Fund in bonds or other obligations of the United States, or of the several counties, municipalities, school districts, or other public agencies of the State of California, and to sell such bonds or obligations, or any of them, at the governing market rates, upon approval of the Department of Finance; or the authority may, with the approval of the Director of Finance, invest money in such fund, in interest-bearing certificates of deposit of state banks having a paid-up capital of five hundred thousand dollars (\$500,000) or more; provided, the total amount of money so deposited with any one bank shall not exceed a sum equal to 50 percent of the paid-up capital of such bank; provided, however, nothing herein contained shall inhibit the depositing in banks in accordance with Chapter 4 (commencing at Section 16500), Part 2, Division 4, Title 2 of the Government Code, of money of any of the funds subject to the control of the authority or appropriated for their use.

Interest accruing upon the deposit of money of the fund shall be paid into and credited to the San Francisco Harbor Improvement Fund."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, April 3, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Senate Bill No. 47

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

COOLIDGE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 47—An act to add Section 3742 to the Vehicle Code, relating to the registration of motor vehicles.

Bill read second time, and ordered to third reading.

ANNOUNCEMENTS

Mr. Coolidge announced that the Committee on Conference concerning Assembly Bill No. 1 of the Second Extraordinary Session will meet at 2 p.m. this afternoon.

Mr. Coolidge further announced that appropriation bills in the Committee on Ways and Means require a letter from the Governor for their hearing before the Budget Bill is passed.

Point of Order

Mr. McCollister arose to the following point of order: That the announcements made by Mr. Coolidge pertain to business in the Second Extraordinary Session; and that appropriation bills in the First Extraordinary Session do not require a letter from the Governor for their consideration or hearing

Ruling by Speaker

The Speaker ruled the point of order well taken.

Point of Order

Mr. McCollister arose to the following point of order: That further discussion relative to bills of the Second Extraordinary Session is not in order in this session.

Ruling by Speaker

The Speaker ruled the point of order well taken.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 3, 1958

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

Assembly Concurrent Resolution No. 32

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, April 3, 1958

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

Assembly Bill No. 118

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, April 3, 1958

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

Assembly Bill No. 2

Assembly Bill No. 73

Assembly Bill No. 58

Assembly Bill No. 91

Assembly Bill No. 70

Assembly Bill No. 104

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, April 2, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 11—Relative to congratulating Sheriff E. W. Biscailuz.

Referred to Committee on Rules.

RE-REFERENCE OF BILLS PURSUANT TO RULE 64

On advice of the Legislative Counsel, and pursuant to Rule 64, the Speaker ordered the following resolution re-referred to the Committee on Ways and Means:

Senate Constitutional Amendment No. 2.

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

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

Assembly Bill No. 122: By Mr. Bruce F. Allen—An act making an appropriation to provide for an increase in the salaries of academic employees of the University of California, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 123: By Mr. Bruce F. Allen—An act making an appropriation to provide for salary increases of academic employees of the University of California and academic and administrative employees of the several state colleges, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 124: By Mr. Bruce F. Allen—An act making an appropriation to provide for salary increases for academic and administrative employees of the several state colleges, to take effect immediately.

Referred to Committee on Education.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. McCollister, the Journals for Sunday, March 30, 1958; Monday, March 31, 1958; Tuesday, April 1, 1958; Wednesday, April 2, 1958; and Thursday, April 3, 1958; were approved as corrected by the Minute Clerk.

MOTION TO EXPRESS APPRECIATION

Mr. McCollister moved that the records show a vote of thanks to Mr. Pattee and the Central California Artichoke Growers Association of Castroville for the artichokes presented to the members today.

Motion carried unanimously.

**MOTION RELATIVE TO MANUFACTURE OF LICENSE
PLATES BY CORRECTIONAL INDUSTRIES**

Mr. Collier moved that the Correctional Industries of the Department of Corrections proceed in the usual manner in the manufacture of license plates, since the Ways and Means Committee denied additional funds for reflectorization, and Mr. Belotti dropped his resolution on the subject.

Mr. Marsh seconded the motion.

Motion carried.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS****NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONCURRENT
RESOLUTION NO. 34 FROM COMMITTEE CONTINUED**

Mr. Lanterman asked for, and was granted, unanimous consent that his notice of motion to withdraw Assembly Concurrent Resolution No. 34 from the Committee on Public Utilities and Corporations, and have it placed upon the file, be continued until the next legislative day.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State of California by adding Section 38 to Article IV thereof and by amending Section 16 of Article V thereof, relating to state and local government, authorizing the Legislature to enact laws for the preservation of government in the event of war or enemy-caused disaster, and providing for succession to the office of Governor.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Constitutional Amendment No. 5?

Amendment No. 1

On page 1, line 12, of the printed measure, as amended in the Assembly on March 21, 1958, strike out "either house of Members", and insert "Members of either house".

Amendment No. 2

On page 1, line 16, after the first "the", insert "incumbent".

Amendment No. 3

On page 2, line 6, after "disaster", insert "occurring in this State".

Amendment No. 4

On page 2, line 16, after "disaster", insert "occurring in this State".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Constitutional Amendment No. 5 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Kelly, Kilpatrick, Kloockslem, Lanterman, Levering, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—68.
NOES—None.

Assembly Constitutional Amendment No. 5 ordered enrolled.

Assembly Joint Resolution No. 4—Relating to memorializing the Congress of the United States to enact legislation to extend the unemployment insurance benefit period, increase the benefit amounts, and make other necessary changes in the law to increase the effectiveness of the unemployment insurance program.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Joint Resolution No. 4?

Amendment No. 1

On page 2, lines 31, 32, and 33, of the printed measure, as amended in the Assembly on March 28, 1958, strike out ", and for that purpose the present 26-week period has been generally adequate".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Joint Resolution No. 4 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Kelly, Kilpatrick, Kloockslem, Levering, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—65.
NOES—None.

Assembly Joint Resolution No. 4 ordered enrolled.

Assembly Bill No. 18—An act to add Chapter 12 (comprising Sections 21801 to 21803) to Division 10 of the Education Code, relating to the participation of the State in a federal scholarship program.

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 18?

Amendment No. 1

On page 2, line 3, of the printed bill, strike out "been".

Amendment No. 2

On page 2, after line 14, insert

"Nothing in this chapter shall be interpreted in a manner which will prevent a federal scholarship award winner from using any federal scholarship for the purpose of attending an institution accredited or approved by any bureau or division of the State Department of Education

If the State Scholarship Commission should elect not to administer a federal scholarship program on the grounds that such action would be prejudicial to the California Scholarship Act or otherwise, then the State Superintendent of Public Instruction shall administer such federal scholarship legislation and is authorized to establish such regulations as are necessary to do so; provided, that such regulations and determinations under such regulations shall be subject to public hearings as provided in the California Administrative Procedure Act."

Demand for Previous Question

Messrs Hansen, McCollister, Holmes, Luckel, and Schrade demanded the previous question.

Demand for previous question sustained.

The question being: Shall the Assembly concur in the Senate amendments to Assembly Bill No. 18?

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 18 by the following vote:

AYES—Bradley, Burton, Dahl, Davis, Elliott, Gaffney, Samuel R. Geddes, Hanna, Lowrey, Masterson, McCollister, McMillan, Meyers, Miller, Nisbet, O'Connell, Shell, Thelin, Urruh, and Wilson—20

NOES—Don A. Allen, Anderson, Backstrand, Beaver, Bec, Belotti, Bonelli, Britschgi, Brown, Burke, Busterud, Chapel, Conrad, Crawford, Crown, Cusanovich, Dills, Donahoe, Erwin, Francis, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lantelman, Levering, Luckel, MacBride, Marsh, Mulford, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Sumner, Thomas, Weinberger, and Winton—46

Assembly Bill No. 22—An act to add Sections 33.5 and 372.4 to, and to amend Section 370 of, the Vehicle Code, relating to the definition of and registration of station wagons.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 22?

Amendment No. 1

On page 1, after line 12, of the printed bill, as amended in the Assembly on March 25, 1958, insert "defined in Section 33.5, except those used in the transportation of passengers for hire, are exempted from the payment of".

Amendment No. 2

On page 1, lines 15 and 16, strike out "defined in Section 33.5, except those used as commercial vehicles, are exempted from the payment of".

Amendment No. 3

On page 1, between lines 17 and 18, insert "Any provision in this code notwithstanding, the owner of any station wagon may elect to classify such station wagon as a commercial vehicle and, upon payment of the appropriate weight fees, the

department shall issue license plates of the same type as are issued to vehicles which are required to pay weight fees."

Amendment No. 4

On page 2, line 5, strike out "4".

Amendment No. 5

On page 2, strike out lines 29 to 34, inclusive.

Amendment No. 6

On page 2, lines 40 and 41, strike out "for commercial purposes", and insert "exclusively for the transportation of passengers".

Amendment No. 7

On page 2, lines 45 and 46, strike out "used, maintained or classified as commercial vehicles, are to be exempted from weight fees", and insert "used or maintained for the transportation of persons for hire, and those on which owners elect to pay the weight fee, are to be exempted from weight fees".

Amendment No. 8

On page 2, line 47, after the second "used", insert "including the transportation of property".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 22 by the following vote:

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Collier, Conrad, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Doyle, Elliott, Erwin, Francis, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—65.

NOES—Unruh—1.

Assembly Bill No. 22 ordered enrolled.

Speaker pro Tempore Presiding

At 11.45 a.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Assembly Bill No. 50—An act to add Article 4, commencing with Section 24676, to Chapter 6 of Division 12 of the Education Code, relating to school records of pupils.

By unanimous consent, Assembly Bill No. 50, with the Senate amendments, was ordered passed on file, and to hold its place on file on the next legislative day.

Assembly Bill No. 68—An act to add Section 9004 to the Government Code, relating to Members of the Legislature.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 68?

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Assembly on March 20, 1958, strike out "in", and insert "to the extent of one-fifth or more of".

Amendment No. 2

On page 1, line 6, strike out "the".

Amendment No. 3

On page 1, lines 7, 8, and 9, strike out "or the inability of the electors of any senatorial or assembly district to hold an election therein,".

Amendment No. 4

On page 1, line 9, after "be", insert "temporarily".

Amendment No. 5

On page 1, line 13, after "person", insert "as a pro tempore member".

Amendment No. 6

On page 1, line 19, after "as", insert "pro tempore".

Amendment No. 7

On page 1, line 22, after "by a", insert "pro tempore".

Amendment No. 8

On page 1, line 23, after "party", insert "as of the date of the disaster".

Amendment No. 9

On page 2, line 3, after "the", insert "pro tempore".

Amendment No. 10

On page 2, line 4, after "each", insert "pro tempore".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 68 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Bellotti, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattie, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Summer, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—69.

NOES—None.

Assembly Bill No. 68 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

Request for Unanimous Consent That Assembly Constitutional Amendments Nos. 6 and 8 and Assembly Concurrent Resolution No. 22 Hold Places on File

By unanimous consent, Assembly Constitutional Amendments Nos. 6 and 8 and Assembly Concurrent Resolution No. 22 were ordered passed on file, and to hold their places on file on the next legislative day.

Bills Placed on the Inactive File

On motion of Mr. Porter, **Assembly Bill No. 32** was withdrawn from the active file, and placed upon the inactive file.

On motion of Mr. Erwin, **House Resolution No. 32** was withdrawn from the active file, and placed upon the inactive file.

Request for Unanimous Consent That House Resolution No. 15 Hold Place on File

By unanimous consent, House Resolution No. 15 was ordered passed on file, and to hold its place on file on the next legislative day.

REQUEST FOR UNANIMOUS CONSENT THAT VOTE BE CHANGED UPON ROLL CALL ON SENATE AMENDMENTS TO ASSEMBLY BILL NO. 18

Mr. Shell asked for, and was granted, unanimous consent that his vote be changed upon the roll call on the refusal to concur in Senate amendments to Assembly Bill No. 18, and that he be recorded as voting "Aye," instead of "No."

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 14—Relative to a study by the Department of Water Resources, in co-operation with the California Water Commission, of economic, social and financial impacts and implications of Water Development Program envisioned under the California Water Plan.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Gaffney, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—68.
NOES—None.

Resolution ordered transmitted to the Senate.

APPOINTMENT OF COMMITTEE ON CONFERENCE
CONCERNING ASSEMBLY BILL NO. 18

The Speaker announced the appointment of Messrs. Crawford, Hegland, and Shell as a Committee on Conference concerning Assembly Bill No. 18.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 38: By Mr. Dahl—Relative to the commendation and congratulation of Edgar L. Buttner.

Request for Unanimous Consent

Mr. Dahl asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 38, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 38

Assembly Concurrent Resolution No. 38—Relative to the commendation and congratulation of Edgar L. Buttner.

Resolution read, and adopted.

Resolution ordered printed, and transmitted to the Senate.

RECESS

At 12.12 p.m., on motion of Mr. McCollister, the Assembly recessed until 2 p.m.

REASSEMBLED

At 2 p.m., the Assembly reconvened.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

**REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON
ROLL CALL ON SENATE AMENDMENTS TO ASSEMBLY BILL NO. 18**

Mr. Gaffney asked for, and was granted, unanimous consent that his name be placed upon the roll call on the refusal to concur in Senate amendments to Assembly Bill No. 18, and that he be recorded as voting "Aye."

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
SENATE BILL NO. 43**

Mr. Winton asked for, and was granted, unanimous consent to take up Senate Bill No. 43, out of order, for purpose of amendment.

CONSIDERATION OF SENATE BILL NO. 43

Senate Bill No. 43—An act to add Chapter 6 (commencing at Section 36455) to Part 6 of Division 13 of the Water Code, relating to the issuance of general obligation bonds of California water districts for improvement districts therein.

Bill read third time.

Motion to Amend

Mr. Winton moved the adoption of the following amendments:

Amendment No. 1

Strike out the title of the printed bill, and insert
"An act to add Chapter 4.9 (commencing at Section 36410) to Part 6 of Division 13 of the Water Code, relating to the formation of improvement districts and the issuance of bonds and collection of water charges therefor by California water districts."

Amendment No. 2

On page 1, strike out lines 1 to 30, inclusive; and on page 2, strike out lines 1 to 35, inclusive, and insert

"SECTION 1. Chapter 4.9 (commencing at Section 36410) is added to Part 6 of Division 13 of the Water Code, to read:

**CHAPTER 4.9 ALTERNATIVE PROVISIONS FOR THE FORMATION OF IMPROVEMENT
DISTRICTS AND THE ISSUANCE OF BONDS THEREFOR**

36410. This chapter provides an alternative method for the formation of improvement districts consisting of a portion of the territory within a district and the issuance of bonds of said district for said improvement districts. This chapter shall not apply to or affect any other provisions of this division for the formation of improvement districts or the incurring of indebtedness therefor.

36411. Improvement districts consisting of a portion of the territory of a district may be formed within a district and bonds of the district may be issued for such improvement districts as provided in this chapter.

36412. Bonds of a district for an improvement district may be issued for any purpose for which bonds of the district may be issued; provided, that the carrying out of said purpose shall benefit the lands within said improvement district.

36413. Whenever the board is of the opinion that an improvement district should be formed, said board of directors shall adopt a resolution of intention which shall state: (a) the intention of the board to form the proposed improvement district, (b) the purpose for which the proposed improvement district is to be formed, (c) the estimated expense of carrying out said purpose, (d) that assessments for carrying out said purpose shall be levied exclusively upon the lands in said proposed improvement district, (e) that a map showing the exterior boundaries of said proposed improvement district, which map shall govern for all details as to the extent of the proposed improvement district, is on file with the secretary of the district and is available for inspection by any person or persons interested, (f) the time and place for a hearing by the board on the formation of said proposed improvement district, the extent thereof, the purpose for which it is to be formed, the benefit to lands within the proposed improvement district from carrying out said purpose, the estimated expense of carrying out said purpose or any other matter relating to any of the foregoing, and (g) that at said time and place any persons interested, including all persons owning lands in the district or in the proposed improvement district, may appear and be heard.

36414. Notice of said hearing shall be given by publishing a copy of the resolution of intention in a newspaper of general circulation published in each affected county, pursuant to Section 6066 of the Government Code, the first publication to be at least fourteen (14) days prior to the time fixed for the hearing. Said notice shall also be given by posting a copy of said resolution in three public places within the proposed improvement district for at least fourteen (14) days prior to the time fixed for said hearing. No notice other than that required by this section need be given.

36415. At the time and place so fixed, or at any time or place to which the hearing is continued, the board shall hold the hearing provided for by said resolution of intention, at which hearing any person interested, including all persons owning land in the district, or in the proposed improvement district, may appear and be heard concerning any matters set forth in the resolution of intention or any matters material thereto.

36416. At the hearing the board may adopt a resolution proposing modifications relating to any or all of the following: (a) a modification of the boundaries of the proposed improvement district. (b) the addition to the proposed improvement district of lands which in its opinion will be benefited by carrying out the purpose described in the resolution of intention, (c) the exclusion from the proposed improvement district of any lands described in the resolution of intention which in its opinion will not be benefited by carrying out said purpose or (d) the increasing, decreasing or otherwise modifying of the purpose stated in the resolution of intention. Said resolution proposing modifications shall describe the proposed modifications, state the change, if any, in the estimated expense of carrying out the purpose, and shall fix a time and place for hearing by the board thereon.

36417. The board shall not order any modifications except after publication of the resolution proposing said modifications once in the same newspaper in which the resolution of intention was published, said publication to be at least fourteen (14) days prior to the date of hearing on said proposed modifications.

36418. The hearing on any proposed modifications, or any continuance thereof, may be held at the same time and place as any continued hearing on the resolution of intention and both said hearings may be held and conducted concurrently.

36419. At the conclusion of the hearing on the resolution of intention and of the hearing, if any, upon proposed modifications, the board may by resolution order the improvement district formed for the purpose and with the exterior boundaries described in the resolution of intention, or for the purpose and with the exterior boundaries as proposed to be modified in the resolution, if any, proposing modifications. Said resolution ordering the district formed shall state the estimated expense of carrying out the purpose described therein. Said resolution shall also number and designate said improvement district substantially as "Improvement District No. ---- of ---- District."

36420. After adopting the resolution ordering the improvement district formed, the board may provide for and call a special bond election within such improvement district to submit to the voters of the improvement district a proposition of whether or not an indebtedness of the district shall be incurred and bonds issued therefor in an amount not exceeding the estimate stated in the resolution ordering the improvement district formed, such indebtedness and bonds to be payable from assessments to be levied and collected upon lands within said improvement district.

36421. Except as otherwise provided in this chapter, special bond elections within an improvement district shall be called, noticed, held, conducted and the results thereof canvassed in substantially the same manner as is provided in this division for general obligation bond elections held in the entire district.

36422. If two-thirds of the votes cast upon the proposition at a special bond election held in an improvement district are in favor of the issuance of said bonds of said district for said improvement district, the board may by resolution, at such time or times as it deems proper, provide for the issuance of all or any part of said bonds.

36423. Bonds of said district for said improvement district shall be issued and sold in substantially the same manner and upon the same terms and conditions as general obligation bonds of the entire district, except that assessments for the payment of said bonds and the interest thereon shall be levied and collected from annual assessments to be levied upon and collected from lands within said improvement district. The bonds shall be issued in the name of the district and shall be designated "Bonds of ---- District for Improvement District No. ----" and each bond and all interest coupons shall state that the assessment for the payment thereof shall be limited to annual assessments to be levied upon and collected from the lands within said improvement district, except to the extent that provision for such payment has been made by the board, as may be permitted by law.

36424. Except to the extent that provision has otherwise been made by the the board, as may be permitted by law, for the payment of the principal of and interest upon bonds of said district for such improvement district as they become due and also for the payment of operating expenses of said improvement district,

the annual estimate made by the board of the sum required by the district to discharge all of its obligations shall, in addition to the other amounts required to be included therein, include an amount sufficient to pay the principal of bonds of the district for said improvement district and the interest thereon as the same becomes due and also to pay operating expenses for said improvement district.

36425. In addition to the charges authorized to be fixed and collected pursuant to Article 4, Chapter 2, Part 5 of this division, the board in lieu, in whole or in part, of raising money for the payment of the principal of and interest on bonds of the district issued for an improvement district or for the operating expenses of said improvement district, may fix and collect charges for the making of water available to the holders of title to land in said improvement district or the occupants thereon. Said additional charges within an improvement district shall be fixed and collected in substantially the same manner and upon the same terms and conditions as is provided in said Article 4 for charges to be fixed and collected within the entire district, except that said additional charges fixed and collected from an improvement district shall be expended only for the payment of the principal of and interest upon bonds of the district issued for said improvement district or for payment of the operating expenses of said improvement district."

Amendment No. 3

On page 2, line 36, strike out "36458", and insert "36426".

Amendment No. 4

On page 2, line 41, strike out "36459", and insert "36427".

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REQUEST FOR UNANIMOUS CONSENT

Mr. Elliott asked for unanimous consent that Senate Constitutional Amendment No. 2 be re-referred to the Committee on Constitutional Amendments.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the request not in order, since the resolution was re-referred to the Committee on Ways and Means pursuant to Rule 64 this morning.

Announcement

Mr. Elliott announced that, when Senate Constitutional Amendment No. 2 is reported back from the Committee on Ways and Means, he will move to re-refer the resolution to the Committee on Constitutional Amendments.

Mr. Chapel announced that he would second the motion when made.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 5—Relative to expanding the Federal Construction Program.

Resolution read.

Motion to Amend

Mr. Masterson moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed measure, as amended in the Senate on March 29, 1958, strike out line 22.

Amendment No. 2

On page 2, strike out line 21.

Amendments read, and adopted.

Resolution ordered reprinted, and ordered on file.

LEAVES OF ABSENCE FOR BALANCE OF THE DAY

The following member was granted leave of absence for the balance of the day, because of legislative business elsewhere:

Mr. Marsh, on motion of Mr. Hawkins.

The following members of the Committee on Conference concerning the Budget Bill were granted leaves of absence for the balance of the day, because of legislative business elsewhere:

Mr. Coolidge, on motion of Mr. McCollister.

Mr. Thomas, on motion of Mr. McCollister.

Mr. Weinberger, on motion of Mr. McCollister.

REQUEST FOR UNANIMOUS CONSENT THAT SENATE CONSTITUTIONAL AMENDMENT NO. 2 BE WITHDRAWN FROM COMMITTEE, AND BE RE-REFERRED

Mr. Elliott asked for, and was granted, unanimous consent that Senate Constitutional Amendment No. 2 be withdrawn from the Committee on Ways and Means, and be re-referred to the Committee on Constitutional Amendments.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

The following members asked for, and were granted, unanimous consent that Rule 58 be suspended for the purpose of setting bills for hearings in committees as follows:

On request of Mr. Bruce F. Allen, to hear Assembly Bills Nos. 122, 123, and 124 in Education.

On request of Mr. Doyle, to hear Assembly Bill No. 121 and Senate Bill No. 51 in Education.

CONSIDERATION OF DAILY FILE (RESUMED)**Request for Unanimous Consent That Assembly Joint Resolution No. 8 Hold Place on File**

Mr. MacBride asked for, and was granted, unanimous consent that Assembly Joint Resolution No. 8 be passed on file, and hold its place on file on the next legislative day.

Assembly Concurrent Resolution No. 36 Placed on the Inactive File

On motion of Mr. Bruce F. Allen, **Assembly Concurrent Resolution No. 36** was withdrawn from the active file, and placed upon the inactive file.

CONSIDERATION OF HOUSE RESOLUTION NO. 42

By Mr. Sumner:

House Resolution No. 42**Relative to Ledia Strother**

WHEREAS, Mrs. Ledia Strother, a citizen of Newport Harbor, California, was recently selected by the Freedoms Foundation of Valley Forge to receive the George Washington Medal; and

WHEREAS, The medal was awarded to Mrs. Strother for her stirring article "The Flag America Gave Me," which was first published in the Newport Harbor News-Press on June 17, 1954, and last year appeared nationwide in the American Weekly magazine of the Hearst newspapers; and

WHEREAS, Mrs. Strother, a Russian army nurse in World War I, is the widow of Logan Strother, who was an American soldier in Vladivostok at the time of their first meeting in 1919; and

WHEREAS, In the years following her marriage and arrival in the United States in 1920, this warmhearted, peace-loving woman developed a deep love for her adopted homeland and with its principles of freedom and its democratic way of life; and

WHEREAS, Her award-winning article was written on the memorable occasion in 1954 when she received the Flag which covered her husband's casket following his death at a veterans' hospital; now, therefore, be it

Resolved by the Assembly of the State of California, That the members hereby congratulate Ledia Strother on receiving the Freedom Foundation's award, and pay tribute to her great patriotism to this Country; and be it further

Resolved, That the Chief Clerk is directed to transmit a copy of this resolution to Mrs. Strother.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 44

By Messrs. Bruce F. Allen and Bradley:

House Resolution No. 44

Relative to congratulating the San Jose State College Boxing Team

WHEREAS, The San Jose State College Boxing Team was the winner of the Twenty-first Annual National Collegiate Boxing Championships held in Sacramento on March 27, 28, 29, 1958; and

WHEREAS, This represents the first time the Spartans have held the National Championship in this important college sport; and

WHEREAS, Four students at San Jose State College, T. C. Chung, 112 pounds; Robert Tofoya, 119 pounds; Welvin Stroud, 147 pounds; and Archie Milton, Heavyweight; were crowned National Champions in their class; and

WHEREAS, Coach Julie Menendez has demonstrated at this tournament, as well as throughout the college boxing season, his exceptional ability and his skilled leadership; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly commend San Jose State College upon winning the Twenty-first Annual National Collegiate Boxing Championships and convey to Coach Julie Menendez and the National Champion Boxers T. C. Chung, Robert Tofoya, Welvin Stroud, and Archie Milton, congratulations upon this sterling achievement; and be it further

Resolved, That the Chief Clerk of the Assembly prepare and transmit copies of this resolution to the President of San Jose State College, to Julie Menendez and to the members of the championship team.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Kilpatrick asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 119 for hearing in the Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT

Mr. Miller asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 10, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 10

Senate Concurrent Resolution No. 10—Relative to the "America Safety Good Turn Program" of the Boy Scouts of America.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Doyle asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Constitutional Amendment No. 2 for hearing in the Committee on Constitutional Amendments.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

**Request for Unanimous Consent That Senate Bills
Nos. 46 and 34 Hold Places on File**

By unanimous consent, Senate Bills Nos. 46 and 34 were ordered passed on file, and to hold their places on file on the next legislative day.

Senate Bill No. 28—An act to amend Section 155 of the Revenue and Taxation Code, relating to property taxes.

Bill read third time

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Gaffney, Samuel R. Geddes, Hansen, Hawkins, Holmes, Kelly, Kilpatrick, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Sumner, Wilson, and Winton—56.

NOES—None.

Bill ordered transmitted to the Senate.

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

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

Assembly Bill No. 125: By Messrs. Meyers, Burton, O'Connell, and Gaffney—An act making an appropriation for increasing the salaries of academic and administrative employees of the several state colleges.

Referred to Committee on Education.

Assembly Bill No. 126: By Messrs. Meyers, Burton, O'Connell, Gaffney, Bruce F. Allen, Belotti, and Busterud—An act making an appropriation for increasing the salaries of academic and administrative employees of the several state colleges.

Referred to Committee on Education.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Lanterman asked for, and was granted, unanimous consent that the following article by Mr. Chapel be ordered printed in the Journal:

THE TRUTH ABOUT NUCLEAR WEAPONS TESTING

By Charles Edward Chapel

Fallout

Fallout consists of particles of matter in the air made radioactive by nuclear or thermonuclear explosions. When a conventional atomic bomb or a hydrogen bomb is exploded comparatively close to the ground, thousands of tons of dirt, rocks, gases, and building materials are sucked upward, often to a height of 80,000 feet or more. They tend to form the mushroom-shaped cloud which is characteristic of one of these atomic explosions.

Most of these particles of matter are radioactive. Some may spill out in the immediate neighborhood of the explosion soon after it takes place, but other particles may be carried by the upper winds for many miles. Eventually, they drop to earth as "fallout."

Radioactivity is nuclear disintegration. **Natural radioactivity** is nuclear disintegration exhibited by substances in nature, including the clay from which bricks are made to build houses. **Induced radioactivity** is the result of nuclear reactions, deliberately produced by man.

Normal amounts of radioactivity are not dangerous. It is only when radioactivity is found in highly concentrated amounts, such as those created by atomic explosions, that it may be dangerous.

Fallout can settle anywhere. Radioactivity cannot be heard, smelled, tasted, seen, or recognized by the sense of touch, but it can be detected and measured by means of instruments. However, the readings of the instruments must be interpreted by trained personnel or they may either give a false sense of security or cause panic.

When civil defense officials announce a dangerous fallout over radio, television, or through newspapers, there are several precautions to be taken. An ordinary frame house offers protection against about one-half the radiation danger, especially if people stay away from doors and windows. A basement shelter may reduce the danger to one-tenth of the radiation hazard. An underground shelter with at least three feet of earth over it gives almost complete protection if it is enclosed and has a proper air filter.

The two dangerous radioactive isotopes which are present in fallout from a conventional atomic bomb are strontium-90, which in severe doses can cause leukemia and bone cancer; and cesium-137, which in sufficient doses can affect the reproductive organs. The problem is whether or not these two isotopes are being absorbed by people in sufficient doses to cause damage.

The intensity of radiation is measured in units called **roentgens**, named for Wilhelm Conrad Roentgen who discovered roentgen rays, commonly referred to as X-rays, which are not to be confused with strontium-90 and cesium-137, although it is true that X-ray exposure can be dangerous if not properly controlled.

Dr. Edward Teller, who worked out the mathematical equations for the hydrogen bomb and is one of the world's greatest nuclear scientists, is authority for the statement that if a person is exposed to 1,000 roentgens over his whole body, it is almost certain that he will die in less than a month. If he is exposed to from 400 to 500 roentgens at one time, he has an even chance of living, or dying. Even if a human being is exposed to only 100 roentgens at one time, his life may be shortened, but there is little probability that he will die soon, although he may contract leukemia or cancer sometime later.

These statements are terrifying if they stand by themselves, but it should be realized that long before there were any atomic explosions, for centuries and centuries, men and women have been exposed to radioactivity which comes from the rocks and rivers of the earth.

Dr. Edward Teller and other nuclear scientists agree that the average man or woman living at sea level in the United States absorbs in his bones from ordinary, natural sources about 0.15 roentgen of nuclear radiation each year. About 25 percent, or roughly 0.035 roentgen is caused by cosmic rays at sea level. If a person lives at an altitude of 5,000 feet, he absorbs approximately 0.05 roentgen per year from cosmic rays. Therefore, when this unavoidable and ancient exposure to

nuclear radiation is compared with the 0 002 roentgen per year from strontium-90 radiation caused by world fallout, it is apparent that we have nothing to fear from "world fallout," that is, the fallout carried by winds from the place of an atomic explosion.

Atomic Dust Hazards

Fallout should be distinguished from what we call "atomic dust" for the purpose of this discussion. Previously, we have outlined the hazards of the fallout of fissioned nuclear materials, but also it is important to consider atomic dust that results from the crashes of aircraft, trains, trucks or other vehicles transporting nuclear weapons. Since some of these nuclear weapons contain comparatively small amounts of chemical explosives, somewhat resembling TNT, when an accident occurs to the transporting vehicle, the explosives may detonate, that is, they may "fire," or "go off," because of the impact of a collision or from flames, causing the atomic dust to scatter locally, both by reason of the force of the explosion and winds. Such atomic dust is dangerous only if taken internally, as by breathing or swallowing.

Citizens not directly responsible for law enforcement should avoid all scenes of disasters, especially one where atomic dust is present. The armed forces of the United States and the U. S. Atomic Energy Commission have people especially trained to proceed to the scene of the accident and decontaminate the area very efficiently.

"Clean" Atomic Bombs

When scientists speak of "clean" atomic weapons, they mean bombs with an exploding force from either nuclear fission or nuclear fusion having the smallest possible amount of fallout and causing the minimum amount of contamination. In other words, a "clean" atomic bomb is designed and constructed for strictly military objectives so that an enemy target (airplane, missile, surface vessel, submarine, etc.) can be destroyed with the least possible exposure of noncombatants to radioactivity.

Genetic Hazards of Radiation

Genetics is that branch of biology which deals with **heredity**, the transmission of physical and psychical characteristics from parents to children, and also the variation among related organisms, principally in their evolutionary phases.

Assuming that fallout from atomic bombs is much less dangerous to man than the exposure to radiation to which he has been subjected for generations, there still remains the question of the effect of fallout radiation on heredity, which we can refer to as the genetic hazards of radiation.

A child inherits chromosomes from his parents. A **chromosome** consists of small particles called **genes**, which are the actual carriers of hereditary characteristics. A gene may undergo **mutation**, which in overly simplified terms means that the gene may change, but a random, chance change may change the gene so radically that an offspring has characteristics entirely unsuited to his physical and mental environment. In other words, the offspring may be regarded as a freak in his own community and at the time he appears in history, but the same offspring might be regarded as a genius in another neighborhood and at another time. Therefore, biologists who specialize in genetics

regard chance mutations as undesirable because they produce characteristics not in harmony with the environment.

All mutations are not bad. Mutations taking place over many thousand years changed single cells to cell colonies, worms, fishes, vertebrates, mammals and human beings, all according to some definite plan. Mutations in the human species can produce an Albert Einstein or an idiot, but these are partly the result of natural selection and partly the result of the natural plan of evolution.

Radiation from atomic explosions in peacetime testing increase the possibility of mutations in man by an extremely small amount. Cesium-137 radiations absorbed by the body or dropped on the ground cause the human reproductive cells to absorb not more than 0.002 roentgen each year, which means that in one generation a human being absorbs not more than 0.05 roentgen. During the same period of time, radiation from beta, gamma and cosmic rays cause the reproductive organs of a human being to absorb 5 roentgens. In other words, rays from outer space, rays from our rivers, our rocks, and our homes account for these 5 roentgens.

According to Dr. Edward Teller, the best estimate of scientists is that 10 percent of all natural mutations are caused by the background radiation we have mentioned and the other 90 percent is caused by heat and chemicals, with the result that peacetime atomic explosions increase the number of mutations by only about 0.1 percent. However, the increased additional intensity of radiation caused by the world fallout from peacetime testing of atomic bombs is far less than the strong showers of cosmic rays which have bombarded the people of Tibet for thousands of years in comparison with the exposure of people at sea level to cosmic rays. Since neither the people of Tibet nor their animals have experienced any genetic variations that can be measured, it is logical to conclude that the peacetime testing of nuclear weapons does not create genetic hazards.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Burton asked for, and was granted, unanimous consent that the following article prepared for Mr. O'Connell be printed in the Journal following the article by Mr. Chapel:

SOME FACTS ABOUT NUCLEAR WEAPONS TESTING

Prepared for: Assemblyman John O'Connell

Introduction

House Resolution No. 15, simply stated, asks the United States to negotiate a moratorium on nuclear weapons testing, as a separate first step to disarmament. It looks toward a multilateral agreement that can be inspected. The resolution is substantially identical to one prepared by the Federation of American Scientists.

There has been a considerable confusion about the biological effects of radioactive fallout and about the detection of nuclear weapon explosions. Actually, there is very little disagreement among most scientists concerning the biological hazard of fallout—only the emphasis placed upon the existing scientific data differs. For example, the Atomic Energy Commission talks in terms of statistics—while others translate the statistics into people.

Below are gathered the informed estimates of reputable scientists and scientific organizations.

Biological Hazards of Fallout

Genetic Damage: The National Academy of Sciences in its report on the Biological Effects of Atomic Radiation, states:

“ * * * all geneticists come out with the same basic conclusions. * * * Any radiation is genetically undesirable, since any radiation induces harmful mutations. Further, all presently available scientific information leads to the conclusion that genetic harm is proportional to the total dose [of radiation] * * * .” *National Academy of Sciences Report, page 23*

The genetic effect of fallout has been estimated by the Atomic Energy Commission in the October, 1957, Report of the Atomic Energy Commission Advisory Committee on Biology and Medicine. The estimates are based upon the predictions reported by the National Academy of Sciences that the average 30-year accumulated fallout dose will be 0.1 roentgen, if weapons testing continues at the average rate of the previous five years.

“The ultimate increase in [tangible] genetically defective children [in the United States alone] will therefore be 160 to 800 per year compared to 80,000 per year resulting from the spontaneous mutation rate * * * the ultimate world-wide increase of defective children is 2,500 to 13,000 per year. * * * the total number of detrimental mutations * * * would be 2,000 in the United States and 32,000 for the entire world.” *Atomic Energy Commission Report, pages 7 and 8.*

But what about the possibility that some of mutations may be favorable? The report of the National Academy of Sciences states:

“ * * * mutations are a necessary part of the process of evolution [but] it is not mutations which, of themselves, produce evolution, but rather the action of natural selection * * * if the mutation rate is too high, the unfavorable mutations will be so numerous that the species and its future evolution will be handicapped. In other words, * * * man has achieved * * * an actual decrease in the severity of natural selection.” *National Academy of Science Report, page 14.*

Leukemia and Bone Cancer: One of the products of a nuclear fission explosion is strontium-90. It emits radioactivity, has a half life of 28 years, and is taken up in human bones in the same way as calcium. It can, in sufficient amounts, cause bone cancer and leukemia. *Strontium-90 does not occur in nature—all of it in the world today is the result of nuclear explosions.*

Recent newspaper accounts indicate that the strontium-90 content of the soil throughout the world is rapidly rising—in New York City, for example, it rose 50 percent in 1957 alone. In the San Francisco Bay area, recent radioactive rains have tested a radioactivity count ranging up to 208 times the maximum permissible concentration established by the Bureau of Standards (Handbook No. 2) and adopted by the Atomic Energy Commission.

Atomic Energy Commission Estimates: “ * * * the total possible increase in leukemia deaths attributable to the external and internal radiation from the estimated equilibrium amount of fallout would be *196 per year* or 1.7 percent of the present annual leukemia deaths (11,400 in the United States).” This would amount to about 3,000 additional leukemia deaths throughout the world.

It should be noted that the above estimates are based upon the theory of uniform distribution of fallout throughout the world. In fact, fallout is distributed unevenly—a greater proportion falls in the northern hemisphere. In addition, strontium-90 is absorbed at a much greater rate into vegetables and milk in calcium-deficient soil, such as is found in Ireland.

Nuclear Tests and Disarmament

Effective and enforceable disarmament by all nations in the world is a necessity if the world is to be free of the fear of an atomic holocaust. The longer that the arms race lasts the sooner will come the day when push-button war will be a reality, when many small and perhaps irresponsible nations will possess nuclear weapons, and when an accident could have fatal consequences.

But, as technology advances, the problems of achieving an inspectable disarmament agreement become greatly magnified. Even now, according to the United States Senate Subcommittee on Disarmament, *the cessation of nuclear tests presents one of the few areas “where technology presents a gateway rather than a roadblock.” Staff Study No. 4, p. VI.* Thus, it becomes imperative to negotiate an agreement on nuclear weapons tests independent of other and more complex proposals.

Both the United States and Russia have agreed in principle to the international inspection of a test-band agreement. The Russians have repeated this offer in connection with their statement on unilateral suspension. The United States could regain a large part of the international good will which it has lost by the Soviet announcement of a test suspension by challenging the Russians to follow through with an enforceable test-band agreement with the United States and Great Britain.

The Detection of Nuclear Tests

The most authoritative analysis of methods of detecting nuclear tests yet published has appeared in the March, 1958 issue of the Bulletin of the Atomic Scientists. It is written by Dr. Jay Orear, Assistant Professor of Physics at the University of Columbia, and a member of the Columbia Inspection Project on the technical problems of detecting possible violations of a disarmament agreement.

Methods of Detection: “The main techniques for detection of nuclear weapons testing are detection of: acoustic waves, seismic waves, electromagnetic waves, radioactivity.”

Underground Explosions: “ * * * all tests, whether underground or not, give rise to seismic waves which can be detected up to a certain distance by seismographs.” The September, 1957, Nevada test of an underground, low-yield device was detected in Fairbanks, Alaska—2,300 miles from the test site.

Surface Explosions: “ * * * an appreciable amount of the bomb energy travels * * * as visible light and radio noise. Detection of visible light at distances of up to 300 miles is quite simple. It doesn't matter whether it is day, night, clear or cloudy.”

Radioactivity: “ * * * ‘100 percent clean’ is a practical impossibility due to neutron-induced activity in the bomb shell and atmosphere. Because of neutron-induced activity, all except the deep underground tests will produce radioactivity which may be detected. For example, the Japanese have detected low-yield Nevada tests by collecting dust from air at sea level.”

Cheatproof Inspection: “Even those tests which could escape outside detection could be detected by about 25 ground monitoring stations uniformly distributed over the Soviet Union.”

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Beaver asked for, and was granted, unanimous consent that the following information be ordered printed in the Journal following the articles requested by Messrs. Lanterman and Burton:

A PARTIAL LISTING OF SOME OF THE UNITED STATES PROPOSALS WHICH HAVE BEEN REJECTED OR IGNORED BY THE SOVIET UNION

THE WHITE HOUSE, April 2, 1958

1. *Baruch Plan for International Control of the Atom*—Presented to the UN Atomic Energy Commission June 14, 1946.

2. *Preparation of Realistic Measures for Inspection and Control*—Proposal for the inauguration of technical studies on inspection related to nuclear weapons tests, cessation of production of fissionable materials for weapons purposes, and peaceful use of outer space. All were included in August 29, 1957, proposals made in London during the meeting of the UN Disarmament Subcommittee.

3. *Open Skies Proposal*—Presented Geneva Summit Conference July 19, 1955. Three variants of aerial and ground inspection zones related to the Open Skies proposal were included in proposals on August 29, 1957.

4. *Peaceful Use of Outer Space*—Proposal presented in speech by Ambassador Lodge to General Assembly on January 14, 1957, and by the President in his letter of January 12, 1958, to Premier Bulganin.

5. *Transfer of Nuclear Weapon Stocks to Peaceful Uses*—Proposal for cutting off production of fissionable materials for weapons purposes and for the transfer of fissionable materials for weapons to non-weapons purposes, included in August 29, 1957, proposals.

6. *Freedom of Travel*—Proposal for the abolition of closed zones for foreigners—Made in note to the Soviet Union on November 11, 1957.

7. *Limitation of UN Veto*—Proposal to refrain from using the veto power to prevent the Security Council from proposing methods for the pacific settlement of disputes pursuant to Chapter VI of the UN Charter, made in the President's letter to Premier Bulganin, January 12, 1958.

ANNOUNCEMENTS

Mr. Hawkins announced that revised copies of the booklet entitled "Public Assistance and Welfare Services in California," by the State Department of Social Welfare have been printed, and are obtainable in quantities of 100 per member upon application to the Chief Clerk.

Speaker Presiding

At 2.18 p.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT THAT RUSH ORDERS BE PLACED UPON PRINTING OF ASSEMBLY BILLS NOS. 122, 123, AND 124

Mr. Bruce F. Allen asked for, and was granted, unanimous consent that rush orders be placed upon the printing of Assembly Bills Nos. 122, 123, and 124.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 7, 1958

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

Assembly Bill No. 1—An act to amend Section 20301 of the Education Code, relating to courses of study in state colleges;

Assembly Bill No. 3—An act to amend Section 39.5 of the Vehicle Code, relating to the definition of "special highway construction equipment," to take effect immediately, and declaring the urgency thereof;

Assembly Bill No. 5—An act to add Article 5.5 (commencing with Section 3315) to Chapter 1, Division 3 of the Public Resources Code, relating to co-operative development and unit operation of oil and gas pools and the repressuring of the same in order to ameliorate the subsidence and compaction of lands, and making an appropriation;

Assembly Bill No. 35—An act to add Article 27.5 (commencing with Section 74610) to Chapter 10 of Title 8 of, to amend Sections 73583, 73585, 73586, to repeal Section 73588 of, and to add Sections 73588 and 73590 to, the Government Code, relating to the municipal courts of Contra Costa County;

Assembly Bill No. 63—An act to amend Section 2421.5 of the Education Code, relating to school districts;

Assembly Bill No. 69—An act to amend Section 450 of the Government Code, relating to the seat of government of this State, and providing for a temporary seat of government for use in case of war or enemy-caused disaster;

Assembly Bill No. 71—An act to repeal Section 4362 of the Labor Code, relating to workmen's compensation;

Assembly Bill No. 76—An act calling a special election to be consolidated with the general election of 1958 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 1958 First Extraordinary Session, to take effect immediately;

Assembly Bill No. 100—An act to amend Section 1060 of the Revenue and Taxation Code, relating to local property taxation;

Assembly Bill No. 101—An act to add Section 13831.5 to the Education Code, relating to salaries of certificated employees of school districts, declaring the urgency thereof, to take effect immediately;

And reports the same correctly enrolled, and presented to the Governor on the seventh day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 7, 1958

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

Assembly Concurrent Resolution No. 16—Relative to augmenting the funds of the Joint Interim Committee on Water Resources Development Problems;

Assembly Concurrent Resolution No. 17—Relative to commending the Ledger of Montrose, California, and its editor, Don Carpenter;

Assembly Concurrent Resolution No. 20—Relative to the creation of the Joint Interim Committee on the Public Education System;

Assembly Concurrent Resolution No. 24—Relative to augmenting the funds of the Joint Interim Committee on Law Revision;
And reports the same correctly enrolled, and presented to the Secretary of State on the seventh day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 7, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Joint Resolution No. 3—Relative to the University of California Band;
And reports the same correctly enrolled, and presented to the Secretary of State on the seventh day of April, 1958, at 2 p.m.

BURKE, Chairman

EXPLANATION OF ABSENCE

I missed roll calls this afternoon because I was attending the Budget Conference Committee from 2 p.m. on.

CASPAR W. WEINBERGER

ANNOUNCEMENTS

Mr. Sumner announced a Southern Counties Delegation Caucus on adjournment, in Room 2196.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Announcements were made of the following committee meetings:
Transportation and Commerce, on adjournment, in Room 2170.
Education, on adjournment, in Room 4202.

ADJOURNMENT

At 2.19 p.m., on motion of Mr. McCollister, the Speaker declared the Assembly adjourned until 11 a.m., Tuesday, April 8, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-SIXTH LEGISLATIVE DAY
THIRTY-SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, April 8, 1958

The Assembly met at 11 a.m.

Hon. Charles J. Conrad, 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:

Don A. Allen, Anderson, Bee, Biddick, Bonelli, Britschgi, Burke, Burton, Bustard, Conrad, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Lanterman, Lowrey, MacBride, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Sumner, Thelin, Unruh, Wilson, and Winton—48.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Gracious God and Heavenly Father, Without whom man cannot achieve anything of lasting significance and real worth; we acknowledge our dependence upon Thee, we admit our need of the direction which only Thou canst give, and we covet the determination to do the right which Thou canst plant within our hearts. Deliver us from the pride that leads to idolatry, the wilfulness that blinds us to life's greatest goals, and the laziness which makes us satisfied with the second best; through Jesus Christ, Thy Son, our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Munnell, seconded by Mr. Pattee, 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. Stewart, on motion of Mr. McCollister.

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

Mr. Ernest R. Geddes, on motion of Mr. McCollister.

Mr. Crown, on motion of Mr. McCollister.

The following members attending a conference in the Governor's Office were granted leaves of absence for the day:

Messrs. Bruce F. Allen, Backstrand, Beaver, Belotti, Bradley, Brown, Chapel, Collier, Coolidge, Doyle, Erwin, Grant, Hansen, Hawkins, Kelly, Klocksien, Levering, Lincoln, Lindsay, Luckel, Marsh, Miller, Porter, Rees, Schrade, Sedgwick, Shell, Thomas, and Weinberger, on motion of Mr. McCollister.

PARLIAMENTARY INQUIRY

Mr. Munnell arose to the following parliamentary inquiry: Who are the members in conference in the Governor's Office, and what progress has been made?

Reply by Speaker pro Tempore

The Speaker pro Tempore read the list of members who were attending the conference in the Governor's Office.

Parliamentary Inquiry

Mr. Munnell arose to the following parliamentary inquiry: What method was used in the selection of members to attend the conference?

Reply by Speaker pro Tempore

The Speaker pro Tempore directed the inquiry to the Majority Floor Leader.

Reply by Majority Floor Leader

The Majority Floor Leader replied that the Governor had asked that the Speaker and a group of the members, including the Conferees on the Budget Bill, come to his office for a conference.

Parliamentary Inquiry

Mr. Munnell arose to the following parliamentary inquiry: Could not the Governor be invited to the Assembly Chamber, to be heard in either Joint Convention or Committee of the Whole?

Reply by Majority Floor Leader

The Majority Floor Leader replied that it would be at the will of the House.

REQUEST FOR UNANIMOUS CONSENT TO CONSIDER MOTIONS AND RESOLUTIONS

Mr. Munnell asked for unanimous consent to take up the order of business of Motions and Resolutions, at this time.

Mr. McCollister withheld unanimous consent.

Motion to Suspend Rules

Mr. Munnell moved that the Rules be suspended temporarily in order to proceed to Item 10, Motions and Resolutions, on the order of business.

Mrs. Davis seconded the motion.

Parliamentary Inquiry

Mr. Britschgi arose to the following parliamentary inquiry: How many votes are required for the motion to be carried?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that a vote of two-thirds of those present is required to carry the motion.

The question being on the motion to suspend the Rules temporarily in order to take up Item 10, Motions and Resolutions, on the order of business.

The roll was called, and the motion carried by the following vote:

AYES—Don A. Allen, Anderson, Bee, Biddick, Bonelli, Cunningham, Cusanovich, Davis, Dills, Donahoe, Elliott, Frew, Gaffney, Samuel R. Geddes, Hanna, Henderson, House, Kilpatrick, Lowrey, MacBride, Masterson, McMillan, Meyers, Munnell, Nisbet, Pattee, Thelin, Wilson, and Winton—29.

NOES—Britschgi, Burke, Busterud, Conrad, Crawford, Dahl, Hegland, Holmes, Johnson, McCollister, Mulford, Nielsen, and Sumner—13.

MOTION TO APPOINT SELECT COMMITTEE

Mr. Munnell moved that the Speaker pro Tempore appoint a Select Committee to invite the Governor and the Members of the Assembly who are in conference with the Governor to meet in the Assembly Chamber.

Mr. Henderson seconded the motion.

Parliamentary Inquiry

Mr. Wilson arose to the following parliamentary inquiry: How many votes are required to carry the motion?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that a majority vote of those present is required.

The question being on the motion by Mr. Munnell that a Select Committee be appointed.

The roll was called.

Motion for Call of the Assembly

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

The Speaker pro Tempore ruled that the motion had carried. Time, 11.15 a.m.

Appeal From Decision of Chair

Mr. Lowrey appealed from the decision of the Chair.

Parliamentary Inquiry

Mr. Munnell arose to the following parliamentary inquiry: How will the question be put?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the question is: Shall the decision of the Chair be sustained?

The roll was called, and the decision of the Chair was not sustained by the following vote:

AYES—Anderson, Britschgi, Burke, Busterud, Conrad, Cusanovich, Dahl, Francis, Holmes, Johnson, McCollister, Mulford, Nielsen, Pattee, Sumner, and Thelin—16.

NOES—Don A. Allen, Bee, Bonelli, Cunningham, Davis, Dills, Donahoe, Elliott, Frew, Gaffney, Samuel R. Geddes, Hanna, Henderson, House, Kilpatrick, Lowrey, MacBride, Masterson, McMillan, Meyers, Munnell, Nisbet, Wilson, and Winton—24.

The vote was announced, and the motion by Mr. Munnell that a Select Committee be appointed carried by the following vote:

AYES—Don A. Allen, Anderson, Bee, Biddick, Bonelli, Cunningham, Cusanovich, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna,

Henderson, House, Johnson, Kilpatrick, Lowrey, MacBride, Masterson, McMillan, Meyers, Munnell, Nisbet, Pattee, Thelin, Unruh, Wilson, and Winton—32.

NOES—Britschgi, Burke, Busterud, Conrad, Dahl, Holmes, McCollister, Mulford, Nielsen, and Sumner—10.

Motion to Adjourn

Mr. Sumner moved that the Assembly do now adjourn until 11 a.m. tomorrow, April 9th.

Mr. Holmes seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Britschgi, Busterud, Conrad, Crawford, Dahl, Francis, Hegland, Holmes, Johnson, McCollister, Mulford, Nielsen, Sumner, and Thelin—14

NOES—Don A. Allen, Anderson, Bee, Bonelli, Burke, Cunningham, Cusanovich, Davis, Dills, Donahoe, Elliott, Frew, Gaffney, Samuel R. Geddes, Hanna, Henderson, House, Kilpatrick, Lowrey, MacBride, Masterson, McMillan, Meyers, Munnell, Nisbet, Pattee, Rumford, Thomas, Unruh, Wilson, and Winton—31.

Motion to Reconsider

Mr. Francis moved that the actions whereby the motion to appoint a Select Committee was carried, and whereby the appeal from the decision of the Chair was sustained and entered in the Minutes be reconsidered.

Motion ruled not in order, since it was a compound motion.

Appointment of Select Committee

The Speaker pro Tempore appointed Messrs. Munnell, Cusanovich, and Henderson as the Select Committee to invite the Governor and the Members of the Assembly who were in conference with the Governor to meet in the Assembly Chamber.

PETITIONS

The following petitions were presented by the Chief Clerk from:

Mrs. Margaret Kunkel of San Francisco. Ordered referred to the Committee on Judiciary.

Ruie Vondrashek (Sweeten) of Santa Monica. Ordered referred to the Committee on Judiciary.

Earl R. Preston of Alhambra. Ordered referred to the Committee on Judiciary.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

DEPARTMENT OF EDUCATION
SACRAMENTO, April 3, 1958

*Hon. L. H. Lincoln, Speaker of the Assembly
State Capitol
Sacramento, California*

DEAR ASSEMBLYMAN LINCOLN: The State Board of Education at its meeting in Santa Rosa on March 6 and 7, 1958, considered the present legislative policy regarding fees charged out-of-state students in California state colleges and junior colleges.

The board has asked its secretary to transmit to the Legislature a request that the Legislature take action to increase nonresident fees in the state colleges. It is the opinion of the board that the present \$90 per-semester fee for out-of-state students is not reasonable when compared with substantially higher fees charged California students who enroll in publicly supported institutions in other states.

The board also directed its secretary to point out to the Legislature the fact that an out-of-state student can be enrolled in a California junior college without paying any fees. Therefore, the board feels that it would be reasonable for the Legislature to consider the establishment of a fee for residents of other states attending California junior colleges.

These two proposals are submitted to you for your consideration. Members of the staff of this department will be pleased to confer with appropriate committees of the Legislature as studies are made and possible legislation reviewed.

Sincerely yours,

ROY E. SIMPSON, Director of Education

cc: Assemblyman Doyle, Senator Donnelly, Mr. Peirce, and Mr. Post

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, April 4, 1958

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

DEAR MR. OHNIMUS. This is to acknowledge receipt of your letter of April 1, 1958, enclosing a copy of Assembly Concurrent Resolution No. 39, relative to the construction of State Highway Route 23 between Soledad Junction and Palmdale as a four-lane freeway, which was adopted by the California Legislature on March 30, 1958.

The California Highway Commission and this department recognize that the development of this freeway is of utmost importance to Antelope Valley. On November 25, 1957, the California Highway Commission adopted and declared a freeway the route between Solamint Junction and Vincent. The State Highway Engineer informs me that plans are being prepared to permit the negotiation of a freeway agreement with the County of Los Angeles, which is the next step in the development of this route as a freeway.

The route is not a part of the Interstate Highway System, but is on the primary system and will be eligible for ABC funds. However, federal funds available to California under the ABC Federal Aid Program are insufficient to be applied to every project eligible to receive such funds.

Assembly Concurrent Resolution No. 39 is being called to the attention of Mr. G. T. McCoy, State Highway Engineer, so that it will be a matter of record in case additional federal funds may become available. The needs for improving this route will be given full consideration by the California Highway Commission, along with the requirements of other state highway improvements in Los Angeles County, in the preparation of future budgets.

Very truly yours,

C. M. GILLISS, Director of Public Works

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 127: By Mr. Shell—An act to add Section 26906.5 to the Government Code, relating to tax revenues.

Referred to Committee on Revenue and Taxation.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing all bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, April 8, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 116

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported bill ordered to third reading.

Committee on Education

ASSEMBLY CHAMBER, April 7, 1958

MR. SPEAKER: Your Committee on Education, to which was referred:
Senate Bill No. 51

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

DOYLE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 51—An act to amend Sections 18662 and 18663 of the Education Code, relating to property of school district.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Transportation and Commerce**

ASSEMBLY CHAMBER, April 7, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

House Resolution No. 40

Has had the same under consideration, and reports the same back with the recommendation: That the resolution be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

LUCKEL, Chairman

Resolution ordered filed; and the subject matter ordered referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 7, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Kraft, Gibson, and Thompson as a Committee on Conference concerning:

Assembly Bill No. 18—An act to add Chapter 12 (comprising Sections 21801 to 21803) to Division 10 of the Education Code, relating to the participation of the State in a federal scholarship program.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, April 7, 1958

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

Assembly Bill No. 47

Assembly Bill No. 75

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, April 7, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, April 7, 1958

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

Assembly Concurrent Resolution No. 15

Assembly Concurrent Resolution No. 33

Assembly Concurrent Resolution No. 35

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, April 7, 1958

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

Assembly Bill No. 67

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, April 7, 1958

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

Senate Constitutional Amendment No. 5

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (b) of Section 2 of Article IV thereof, relating to the method of establishing the compensation of Members of the Legislature and placing limitations thereon.

Referred to Committee on Constitutional Amendments.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, April 8, 1958

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

Assembly Bill No. 122

Assembly Bill No. 125

Assembly Bill No. 123

Assembly Bill No. 126

Assembly Bill No. 124

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to the Committee on Ways and Means.

DONAHOE, Vice Chairman

Above reported bills ordered re-referred to the Committee on Ways and Means.

ASSEMBLY CHAMBER, April 7, 1958

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

Assembly Bill No. 121

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

DOYLE, Chairman

Above reported bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 121—An act to amend Section 102 of the Education Code, relating to the State Board of Education.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "ten", and insert "six".

Amendment No. 2

On page 1, strike out lines 17 to 19, inclusive, and insert "15, 1959, their successors shall be appointed for terms of four years so that their terms shall expire on January 15, 1963."

Amendment No. 3

On page 1, strike out lines 21 to 24, inclusive, and insert "15, 1960, the terms of two succeeding members shall be four years, so that their terms shall expire on January 15, 1964, and the term of one succeeding member shall be for five years, so that his term shall expire on January 15, 1965."

Amendment No. 4

On page 1, strike out line 26, and insert "15, 1961, their successors shall be appointed for terms of five years so that their terms shall expire on January 15, 1966."

Amendment No. 5

On page 2, strike out lines 1 and 2.

Amendment No. 6

On page 2, strike out lines 4 to 7, inclusive, and insert "15, 1962, the terms of two succeeding members shall be five years, so that their terms shall expire on January 15, 1967, and the term of one succeeding member shall be for six years, so that his term shall expire on January 15, 1968."

Amendment No. 7

On page 2, line 8, strike out "two or more", and insert "three".

Amendment No. 8

On page 2, after line 10, insert

"SEC. 2. This act shall not become operative unless and until the people approve the constitutional amendment proposed by the 1958 First Extraordinary Session of the Legislature amending Section 2 of Article IX of the Constitution of the State."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO. 34 FROM COMMITTEE CONTINUED

Mr. Lanterman asked for, and was granted, unanimous consent that his notice of motion to withdraw Assembly Concurrent Resolution No. 34 from the Committee on Public Utilities and Corporations, and have it placed upon the file, be continued until the next legislative day.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2—An act to amend Section 54 of, and to add Sections 55, 295.5, 680.5, and 680.6 to, the Vehicle Code, relating to school busses.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2?

Amendment No. 1

On page 2 of the printed bill, as amended in the Assembly on March 25, 1958, strike out lines 46 and 47, and insert
 "680.6. Private School Busses, Exemptions. Private school busses".

Amendment No. 2

On page 2, line 48, strike out "1, 1958".

Amendment No. 3

On page 3, line 1, after "operation", insert "or when it appears that the results intended to be attained by such rules and regulations are being accomplished by the use of other methods".

Amendment No. 4

On page 2, line 8, of the printed bill, as amended in the Senate on March 29, 1958, after "system", insert "or transit authority created by specific act of the Legislature."

Amendment No. 5

On page 2, line 9, after "system", insert "or authority".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 2 by the following vote:

AYES—Don A. Allen, Anderson, Bee, Biddick, Bonelli, Britschgi, Burton, Buste-rud, Conrad, Crawford, Cunningham, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Lanterman, Lowrey, MacBride, Masterson, McCollister, McMil-lan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Sumner, Thomas, Unruh, Wilson, and Winton—45.
NOES—None.

Assembly Bill No. 2 ordered enrolled.

Assembly Bill No. 58—An act to amend Section 467 of, to repeal Article 3 (commencing at Section 30680) of Chapter 2, Division 17 of, and to add Article 3 (commencing at Section 30680) to Chapter 2, Divi-sion 17 of, the Streets and Highways Code, relating to the financing and construction of a bridge from San Pedro to Terminal Island.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 58?

Amendment No. 1

On page 2, lines 22 and 23, of the printed bill, as amended in the Assembly on March 19, 1958, strike out "available for construction of state highways in County Group No. 2", and insert "required to be expended for the construction of state highways in the County of Los Angeles pursuant to Section 188.4".

The roll was called, and the Assembly concurred in Senate amend-ment to Assembly Bill No. 58 by the following vote:

AYES—Don A. Allen, Anderson, Bee, Biddick, Bonelli, Britschgi, Burton, Buste-rud, Conrad, Crawford, Cunningham, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Lanterman, Lowrey, MacBride, Masterson, McCollister, Mc-Millan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Sumner, Thelin, Thomas, and Winton—44.
NOES—None.

Assembly Bill No. 58 ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON
ROLL CALL ON SENATE AMENDMENTS TO ASSEMBLY BILL NO. 2**

Mr. Crawford asked for, and was granted, unanimous consent that his name be placed upon the roll call on concurrence in Senate amendments to Assembly Bill No. 2, and that he be recorded as voting "Aye."

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 70—An act to amend Section 23600 of the Government Code, relating to county seats, and providing for temporary county seats for use in case of war or enemy-caused disaster.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 70?

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in the Assembly on March 20, 1958, strike out "which may be outside", and insert "within".

The roll was called, and the Assembly refused to concur in Senate amendment to Assembly Bill No. 70 by the following vote:

AYES—Crawford, Hanna, Holmes, and Unruh—4.

NOES—Don A. Allen, Anderson, Bee, Biddick, Bonelli, Britschgi, Burke, Burton, Busterud, Conrad, Cunningham, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hegland, Henderson, House, Johnson, Kilpatrick, Lanterman, Lowrey, MacBride, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Summer, Thomas, Wilson, and Winton—42.

Assembly Bill No. 73—An act to add Section 12265 to the Government Code, relating to the protection and preservation of essential state records.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 73?

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out ", and making an appropriation therefor".

Amendment No. 2

On page 1, line 4, strike out "Secretary of State and the Director", and insert "Department".

Amendment No. 3

On page 1, line 12, strike out "by the agency, the Secretary of State, or", and insert "in the most economical manner as determined by".

Amendment No. 4

On page 1, line 13, strike out ", as may be determined to be most economical".

Amendment No. 5

On page 1, strike out lines 22 to 26, inclusive.

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 73 by the following vote:

AYES—Don A. Allen, Anderson, Bee, Biddick, Bonelli, Britschgi, Burke, Burton, Busterud, Conrad, Crawford, Cunningham, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hegland, Holmes, House, Johnson, Kilpatrick, Lanterman, Lowrey, MacBride, Masterson, McCollister, McMillan,

Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Sumner, Thelin, Thomas, Unruh, Wilson, and Winton—46.

NOES—None.

Assembly Bill No. 73 ordered enrolled.

Assembly Bill No. 91—An act to amend Section 26361 of the Government Code, relating to the leasing of concessions in county revenue bond projects.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 91?

Amendment No. 1

On page 1, line 3, of the printed bill, after "concessions", insert "(a)".

Amendment No. 2

On page 1, line 3, after "time", insert ", as may be agreed upon by the contracting parties,".

Amendment No. 3

On page 1, line 4, after "years", insert "in connection with public small boat harbors, and (b) for a period of time".

Amendment No. 4

On page 1, line 5, after "parties," insert "not exceeding 10 years in connection with all other authorized improvements. Such concessions shall be leased only".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 91 by the following vote:

AYES—Don A. Allen, Anderson, Bee, Biddick, Bonelli, Britschgi, Burke, Burton, Busterud, Conrad, Crawford, Cunningham, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hegland, Holmes, House, Johnson, Lanterman, Lowrey, MacBride, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Sumner, Thelin, Thomas, Unruh, Wilson, and Winton—45.

NOES—None.

Assembly Bill No. 91 ordered enrolled.

THIRD READING OF SENATE BILLS

Senate Bill No. 43—An act to add Chapter 49 (commencing at Section 36410) to Part 6 of Division 13 of the Water Code, relating to the formation of improvement districts and the issuance of bonds and collection of water charges therefor by California water districts.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Bee, Biddick, Bonelli, Britschgi, Burke, Burton, Busterud, Conrad, Crawford, Cunningham, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Gaffney, Samuel R. Geddes, Hegland, Holmes, House, Johnson, Kilpatrick, Lanterman, Lowrey, MacBride, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Sumner, Thelin, Unruh, Wilson, and Winton—43.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 46—An act to amend Section 5302.5 of the Streets and Highways Code, relating to the payment of assessments for public works and improvements, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. MacBride moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in the Assembly on April 3, 1958, strike out "shall", and insert "may, and if the city has so provided in its resolution of intention shall".

Amendment No. 2

On page 2, line 5, after "owner", insert ", including school districts but not limited thereto,".

Amendment No. 3

On page 2, line 7, strike out "one-tenth (1/10th)", and insert "one-fifth (1/5th)".

Amendment No. 4

On page 2, line 10, strike out "one-tenth (1/10th)", and insert "one-fifth (1/5th)".

Amendment No. 5

On page 2, lines 14 and 15, strike out "be imposed upon the owner", and insert "otherwise be imposed".

Amendment No. 6

On page 2, line 23, strike out "holder", and insert "owner".

Amendment No. 7

On page 2, line 27, strike out "one-tenth (1/10th)", and insert "one-fifth (1/5th)".

Amendment No. 8

On page 2, lines 29 and 30, strike out "one-tenth (1/10th)", and insert "one-fifth (1/5th)".

Amendment No. 9

On page 2, between lines 31 and 32, insert

"If the owner of an assessment is successful in any action to compel the levy of a tax under this section he shall be awarded reasonable attorneys' fees as fixed by the court and costs and said attorneys' fees and costs shall be included in said tax levy."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

REPORT OF SELECT COMMITTEE

Mr. Munnell, Chairman of the Select Committee appointed to invite the Governor and the Members of the Assembly who were in conference with the Governor to meet in the Assembly Chamber, reported that the committee had performed its duty; and that the Governor had declined the invitation to come to the Assembly Chamber.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

Senate Bill No. 34—An act to add Section 6215.5 to, repeal Article 2 (commencing at Section 6340) of Chapter 4, Part 4, Division 8 of, and to add Article 2 (commencing at Section 6340) to Chapter 4, Part 4, Division 8 of, the Harbors and Navigation Code, relating to the formation of and the powers of port districts.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Bee, Biddick, Bonelli, Britschgi, Burke, Burton, Busterud, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Lanterman, Lowrey, MacBride, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Sumner, Thelin, Unruh, Wilson, and Winton—46.

NOES—None.

Bill ordered transmitted to the Senate.

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

The following members asked for, and were granted, unanimous consent that Rule 58 be suspended for the purpose of setting bills for hearing in committees as follows:

On request of Mr. Nisbet, to hear Senate Constitutional Amendments Nos. 3 and 5 in Constitutional Amendments this afternoon.

On request of Mr. Lindsay, to hear Senate Joint Resolution No. 7 in Conservation, Planning, and Public Works at 3 p.m. today.

EXPLANATION OF ABSENCE

I was attending the water conference in the Governor's Office all morning and therefore missed roll calls.

CASPAR W. WEINBERGER

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Announcements were made of the meetings of the committees scheduled for this date as set forth in the Daily File and Daily History.

MOTION TO ADJOURN

Mr. Crawford moved that the Assembly do now adjourn until 11 a.m., Wednesday, April 9, 1958.

Mr. Hegland seconded the motion

Motion carried.

Adjournment

At 11.45 a.m., the Speaker pro Tempore declared the Assembly adjourned until 11 a.m., Wednesday, April 9, 1958.

CHARLES J. CONRAD, Speaker pro Tempore

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-SEVENTH LEGISLATIVE DAY
THIRTY-SEVENTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, April 9, 1958

The Assembly met at 11 a.m.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohninus at the desk.

ROLL CALL

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

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-
dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier,
Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills,
Donahoe, Doyle, Ellhott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel
R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House,
Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey,
Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mul-
ford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade,
Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton,
and Mr. Speaker—79

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend
Robert S. Romeis:

*Almighty and Everlasting God, The source of all wisdom and the Father of all
peace, grant us the power to see ourselves as others see us; help us to be certain
that we know the difference between standing firm for principles and being just
plain obstinate, between being cautious and simply dragging our feet, between hav-
ing our eyes on a goal and merely being blind to any solution but our own. Search
us, O Lord, and purge from our souls all that would hinder the accomplishment of
Thy holy will; through Christ, our Lord.—AMEN.*

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Collier, seconded by Mr. Erwin, 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, be-
cause of illness:

Mr. Stewart, on motion of Mr. McCollister.

The following members of the Committee on Conference concerning the Budget Bill were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Coolidge, on motion of Mr. McCollister.

Mr. Weinberger, on motion of Mr. McCollister.

Mr. Thomas, on motion of Mr. McCollister.

COMMUNICATIONS

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

Letter of Transmittal

Progress Report of California Public Outdoor Recreation Plan Committee

CALIFORNIA PUBLIC OUTDOOR RECREATION PLAN COMMITTEE

SACRAMENTO, April 8, 1958

Hon. L. H. Lincoln, Speaker of the State Assembly

State Capitol

Sacramento, California

DEAR MR. LINCOLN: In compliance with Section 1, Chapter 3, Division 7, Statutes of 1957, as Chairman of the California Public Outdoor Recreation Plan Committee, I submit the attached report. A copy has also been submitted to the Governor.

This report covers progress to date and a prospectus of work to complete the final California Public Outdoor Recreation Plan in March, 1960.

Sincerely yours,

DEWITT NELSON, Chairman

California Public Outdoor Recreation Plan Committee

Above transmitted report ordered referred to the Committee on Conservation, Planning, and Public Works.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Beaver, Mulford, Lowrey, Busterud, and Bradley:

House Resolution No. 50—Relative to the death of Dr. Mark M. Mills.

(Record on House Resolution No. 50 expunged, action rescinded later this day. A J., page 486.)

By Mr. Ernest R. Geddes:

House Resolution No. 51

Relative to congratulating Mrs. Winifred Buckley

WHEREAS, Mrs. Winifred Buckley of Pomona, California, has recently been presented with an award for "outstanding service to public education in 1957" by the Southern Section of the California Teachers Association; and

WHEREAS, Mrs. Buckley is a graduate of Chaffey High School and College and the University of Southern California School of Journalism; and

WHEREAS, She has been employed by the Progress-Bulletin for the past nine years, where she currently covers the Pomona Board of Education meetings; and

WHEREAS, It was in recognition of her excellent articles on school activities, including a series on the Melbo Survey of the Pomona School District, and another on science teaching in the local public schools, that she was selected to receive the annual award of the association; and

WHEREAS, The Associated Pomona Teachers, in nominating Mrs. Buckley for the honor, had high praise for her consistently co-operative spirit, her regular attendance at board meetings, and her efforts to obtain a full and clear understanding of the public school problems; now, therefore, be it

Resolved by the Assembly of the State of California. That the Members of the Assembly also commend Winifred Buckley on the fine service she has rendered to her community through her careful, accurate reporting and thoughtful analyses of both local and statewide problems confronting the public education system today and congratulate her on receiving her recent award; and be it further

Resolved. That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to Mrs. Buckley.

Request for Unanimous Consent

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent to take up House Resolution No. 51, at this time, without reference to committee or file.

Resolution read, and adopted.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 39: By Mr. Miller—Commending the Rancheros Visitadores.

Request for Unanimous Consent

Mr. Miller asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 39, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 39

Assembly Concurrent Resolution No. 39—Commending the Rancheros Visitadores.

Resolution read, and adopted.

Resolution ordered printed, and transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing all bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, April 9, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined: Assembly Bill No. 121

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, April 8, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined: **Assembly Bill No. 22**—An act to add Sections 33.5 and 372.4 to, and to amend Section 370 of, the Vehicle Code, relating to the definition of and registration of station wagons:

Assembly Bill No. 68—An act to add Section 9004 to the Government Code, relating to Members of the Legislature;

Assembly Bill No. 118—An act making an appropriation for the expenses of the Assembly, including the expenses of the Members of the Assembly, to take effect immediately;

And reports the same correctly enrolled, and presented to the Governor on the eighth day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 8, 1958

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

Assembly Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State of California by adding Section 38 to Article IV thereof and by amending Section 16 of Article V thereof, relating to state and local government, authorizing the Legislature to enact laws for the preservation of government in the event of war or enemy-caused disaster, and providing for succession to the Office of Governor;

And reports the same correctly enrolled, and presented to the Secretary of State on the eighth day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 8, 1958

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

Assembly Concurrent Resolution No. 32—Relative to the American Pharmaceutical Association;

And reports the same correctly enrolled, and presented to the Secretary of State on the eighth day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 8, 1958

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

Assembly Joint Resolution No. 4—Relating to memorializing the Congress of the United States to enact legislation to extend the unemployment insurance benefit period, increase the benefit amounts, and make other necessary changes in the law to increase the effectiveness of the unemployment insurance program;

And reports the same correctly enrolled, and presented to the Secretary of State on the eighth day of April, 1958, at 2 p.m.

BURKE, Chairman

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, April 9, 1958

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

Senate Constitutional Amendment No. 3

Has had the same under consideration, and reports the same back with the recommendation. That the resolution be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

NISBET, Chairman

Resolution ordered returned to the Senate; and the subject matter ordered referred to the Committee on Rules.

ASSEMBLY CHAMBER, April 9, 1958

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

Senate Constitutional Amendment No. 5

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

NISBET, Chairman

Above reported resolution ordered on file.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (b) of Section 2 of Article IV thereof, relating to the method of establishing the compensation of Members of the Legislature and placing limitations thereon.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page 1 of the printed measure, as amended in the Senate on April 3, 1958, strike out lines 15 to 18, inclusive, and insert "exceed the average of the salaries provided by law for the office of member of the board of supervisors of the five most populous counties."

Amendment read, and adopted.

Resolution ordered reprinted, and on file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, April 9, 1958

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

Assembly Joint Resolution No. 9

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

MILLER, Chairman

Above reported resolution ordered engrossed.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 9, 1958

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

Assembly Joint Resolution No. 9

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

Committee on Rules

ASSEMBLY CHAMBER, April 9, 1958

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.

MILLER, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, April 9, 1958

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

Senate Joint Resolution No. 6

Senate Joint Resolution No. 8

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

MILLER, Chairman

Above reported resolutions ordered on file.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, April 9, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 40

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

LINDSAY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 40—An act to amend Sections 1518 and 1518.2 of, and to add Section 1507 5 to, the Military and Veterans Code, relating to preparedness for and mitigation of disasters.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES**Committee on Conservation, Planning, and Public Works**

ASSEMBLY CHAMBER, April 9, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Concurrent Resolution No. 6

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

LINDSAY, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, April 8, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Joint Resolution No. 7

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

LINDSAY, Chairman

Above reported resolution ordered on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 8, 1958

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

Assembly Concurrent Resolution No. 25

Assembly Concurrent Resolution No. 38

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, April 8, 1958

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

Assembly Bill No. 108

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, April 8, 1958

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

Assembly Bill No. 45

Assembly Bill No. 78

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bills ordered to unfinished business file.

SENATE CHAMBER, April 8, 1958

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

Senate Bill No. 43

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, April 8, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 12—Relative to the expenses of the legislator members of the Fairs Classification Committee.

Referred to Committee on Rules.

ANNOUNCEMENTS

Mr. McCollister announced that the Committee on Ways and Means will meet this afternoon.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. McCollister asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting all bills pending in the Committee on Ways and Means for hearing today.

Parliamentary Inquiry

Mr. Elliott arose to the following parliamentary inquiry: Was Rule 58 suspended to hear all bills in the Committee on Ways and Means only?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Wilson asked for, and was granted, unanimous consent that the following statement by Mr. Hanna be ordered printed in the Journal:

STATEMENT BY MR. HANNA

As a Southern Counties Assemblyman, not representing Los Angeles County, I would like to get the record clear as to what my understanding is of the Southern Counties' position in the present water dispute. I resent very keenly the imputations of "blind partisanship," "ruthless sectionalism," "piggish and thoughtless attitudes" and other phrases fraught with emotional implications which are being carelessly used by the Executive and by members of both houses of the Legislature. It seems exceedingly clear to me that in this present Budget, insofar as water is concerned, the legislators of both north and south have been asked to enter blindly into a business arrangement necessitating vast expenditures of state money on a project, the financial feasibility of which is most obscure. I submit that we have had a small and unpleasant experience in this regard in the program setting up the Olympic Winter Events at Squaw Valley where, as I recall it, we initially went into an ill-planned program for \$1,500,000 and have since come up to an expenditure exceeding \$9,000,000. Such moves are not

in the best interest of the people of the State of California nor do they reflect creditably upon the wisdom of the State Legislature.

I put it to the gentlemen who purport to reflect the northern attitude in this simple and straightforward manner. Would any of you privately invest large sums of your own credit and savings in a project not clearly understood or the feasibility of which was poorly demonstrated under the further condition that you are given no satisfactory assurance of any specific return to you personally from such an investment? My reaction as a representative of my district is exactly the same as I believe the personal reaction of all legislators involved would be in the private venture I have herein described. I merely wish to be assured of some of the necessary details of this project and I should like to know what benefit can be expected by the people of my district who will help to defray the cost of it. Historically, California has financed its water programs through payments made by persons who have received the direct benefits. Although it may be that there is a departure required from this philosophy in the undertaking of the California Water Plan, such a departure does not require complete abandonment from this philosophy.

Finally, I would like to point out that we are in a sense, in the present project, talking about uncontrolled, unused water which in seasons as we are now passing through, runs rampant to the sea doing no one good, but in fact, doing much harm and threatening the property and the lives of persons in its path. I maintain a somewhat simple and perhaps naive position that those called upon to control and impound these new useable waters should have a reasonable call upon the beneficial use thereof.

The water matter is a part of the Budget because the Governor has said so and for no better reason than the saw horse is a member of the genus equinus—because it was given this happy nomenclature.

RICHARD T. HANNA

**REQUEST FOR UNANIMOUS CONSENT TO EXPUNGE RECORD,
AND RESCIND ACTION ON HOUSE RESOLUTION NO. 50**

Mr. Beaver asked for, and was granted, unanimous consent to expunge the record, and rescind the action whereby the Assembly, on this day, adopted House Resolution No. 50. (A.J., page 480.)

FURTHER CONSIDERATION OF HOUSE RESOLUTION NO. 50

By Messrs. Beaver, Mulford, Lowrey, Busterud, and Bradley:

House Resolution No. 50—Relative to the death of Dr. Mark M. Mills.

Resolution read.

**Request for Unanimous Consent That Names of Members Be
Placed Upon House Resolution No. 50 as Co-authors**

Mr. Beaver asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon House Resolution No. 50 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of House Resolution No. 50:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—70.

NOES—None.

Consideration of House Resolution No. 50, as Amended

By Messrs. Beaver, Mulford, Lowrey, Busterud, Bradley, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Britschgi, Brown, Burke, Chapel, Collier, Crawford, Cunningham, Cusanovich, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Klockslem, Lanterman, Lincoln, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Winton:

House Resolution No. 50

Relative to the death of Dr. Mark M. Mills

WHEREAS, News has just been received of the tragic death in a helicopter crash on Eniwetok of Dr. Mark M. Mills, Deputy Director of the University of California's Radiation Laboratory at Livermore, California, one of the Atomic Energy Commission's top scientists, and a recognized world leader in rocket and nuclear research and development; and

WHEREAS, Doctor Mills very generously assisted the Legislature by giving of his vast knowledge of nuclear energy for solution of the problem of saline water conversion, particularly its solution by utilization of nuclear energy for the power requirements necessary for this process, and, likewise, he was a key figure in the Water Problems Committee of the University of California; and

WHEREAS, At the time of his death Doctor Mills was on a mission for the United States Government related to the forthcoming nuclear-weapons test; and

WHEREAS, His work and achievements have been described as having contributed materially to the defense of the United States and the free world; and

WHEREAS, His death is a great and untimely loss to the people of this Country and to freedom-loving people everywhere; now, therefore, be it

Resolved by the Assembly of the State of California, That its members join their fellow citizens everywhere in sympathizing with Mrs. Pauline Mills and Ann and Mark John Mills, the surviving widow and children of Dr. Mark M. Mills, in their bereavement; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to prepare and transmit a suitable copy of this resolution to Mrs. Pauline Mills.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—70.

NOES—None.

**APPOINTMENT OF COMMITTEE ON CONFERENCE
CONCERNING ASSEMBLY BILL NO. 70**

The Speaker pro Tempore announced that the Speaker had appointed Messrs. Kilpatrick, Johnson, and MacBride as a Committee on Conference concerning Assembly Bill No. 70.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Chapel, Wilson, and Dills:

House Resolution No. 52

Relative to the Golden Anniversary Celebration of the City of Inglewood

WHEREAS, It has come to the attention of the Assembly of the State of California that on the eighth day of April, 1908, the City of Inglewood, California, emerged from its village status and enjoyed the first day of its existence as a municipal corporation; and

WHEREAS, The Mayor and City Council of the City of Inglewood have designated April 8, 1958, as the Golden Anniversary Celebration Day, marking the fiftieth year of the city's corporate existence; and

WHEREAS, It is fitting and proper for the Members of this Assembly to congratulate and commend the citizens of Inglewood for developing the city to its present high place among the cities of this Golden State of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the members do hereby congratulate and commend the citizens of the City of Inglewood, California, for their city's 50 grand years of existence, during which time it has developed into one of the leading cities of California; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit a suitably prepared copy of this resolution to Mayor George C. England of the City of Inglewood.

Request for Unanimous Consent

Mr. Chapel asked for, and was granted, unanimous consent to take up House Resolution No. 52, at this time, without reference to committee or file.

Resolution read, and adopted.

By Messrs. Chapel and Dills:

House Resolution No. 53

Relative to the Loyal Order of Moose

WHEREAS, The civic, charitable and benevolent activities of the Loyal Order of Moose, and in particular the Manhattan Beach Lodge 323, have come to the attention of the Legislature by virtue of their outstanding nature; and

WHEREAS, The Manhattan Beach Lodge 323, Loyal Order of Moose, has recently passed its First Anniversary; and

WHEREAS, During this first short year its membership, composed largely of citizens from the Cities of El Segundo, Manhattan Beach, Hermosa Beach and Redondo Beach, has passed the 800 mark and a far greater membership is anticipated in the future; and

WHEREAS, During this past year the Manhattan Beach Lodge has demonstrated an active interest in civic betterment projects, especially in those projects affecting children; and

WHEREAS, The civic interest of the members of the lodge has been manifested by sponsorship of an Explorer Unit, Boy Scout troop and Cub Scout troop, child safety programs, an Easter carlift to enable those otherwise unable to travel to attend church, assistance to mothers in the Mothers' March for Polio, as well as participation in many charity drives; and

WHEREAS, The Manhattan Beach Lodge has enhanced the charm of that city by erecting, as part of a long-range program, a flagpole in a city park and the first benches in two city parks; and

WHEREAS, The Moose Community Fair is a project for this year, the proceeds of which will be used in their entirety for civic projects and charities; and

WHEREAS, Its broad civic affairs program has won special notice of the Supreme Lodge, Loyal Order of Moose; and

WHEREAS, On the national level the Loyal Order of Moose maintains two complete cities, one, Mooseheart, for the children and widows of deceased members and the other, Moosehaven, for the elderly members of the lodge, both of which receive support from the Manhattan Beach Lodge; and

WHEREAS, This program has brought honor and acclaim upon the Loyal Order of Moose and the Manhattan Beach Lodge; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly take this opportunity to commend and congratulate the Loyal Order of Moose and the Manhattan Beach Lodge and its individual members on their local and national activities; and be it further

Resolved, That the Clerk of the Assembly transmit suitably prepared copies of this resolution to the Manhattan Beach Lodge 323, Loyal Order of Moose, and to John C. Moon, Governor of the Manhattan Beach Lodge.

Request for Unanimous Consent

Mr. Chapel asked for, and was granted, unanimous consent to take up House Resolution No. 53, at this time, without reference to committee or file.

Resolution read. and adopted.

REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON ROLL CALL ON CO-AUTHORS FOR HOUSE RESOLUTION NO. 50

Mr. Hawkins asked for, and was granted, unanimous consent that his name be placed upon the roll call on members desiring to become co-authors of House Resolution No. 50, and that he be recorded as voting "Aye."

RESOLUTIONS

The following resolution was offered:

By Mr. Brown:

House Resolution No. 54

Relative to the passing of Nelson Marvin Parsons

WHEREAS, In this Country opportunity is taken for granted and few are denied it but to only the occasional man is also given the energy, wisdom, and opportunity to convert opportunity into outstanding achievement for the benefit of his fellow man; and

WHEREAS, Such was done in the life and work of Nelson Marvin Parsons who demonstrated this in his distinguished career as farmer, teacher, citizen, and father, with his work as a leader in agriculture, education, church, and community activities; and

WHEREAS, Nelson Marvin Parsons from the date of his birth, August 12, 1878, in Washoe, Nevada, to his untimely passing January 21, 1958, in Oakdale, California, always accepted all responsibilities placed upon him and completed any work he undertook with outstanding achievement; and

WHEREAS, Nelson Marvin Parsons attended elementary and high schools in Modesto, from which he graduated in 1897, entered the University of the Pacific in 1898, from which he graduated in 1902, received his masters degree at Boston Theological University and was captain of their baseball team in 1905, joined the California Methodist Episcopal Conference in 1903, and was appointed to Lockeford in 1904, to Janesville in 1907, to Brentwood in 1909, and Oakdale in 1910, and after a year at the Oakdale Church purchased a 300-acre river terrace farm south of Oakdale where he raised draft horses and operated a dairy; and

WHEREAS, No matter how busily engaged in agriculture, education, or church work, Nelson Marvin Parsons still found time to be a true father to his five sons and two daughters, and good husband to his wife, Helen, whom he married on November 19, 1902; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislature hereby acknowledges the great loss to all persons in the passing of Nelson Marvin Parsons, and joins in expressing its deepest condolences to the bereaved family on the passing of this truly outstanding citizen and father; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit a suitably prepared copy of this resolution to the family of Mr. Nelson Marvin Parsons.

Request for Unanimous Consent

Mr. Brown asked for, and was granted, unanimous consent to take up House Resolution No. 54, at this time, without reference to committee or file.

Resolution read, and adopted.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 40: By Mr. Francis—Relative to additional San Francisco Bay crossing

Referred to Committee on Conservation, Planning, and Public Works.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS****NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONCURRENT
RESOLUTION NO. 34 FROM COMMITTEE WAIVED**

Mr. Lanterman waived his notice of motion to withdraw Assembly Concurrent Resolution No. 34 from the Committee on Public Utilities and Corporations, and have it placed upon the file.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 50—An act to add Article 4, commencing with Section 24676, to Chapter 6 of Division 12 of the Education Code, relating to school records of pupils.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 50?

Amendment No. 1

On page 1, between lines 7 and 8, of the printed bill, insert “, which shall be available to a parent for inspection on his request”.

The roll was called, and the Assembly refused to concur in Senate amendment to Assembly Bill No. 50 by the following vote:

AYES—Bruce F. Allen, Davis, Donahoe, Elliott, Hawkins, Johnson, Lanterman, Lindsay, and Shell—9.

NOES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Cusanovich, Dahl, Dills, Doyle, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hegland, Henderson, House, Kilpatrick, Klocksiem, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Sumner, Thelin, Unruh, Wilson, and Winton—59.

Appointment of Committee on Conference Concerning Assembly Bill No. 50

The Speaker pro Tempore announced the appointment of Messrs. Collier, Thelin, and Lanterman as a Committee on Conference concerning Assembly Bill No. 50.

Assembly Bill No. 104—An act to amend Sections 32130, 32202, and 32203 of, and to add Section 32135 to, the Health and Safety Code, relating to local hospital districts, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 104?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 32203", and insert "32203, and 32221".

Amendment No. 1.5

On page 1, strike out lines 9 to 13, inclusive.

Amendment No. 2

On page 2, after line 36, insert
"Notwithstanding any limitation as to the amount, nature or purpose of any indebtedness or other obligations referred to in this section, a district may also incur obligations and indebtedness pursuant to and make all rental, purchase, and other payments provided for in any agreement entered into by it pursuant to Section 32135."

Amendment No. 3

On page 3, line 26, before "with", insert "whether or not such agreement was valid or binding at the time it was executed,".

Amendment No. 4

On page 3, line 27, after "formed", insert "under the laws of the State of California".

Amendment No. 5

On page 3, line 28, strike out "amendment", and insert "existing written agreement as amended".

Amendment No. 6

On page 3, line 32, strike out "amendment", and insert "existing written agreement as amended".

Amendment No. 7

On page 3, line 35, after "rental", insert "or for such other or additional consideration".

Amendment No. 8

On page 3, lines 45 and 46, strike out "amendment thereto", and insert "existing written agreement as amended".

Amendment No. 9

On page 3, line 46, after "rental", insert "or other consideration".

Amendment No. 10

On page 3, line 50, strike out "amendment thereto", and insert "existing written agreement as amended".

Amendment No. 11

On page 3, lines 50 and 51, strike out ". The rental", and insert "which rental or other consideration".

Amendment No. 12

On page 4, line 1, strike out "amendment", and insert "existing written agreement as amended".

Amendment No. 13

On page 4, line 5, after "district", insert "without the payment of any further consideration".

Amendment No. 14

On page 4, line 6, strike out "amendment", and insert "existing written agreement as amended".

Amendment No. 15

On page 4, line 8, strike out the first "amendment", and insert "existing written agreement as amended".

Amendment No. 16

On page 4, line 8, strike out the second "amendment", and insert "existing written agreement as amended".

Amendment No. 17

On page 4, line 13, after "buildings", insert "and the nonprofit corporation's leasehold estate under a ground lease".

Amendment No. 18

On page 4, line 13, strike out "amendment", and insert "existing written agreement as amended".

Amendment No. 19

On page 4, line 15, after "buildings", insert "or leasehold estate".

Amendment No. 20

On page 4, line 16, strike out "amendment", and insert "existing written agreement as amended".

Amendment No. 21

On page 4, line 20, strike out "amendment", and insert "existing written agreement as amended".

Amendment No. 22

On page 4, line 23, strike out "amendment", and insert "existing written agreement as amended".

Amendment No. 23

On page 4, line 25, strike out "amendment", and insert "existing written agreement as amended".

Amendment No. 24

On page 4, line 27, after "Sec 5.", insert "Section 32221 of said code is amended to read:

32221. The board of directors may establish a fund for capital outlays; provided, that no part of said fund except such part as received through gifts, donations, devises, or bequests, or from sources other than the tax levy specified by Section 32202, shall be used for *acquisition of additional patient bed capacity by lease or purchase of any hospital buildings or facilities or for new construction of additional patient bed capacity for an existing hospital in excess of fifty thousand dollars (\$50,000) over a period of four years (other than remodeling, alteration or conversion of existing facilities) unless a majority of the district electors voting at an election held for that purpose approved such new construction proposal. If such fund is established, it shall include in the estimate required to be furnished to the board of supervisors a statement of the amount to be included in the annual assessment for this purpose. The amount to be raised shall be included in the tax limitation prescribed by Section 32203.*

SEC. 6."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 104 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Buddick, Bonelli, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksniem, Lanteiman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Sebrade, Sedgwick, Shell, Thelin, Unruh, Wilson, and Winton—69.

NOES—None.

Assembly Bill No. 104 ordered enrolled.

Assembly Bill No. 67—An act to add Article 2.5 (commencing with Section 9035) to Chapter 1 of Division 2 of Title 2 of the Government Code, relating to convening of sessions of the Legislature during or after a disaster in this State resulting from enemy or war-caused action.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 67?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on March 20, 1958, in lines 10 and 11, strike out "at a time when the Legislature is not in session".

Amendment No. 2

On page 2, strike out lines 4 to 10, inclusive, and insert "9037. At any time after such convening the"

Amendment No. 3

On page 2, line 26, strike out "up", and insert "upon".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 67 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rufford, Schrade, Sedgwick, Shell, Thelin, Unruh, Wilson, and Winton—68.

NOES—None.

Assembly Bill No. 67 ordered enrolled.

CONSIDERATION OF HOUSE RESOLUTION NO. 48

By Mr. McCollister:

House Resolution No. 48

Relative to the California Poultry Promotion Council Law

WHEREAS, Enactment of Assembly Bill No. 11 of the 1958 First Extraordinary Session, the California Poultry Promotion Council Law, provides for the public welfare by stabilization, maintenance, and expansion of the poultry industry of California which assures the consuming public an adequate supply of this food so necessary in a proper human diet and protects for the State and its political subdivisions a necessary source of tax revenue; and

WHEREAS, The California Poultry Promotion Council Law will greatly aid the alarming economic distress of the California poultry industry; and

WHEREAS, In order for this law to be operative 51 percent of the poultry producers of this State must assent to the law; and

WHEREAS, Before these producers can properly exercise their voting option they must be presented with all possible opportunity to learn the true facts and the effect of the application of the law in question; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Livestock and Dairies is hereby requested to hold hearings on the California Poultry Promotion Council Law in each major poultry producing area in the State in order to give the producers in the area an opportunity to gain an understanding of the effect and operation of the California Poultry Promotion Council Law.

Resolution read, and adopted.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 116—An act to add Part 4 (commencing with Section 3900) to Division 6 of the Harbors and Navigation Code, to provide for the preparation, issuance and sale of state bonds to create a fund to provide for harbor development; defining the powers and duties of state officers in respect to the administration of the provisions hereof; providing ways and means for the payment of the interest of such bonds as such interest falls due, and also for the payment and discharge of the principal of such bonds as such principal matures; to make an appropriation for the expense of printing the bonds; and to repeal Chapter 2238 of the Statutes of 1957, relating to harbor development.

Bill read third time.

Motion to Amend

Mr. McCollister, on behalf of Mr. Coolidge, moved the adoption of the following amendments:

Amendment No. 1

On page 5, line 18, of the printed bill, as amended in the Assembly on April 7, 1958, after "Fund", insert "account for the benefit of which the appropriation had been made from the General Fund".

Amendment No. 2

On page 7, line 14, strike out "including", and insert "other than".

Amendment No. 2.5

On page 7, line 16, strike out "but", and insert "and".

Amendment No. 3

On page 7, line 20, strike out "including", and insert "other than".

Amendment No. 3.5

On page 7, line 21, strike out "but", and insert "and".

Amendment No. 4

On page 7, line 28, after the period, insert "Any premium or accrued interest received on the sale of bonds issued and sold at the instance of the authority shall be deposited in the account established in the Harbor Bond Sinking Fund pursuant to subdivision (a) of Section 3918.5, and any premium or accrued interest received on the sale of bonds issued and sold at the instance of the commission shall be deposited in the account established in the Harbor Bond Sinking Fund pursuant to subdivision (b) of Section 3918.5."

Amendment No. 5

On page 7, strike out lines 29 to 34, inclusive, and insert "3916.5. The sum of seventy-five thousand dollars (\$75,000) is hereby appropriated out of the General Fund to be used as a revolving fund to pay the expenses incurred by the State Treasurer in having the bonds prepared and in advertising their sale or their prior redemption, for expenses incurred by the committee, and for legal services. Whenever bonds are sold at the instance of the authority out of the first money realized from their sale, there shall be redeposited in the revolving fund such sums as have been expended for the above purposes with respect to such bonds, which may be used for the same purpose and repaid in the same manner whenever additional sales are made. Whenever bonds are sold at the instance of the commission, out of the first money realized from their sale, there shall be redeposited in the revolving fund such sums as have been expended for the above purposes with respect to such bonds, which may be used for the same purpose and repaid in the same manner whenever additional sales are made. Whenever all the bonds authorized by this part have been sold, the amount of the appropriation made by this section shall revert to the unappropriated surplus in the General Fund."

Amendment No. 6

On page 7, line 45, after "from", insert "any available moneys in".

Amendment No. 7

On page 8, line 11, after "from", insert "any available moneys in".

Amendment No. 8

On page 8, line 48, strike out "always".

Amendment No. 9

On page 9, line 6, after "derived", insert "unless otherwise required under any resolution providing for the issuance of revenue bonds to be credited to the San Francisco Harbor Improvement Fund".

Amendment No. 10

On page 9, line 7, strike out "3319.3", and insert "3919.3".

Amendment No. 11

On page 9, line 36, strike out "committee", and insert "authority with respect to bonds authorized pursuant to Section 3940 or the commission with respect to bonds authorized pursuant to Section 3950".

Amendment No. 12

On page 11, between lines 3 and 4, insert "3928. All money remaining in the account of the Harbor Bond Sinking Fund, established pursuant to subdivision (a) of Section 3918.5, after the principal of and interest upon all bonds issued under this part at the instance of the authority have been paid in full and after all such bonds and interest coupons therefrom have been canceled, shall be paid into the San Francisco Harbor Improvement Fund to be expended in accordance with law. All money remaining in the account of the Harbor Bond Sinking Fund, established pursuant to subdivision (b) of Section 3918.5, after the principal of and interest upon all bonds issued under this part at the instance of

the commission have been paid in full and after all such bonds and interest coupons therefrom have been canceled, shall be paid into the Small Craft Harbor Improvement Fund to be expended in accordance with law."

Amendments read, and adopted.

Bill ordered reprinted, and re-engrossed.

**Request for Unanimous Consent That Rush Order Be Placed
Upon Printing of Assembly Bill No. 116**

Mr McCollister asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 116.

CONSIDERATION OF HOUSE RESOLUTION NO. 47

By Mr. Porter:

House Resolution No. 47—Relative to memorializing Frank L. Walton.

Resolution read.

Motion to Amend

Mr. Porter moved the adoption of the following amendment:

Amendment No. 1

Strike out the last line in the last "*Resolved*" clause, of the resolution, as printed in the Assembly Journal of April 3, 1958, at page 408, and insert "and Mrs. Carley V. Porter, and to his son, George B. Walton."

House Resolution No. 47, as Amended

By Mr. Porter:

House Resolution No. 47

Relative to memorializing Frank L. Walton

WHEREAS, On March 27, 1958, the birthday of the late Frank L. Walton was honored in a simple graveside ceremony conducted by the student body officers of Walton Junior High School of Compton, California; and

WHEREAS, Frank Walton, who first arrived in the Compton area on a visit in 1885, foresaw its bright future, and remained to lend his energies and talents to making that future a reality; and

WHEREAS, In the intervening years before his death in 1939, he was active in establishing the first telephone company, water company, bank, and cemetery, was a prominent member of the Chamber of Commerce, and spearheaded the establishment of Compton Junior College; and

WHEREAS, In recognition of his indomitable community spirit, and the many civic benefits made possible through his efforts, the City of Compton has paid tribute to Frank L. Walton by naming the new junior high school after then distinguished citizen; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly join with the citizens of Compton in honoring the memory of this truly great man who did so much for his community and for his adopted State; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit a suitably prepared copy of this resolution to each of his daughters, Mrs. Fred Cleland and Mrs. Carley V. Porter, and to his son, George B. Walton.

Resolution read, as amended, and adopted.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
ASSEMBLY BILL NO. 121**

Mr. Doyle asked for, and was granted, unanimous consent to take up Assembly Bill No. 121, temporarily passed on file.

CONSIDERATION OF ASSEMBLY BILL NO. 121

Assembly Bill No. 121—An act to amend Section 102 of the Education Code, relating to the State Board of Education.

Bill read third time.

Mr. Doyle asked for, and was granted, unanimous consent that the bill be passed on file, and retain its place thereon on the next legislative day.

Speaker Presiding

At 11.36 a.m., Hon L. H. Lincoln, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 46—An act to amend Section 5302.5 of the Streets and Highways Code, relating to the payment of assessments for public works and improvements, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—72.

NOES—None

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—72.

NOES—None.

Bill ordered transmitted to the Senate

Senate Joint Resolution No. 5—Relative to expanding the federal construction program.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Winton—71.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Joint Resolution No. 4—Relative to air service to City of Yreka.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Joint Resolution No. 3—Relative to the school lunch program.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—71.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Bill No. 47—An act to add Section 374.2 to the Vehicle Code, relating to the registration of motor vehicles.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—70.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 51—An act to amend Sections 18662 and 18663 of the Education Code, relating to property of school district.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell,

Tattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—71.

NOES—None.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. Don A. Allen, Lanterman, Unruh, Cusanovich, Anderson, Thelin, Collier, McMillan, Elliott, Wilson, Hawkins, Burke, Ernest R. Geddes, Klocksien, Chapel, Grant, Dills, Conrad, Munnell, Porter, Rees, Crown, Marsh, Kilpatrick, and Bonelli:

House Resolution No. 55

Relative to commending John R. Quinn on his long career of public service

WHEREAS, John R. Quinn, Assessor of Los Angeles County, vigorous champion of the rights of veterans, an outstanding public official, has recently completed the thirty-seventh year of an impressive record of service to the people of this State and of the County of Los Angeles; and

WHEREAS, Thirty-seven years ago this month he stood, young and erect, before a Senate committee and espoused the California Veterans' Assistance Plan, which is the forerunner of the highly successful Veterans' Farm and Home Purchase Program now in operation in this State; and

WHEREAS, His plan, recognized as one of the soundest ever devised, has done more to aid veterans of this State, and has provided them with far more lasting benefits, than possibly could be obtained through any so-called bonus plans granted by other states; and

WHEREAS, In 1930, John R. Quinn, at considerable sacrifice to his own financial and business interests, accepted an appointment to the Board of Supervisors of Los Angeles County, serving with distinction in that position until 1936, and as chairman of the board in 1933; and

WHEREAS, Once again, although it necessitated a substantial salary reduction to himself, he resigned his membership on the board of supervisors in 1936, and accepted an appointment as Chairman of the State Veterans' Welfare Board, where he again rendered services of an inestimable benefit in behalf of the State's veterans; and

WHEREAS, In 1938, the office of Assessor of Los Angeles County, being badly in need of an able administrator to facilitate the complicated operations of that office, John R. Quinn was appointed as Assessor of Los Angeles County, in which position he still serves with the greatest of vigor and efficiency; and

WHEREAS, His capabilities as assessor are apparent when it is realized that the office which he heads must assess nearly 2,000,000 parcels of property and over 1,500,000 structures in the 4,100 square miles comprising Los Angeles County, and that the property assessed has an assessed valuation of \$9,000,000,000; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly take this means to commend John R. Quinn, Assessor of Los Angeles County, for his 37 years of outstanding service as a public official, and for his contributions to the welfare of California veterans; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to John R. Quinn, Assessor of Los Angeles County.

Request for Unanimous Consent

Mr. Don A. Allen asked for, and was granted, unanimous consent to take up House Resolution No. 55, at this time, without reference to committee or file.

Mr. Nielsen joined with Mr. Allen in his request.

Resolution read, and adopted.

REMARKS ON CONDITION OF FILE

Mr. McCollister arose to speak on the condition of the file.

Mr. Lanterman arose to speak on the condition of the file.

**ASSEMBLY CONCURRENT RESOLUTION NO. 40 WITHDRAWN
FROM COMMITTEE, AND RE-REFERRED**

By unanimous consent, the Speaker ordered Assembly Concurrent Resolution No. 40 withdrawn from the Committee on Conservation, Planning, and Public Works, and re-referred to the Committee on Transportation and Commerce.

REMARKS ON CONDITION OF THE FILE

The following members arose to speak on the condition of the file :

Messrs. McCollister, Lanterman, Speaker Lincoln, Messrs. Hanna, and Weinberger.

Point of Order

Mr. McCollister arose to the following point of order: That further discussion and remarks on the condition of the file belong in the Second Extraordinary Session.

Ruling by Speaker

The Speaker ruled the point of order well taken.

RECESS

At 12.04 p.m., on motion of Mr. McCollister, the Assembly recessed until 2.15 p.m.

REASSEMBLED

The Assembly reconvened at 3 p.m.

Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE GOVERNOR

The following veto message from the Governor was received, and read:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, April 8, 1958

*To the Honorable Members of the Assembly
State of California
Sacramento, California*

GREETINGS: I am returning herewith, without my signature,

Assembly Bill No. 33, of the First Extraordinary Session, entitled: "An act declaring certain salt marsh and tide and submerged lands to be free from the public trust for navigation, commerce, and fisheries, and from any trust, requirement, or conditions that such land be used for street or railway purposes, and authorizing the State Lands Commission to relinquish, grant, and convey all right, title, and interest of the State of California in and to such lands to the City and County of San Francisco for uses of general statewide interest and declaring the urgency thereof, to take effect immediately."

My objections to this bill are as follows:

Two identical bills were passed by the Legislature relating to this subject. One was Senate Bill No. 2, of the First Extraordinary Session, which reached my office on March 29th and was signed by me on April 3d, and this bill, Assembly Bill No. 33, did not reach the office until April 2d. I signed the first bill which reached my office, and accordingly am returning Assembly Bill No. 33, of the First Extraordinary Session, without my signature.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Assembly Bill No. 33 ordered to unfinished business

Receipt of Veto Message

I acknowledge receipt this ninth day of April, 1958, at 2 o'clock p.m., of Assembly Bill No. 33, of the First Extraordinary Session, without the Governor's signature, together with a statement of his objections thereto signed by the Governor, delivered to me personally by Paul Mason, Legislative Secretary to the Governor.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 9, 1958

Hon. Arthur A. Ohninus
Chief Clerk of the Assembly
Sacramento, California

DEAR SIR: I have been directed to request your honorable body to return Assembly Bill No. 45 to the Senate for further consideration.

Very truly yours,

J. A. BEEK, Secretary of the Senate

Request for Unanimous Consent to Return Assembly Bill No. 45 to Senate

Pursuant to the above request, Mr. Crawford asked for, and was granted, unanimous consent that the Chief Clerk be instructed to return Assembly Bill No. 45 to the Senate for further consideration

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Luckel asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Bill No. 19 and Assembly Concurrent Resolution No. 40 for hearing in the Committee on Transportation and Commerce today.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 9, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Regan, Robert I. McCarthy, and Cobeys as a Committee on Conference concerning:

Assembly Bill No. 70—An act to amend Section 23600 of the Government Code, relating to county seats, and providing for temporary county seats for use in case of war or enemy-caused disaster.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, April 9, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Grunsky, Dilworth, and Gregory as a Committee on Conference concerning:

Assembly Bill No. 50—An act to add Article 4, commencing with Section 24670, to Chapter 6 of Division 12 of the Education Code, relating to school records of pupils.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, April 9, 1958

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

Assembly Joint Resolution No. 5

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, April 9, 1958

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

Assembly Bill No. 88

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, April 8, 1958

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. 15

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read :

Senate Concurrent Resolution No. 13—Relative to commending and recognizing Alta Sims Bunker for her leadership in public recreation in California.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 15—Relative to the Tenth Anniversary of the founding of the Loyola University of Los Angeles.

Referred to Committee on Rules.

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

The following resolution was offered :

Assembly Concurrent Resolution No. 41: By Messrs. Gaffney, Busterud, Meyers, O'Connell, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Chapel, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Elliott, Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lincoln, Lindsay, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Mulford, Nielsen, Nisbet, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, and Winton—Relative to congratulating the Paulist Fathers on the occasion of the One Hundredth Anniversary of the establishment of the Society of Missionary Priests of Saint Paul the Apostle.

Request for Unanimous Consent

Mr. Gaffney asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 41, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 41

Assembly Concurrent Resolution No. 41—Relative to congratulating the Paulist Fathers on the occasion of the One Hundredth Anniversary of the establishment of the Society of Missionary Priests of Saint Paul the Apostle.

Resolution read, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate.

RESOLUTIONS

The following resolution was offered :

By Messrs. Busterud, Meyers, Francis, and Burton :

House Resolution No. 56

Relative to an additional San Francisco Bay crossing

WHEREAS, The California Toll Bridge Authority has recently determined that the proposed Southern Crossing cannot be financed and constructed at the rates of tolls in effect on the San Francisco-Oakland Bay Bridge on January 1, 1957 ; and

WHEREAS, As a result of this action the statutory provisions for the financing and construction of the Southern Crossing will terminate and be of no further force and effect on and after July 1, 1958 ; and

WHEREAS, The Legislature will undoubtedly at the 1959 Regular Session be faced with making a decision as to what course to follow with respect to the financing and construction of an additional toll bridge or other toll highway crossing across San Francisco Bay south of the existing San Francisco-Oakland Bay Bridge; and

WHEREAS, The Assembly Interim Committee on Transportation and Commerce is the appropriate committee of this House to conduct studies and make recommendations as to such matters and to co-operate in studies to be made by the Department of Public Works as to all possible alternative locations of such an additional San Francisco Bay crossing as a substitute for the proposed Southern Crossing; and

WHEREAS, It is essential that the Department of Public Works should conduct new studies as to all possible alternative locations of an additional San Francisco Bay crossing south of the present San Francisco-Oakland Bay Bridge as a substitute for the proposed Southern Crossing in co-operation with the Assembly Interim Committee on Transportation and Commerce and recommend to the Legislature the location for such crossing which it considers to be the most feasible location; and

WHEREAS, The Assembly Interim Committee on Transportation and Commerce should also study the need for an additional crossing in light of proposals for construction of a rapid transit tube between Alameda County and the City and County of San Francisco by the San Francisco Bay Area Rapid Transit District, and the feasibility of designing such an additional crossing to accommodate modern rapid transit facilities and equipment; and

WHEREAS, Such committee should also study and make recommendations as to whether tolls should be continued to be collected on the existing San Francisco-Oakland Bay Bridge, and, if so, the purposes for which such toll revenues should be held; now, therefore, be it

Resolved by the Assembly of the State of California. That the Assembly Interim Committee on Transportation and Commerce be directed to study and make recommendations as to the matters mentioned in this resolution; and be it further

Resolved, That the Department of Public Works be requested to conduct new studies of all possible alternative locations of an additional San Francisco Bay crossing south of the present San Francisco-Oakland Bay Bridge as a substitute for the proposed Southern Crossing and to conduct such studies in co-operation with the Assembly Interim Committee on Transportation and Commerce and to recommend to the Legislature the location for such crossing which it considers to be the most feasible location; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a copy of this resolution to the Director of Public Works

Resolution read, and ordered referred to the Committee on Transportation and Commerce.

By Mr. Thomas:

House Resolution No. 57

Relative to the Subcommittee on Vessels Under Construction and Augmentation of the Funds of the Assembly Interim Committee on Revenue and Taxation

WHEREAS, The shipbuilding industry is one of crucial importance to the economy of California; and

WHEREAS, It is particularly important at this time that the Legislature consider what steps it can take to encourage the growth of California industries, thereby stimulating employment in this State; and

WHEREAS, To this end, it is desirable that the Legislature be informed as to the effect of taxation of vessels under construction on the state of the shipbuilding industry in California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Revenue and Taxation (created by House Resolution No. 238 of the 1957 Regular Session) is directed to create a Subcommittee on Taxation of Vessels Under Construction, consisting of five members of said Assembly Interim Committee on Revenue and Taxation, which subcommittee is authorized and directed to ascertain, study, and analyze all facts relating to the taxation of vessels of less than 1,000 tons, under construction, and to report thereon to the Assembly, including in its reports its recommendation for appropriate legislation; and be it further

Resolved, That in addition to any money heretofore made available, the sum of _____ dollars (\$ _____), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Assembly for the expenses of the Assembly Interim Committee on Revenue and Taxation and its members and for any charges, expenses, or claims it may incur under this resolution and House Resolution No. 238, 1957 Regular Session, 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 Revenue and Taxation.

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

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

Assembly Bill No. 128: By Mr. MacBride—An act making an appropriation for salary increases for employees of the state departments and of the University of California.

Referred to Committee on Ways and Means.

Assembly Bill No. 129: By Messrs. Gaffney and Meyers—An act making an appropriation for an increase in the salaries of state officers and employees.

Referred to Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT

Mr. Gaffney asked for, and was granted, unanimous consent that his name be removed from House Resolution No. 56 as a co-author.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF HOUSE RESOLUTION NO. 15

By Messrs. O'Connell, Burton, Masterson, and Mrs. Davis:

House Resolution No. 15

Relating to nuclear weapons testing

WHEREAS, Disarmament and diversion of nuclear energy to peaceful purposes are major objects of our policy; and

WHEREAS, The acquisition of atomic armaments by many nations would multiply the problems of control and greatly increase the dangers of war; and

WHEREAS, Radiation from atomic fallout is a potential hazard to human beings throughout the world; and

WHEREAS, Comprehensive disarmament agreements involving elimination of nuclear weapons have failed in part because of conflict between concern for national rights and the need for effective inspection; and

WHEREAS, Techniques are available which would permit the detection of even small nuclear explosions, whether underground or in the air, with only a limited number of monitoring stations scattered inside the national boundaries of the powers possessing nuclear weapons and in other possible test sites; and

WHEREAS, Such monitoring stations could be established in strategically non-sensitive areas within a nation's boundaries, to avoid any possible infringement of national rights; and

WHEREAS, The successful negotiation of an agreement to halt nuclear weapons testing might well represent a positive first step toward the disarmament which is an ultimate goal of our national policy; now, therefore, be it

Resolved by the Assembly of the State of California, That the United States Government urge in the United Nations the immediate negotiation, independent of other disarmament proposals, of a moratorium of all nuclear weapons testing, by all nations, whether or not they are members of the United Nations, with responsibility for monitoring operations to be vested in a United Nations agency; and be it further

Resolved, That any experimental nuclear explosion designed to provide scientific information for peaceful purposes be conducted publicly under the supervision of this United Nations agency; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to the President of the United States, to the Secretary of State, to the Secretary General of the United Nations and to each United States Senator and Representative from the State of California.

Resolution read.

Hon. Walter I. Dahl Presiding

At 3.30 p.m., Hon. Walter I. Dahl, Member of the Assembly from the Sixteenth District, presiding.

Point of Order

Mr. Wilson arose to the following point of order: That Mr. Beaver has exceeded his time for debate.

Ruling by Acting Speaker

Acting Speaker Dahl ruled the point of order well taken.

Motion to Grant Extra Time for Debate

Mr. Burton moved that Mr. Beaver be granted five minutes additional time for debate.

Mr. Bruce F. Allen seconded the motion.

Motion carried.

Speaker Presiding

At 3.38 p.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Motion to Table

Mr. Levering moved that the resolution be laid on the table by a roll call vote.

Mr. Holmes seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bradley, Britschgi, Burke, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Francis, Gaffney, Ernest R. Geddes, Grant, Hansen, Hegland, Holmes, Johnson, Kelly, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Mulford, Nielsen, Nisbet, Pattee, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, and Mr. Speaker—49

NOES—Burton, Elhott, Hawkins, Kilpatrick, Meyers, Miller, Munnell, O'Connell, and Rees—9.

Explanation of Votes

We voted against tabling House Resolution No 15 because full debate on this vitally important issue had not been completed, the motion to table having been made after only one speech in favor of the resolution and three in opposition. Several speakers were awaiting to speak on the resolution.

ALLEN MILLER
WM. A. MUNNELL
CHARLES W. MEYERS

Speaker pro Tempore Presiding

At 3.44 p.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 116—An act to add Part 4 (commencing with Section 3900) to Division 6 of the Harbors and Navigation Code, to provide for the preparation, issuance and sale of state bonds to create a fund to provide for harbor development; defining the powers and duties of state officers in respect to the administration of the provisions hereof; providing ways and means for the payment of the interest of such bonds as such interest falls due, and also for the payment and discharge of the principal of such bonds as such principal matures; to make an appropriation for the expense of printing the bonds; and to repeal Chapter 2238 of the Statutes of 1957, relating to harbor development.

Bill read third time.

(Above record expunged, and action rescinded later this day. A.J., page 505.)

CONSIDERATION OF HOUSE RESOLUTION NO. 46

By Messrs. Coolidge and Lindsay :

House Resolution No. 46

Relative to studies pertaining to the need for reorganization of the Division of Architecture in the Department of Public Works

WHEREAS, The state building program involves many hundreds of millions of dollars from the general and other funds of the State; and

WHEREAS, These funds are in the form of appropriations, bonds and interest thereon and of certificates of the state reserve funds and the interest thereon, and special funds; and

WHEREAS, The need for great care in the arrangement of the origination, consideration by the Legislature, preparation and construction of this building program becomes more pressing as the State's reserves and taxes are subject to greater and greater workloads; and

WHEREAS, The facilities provided by the state building program constitute a major portion of the apparatus with which the state agencies discharge their present and expanding responsibilities; and

WHEREAS, The Division of Architecture of the Department of Public Works is charged with the function of preparing and constructing the works of the state building program; and

WHEREAS, That division has from time to time rearranged the pattern of its operations and has been divested of its service operations; and

WHEREAS, The continuing load of planning and construction responsibilities makes advisable further careful consideration of that division's arrangement of operations and their proper place in the State Government; and

WHEREAS, The consideration of the proper place in State Government functions of that division should include related functions outside of that division for the purposes of determining the necessity of reorganizing the heretofore-mentioned functions and that division into a department having responsibility for state facility planning and construction and related activities; and

WHEREAS, The operations of that division have left a residue of savings amounting to several million dollars annually; and

WHEREAS, The consideration of further rearrangement of the pattern and operations of that division form a proper reactivity in the interest of economical and effective conduct of state business for the purpose of improving the flow of production; and

WHEREAS, This study and consideration of the Division of Architecture pattern of production and management and the proper place for these in the State Government are of continuing concern to this Ways and Means Committee; now, therefore, be it

Resolved, That it is the opinion of the Assembly of the California Legislature that the Department of Public Works, Division of Architecture, should now employ a competent firm of experts in the fields of production and management as a part of the necessary operations of the Division of Architecture Revolving Fund and to furnish their report and conclusions directly to the Ways and Means Committee not later than August 1, 1958.

Resolution read.

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

Ayes—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Britschgi, Burke, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Gaffney, Grant, Hansen, Hawkins, Hegland, Holmes, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Lindsay, Luckel, MacBride, Marsh, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Schrade, Sedgwick, Shell, Theltn, Thomas, and Wilson—52.
Nays—None

**REQUEST FOR UNANIMOUS CONSENT TO EXPUNGE RECORD,
AND RESCIND ACTION ON ASSEMBLY BILL NO. 116**

Mr. Coolidge asked for, and was granted, unanimous consent to expunge the record, and rescind the action whereby the Assembly, on this day, passed Assembly Bill No. 116. (A.J., page 504.)

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 116

Assembly Bill No. 116—An act to add Part 4 (commencing with Section 3900) to Division 6 of the Harbors and Navigation Code, to provide for the preparation, issuance and sale of state bonds to create a fund to provide for harbor development; defining the powers and duties of state officers in respect to the administration of the provisions hereof; providing ways and means for the payment of the interest of such bonds as such interest falls due, and also for the payment and discharge of the principal of such bonds as such principal matures; to make an appropriation for the expense of printing the bonds; and to repeal Chapter 2238 of the Statutes of 1957, relating to harbor development.

Bill read third time.

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

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bradley, Britschgi, Burke, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Johnson, Kelly, Klockslem, Landsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Schrade, Sedgwick, Thelin, Thomas, Wilson, and Winton—55.

NOES—Cusanovich and Shell—2.

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Pattee:

House Resolution No. 58

Relative to memorializing the Federal Government to undertake and enforce special safety precautions in the disposal of radioactive waste

WHEREAS, The State of California is concerned about the ocean disposal of wastes in the Pacific Ocean off California; and

WHEREAS, Ocean fishing in this State is an important industry supplying needed protein food to the people of the Nation; and

WHEREAS, Ocean fishing in this State employs many thousands of people and is worth many millions of dollars annually; and

WHEREAS, Disposal of toxic radioactive or other deleterious materials in the ocean presents potential hazard to marine animals; and

WHEREAS, The State of California is charged with the conservation of its marine resources and must raise issue with disposal practices that offer potential hazard to either the resources or their markets; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the State of California hereby petitions the Federal Government and the armed forces of the United States that any ocean disposal of any toxic, radioactive or deleterious material be carried out in not less than 2,000 fathoms and not less than 60 miles from any sea mount; and be it further

Resolved, That any toxic materials be disposed in sealed containers of sufficient strength to withstand the pressures of 2,000 fathoms, and that all radioactive materials be packaged in accordance with the minimum standards set forth in the National Bureau of Standards Handbook 58, and the minimum standards prescribed by the President's National Committee on Radiation Protection and the regulations of the Atomic Energy Commission; and be it further

Resolved, That the Assembly of the State of California is opposed to the philosophy of bulk disposal of radioactive wastes in ocean waters except in such concentrations and at such places mutually arrived at between the State of California and the Federal Government; and be it further

Resolved, That the State of California will take such action from time to time as may be required to meet changing conditions and make such recommendations as may be deemed appropriate; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the President and Vice President of the United States, the Speaker of the House of Representatives and to each Member of Congress of the United States representing the State of California.

Resolution read, and ordered referred to the Committee on Public Health.

**REQUEST FOR UNANIMOUS CONSENT TO EXPUNGE RECORD
AND RESCIND ACTION ON HOUSE RESOLUTION NO. 15**

Mr. O'Connell asked for unanimous consent to expunge the record, and rescind the action whereby the Assembly, on this day, tabled House Resolution No. 15. (A. J., pages 503-504.)

Mr. Bruce F. Allen withheld unanimous consent.

Motion to Expunge Record, and Rescind Action on House Resolution No. 15

Mr. O'Connell moved to expunge the record, and rescind the action whereby the Assembly, on this day, tabled House Resolution No. 15.

Mr. Elliott seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Crown, Cunningham, Donahoe, Elliott, Hawkins, Lowrey, MacBride, and O'Connell—8.

NOES—Bruce F. Allen, Anderson, Backstrand, Beaver, Belotti, Bradley, Butschgi, Burke, Burton, Busterud, Chapel, Conrad, Cusanoovich, Dahl, Francis, Gaffney, Ernest R. Geddes, Grant, Hegland, Holmes, Johnson, Kelly, Klocksien, Lauterman, Lindsay, Luckel, Marsh, Meyers, Nielsen, Pattee, Schrader, Sedgwick, Shell, Sumner, and Thelin—35.

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

The following resolutions were offered:

Assembly Concurrent Resolution No. 42: By Messrs. Meyers, O'Connell, Gaffney, Busterud, Burton, and Weinberger—Relative to the death of Byron J. Getchell.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 43: By Messrs. Meyers, O'Connell, Gaffney, Busterud, Burton, and Weinberger—Relative to congratulating the noted educator Glenn S. Dunke on his appointment to the office of President of San Francisco State College.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBLER, April 9, 1958

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

Assembly Bill No. 2—An act to amend Section 54 of, and to add Sections 55, 259.5, 680.5, and 680.6 to, the Vehicle Code, relating to school busses;

Assembly Bill No. 26—An act to amend Sections 5852 and 5853 of the Public Resources Code, relating to the Small Craft Harbors Commission;

Assembly Bill No. 47—An act to add Section 7771.3 to the Education Code, relating to school district public works, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 58—An act to amend Section 467 of, to repeal Article 3 (commencing at Section 30680) of Chapter 2, Division 17 of, and to add Article 3 (commencing at Section 30680) to Chapter 2, Division 17 of, the Streets and Highways Code, relating to the financing and construction of a bridge from San Pedro to Terminal Island;

Assembly Bill No. 73—An act to add Section 12265 to the Government Code, relating to the protection and preservation of essential state records;

Assembly Bill No. 75—An act to amend Section 1509.7 of the Military and Veterans Code, relating to the powers and duties of peace officers employed by state agencies in the event of disasters;

Assembly Bill No. 91—An act to amend Section 26361 of the Government Code, relating to the leasing of concessions in county revenue bond projects;
And reports the same correctly enrolled, and presented to the Governor on the ninth day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 9, 1958

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

Assembly Concurrent Resolution No. 15—Relative to the compiling, publishing, and distribution of the official State Roster;

Assembly Concurrent Resolution No. 33—Commending the Institute on Government sponsored by the California State Employees Association;

Assembly Concurrent Resolution No. 35—Relative to the death of W. C. Handy;
And reports the same correctly enrolled, and presented to the Secretary of State on the ninth day of April, 1958, at 2 p.m.

BURKE, Chairman

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Today Upon Adjournment—

Rules, in Assembly Conference Room.

Ways and Means, in Room 4202.

Subcommittee of Constitutional Amendments, in Room 4168. Subject: Senate Constitutional Amendment No. 2.

Tomorrow, at 9 a.m.—

Judiciary.

ADJOURNMENT

At 4 p.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10 a.m., Thursday, April 10, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-EIGHTH LEGISLATIVE DAY
THIRTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Thursday, April 10, 1958

The Assembly met at 10 a.m.
Hon. L. H. Lincoln, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-
dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier,
Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills,
Donahoe, Doyle, Elliott, Erwin, Francis, Prew, Gaffney, Ernest R. Geddes, Samuel
R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House,
Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, Lowrey,
Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mul-
ford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade,
Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and
Mr. Speaker—79.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend
Robert S. Romeis:

*Gracious God and Heavenly Father, Who hast given to us the precious gift of life;
grant us also, we beseech Thee, the wisdom and the will to devote the days of our
years to worthy purposes. Remind us that life is not a toy, but a tool; not a posses-
sion merely to be enjoyed, but one to be employed for the welfare of others. Help
us so to live each moment, O Lord, that when finally our lives are given back to
Thee, they may be judged as having contributed not to the problems of the world
but to their solutions, through Jesus Christ, Thy Son, our Lord—AMEN.*

READING OF THE JOURNAL DISPENSED WITH

On motion of Miss Donahoe, seconded by Mr. Rumford, further read-
ing 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. Stewart, on motion of Mr. McCollister.

The following members of the Committee on Conference concerning the Budget Bill were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Coolidge, on motion of Mr. McCollister.

Mr. Thomas, on motion of Mr. McCollister.

Mr. Weinberger, on motion of Mr. McCollister.

RESOLUTIONS

The following resolution was offered:

By Mr. Lowrey:

House Resolution No. 59

Relative to the acquisition of public utility property in connection with units of the Central Valley Project

WHEREAS, Under existing law the State may not acquire property of a public utility in connection with the construction of any works authorized as part of the Central Valley Project unless it substitutes for the facilities to be acquired new facilities of like character and at least equal in usefulness with suitable adjustment for any increase or decrease in the costs of operation and maintenance thereof, or unless such acquisition is permitted by agreement executed between the State and the public utility; and

WHEREAS, This is a special provision applicable to public utility property, since as to all other private property the State may acquire such property by condemnation, paying the fair market value thereof; now, therefore, be it

Resolved by the Assembly of the State of California, That the Committee on Rules be requested to assign to the appropriate interim committee the subject of this special provision relating to the acquisition of public utility property in connection with works authorized to be constructed as part of the Central Valley Project and the possible revision of the law to place such acquisition of property on the same basis as the acquisition of other private property subject to condemnation.

Resolution read, and ordered referred to the Committee on Conservation, Planning, and Public Works.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting any bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing any bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, April 10, 1958

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

House Resolution No. 16

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

MILLER, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, April 10, 1958

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

Senate Concurrent Resolution No. 12

Senate Concurrent Resolution No. 13

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

MILLER, Chairman

Above reported resolutions ordered on file.

ASSEMBLY CHAMBER, April 10, 1958

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

Senate Concurrent Resolution No. 15

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

MILLER, Chairman

Above reported resolution ordered on file.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, April 7, 1958

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 50—An act to add Article 4, commencing with Section 24676, to Chapter 6 of Division 12 of the Education Code, relating to school records of pupils;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill be further amended as follows

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in the Senate on April 1, 1958, strike out "a", and insert "the pupils".

Amendment No. 2

On page 1, line 9, strike out "his".

GRUNSKY
DILWORTH
GREGORY

Senate Committee on Conference

THELIN
COLLIER
LANTERMAN

Assembly Committee on Conference

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

AYLS—Don A. Allen, Backstrand, Beaver, Bee, Belotti, Biddeck, Bonelli, Burke, Collier, Conrad, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Henderson, House, Kelly, Kilpatrick, Klockslem, Lanterman, Lowrey, Luckel, McCollister, Mulford, Nisbet, Pattee, Porter, Rumford, Schrader, Sedgwick, Wilson, Winton, and Mr. Speaker—43.

NOES—None.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, April 9, 1958

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 70—An act to amend Section 23600 of the Government Code, relating to county seats, and providing for temporary county seats for use in case of war or enemy-caused disaster;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in the Senate on April 2, 1958, strike out "within", and insert "which may be outside".

Amendment No. 2

On page 1, line 11, after "thereof", insert ", but real property outside the boundaries of the county shall not be purchased by a county for use as a temporary county seat".

REGAN

COBEY

ROBERT I. MCCARTHY

Senate Committee on Conference

KILPATRICK

JOHNSON

MACBRIDE

Assembly Committee on Conference

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

AYES—Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Collier, Conrad, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Henderson, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lowrey, Luckel, Marsh, McCollister, McMullan, Mulford, Munnell, Nisbet, Rumford, Schrade, Sedgwick, Wilson, Winton, and Mr. Speaker—49.

NOES—None.

THIRD READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 9—Relative to legislative jurisdiction over federal lands.

Resolution read.

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

AYES—Don A. Allen, Anderson, Beaver, Bee, Belotti, Bonelli, Britschgi, Brown, Burke, Conrad, Crawford, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Levering, Lowrey, Luckel, Marsh, McCollister, McMullan, Mulford, Nielsen, Nisbet, Pattee, Rumford, Schrade, Wilson, Winton, and Mr. Speaker—49.

NOES—None.

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

Senate Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (b) of Section 2 of Article IV thereof, relating to the method of establishing the compensation of Members of the Legislature and placing limitations thereon.

Resolution read.

Speaker pro Tempore Presiding

At 10.16 a.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

The question being on the adoption of Senate Constitutional Amendment No. 5.

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, 10.21 a.m.

The Speaker pro Tempore directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY**BY UNANIMOUS CONSENT****TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108**

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Rule No. 108 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 Joint Resolution No. 8—Relative to providing San Benito, Santa Cruz and Monterey Counties with a supply of water from the Central Valley Project.

Resolution read.

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

AYES—Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Conrad, Crawford, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Munnell, Nielsen, Nisbet, Pattee, Rumford, Schrade, Sedgwick, Wilson, and Winton—55.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Bill No. 40—An act to amend Sections 1518 and 1518.2 of, and to add Section 1507.5 to, the Military and Veterans Code, relating to preparedness for and mitigation of disasters.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Conrad, Crawford, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hawkins, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Munnell, Nielsen, Nisbet, Rumford, Schrade, Sedgwick, Sumner, Unruh, Wilson, and Winton—55.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 6—Relative to construction of a bridge across Montezuma Slough.

Resolution read.

Motion to Re-refer

Mr. Unruh moved that the resolution be re-referred to the Committee on Conservation, Planning, and Public Works.

Mr. Lowrey seconded the motion.

Amendment to Motion to Re-refer

Mr. Luckel moved to amend the motion, and that the resolution be re-referred to the Committee on Transportation and Commerce.

Mr. Hegland seconded the motion.

Mr. Unruh accepted the amendment to his motion.

Amendment adopted.

The question being on the motion to re-refer the resolution to the Committee on Transportation and Commerce.

The roll was called, and the motion carried by the following vote:

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bonelli, Bradley, Britschgi, Burke, Busterud, Crawford, Crown, Cunningham, Cusanovich, Davis, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Hanna, Hansen, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Kloksiem, Levering, Lowrey, Luckel, MacBride, Marsh, Miller, Mulford, Munnell, Pattee, Rees, Schrade, Sedgwick, Sumner, Unruh, and Wilson—45.

NOES—Bee, Brown, Dahl, Donahoe, Doyle, Samuel R. Geddes, Hawkins, Lindsay, Masterson, Nielsen, Nisbet, and Winton—12.

Senate Joint Resolution No. 7—Relative to the completion of the Corning Canal, and construction of the Red Bluff Diversion Dam.

Resolution read.

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

AYES—Don A. Allen, Backstrand, Beaver, Bee, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kilpatrick, Klocksien, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Munnell, Nielsen, Nishet, Pattee, Rees, Rumford, Schrade, Sedgwick, Sumner, Thelin, Unruh, Wilson, and Winton—62.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO CONSIDER SENATE AMENDMENTS TO ASSEMBLY BILL NO. 78

Mr. Nielsen asked for, and was granted, unanimous consent to consider Senate amendments to Assembly Bill No. 78, temporarily passed on file.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 78

Assembly Bill No. 78—An act to add Section 986.4 to, to amend Sections 986.5 and 987.15 of, and to repeal Section 987.13 of, the Military and Veterans Code, relating to veterans' farm and home purchases, 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. 78?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly on March 24, 1958, after "986.5", insert ", 986.6,".

Amendment No. 2

On page 1, between lines 7 and 8, insert

"This section shall not apply to applications filed with the department prior to its effective date."

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. 3

On page 2, between lines 8 and 9, insert

"SEC. 2.5. Section 986.6 of said code is amended to read:

986.6. The department may acquire a farm [or home] in which the veteran to whom such farm [or home] is to be sold has [therefore] *theretofore* acquired an interest."

Amendment No. 4

On page 2, strike out lines 10 to 16, inclusive, and insert

"987.15. The department shall not acquire a home in which the veteran has an interest of record except in the following instances.

(a) Where the application is for aid for the construction of a home upon unimproved real property owned by the applicant.

(b) Where, after July 2, 1957, the veteran had no interest of record in the property at the time of filing his application and thereafter secured interim financing [from a public or private lending agency] pending the processing and approval of his application by the department.

(c) Where the application has been filed with the department prior to July 2, 1957, and the department has funds available to it in excess of those needed to enable it to process all applications for the purchase of property in which the applicants do not have interests of record."

Amendment No. 5

On page 2, line 48, of the printed bill, as amended in the Senate on April 2, 1958, strike out "farms and".

Amendment No. 6

On page 2, line 50, strike out "farms and".

Amendment No. 7

On page 3, line 6, strike out "farms or".

Amendment No. 8

On page 3, line 9, strike out "and farms".

Amendment No. 9

On page 3, line 10, strike out "farms or".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 78 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Bonelli, Bruschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kilpatrick, Kloksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, McCollister, McMillan, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrader, Sedgwick, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—63.

NOES—Rees—1

Assembly Bill No. 78 ordered enrolled.

Request for Unanimous Consent That Name Be Placed Upon Roll Call

Mr. Mulford asked for, and was granted, unanimous consent that his name be placed upon the roll call on the concurrence in Senate amendments to Assembly Bill No. 78, and that he be recorded as voting "Aye."

THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 11—Relative to congratulating Sheriff E. W. Biscailuz.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE CONSTITUTIONAL AMENDMENT NO. 5

At 10:45 a.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 Senate Constitutional Amendment No. 5 adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Beaver, Bee, Belotti, Biddick, Bradley, Bruschgi, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Samuel R. Geddes, Hanna, Hawkins, Henderson, House, Johnson, Kelly, Kilpatrick, Lindsay, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—57.

NOES—Anderson, Brown, Burke, Cusanovich, Gaffney, Ernest R. Geddes, Grant, Hansen, Kloksiem, Lanterman, Levering, Luckel, Sedgwick, and Shell—14

(Notice of motion to reconsider Senate Constitutional Amendment No. 5 was given later this day, A.J., page 518.)

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP CONFERENCE
REPORT CONCERNING ASSEMBLY BILL NO. 18**

Mr. Crawford asked for, and was granted, unanimous consent to take up the Conference Committee report concerning Assembly Bill No. 18, temporarily passed on file.

Report of Committee on Conference read

By unanimous consent, further consideration of the report was continued until copies of the report had been distributed to the members.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY
CONCURRENT RESOLUTIONS NOS. 13, 31, AND 37**

Mr. McCollister asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolutions Nos 13, 31, and 37, out of order.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 13

Assembly Concurrent Resolution No. 13—Relative to the retirement of Assemblyman Albert I. Stewart

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Urruh, Weinberger, Wilson, Winton, and Mr. Speaker—79.

NOES—None.

Resolution ordered transmitted to the Senate.

Speaker Presiding

At 11.08 a.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Request for Unanimous Consent to Become Co-author

Mr. Conrad asked for, and was granted, unanimous consent that Mr. Beaver be permitted to have his name included as a co-author on the illuminated copy of Assembly Concurrent Resolution No. 13.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 37

Assembly Concurrent Resolution No. 37—Relative to Assemblyman Roy J. Nielsen.

Resolution read

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller,

Mulford, Munnell, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—78.
 NOES—None

Resolution ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 31

Assembly Concurrent Resolution No. 31—Relative to Assemblyman Donald D. Doyle.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—78

NOES—None.

Resolution ordered transmitted to the Senate

Request for Unanimous Consent That Name Be Placed Upon Roll Call

Mr. Chapel asked for, and was granted, unanimous consent that Mr. Kilpatrick be placed upon the roll call on Assembly Concurrent Resolution No. 31, and that he be recorded as voting "Aye."

REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON ROLL CALL ON ASSEMBLY CONCURRENT RESOLUTION NO. 37

Mr. Wilson asked for, and was granted, unanimous consent that his name be placed upon the roll call on Assembly Concurrent Resolution No. 37, and that he be recorded as voting "Aye."

REQUEST FOR UNANIMOUS CONSENT THAT NAMES BE PLACED UPON ROLL CALLS ON ASSEMBLY CONCURRENT RESOLUTIONS NOS. 13, 37, AND 31

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Concurrent Resolutions Nos. 13, 37, and 31 show that they were adopted by a unanimous vote; and that the names of all members voting on the resolutions be placed upon the illuminated copies of the resolutions.

REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON ROLL CALL ON SENATE CONSTITUTIONAL AMENDMENT NO. 5

Messrs. Burton and O'Connell asked for, and were granted, unanimous consent that their names be placed upon the roll call on Senate Constitutional Amendment No. 5, and that they be recorded as voting "Aye."

REQUEST FOR UNANIMOUS CONSENT

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent that he be permitted to use Room 2170 for an All California Delegation Caucus today.

**NOTICE OF MOTION TO RECONSIDER SENATE CONSTITUTIONAL
AMENDMENT NO. 5**

Mr. Klockslem gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Constitutional Amendment No. 5 was this day adopted. (A.J., page 515.)

Motion to Suspend Rules

Mr. Unruh moved that the Rules be suspended in order to take up the notice of motion to reconsider Senate Constitutional Amendment No. 5, at this time.

Mr. McCollister seconded the motion

The roll was called, and the motion carried by the following vote:

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—64.

NOES—None.

**MOTION TO RECONSIDER SENATE CONSTITUTIONAL
AMENDMENT NO. 5**

In compliance with a notice given, Mr. Klockslem moved that the vote whereby Senate Constitutional Amendment No. 5 was adopted be reconsidered.

Demand for Previous Question

Messrs. Unruh, Wilson, Luckel, Crawford, and McCollister demanded the previous question.

Demand for previous question sustained.

The question being on the motion that the vote whereby Senate Constitutional Amendment No. 5 was adopted be reconsidered.

The roll was called, and Senate Constitutional Amendment No. 5 was refused reconsideration by the following vote:

AYES—Anderson, Backstrand, Coolidge, Cusanovich, Francis, Ernest R. Geddes, Klockslem, Levering, and Weinberger—9.

NOES—Bruce F. Allen, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Dahl, Davis, Dills, Donahoe, Elliott, Frew, Gaffney, Samuel R. Geddes, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Thelin, Thomas, Unruh, Wilson, Winton, and Mr. Speaker—58.

Senate Constitutional Amendment No. 5 ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO CONSIDER CONFERENCE
COMMITTEE REPORT ON ASSEMBLY BILL NO. 18**

Mr. Crawford asked for, and was granted, unanimous consent to consider the Conference Committee report concerning Assembly Bill No. 18, at this time.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was read:

ASSEMBLY CHAMBER, April 8, 1958

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 18—An act to add Chapter 12 (comprising Sections 21801 to 21803) to Division 10 of the Education Code, relating to the participation of the State in a federal scholarship program;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 2 of the printed bill, as amended in the Senate on April 1, 1958, strike out lines 17 to 28, inclusive, and in line 29, strike out "under such regulations shall be subject to", and insert

"Before adopting a state plan the State Commission on Federal Scholarships shall hold".

Amendment No. 2

On page 2, after line 30, insert

"The State Scholarship Commission shall not grant any scholarship arising under any federal scholarship program after the ninety-first day after the close of the 1959 Regular Session of the Legislature"

KRAFT
THOMPSON
GIBSON

Senate Committee on Conference

CRAWFORD
HEGLAND
SHELL

Assembly Committee on Conference

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

AYES—Bruce F. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, McCollister, Meyers, Miller, Mulford, Munnell, Pattee, Porter, Rees, Rurnford, Schrade, Sedgwick, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—65.

NOES—Masterson and O'Connell—2.

**Request for Unanimous Consent That Vote Be Changed Upon Roll Call
on Conference Report**

Mr. Masterson asked for, and was granted, unanimous consent that his vote be changed upon the roll call on the Conference Committee report concerning Assembly Bill No. 18, and that he be recorded as voting "No," instead of "Aye."

REQUEST FOR UNANIMOUS CONSENT

Mr. Meyers asked for, and was granted, unanimous consent to excuse the following members of the Assembly Committee on Legislative Representation, who missed some roll calls due to a meeting of the committee to check records:

Don Anderson, Ralph M. Brown, Lester A. McMillan, and Charles W. Meyers.

**REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON
ROLL CALL ON SENATE CONSTITUTIONAL AMENDMENT NO. 5**

Mr. Meyers asked for, and was granted, unanimous consent that his name be placed upon the roll call on Senate Constitutional Amendment No. 5, and that he be recorded as voting "Aye."

**REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON
ROLL CALL ON MOTION TO RECONSIDER SENATE CONSTITUTIONAL
AMENDMENT NO. 5**

Mr. Weinberger asked for, and was granted, unanimous consent that his name be placed upon the roll call on the motion to reconsider Senate Constitutional Amendment No. 5, and that he be recorded as voting "Aye."

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

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

Assembly Bill No. 130: By Messrs. Lowrey, Nielsen, and MacBride—An act to add Article 3 (commencing with Section 6936) to Chapter 4, Part 6, Division 8 of the Harbors and Navigation Code, relating to river port districts.

Referred to Committee on Conservation, Planning, and Public Works.

Assembly Bill No. 131: By Mr. Lanterman—An act to amend Section 9301 of the Government Code, relating to legislative expenses.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 44: By Messrs. Backstrand, Johnson, Anderson, Cusanovich, Bruce F. Allen, Bradley, Hansen, Lanterman, Marsh, Mulford, Pattee, and Thelin—Relative to an investigation by the Joint Judiciary Committee on Administration of Justice.

Referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Busterud and Gaffney:

House Resolution No. 60

Relative to the passing of Matsunosuke Tsukamoto

WHEREAS, Matsunosuke Tsukamoto, the oldest Japanese-American in the Nation, passed away at the venerable age of 101 years on April 8, 1958; and

WHEREAS, This gentle, kindly man came to San Francisco in 1887, worked at farming and logging in Calaveras County and then engaged in the laundry business in Tiburon, which at that time had only about 100 families, starting the business as a hand operation with assets consisting only of a bucket and a bar of soap; and

WHEREAS, In 1896 he crossed the Bay to form the first Japanese-operated machine laundry in San Francisco, which after many years of arduous effort he built into the Peoples Laundry, today carried on by his eldest son, Kaytaro Tsukamoto; and

WHEREAS, Mr. Tsukamoto was always active in community affairs and served as prewar President of the Japanese Association and for his services was awarded the Japanese Order of the Sacred Treasure, Sixth Class; and

WHEREAS, Throughout the years he periodically visited his native land about every 10 years and on one of the earlier trips he married and brought back his first wife, the mother of his children, who died near the beginning of the century, and brought back his present wife in 1911; and

WHEREAS, Mr. Tsukamoto is survived by his wife, Mrs. Mitsu Tsukamoto, and his four children, Mr. Kaytaro Tsukamoto, the Reverend Joseph Tsukamoto, Pastor of the Christ Episcopal Church, Mr. George Tsukamoto, and his daughter, Mrs. Mine Karamura; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislature wishes to express its heartfelt condolences to the family of Matsunosuke Tsukamoto and to take this opportunity to pay homage to this venerable gentleman; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to the wife and children of Mr. Matsunosuke Tsukamoto and to the Japanese American Citizens League.

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

By Messrs. Bee, Rumford, Dahl, Lincoln, Crown, and Mulford:

House Resolution No. 61

Relative to the passing of George A. Janssen

WHEREAS, The Members of the Assembly have learned with profound regret of the passing at the age of 75 of George A. Janssen; and

WHEREAS, Mr. Janssen was appointed a Supervisor of Alameda County in 1933 by Governor James Rolph, Jr., and was re-elected to that office for a period of 22 years until his voluntary retirement in 1955; and

WHEREAS, During his first years as supervisor, Mr. Janssen initiated a cleanup in county charity operations and was a continual watchdog of the county budget; and

WHEREAS, He was supervisor of his district during its period of greatest expansion—huge industrial and residential centers appearing on what he had first seen as orchard and farm land; and

WHEREAS, Throughout his career he served as chairman of the county's Committee on Hospitals and Institutions, a part he relinquished upon his retirement as supervisor although he continued as a board member; and

WHEREAS, During his long career on the Board of Supervisors, Mr. Janssen served as chairman for two and one-half terms, as Chairman of the California Joint Highway District No. 26, and was known throughout California for his activities with the State Supervisors' Association; and

WHEREAS, He was always active in civic and fraternal affairs, as a member and Past President of the Melrose Business Men's Association, a member of the Oakland Playground Commission, the Alameda Butchers' Association, the Fruitvale Lodge of the Masons, the Royal Arch Masons, Woodman of the World, Odd Fellows, Eagles, Macabees, and Native Sons of the Golden West; and

WHEREAS, Until the time of his death he served as a member of the Advisory Board of the East Oakland Branch of the Bank of America; and

WHEREAS, On the day he was stricken, the East Oakland Breakfast Club, of which he was a founder and lifetime member, adjourned its meeting in his honor and with a final eulogy that he was "eminently kind, modest and always helpful and considerate of his fellow man"; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly hereby express their sorrow occasioned by the passing of George A. Janssen and extend their sympathies to his surviving family; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of the resolution to his daughter, Mrs. Fred Carter, to his sister, Mrs. Frank Beck, to his brothers, Mr. Henry Janssen and Mr. Arthur Janssen, and to his two grandchildren.

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

By Mr. Kelly:

House Resolution No. 62

Relative to congratulating Glenn O. Nay

WHEREAS, It has come to the attention of the Members of this Assembly that Glenn O. Nay, who for the past 29 years has headed the Agricultural Department at Shafter High School, will retire at the close of the current academic year; and

WHEREAS, Mr. Nay is not only credited with being an excellent instructor, but also an outstanding leader in the field of agricultural education in this State; and

WHEREAS, His understanding nature, his friendly counsel and his rare insight into the young mind won for Glenn O. Nay the respect, admiration and trust of his students and the high esteem of his fellow coworkers; and

WHEREAS, He has participated unselfishly in civic affairs; he was a member of the first city council in Shafter, California, and served six years in this capacity; he was Commander of the American Legion in 1932 and again in 1936; he was President of the Rotary Club of Shafter in 1949 and 1950; he served on the Board of Directors of the Kern County Fair for eight years; and he has been President of the Shafter Public Utility District from 1944 to the present; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly commend Glenn O. Nay for his outstanding record of devotion to the youth of this State, congratulate him on his forthcoming retirement, and extend to him best wishes for success in his future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to send a copy of this resolution to Glenn O. Nay, Shafter High School, Shafter Public Utility District, and his daughter.

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

By Mr. Dahl:

House Resolution No. 63

Relative to an additional San Francisco Bay crossing

WHEREAS, The California Toll Bridge Authority has recently determined that the proposed Southern Crossing cannot be financed and constructed at the rates of tolls in effect on the San Francisco-Oakland Bay Bridge on January 1, 1957; and

WHEREAS, As a result of this action the statutory provisions for the financing and construction of the Southern Crossing will terminate and be of no further force and effect on and after July 1, 1958; and

WHEREAS, The Legislature will undoubtedly at the 1959 Regular Session be faced with making a decision as to what course to follow with respect to the financing and construction of an additional toll bridge or other toll highway crossing across San Francisco Bay south of the existing San Francisco-Oakland Bay Bridge; and

WHEREAS, The Assembly Interim Committee on Transportation and Commerce is the appropriate committee of this house to conduct studies and make recommendations as to such matters and to co-operate in studies to be made by the Department of Public Works as to all possible alternative locations of such an additional San Francisco Bay crossing as a substitute for the proposed Southern Crossing; and

WHEREAS, It is essential that the Department of Public Works should conduct new studies as to all possible alternative locations of an additional San Francisco Bay crossing as a substitute for the proposed Southern Crossing in co-operation with the Assembly Interim Committee on Transportation and Commerce and recommend to the Legislature the location for such crossing which it considers to be the most feasible location; and

WHEREAS, The Assembly Interim Committee on Transportation and Commerce should also study the need for an additional crossing in light of proposals for construction of a rapid transit tube between Alameda County and the City and County of San Francisco by the San Francisco Bay Area Rapid Transit District, and the feasibility of designing such an additional crossing to accommodate modern rapid transit facilities and equipment; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Transportation and Commerce be directed to study and make recommendations as to the matters mentioned in this resolution; and be it further

Resolved, That the Department of Public Works be requested to conduct new studies of all possible alternative locations of an additional San Francisco Bay crossing as a substitute for the proposed Southern Crossing and to conduct such studies in co-operation with the Assembly Interim Committee on Transportation and Commerce and to recommend to the Legislature the location for such crossing which it considers to be the most feasible location; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a copy of this resolution to the Director of Public Works.

Resolution read, and ordered referred to the Committee on Transportation and Commerce.

By Messrs. Gaffney and Meyers:

House Resolution No. 64

Relative to an additional San Francisco Bay crossing

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Transportation and Commerce be directed to study all matters in connection with the financing and construction of an additional toll bridge or other highway crossing across San Francisco Bay with a western terminus at or south of Army Street or at or north of Candlestick Point, but no farther north than Army Street and all matters in connection with the financing and construction of a rapid transit tube across San Francisco Bay between the City and County of San Francisco and the County of Alameda; and be it further

Resolved, That the Toll Bridge Authority be authorized to use any unexpended Army Street Southern Crossing survey moneys to make further studies and plans for such additional Southern Crossing

Resolution read, and ordered referred to the Committee on Transportation and Commerce.

By Messrs. O'Connell and Unruh :

House Resolution No. 65

Relative to investigation of operations of insurance adjusters

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Finance and Insurance (created by House Resolution No. 235 of the 1957 Regular Session) is authorized and directed to ascertain, study and analyze all facts relating to the operations and licensing of insurance adjusters and to report thereon to the Assembly.

Resolution read, and ordered referred to the Committee on Finance and Insurance.

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

The following resolution was offered :

Assembly Joint Resolution No. 10: By Mrs. Davis—Relative to the establishment of a waterfowl refuge.

Referred to Committee on Fish and Game.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. McCollister asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of permitting the setting of all measures pending in their appropriate committees for hearings on Monday, April 14th.

**REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON
ROLL CALL ON SENATE AMENDMENTS TO ASSEMBLY BILL NO. 78**

Mr. O'Connell asked for, and was granted, unanimous consent that his name be placed upon the roll call on concurrence in Senate amendments to Assembly Bill No. 78, and that he be recorded as voting "Aye."

EXPLANATIONS OF ABSENCE

I was not recorded on several roll calls this morning due to my attendance at a meeting of the Assembly Committee on Judiciary.

JOHN A. BUSTERUD

I have been in the Governor's Office from 10.15 to 11.25 a.m.

JAMES L. HOLMES

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Dahl announced that there would be no meeting of the Committee on Revenue and Taxation today, but that the committee would meet at a time to be scheduled later.

ADJOURNMENT

At 12.16 p.m., on motion of Mr. McCollister, the Speaker declared the Assembly adjourned until 11 a.m., Monday, April 14, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-NINTH LEGISLATIVE DAY
FORTY-SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Monday, April 14, 1958

The Assembly met at 11 a.m.

Hon. L. H. Lincoln, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Munnell, Nielsen, Nisbet, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—73.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by the Reverend Philip W. Bergstresser, Assistant Pastor, St. John's Lutheran Church of Sacramento:

O Strength and Stay Upholding All Creation, Who alone is steadfast, selfless, and faithful, forgive us for our inconstancy, selfishness, and faithlessness. Grant us, we beseech Thee, rest when restless, renewed strength when weary, patience when impatient, love when unloving, and Thy will when self-willed; through Jesus Christ, Thy Son, our Lord.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Erwin, seconded by Mr. Beaver, 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. Stewart, on motion of Mr. McCollister.

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

Mr. Burton, on motion of Mr. McCollister.

Mr. O'Connell, on motion of Mr. McCollister.

Mr. Mulford, on motion of Mr. McCollister.

Mr. Miller, on motion of Mr. Bruce F. Allen.

Mr. Biddick, on motion of Mr. Brown.

Mr. Doyle, on motion of Mr. Sedgwick.

COMMUNICATIONS

The following communication was presented by the Chief Clerk from:

Mrs. Myrna Northrup Moffet expressing appreciation for resolution of sympathy on the passing of her father, Judge William M. Northrup. Ordered filed with the Secretary of State.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, April 10, 1958

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

Assembly Bill No. 67—An act to add Article 2.5 (commencing with Section 9035) to Chapter 1 of Division 2 of Title 2 of the Government Code, relating to convening of sessions of the Legislature during or after a disaster in this State resulting from enemy or war-caused action;

Assembly Bill No. 88—An act to add Section 468 to the Penal Code, relating to sniperscopes;

Assembly Bill No. 104—An act to amend Sections 32130, 32202, 32203, and 32221 of, and to add Section 32135 to, the Health and Safety Code, relating to local hospital districts, declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 108—An act to add Section 9135 to the Government Code, relating to a citizens advisory commission to assist in an investigation of the public schools of this State;

And reports the same correctly enrolled, and presented to the Governor on the tenth day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 10, 1958

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

Assembly Concurrent Resolution No. 25—Relative to the continuation of the experimental program of establishment of roadside rests;

Assembly Concurrent Resolution No. 38—Relative to the commendation and congratulation of Edgar L. Buttner;

And reports the same correctly enrolled, and presented to the Secretary of State on the tenth day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 10, 1958

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

Assembly Joint Resolution No. 5—Relative to discrimination in employment; And reports the same correctly enrolled, and presented to the Secretary of State on the tenth day of April, 1958, at 2 p.m.

BURKE, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 10, 1958

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

Assembly Concurrent Resolution No. 13	Assembly Concurrent Resolution No. 39
Assembly Concurrent Resolution No. 31	Assembly Concurrent Resolution No. 41
Assembly Concurrent Resolution No. 37	

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, April 10, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 18—An act to add Chapter 12 (comprising Sections 21801 and 21803) to Division 10 of the Education Code, relating to the participation of the State in a federal scholarship program.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Assembly Bill No. 18 ordered enrolled.

SENATE CHAMBER, April 10, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 50—An act to add Article 4, commencing with Section 24676, to Chapter 6 of Division 12 of the Education Code, relating to school records of pupils.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Assembly Bill No. 50 ordered enrolled.

SENATE CHAMBER, April 10, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 70—An act to amend Section 23600 of the Government Code, relating to county seats, and providing for temporary county seats for use in case of war or enemy caused disaster.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Assembly Bill No. 70 ordered enrolled.

SENATE CHAMBER, April 10, 1958

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

Assembly Bill No. 45

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, April 10, 1958

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

Senate Bill No. 46

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, April 10, 1958

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 Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (b) of Section 2 of Article IV thereof, relating to compensation of Members of the Legislature;

And appointed Senators Cobey, Robert I. McCarthy, and Byrne, as a Committee on Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING SENATE CONSTITUTIONAL AMENDMENT NO. 5

The Speaker announced the appointment of Messrs. Lanterman, Marsh, and Munnell as a Committee on Conference concerning Senate Constitutional Amendment No. 5.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 10, 1958

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

Senate Bill No. 56

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 56—An act to amend Section 18370 of Article 5, Chapter 4, Part 2, Division 13, Health and Safety Code, relating to plumbing, heating and electrical equipment in trailer coaches.

Referred to Committee on Public Health.

Speaker pro Tempore Presiding

At 11.09 a m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 22—Relative to adjournment sine die of the 1958 First Extraordinary Session of the Legislature of the State of California.

Resolution read.

Motion to Amend

Mr. McCollister moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed measure, strike out "third", and insert "sixteenth".

Amendment read.

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

AYES—Don A. Allen, Anderson, Beaver, Bee, Belotti, Bonelli, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Cunningham, Cusanovich, Dahl, Davis, Donahoe, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lowrey, MacBride, Marsh, Masterson, McCollister, McMullan, Munnell, Nielsen, Nisbet, Pattee, Porter, Rees, Rumford, Sedgwick, Shell, Sumner, Thelin, Wilson, and Winton—54.

NOES—Bruce F. Allen, Backstrand, Crawford, Hegland, Lanterman, Levering, Luckel, and Schrade—8.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 22, at this time, without reference to reprint or file, and that the same be considered re-engrossed.

Consideration of Assembly Concurrent Resolution No. 22, as Amended

Assembly Concurrent Resolution No. 22—Relative to adjournment sine die of the 1958 First Extraordinary Session of the Legislature of the State of California.

Resolution read.

(On April 16th, the Senate was requested to return Assembly Concurrent Resolution No. 22 to the Assembly (A.J., page 565); the resolution was returned by the Senate on April 17th (A.J., page 589); and on April 18th, the record was expunged, and the action rescinded whereby the resolution was this day adopted. (A J., page 617.))

THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 6—Relating to the economics of disarmament.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Britschgi, Brown, Burke, Busterud, Chapel, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Kloockslem, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Munnell, Nisbet, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Sumner, Unruh, Wilson, and Winton—58.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Concurrent Resolution No. 12—Relative to the expenses of the legislator members of the Fairs Classification Committee.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Britschgi, Brown, Burke, Busterud, Chapel, Conrad, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloockslem, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Munnell, Nielsen, Nisbet, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Winton—63.

NOES—None.

Resolution ordered transmitted to the Senate.

Senate Concurrent Resolution No. 15—Relative to the Tenth Anniversary of the founding of the Loyola University of Los Angeles.

Resolution read, and adopted.

Motion to Amend Title

Mr. Munnell moved the adoption of the following amendment to the title:

Amendment No. 1

In line 2 of the title of the printed measure, after the second "the", insert "Industrial Relations Center at".

Amendment read, and adopted.

Resolution ordered reprinted, and transmitted to the Senate.

Senate Concurrent Resolution No. 13—Relative to commending and recognizing Alta Sims Bunker for her leadership in public recreation in California.

Resolution read, and adopted.

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. 132 (At the request of Department of Finance):
By Mr. Hawkins—An act making an appropriation for legislative printing, binding, mailing, etc., in augmentation of Item 9 of the Budget Act of 1957, to take effect immediately

Request for Unanimous Consent

Mr. Hawkins asked for, and was granted, unanimous consent that Assembly Bill No. 132 be ordered printed, engrossed, and held at the desk without reference to committee.

**Request for Unanimous Consent That Rush Order Be Placed
Upon Printing of Assembly Bill No. 132**

Mr. Hawkins asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 132.

RESOLUTIONS

The following resolutions were offered:

By Mr. Hawkins:

House Resolution No. 66

Relative to commending the Victory Baptist Church of Los Angeles
on its Fifteenth Anniversary

WHEREAS, It has come to the attention of the Assembly of the State of California that the Victory Baptist Church of Los Angeles will celebrate during the month of April, 1958, the Fifteenth Anniversary of its founding; and

WHEREAS, From a modest beginning, the religious institution has expanded its influence and area of service to include a community of activities reaching into the homes and lives of the citizens throughout our State; and

WHEREAS, Included in its many activities are a child care and youth center, a community educational program, and a renowned "Voice of Victory" choir; and

WHEREAS, The founder and minister, Rev. Arthur A. Peters, in his life dedicated "to serve the present age" has through his unstinting efforts, unselfish devotion, and intense faith fashioned a building into a center of religious culture and inspiration, now, therefore, be it

Resolved by the Assembly of the State of California, That the Victory Baptist Church is congratulated and commended upon the Fifteenth Anniversary of its existence and for its outstanding contribution to religious development in the West; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the pastor of Victory Baptist Church, the Reverend Arthur A. Peters.

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

By Mr. Kelly and Miss Donahoe:

House Resolution No. 67

Relative to congratulating and commending the people of Kern County upon the event of "Good News Week"

WHEREAS, The period from April 24 to May 3, 1958, has been declared as "Good News Week" in Kern County; and

WHEREAS, This program is designed to focus attention on the good side of the economic news, to stimulate public confidence in the economy of Kern County, and to spur business sales; and

WHEREAS, Spearheaded by a group of forward-looking, public-spirited businessmen of Bakersfield, this campaign will use a positive and optimistic approach and will be geared to the thought "Let's keep the community healthy and prosperous"; and

WHEREAS, The Kern County Board of Supervisors and the Board of Directors of the Trade Club have officially endorsed this program; and

WHEREAS, Others invited to participate in this program include the Bakersfield City Council and Mayor Frank Sullivan, the Greater Bakersfield Chamber of Commerce, the Kern County Employees Association, the Downtown Association, the Used Car Dealers Association, the New Car Dealers Association, the Bakersfield Ad Club, the Bakersfield Junior Chamber of Commerce, the Kern County agricultural industry and the petroleum industry; now, therefore, be it

Resolved by the Assembly of the State of California. That the Members of this Assembly congratulate the organizers of this campaign on their positive approach to the problem of business pessimism and request the people of Kern County to give their full support to this worthwhile project; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to send suitably prepared copies of this resolution to Mayor Frank Sullivan of Bakersfield and to each of the organizations mentioned above.

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

REQUESTS FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

The following members asked for, and were granted, unanimous consent that Rule 58 be suspended for the purpose of setting bills for hearings in committees as follows:

Mr. Rumford, to hear Senate Bill No. 56 in Public Health today.

Mrs. Davis, to hear Assembly Joint Resolution No. 10 in Fish and Game on adjournment today.

Mr. Lindsay, to hear Assembly Bill No. 130, House Resolution No. 59, Senate Bill No. 49, and Assembly Bill No. 24 in Conservation, Planning, and Public Works today

Mr. Unruh, to hear House Resolution No. 65 in Finance and Insurance today.

Mr. Bruce F. Allen, to hear Assembly Bills Nos. 122, 123, and 124 in Ways and Means today.

Mr. Nisbet asked for unanimous consent that Rule 58 be suspended for the purpose of setting Senate Constitutional Amendment No. 2 for hearing in the Committee on Constitutional Amendments today.

Mr. Elliott withheld unanimous consent

Motion to Suspend Rule 58

Mr. Nisbet moved that Rule 58 be suspended for the purpose of setting Senate Constitutional Amendment No. 2 for hearing in the Committee on Constitutional Amendments today.

Mr. Henderson seconded the motion.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

Mr. Chapel asked for unanimous consent to make a statement, at this time.

Mr. McCollister withheld unanimous consent because the statement pertained to business in the Budget Session.

EXPLANATION OF ABSENCE

I missed roll call this morning because I was attending the Budget Conference Committee meeting from 9 until 11 30 and was in the Governor's Office thereafter until noon.

CASPAR W. WEINBERGER

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Today—

At 1.30 p.m.—

Civil Service and State Personnel, in Room 2170.

At 1.45 p.m.—

Conservation, Planning, and Public Works, in Room 4202.

Today upon adjournment—

Public Health, in Room 2196. Subject: House Resolution No. 58 and Senate Bill No. 56.

Finance and Insurance, in Assembly Lounge.

Fish and Game, in Sergeant-at-Arms Room.

ADJOURNMENT

At 11.37 a.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10 a.m., Tuesday, April 15, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTIETH LEGISLATIVE DAY
FORTY-THIRD CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Tuesday, April 15, 1958

The Assembly met at 10 a.m.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnibus at the desk.

ROLL CALL

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

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Niel-sen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—77.

Quorum present.

PRAYER

Upon invitation of the Speaker pro Tempore, the following prayer was offered by the Reverend Philip W. Bergstresser, Assistant Pastor of St. John's Lutheran Church of Sacramento:

O Merciful Father in Heaven. Who holdest in Thy hand all the might of man, and who hast ordained government for the punishment of evildoers, and for the praise of them that do well, and of whom is all rule and authority: we beseech Thee, graciously regard Thy servants, the Governor of our State, and the men of the Legislature. Enlighten and defend them by Thy name, O God. Grant them wisdom and understanding, that, under their peaceable governance, Thy people may be guarded and directed in righteousness, quietness, and unity. Protect and prolong their lives, O God of our salvation, that they may show forth the praise of Thy name; through Jesus Christ, Thy Son, our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Miss Donahoe, seconded by Mr. Erwin, 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. Stewart, on motion of Mr. McCollister.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Doyle, on motion of Mr. McCollister.

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

Mr. Henderson, on motion of Mr. McCollister.

COMMUNICATIONS

The following communications were presented by the Chief Clerk from:

Mrs. A. J. Blair of Placerville, relative to a bridge across Emerald Bay. Ordered referred to the Committee on Transportation and Commerce.

Mrs. M. Kunkel of San Francisco, relative to grievances. Ordered referred to the Committee on Social Welfare.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 45: By Mr. Winton—Relative to the Tokyo-Azores flight.

Request for Unanimous Consent

Mr. Winton asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 45, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 45

Assembly Concurrent Resolution No. 45—Relative to the Tokyo-Azores flight.

Resolution read, and adopted.

Resolution ordered printed, and transmitted to the Senate.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, April 14, 1958

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

Assembly Concurrent Resolution No. 13—Relative to the retirement of Assemblyman Albert I. Stewart;

Assembly Concurrent Resolution No. 31—Relative to Assemblyman Donald D. Doyle;

Assembly Concurrent Resolution No. 37—Relative to Assemblyman Roy J. Nielsen;

Assembly Concurrent Resolution No. 39—Commending the Rancheros Visitadores;

Assembly Concurrent Resolution No. 41—Relative to congratulating the Paulist Fathers on the occasion of the One Hundredth Anniversary of the establishment of the Society of Missionary Priests of St. Paul the Apostle;

And reports the same correctly enrolled, and presented to the Secretary of State on the fourteenth day of April, 1958, at 3 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 14, 1958

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

Assembly Bill No. 78—An act to add Section 986.4 to, to amend Sections 986.5, 986.6, and 987.15 of, and to repeal Section 987.13 of, the Military and Veterans Code, relating to veterans' farm and home purchases, and declaring the urgency thereof, to take effect immediately;

And reports the same correctly enrolled, and presented to the Governor on the fourteenth day of April, 1958, at 3 p.m.

BURKE, Chairman

Committee on Finance and Insurance

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred: House Resolution No. 65

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

UNRUH, Chairman

Above reported resolution ordered on file.

Committee on Fish and Game

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Fish and Game, to which was referred:

Assembly Joint Resolution No. 10

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

BELOTTI, Chairman

Above reported resolution ordered engrossed.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 15, 1958

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

Assembly Joint Resolution No. 10

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Bill No. 130

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

LINDSAY, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 49

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

LINDSAY, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

House Resolution No. 59

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

LINDSAY, Chairman

Above reported resolution ordered on file.

Committee on Public Health

ASSEMBLY CHAMBER, April 14, 1958

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

House Resolution No. 58

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

RUMFORD, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, April 14, 1958

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

Senate Bill No. 56

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

RUMFORD, Chairman

Above reported bill ordered to second reading.

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, April 14, 1958

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

Senate Constitutional Amendment No. 2

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

NISBET, Chairman

Above reported resolution ordered on file.

Committee on Ways and Means

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 119

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

LOWREY, Vice Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:

Assembly Bill No. 122

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

LOWREY, Vice Chairman

Above reported bill ordered to second reading.

Parliamentary Inquiry

Mr. Bruce F. Allen arose to the following parliamentary inquiry: Is Assembly Bill No. 122 now on second reading file?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the bill will be on file for second reading tomorrow.

Request for Unanimous Consent

Mr. Bruce F. Allen asked for unanimous consent that Rule 70 be suspended for the purpose of permitting Assembly Bill No. 122 to be read the second time, at this time

Mr. Lowrey withheld unanimous consent.

Motion to Suspend Rule 70

Mr. Bruce F. Allen moved that Rule 70 be suspended for the purpose of permitting Assembly Bill No. 122 to be read the second time, at this time.

Mr. Masterson seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Busterud, Chapel, Crawford, Cusanovich, Davis, Donahoe, Elliott, Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Kelly, Kilpatrick, Klockslem, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Mulford, Munnell, Nisbet, Pattee, Rumford, Schrade, Sedgwick, Sumner, Thomas, and Wilson—47.

NOLDS—Burke, Lanterman, Levering, Lowrey, Rees, and Shell—6

SECOND READING OF ASSEMBLY BILL NO. 122

Assembly Bill No. 122—An act making an appropriation to provide for an increase in the salaries of academic employees of the University of California, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Ways and Means:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "General Fund", and insert "Investment Fund".

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Bruce F. Allen asked for, and was granted, unanimous consent to consider further amendments to Assembly Bill No. 122, at this time, without reference to reprint and engrossment.

Motion to Amend

Mr. Bruce F. Allen moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "foruin", insert "and academic and administrative employees of the several state colleges".

Amendment No. 2

On page 1, lines 1 and 2, strike out "one million nine hundred thirty-one thousand dollars (\$1,931,000)", and insert "three million two hundred eighty-one thousand dollars (\$3,281,000)".

Amendment No. 3

On page 1, line 3, strike out "the University", and strike out all of lines 4 to 11, inclusive, and insert "provide salary increases for the academic employees of the University of California and the academic and administrative employees of the several state colleges, to be allocated in the manner hereinafter provided.

Of the total amount appropriated hereby the sum of one million nine hundred thirty-one thousand dollars (\$1,931,000) shall be for the University Salary Increase Fund to be allocated only on authorization of the Department of Finance to the Regents of the University of California, in augmentation of its appropriation for support or for other purposes, in such amounts as will defray the cost, including retirement contributions, of increases in compensation provided for in any increased academic salary range established during the 1957-58 or 1958-59 Fiscal Year by the regents.

Of the total amount appropriated hereby the sum of one million three hundred fifty thousand dollars (\$1,350,000) shall be allocated by the Department of Finance to the Department of Education for salaries for academic and administrative employees of the several state colleges, in augmentation of their respective appropriations for support or for other purposes, in such amounts as will make sufficient money available to be paid each state college academic and administrative employee

the increase in compensation provided for in any increased salary range established during the 1958-59 Fiscal Year by the State Personnel Board or other salary-fixing authority. Before the State Personnel Board or other salary-fixing authority establishes any increased salary range for such employees during the 1958-59 Fiscal Year, a certification shall be obtained from the Director of Finance that sufficient money either is available in funds authorized for the agencies or may be made available from the appropriation to meet the cost of the increased salary range."

Amendments read, and adopted.

Bill ordered reprinted, and engrossed.

**Request for Unanimous Consent That Rush Order Be Placed
Upon Printing of Assembly Bill No. 122**

Mr. Bruce F. Allen asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 122.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:
Senate Constitutional Amendment No. 1

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

LOWREY, Vice Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which was referred:
Senate Bill No. 7

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

LOWREY, Vice Chairman

Above reported bill ordered to second reading.

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Senate Concurrent Resolution No. 6

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

LUCKEL, Chairman

Above reported resolution ordered on file.

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

House Resolution No. 56

House Resolution No. 63

House Resolution No. 64

Has had the same under consideration, and reports the same back with the recommendation: That the resolutions be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

LUCKEL, Chairman

Resolutions ordered filed; and the subject matter ordered referred to the Committee on Rules.

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Assembly Concurrent Resolution No. 40

Has had the same under consideration, and reports the same back with amendments with the recommendation: Be amended; that the resolution be filed, as amended; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

LUCKEL, Chairman

Resolution ordered on file.

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, April 14, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 127

House Resolution No. 57

Has had the same under consideration, and reports the same back with the recommendation: That the bill and resolution be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

DALL, Chairman

Bill and resolution ordered filed; and the subject matter of both ordered referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT

Mr. Bruce F. Allen asked for, and was granted, unanimous consent that the Assembly do now recess for 15 minutes to permit a Northern California Delegation Caucus in Room 5168, at this time.

RECESS

At 10.17 a.m., on motion of Mr. Bruce F. Allen, the Assembly recessed until 10.32 a.m.

REASSEMBLED

The Assembly reconvened at 11.07 a.m.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnibus at the desk.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing all bills which are amended on second reading today on third reading file, instead of returning them to the second reading file.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 130—An act to add Article 3 (commencing with Section 6936) to Chapter 4, Part 6, Division 8 of the Harbors and Navigation Code, relating to river port districts.

Bill read second time, and ordered engrossed.

Assembly Bill No. 119—An act to add Section 7996.5 to the Education Code, relating to the State School Building Aid Bond Law of 1958, and making an appropriation therefor.

Bill read second time, and ordered engrossed.

Assembly Concurrent Resolution No. 40—Relative to additional San Francisco Bay crossing.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 2, line 28, of the printed measure, after "prepare", insert "preliminary".

Amendment No. 2

On page 2, line 31, after "Bay", insert "between the County of Alameda on the east side of the bay and the City and County of San Francisco or the County of San Mateo on the west side of the bay, including a study of a crossing".

Amendments read, and adopted.

Resolution ordered reprinted, engrossed, to be filed; and the subject matter to be referred to the Committee on Rules.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 49—An act to amend Sections 36826, 36951, 36952, 36953, 36954, 36955, 36956, 36957, 36958, 36959, 36960, 37050, 37051, 37150, 37151, 37152, 37153, 37154, 37155, 37156, and 37157 of, to repeal Sections 36961, 36962, 37051 5, and 37052 of, and to add Sections 37158, 37159, 37160, 37161, 37162, 37163 and 37164 to, the Water Code, relating to California water districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 56—An act to amend Section 18370 of Article 5, Chapter 4, Part 2, Division 13, Health and Safety Code, relating to plumbing, heating and electrical equipment in trailer coaches.

Bill read second time, and ordered to third reading.

Senate 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 amending Section 2 of Article IX thereof, relating to the Superintendent of Public Instruction.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Constitutional Amendments:

Amendment No. 1

On page one of the printed measure, as amended in the Assembly on April 3, 1958, strike out lines 15 and 16.

Amendment read, and adopted.

Resolution ordered reprinted, and on file.

Senate Bill No. 7—An act to add Article 5g to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of state bonds, to create a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans Farm and Home Purchase Act of 1943 and acts amendatory and supplemental thereto; defining the powers and duties of said committee and of the Department of Veterans Affairs and other state officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1958.

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 9, of the printed bill, as amended in the Assembly on April 2, 1958, strike out lines 50 and 51, and strike out all of page 10.

Amendment read, and adopted.

Bill ordered reprinted, and to third reading.

**REQUEST FOR UNANIMOUS CONSENT THAT RUSH ORDER BE
PLACED UPON PRINTING OF ALL MEASURES**

Mr. McCollister asked for, and was granted, unanimous consent that a rush order be placed upon the printing of all measures amended today.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the Chief Clerk be instructed to prepare, and have mimeographed, a Supplement to the Daily File for use this afternoon

**ANNOUNCEMENT RELATIVE TO RE-REFERENCE OF ASSEMBLY
BILL NO. 132 PURSUANT TO RULE 64**

The Speaker pro Tempore announced that the Legislative Counsel had advised the House that, pursuant to Rule 64, Assembly Bill No. 132 should be re-referred to the Committee on Ways and Means.

REQUEST FOR UNANIMOUS CONSENT

Mr. Hawkins asked for, and was granted, unanimous consent that Rule 64 be suspended for the purpose of permitting Assembly Bill No. 132 to be considered, at this time, without re-reference to the Committee on Ways and Means.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. Hawkins:

Resolved, That Assembly Bill No. 132 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—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Denahoe, Elliott, Erwin, Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Holmes, House, Kelly, Kilpatrick, Klockstein, Levering, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMullan, Mulford, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—62

NOES—None.

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

CONSIDERATION OF ASSEMBLY BILL NO. 132

Assembly Bill No. 132—An act making an appropriation for legislative printing, binding, mailing, etc., in augmentation of Item 9 of the Budget Act of 1957, to take effect immediately.

Bill read second time, and passed temporarily on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 14, 1958

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

Assembly Bill No. 36

Assembly Bill No. 93

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, April 14, 1958

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

Assembly Constitutional Amendment No. 7

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, April 14, 1958

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

Assembly Bill No. 86

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, April 14, 1958

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

Assembly Concurrent Resolution No. 14

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered to unfinished business file.

SENATE CHAMBER, April 14, 1958

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. 15

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, April 14, 1958

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

Senate Concurrent Resolution No. 14

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 14—Relative to additional San Francisco Bay crossings.

Referred to Committee on Rules.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. McCollister, the Journals for Monday, April 7, 1958; Tuesday, April 8, 1958; Wednesday, April 9, 1958; and Thursday, April 10, 1958, were approved as corrected by the Minute Clerk.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. McCollister:

Resolved, That all bills read the second time today present a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bills be read on three several days in each house is hereby dispensed with, and it is ordered that said bills be read the third time, considered engrossed, and placed upon their passage.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Butschgi, Brown, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Samuel R. Geddes, Grant, Hansen, Hawkins, Holmes, House, Johnson, Kelly, Kilpatrick, Kloeksien, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, Pattee, Porter, Rumford, Schrader, Shell, Thelin, Thomas, Urruh, Wemberger, Wilson, and Winton—62.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended relative to the above bills.

**REQUEST FOR UNANIMOUS CONSENT THAT HOUSE RESOLUTION
NO. 60 BE WITHDRAWN FROM COMMITTEE**

Mr. Busterud asked for, and was granted, unanimous consent that House Resolution No. 60 be withdrawn from the Committee on Rules, and be placed upon the file.

Request for Unanimous Consent

Mr. Busterud asked for, and was granted, unanimous consent to take up House Resolution No. 60, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 60

By Messrs. Busterud and Gaffney :

House Resolution No. 60

Relative to the passing of Matsunosuke Tsukamoto

WHEREAS, Matsunosuke Tsukamoto, the oldest Japanese-American in the Nation, passed away at the venerable age of 101 years on April 8, 1958; and

WHEREAS, This gentle, kindly man came to San Francisco in 1887, worked at farming and logging in Calaveras County and then engaged in the laundry business in Tiburon, which at that time had only about 100 families, starting the business as a hand operation with assets consisting only of a bucket and a bar of soap; and

WHEREAS, In 1896 he crossed the Bay to form the first Japanese-operated machine-laundry in San Francisco, which after many years of arduous effort he built into the Peoples Laundry, today carried on by his eldest son, Kaytaro Tsukamoto; and

WHEREAS, Mr. Tsukamoto was always active in community affairs and served as prewar president of the Japanese Association and for his services was awarded the Japanese Order of the Sacred Treasure, Sixth Class; and

WHEREAS, Throughout the years he periodically visited his native land about every 10 years and on one of the earlier trips he married and brought back his first wife, the mother of his children, who died near the beginning of the century, and brought back his present wife in 1911; and

WHEREAS, Mr. Tsukamoto is survived by his wife, Mrs. Mitsn Tsukamoto, and his four children, Mr. Kaytaro Tsukamoto, the Reverend Joseph Tsukamoto, Pastor of the Christ Episcopal Church, Mr. George Tsukamoto, and his daughter, Mrs. Mine Karamura; now, therefore, be it

Resolved by the Assembly of the State of California, That the Legislature wishes to express its heartfelt condolences to the family of Matsunosuke Tsukamoto and to take this opportunity to pay homage to this venerable gentleman; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to the wife and children of Mr. Matsunosuke Tsukamoto and to the Japanese American Citizens League.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT

Mrs. Davis asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 10, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 10

Assembly Joint Resolution No. 10—Relative to the establishment of a waterfowl refuge.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, House, Johnson,

Kelly, Kilpatrick, Klockslem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Master-
son, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet,
O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Thelin, Thomas, Unruh, Wein-
berger, Wilson, and Winton—63.

NOES—None.

Resolution ordered transmitted to the Senate.

Speaker Presiding

At 11.20 a.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

RESOLUTIONS

The following resolutions were offered:

By Mr. Backstrand:

House Resolution No. 68

Relative to approval of the Federal-Aid Highway Act of 1958

WHEREAS, The proposed Federal-Aid Highway Act of 1958 (H. R. 9821) has
been approved by the Congress of the United States and sent to the President for
his approval; and

WHEREAS, There is an urgent need for the passage of this act, both to eliminate
the serious deficiencies in the public highway system in this State and in the Nation,
and to relieve the present unemployment existing throughout both this State and the
Nation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the State
of California respectfully memorializes the President of the United States to approve
and sign the Federal-Aid Highway Act of 1958; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a copy of
this resolution to the President of the United States.

Request for Unanimous Consent

Mr. Backstrand asked for, and was granted, unanimous consent to
take up House Resolution No. 68, at this time, without reference to
committee or file.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti,
Biddick, Bonelli, Bradley, Brown, Burton, Busterud, Chapel, Collier, Coolidge,
Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dulls, Donahoe, Elliott,
Erwin, Frew, Gaffney, Samuel H. Geddes, Grant, Hanna, Hansen, Hawkins, Heg-
land, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay,
Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford,
Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader,
Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Winton, and Mr.
Speaker—69.

NOES—None.

By Mr. Unruh:

House Resolution No. 69

Relating to the duties of the Assembly Interim Committee on Conservation,
Planning, and Public Works

WHEREAS, Evidence has been received by the Subcommittee on Beaches and Parks
of the Assembly Interim Committee on Conservation, Planning, and Public Works
concerning the procedures and policies followed by the State Park Commission and
the Division of Beaches and Parks in acquiring land for state parks and beaches;
and

WHEREAS, The evidence so received indicates that the policies followed have
resulted in unduly prolonged negotiations for the purchase of lands and the use of
condemnation proceedings only as a last resort; and

WHEREAS, By the prompt filing of condemnation proceedings the value of the land
to be taken is fixed a factor of importance in a period of rising prices; and

WHEREAS, The records of the Division of Beaches and Parks show that this
policy has resulted in the necessity of securing new appraisals at substantially
higher amounts than those obtained at the time negotiations were commenced; and

WHEREAS, This is demonstrated by the following instances taken from the records of the Division of Beaches and Parks:

Original appraisals			Final appraisal			
Date	High	Low	Date	High	Low	Paid
1950 -----	\$18,000	\$16,000	1951 -----	\$38,000	\$29,800	\$99,062
1949 -----	25,500	22,000	1952 -----	68,475	67,500	80,213
1951 -----	15,100	15,100	1952 -----	27,000	25,800	34,500

now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Conservation, Planning, and Public Works (created by House Resolution No. 215 of the 1957 Regular Session), in addition to its other duties, is authorized and directed to ascertain, study, and analyze all facts relating to the procedures and policies of the State Park Commission and the Division of Beaches and Parks in acquiring land for state beaches and parks, and to report thereon to the Assembly not later than the thirtieth day of the 1959 Regular Session of the Legislature, including in its report its recommendations for appropriate legislation.

Request for Unanimous Consent

Mr. Unruh asked for, and was granted, unanimous consent to take up House Resolution No. 69, at this time, without reference to committee or file.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Belotti, Bid-dick, Bonelli, Bradley, Brown, Burton, Busterud, Chapel, Collier, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Kelly, Kilpatrick, Kloocksien, Lanterman, Leveing, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Rumford, Schrade, Sedgwick, Sumner, Thelm, Thomas, Unruh, Weinberger, and Winton—64.

NOES—None.

By Miss Donahoe and Mr. Kelly:

House Resolution No. 70

Relative to the location of the Eastside Freeway on State Route No. 58 in the vicinity of Edison

WHEREAS, The Division of Highways of the Department of Public Works has tentatively selected a route for the Eastside Freeway on State Highway Route No. 58 in the vicinity of Edison, and proposes to hold public hearings concerning the advisability of a final selection of that route; and

WHEREAS, The route so selected does not follow the half and quarter section lines, and the establishment of a freeway along said route will cause great hardship upon the persons whose land must be condemned, and will result in a needless expenditure of public funds in the payment of excessive severance damages, and

WHEREAS, The Board of Supervisors of the County of Kern, and the City Council of the City of Bakersfield are now considering the question of which of several possible routes for said freeway will result in the greatest public benefit and convenience, with the least injury and inconvenience to landowners along said route; now, therefore, be it

Resolved, That the Assembly of the State of California requests the Division of Highways of the Department of Public Works to postpone all hearings upon the Eastside Freeway on State Highway Route No. 58 in the vicinity of Edison until the Board of Supervisors of the County of Kern and the City Council of the City of Bakersfield have reached an agreement as to the best route for said freeway; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the Director of the Department of Public Works, to the State Highway Engineer, to the Board of Supervisors of Kern County, and to the City Council of the City of Bakersfield.

Request for Unanimous Consent

Miss Donahoe 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.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Brown, Burton, Busterud, Chapel, Collier, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Luckel, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Wilson—67.
NOES—None.

Request for Unanimous Consent That Name Be Removed From Roll Call

Mr. Lowrey asked for, and was granted, unanimous consent that his name be removed from the roll call on House Resolution No. 70.

By Mr. Burton:

House Resolution No. 71—Relative to the celebration of Columbus Day.

Request for Unanimous Consent

Mr. Burton asked for, and was granted, unanimous consent to take up House Resolution No. 71, at this time, without reference to committee or file.

Resolution read.

**Request for Unanimous Consent That Members Be Placed
Upon House Resolution No. 71 as Co-authors**

Mr. Burton asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon House Resolution No. 71 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of House Resolution No. 71:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—75.
NOES—None.

Consideration of House Resolution No. 71, as Amended

By Messrs. Burton, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lincoln, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister,

McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton:

House Resolution No. 71

Relative to the celebration of Columbus Day

WHEREAS, October 12, 1958, will mark the Four Hundred Sixty-sixth Anniversary of the discovery of the Americas by the renowned Italian explorer, Cristoforo Colombo, or as he is referred to by those of us not of the great man's own Italian ancestry, Christopher Columbus, and

WHEREAS, The commemoration of this most extraordinary event in human history has made the Columbus Day holiday an occasion for festive rejoicing among all peoples of the New World ever since the first such holiday was observed in New York City on October 12, 1792; and

WHEREAS, The observance of Columbus Day is a matter of special importance and pride for those Americans who trace their ancestry to native Italy where the great Cristoforo Colombo himself was born and reared, and the holiday is an especially festive occasion in the City of San Francisco; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly, by this resolution, take occasion to note again the significance of the Columbus Day holiday and the tremendous events in the history of man on this earth that evolved from the daring and unprecedented undertaking of Cristoforo Colombo in the year 1492; and be it further

Resolved, That the Assembly hereby extends its special congratulations and commendations upon the observance of Columbus Day to those persons of Italian ancestry to whom the achievements of the great explorer are matters of special importance and pride, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the Columbus Day Committee, the Honorable Armond J. De Martini, President, Columbus Civic Club; the Honorable Robert Grassilli, Grand President, Central Council of the Italian Catholic Federation; the Honorable John P. Pigone, President, Branch No. 38, Italian Catholic Federation; the Honorable Joe D. Mohrman, President, Italian Federation of Societies in California, Inc.; the Honorable Paul J. Cesari, President, North Beach Lions' Club; the Honorable Joseph Cervetto, President, North Beach Merchants' and Boosters' Association; the Salesian Boys' Club; the Honorable Attilio Raeta, Grand Venerable, Lodge of California, Order Sons of Italy in America; Father Gabriel J. Zavattaro, SS Peter's and Paul's Church; and the Honorable Dr. Pierluigi Alvera, Consul General of Italy

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaftney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—75.

NOES—None.

By Mr. Burton:

House Resolution No. 72

Relating to congratulating the Chinese-American Citizens on the Double Ten Celebration

WHEREAS, The date of October 10th, marks the National Day of the Chinese Republic and is the occasion for celebration of the anniversary of the culmination of a great struggle for freedom which occurred in China on a pattern very similar to that of the early history of the United States of America, and makes most fitting the extending of congratulations to that valiant people on the occasion of their commemoration of the day upon which their freedom was achieved; and

WHEREAS, During the closing decades of the Nineteenth Century, the Chinese people, oppressed by the tyranny and corruption of the Manchu and Ching Dynasties undertook actions of revolt throughout the nation; and

WHEREAS, The long and bitter struggle of these downtrodden millions was climaxed by the great victory at the Wuchang Revolution, centered at Hupeh, in Central China, on October 10, 1911, under the inspired leadership of Dr. Sun Yat Sen,

which marked the beginning of the downfall of the dictatorial Ching Dynasty, and was followed by successful revolutions in 17 other provinces and Shanghai and Nanking; and

WHEREAS, These actions resulted in the formation of the Chinese Republic with Dr. Sun elected the first president, assuming his office on January 1, 1912, and caused the abdication of the Manchu emperor on February 12, 1912; and

WHEREAS, After the establishment of the Republic, the date of October 10th was designated by the Chinese Government as the National Day or Day of the Double Ten Celebration, with the same significance to the people of that nation as the Independence Day holiday in the United States of America has to the citizens of this Country, and is celebrated annually by the Chinese people; now, therefore, be it

Resolved by the Assembly of the State of California, That the Chinese people are congratulated on the anniversary of their National Day and the Double Ten Celebration; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the Chinese Consolidated Benevolent Association; the Chinese-American Citizens' Alliance, San Francisco Lodge; the Chinese-American Citizens' Alliance, Grand Lodge; the Chinese Chamber of Commerce; the Cathay Post of the American Legion; and the Chinatown Post No. 4618, Veterans of Foreign Wars.

Request for Unanimous Consent

Mr. Burton asked for, and was granted, unanimous consent to take up House Resolution No. 72, at this time, without reference to committee or file.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—70.

NOES—None.

By Messrs. Chapel, Dills, and Wilson:

House Resolution No. 73

Relative to congratulating Mrs. Ada Hatcher, M D., on being named "Woman Citizen of the Half-Century" in Inglewood

WHEREAS, It has come to the attention of the Assembly of the State of California that Mrs. Ada Hatcher, noted physician and pediatrician, has received an award from the American Legion Post No. 188 of Inglewood designating her as "Woman Citizen of the Half-Century," as a result of her having been selected for this honor by a representative citizens' committee; and

WHEREAS, Mrs. Ada Hatcher, by virtue of her outstanding work in her chosen profession and as an active and vigorous participant in the affairs of her community, has made great contributions to the welfare and well-being of all persons in her community, and has thereby richly merited the honors bestowed upon her, now, therefore, be it

Resolved by the Assembly of the State of California, That Mrs. Ada Hatcher is congratulated for her many achievements and upon the receipt of her award as "Woman of the Half-Century"; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to prepare a suitable copy of this resolution for presentation to Mrs. Ada Hatcher.

Request for Unanimous Consent

Mr. Chapel asked for, and was granted, unanimous consent to take up House Resolution No. 73, at this time, without reference to committee or file.

Resolution read, and adopted.

By Messrs. Chapel, Dills, and Wilson:

House Resolution No. 74

Relative to congratulating Sam Greene

WHEREAS, It has come to the attention of the Members of the Assembly that Sam Greene, a former Member of this Assembly, has been designated "Male Citizen of the Half-Century" by American Legion Post No. 188 of Inglewood; and

WHEREAS, Mr. Sam Greene for the last half century has dedicated his life to the improvement of his community, his city, his State, and his Country; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby extend their heartfelt congratulations to Mr. Sam Greene of Inglewood, California, on his receiving the "Male Citizen of the Half-Century" award by American Legion Post No. 188 of Inglewood, California; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit a suitably prepared copy of this resolution to Mr. Sam Greene.

Request for Unanimous Consent

Mr. Chapel asked for, and was granted, unanimous consent to take up House Resolution No. 74, at this time, without reference to committee or file.

Resolution read, and adopted.

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

The following resolution was offered:

Assembly Joint Resolution No. 11: By Mr. Beaver, Mrs. Davis, Messrs. Sumner, Masterson, Biddick, Bradley, Brown, Burke, Busterud, Crawford, Cusanovich, Miss Donahoe, Messrs. Erwin, Frew, Samuel R. Geddes, Hansen, Hawkins, Hegland, Klocksien, Levering, Lincoln, Lindsay, Lowrey, Luckel, Marsh, McCollister, Mulford, Munnell, Nisbet, Rees, Schrade, Sedgwick, Thelin, and Wilson—Relative to construction of a salt water conversion demonstration plant.

Request for Unanimous Consent

Mr. Beaver asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 11, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 11

Assembly Joint Resolution No. 11—Relative to construction of a salt water conversion demonstration plant.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elhott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—72.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 46: By Messrs. Meyers, O'Connell, Gaffney, Busterud, Burton, and Weinberger—Relative to commending Monsignor William J. Flanagan.

Request for Unanimous Consent

Mr. Meyers asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 46, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 46

Assembly Concurrent Resolution No. 46—Relative to commending Monsignor William J. Flanagan.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Patten, Porter, Rees, Rumford, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—68.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

Speaker pro Tempore Presiding

At 11.31 a.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 47: By Messrs. Meyers, Burton, Gaffney, Busterud, and Weinberger—Relative to congratulating Frank Ratto.

Request for Unanimous Consent

Mr. Meyers asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 47, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 47

Assembly Concurrent Resolution No. 47—Relative to congratulating Frank Ratto.

Resolution read, and adopted.

Resolution ordered printed, and transmitted to the Senate.

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

The following resolution was offered :

Assembly Constitutional Amendment No. 12: By Messrs. Johnson, Bradley, Bonelli, Brown, Anderson, Backstrand, Burke, Cusanovich, Grant, Hansen, Kelly, Kloksiem, Lanterman, Marsh, Pattee, Porter, Shell, Thelin, Unruh, and Weinberger—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 34b thereto, relating to appropriations.

Referred to Committee on Constitutional Amendments.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 132

Assembly Bill No. 132—An act making an appropriation for legislative printing, binding, mailing, etc., in augmentation of Item 9 of the Budget Act of 1957, to take effect immediately.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Miller, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—72

NOES—None.

Bill ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
CONSIDERATION OF GOVERNOR'S VETO**

Assembly Bill No. 33—An act declaring certain salt marsh and tide and submerged lands to be free from the public trust for navigation, commerce, and fisheries, and from any trust, requirement, or conditions that such land be used for street or railway purposes, and authorizing the State Lands Commission to relinquish, grant, and convey all right, title, and interest of the State of California in and to such lands to the City and County of San Francisco for uses of general statewide interest, and declaring the urgency thereof, to take effect immediately.

Governor's message stating his objections read previously.

The question being: Shall Assembly Bill No. 33 become a law notwithstanding the objections of the Governor?

The roll was called, and the Assembly sustained the objections of the Governor by the following vote :

AYES—Chapel, Lowrey, and Unruh—3.

NOES—Bruce F. Allen, Don A. Allen, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Elliott, Erwin, Francis, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Levering, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Muller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Shell, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—66.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 45—An act to add Section 2189.3 to the Revenue and Taxation Code, relating to taxes on personal property.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 45?

Amendment No. 1

On page 2, line 3, of the printed bill, as amended in the Assembly on March 26, 1958, after "property", insert "on the unsecured roll".

Amendment No. 2

On page 2, strike out lines 5 to 7, inclusive, and insert "as the personal property where the personal property is not located upon the real property on the lien date, shall be subject to the provisions of this division relating to the rate and date of payment of".

Amendment No. 3

On page 2, line 8, after "roll", insert "for the current year".

Amendment No. 4

On page 2, after line 11, insert
"This section does not apply to any tax which became a lien on the first Monday in March of 1958, and shall first be operative with respect to taxes levied for the Fiscal Year 1959-60."

Amendment No. 5

On page 1, line 3, of the printed bill, as amended in the Senate on April 1, 1958, strike out "on the unsecured roll".

Amendment No. 6

On page 1, line 8, after "property", insert a comma

Amendment No. 7

On page 1, line 10, after the comma, insert "is a lien on the real property if, on or before the lien date:

(a) The assessor, at the request of the taxpayer, determines and issues to the taxpayer a certificate that the real property is sufficient to secure the payment of the tax.

(b) The taxpayer records the certificate with the county recorder.

Any tax which becomes a lien on the real property in accordance with this section".

Amendment No. 8

On page 1, line 13, after "property", insert "on which it has been levied".

Amendment No. 9

On page 1 of the printed bill, as amended in the Senate on April 3, 1958, strike out lines 7 and 8, and insert "the lien date, is, on and after the lien date, a lien on the real property, having the force, effect and priority of a judgment lien from and after the lien date, if, on or before the lien date."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 45 by the following vote:

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Galfney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Wemberger, Wilson, and Winton—68.

NOES—None.

Assembly Bill No. 45 ordered enrolled.

Request for Unanimous Consent That Name Be Placed Upon Roll Call

Mr. Francis asked for, and was granted, unanimous consent that his name be placed upon the roll call on concurrence in Senate amendments to Assembly Bill No. 45, and that he be recorded as voting "Aye."

REQUESTS FOR UNANIMOUS CONSENT THAT VOTES BE CHANGED UPON ROLL CALL ON GOVERNOR'S VETO TO ASSEMBLY BILL NO. 33

Messrs. Kilpatrick and Brown asked for, and were granted, unanimous consent that their votes be changed upon the roll call on sustaining the Governor's veto to Assembly Bill No. 33, and that they be recorded as voting "No," instead of "Aye."

Mr. Lowrey asked for, and was granted, unanimous consent that his vote be changed upon the roll call on sustaining the Governor's veto to Assembly Bill No. 33, and that he be recorded as voting "Aye," instead of "No."

REQUESTS FOR UNANIMOUS CONSENT THAT NAMES BE PLACED UPON ROLL CALL ON GOVERNOR'S VETO TO ASSEMBLY BILL NO. 33

Messrs. Munnell and Gaffney asked for, and were granted, unanimous consent that their names be placed upon the roll call on sustaining the Governor's veto to Assembly Bill No. 33, and that they be recorded as voting "No."

RESOLUTIONS

The following resolutions were offered:

By Messrs. Crown, Mulford, Lincoln, Bee, Dahl, Rumford, Unruh, and Burton:

House Resolution No. 75

Relative to the death of Roderick McGregor

WHEREAS, The Members of the Legislature have learned with sincere regret of the recent unexpected passing of Roderick McGregor; and

WHEREAS, Rod, who was born in Glasgow, Scotland, in 1920, was brought to the United States as a child and was a resident of California for most of his life, and

WHEREAS, He was a veteran of World War II, having served for four years in the Signal Corps of the United States Army; and

WHEREAS, He attended the University of California at Berkeley, receiving both a Bachelor of Arts degree and a Masters degree in Economics; and

WHEREAS, At the time of his death he held the position of Assistant Manager of the Alameda County Employees' Association, working as an economist and contract negotiator; and

WHEREAS, His kind and generous nature, his genuine interest in other persons' problems, and his willingness to lend a helping hand whenever it was needed, won for him the respect and friendship of all who knew him; now, therefore, be it

Resolved by the Assembly of the State of California, That the members express their deep regret at the untimely passing of Roderick McGregor, a man who was in every way a credit to his adopted land, and whose loss will be keenly felt by those in his community; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Mr. McGregor's widow, Dorothy McGregor.

Request for Unanimous Consent

Mr. Crown asked for, and was granted, unanimous consent to take up House Resolution No. 75, at this time, without reference to committee or file.

Resolution read, and adopted.

Speaker Presiding

At 11.44 a.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

PARLIAMENTARY INQUIRY

Mr. McCollister arose to the following parliamentary inquiry: What is the present status of Senate Concurrent Resolution No. 14?

Reply by Speaker

The Speaker replied that the resolution had been referred to the Committee on Rules.

**SENATE CONCURRENT RESOLUTION NO. 14 WITHDRAWN
FROM COMMITTEE, AND RE-REFERRED**

By unanimous consent, Speaker Lincoln ordered that Senate Concurrent Resolution No. 14 be withdrawn from the Committee on Rules, and be re-referred to the Committee on Transportation and Commerce.

REQUEST FOR UNANIMOUS CONSENT

Mr. Crown asked for, and was granted, unanimous consent that the following letter of transmittal be ordered printed in the Journal, and that 500 copies of the Progress Report of the Interim Subcommittee on Social Insurance be ordered printed as a separate document:

LETTER OF TRANSMITTAL
ASSEMBLY INTERIM COMMITTEE ON
FINANCE AND INSURANCE
SUBCOMMITTEE ON SOCIAL INSURANCE
April 2, 1958

Hon. L. H. Lincoln
Speaker of the Assembly
Sacramento, California

DEAR MR LINCOLN: Enclosed is a progress report covering the work of the Assembly Interim Subcommittee on Social Insurance to date.

Respectfully submitted,

ROBERT W. CROWN, Chairman
WILLIAM A. MUNNELL
JOHN A. O'CONNELL
HOWARD J. THELIN

AUGUSTUS F. HAWKINS
HAROLD K. LEVERING
RICHARD H. MCCOLLISTER

RESOLUTIONS

The following resolution was offered:

By Messrs. Belotti¹ and Masterson:

House Resolution No. 76

Relative to the birth of Charlene Marie Meyers

WHEREAS, It is fitting that this body give recognition to those of its members who have achieved outstanding accomplishments; and

WHEREAS, At 10.58 a.m. on the twenty-seventh day of July, 1957, at St. Luke's Hospital in San Francisco, our esteemed colleague from the Nineteenth Assembly District in San Francisco and his wife, Alene, were blessed by the birth of a baby daughter weighing seven pounds three ounces; and

WHEREAS, This charming bit of femininity has been given the name of Charlene Marie, a combination of the names of her proud parents, Charles and Alene; and

WHEREAS, Charlene is the first child to be born to the happy couple after almost seven years of idyllic married life; and

WHEREAS, It is hoped that their happiness will be made complete by the arrival of a male heir in the near future; now, therefore, be it

Resolved by the Assembly of the State of California, That Charles and Alene Meyers be congratulated upon the birth of their first daughter, Charlene Marie; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to have suitably prepared copies of this resolution transmitted to the proud parents, one copy of which is to be held in trust by them for Charlene Marie, and to Mr. and Mrs. Charles F. Meyers and Mr. and Mrs. Ernest J. Aviani, the grandparents.

¹ See Assembly Journal for April 23, 1958, at page 667, where all members voting were made co-authors of House Resolution No. 76.

Request for Unanimous Consent

Mr. Belotti asked for, and was granted, unanimous consent to take up House Resolution No. 76, at this time, without reference to committee or file.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Munnell, Nielsen, Nisbet, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—75.

NOES—None.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 48: By Messrs. Johnson, Don A. Allen, Chapel, Shell, Bonelli, Burke, Collier, Conrad, Cusanovich, Elliott, Erwin, Hawkins, Kilpatrick, Levering, Marsh, McMillan, Porter, Thelin, Thomas, Unruh, and Wilson—Relative to commending and congratulating Robert A. Heffner.

Request for Unanimous Consent

Mr. Johnson asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 48, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 48

Assembly Concurrent Resolution No. 48—Relative to commending and congratulating Robert A. Heffner.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, Pattee, Porter, Rees, Rumford, Schrade, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—74.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT THAT HOUSE RESOLUTIONS
NOS. 62 AND 67 BE WITHDRAWN FROM COMMITTEE**

Mr. Kelly asked for, and was granted, unanimous consent that House Resolutions Nos. 62 and 67 be withdrawn from the Committee on Rules, and be placed upon the file.

Request for Unanimous Consent

Mr. Kelly asked for, and was granted, unanimous consent to take up House Resolution No. 62, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 62

By Mr. Kelly:

House Resolution No. 62

Relative to congratulating Glenn O. Nay

WHEREAS, It has come to the attention of the Members of this Assembly that Glenn O. Nay, who for the past 29 years has headed the Agricultural Department at Shafter High School, will retire at the close of the current academic year; and

WHEREAS, Mr. Nay is not only credited with being an excellent instructor, but also an outstanding leader in the field of agricultural education in this State; and

WHEREAS, His understanding nature, his friendly counsel and his rare insight into the young mind won for Glenn O. Nay the respect, admiration and trust of his students and the high esteem of his fellow co-workers; and

WHEREAS, He has participated unselfishly in civic affairs; he was a member of the first City Council in Shafter, California, and served six years in this capacity; he was Commander of the American Legion in 1932 and again in 1936; he was President of the Rotary Club of Shafter in 1949 and 1950; he served on the Board of Directors of the Kern County Fair for eight years; and he has been President of the Shafter Public Utility District from 1944 to the present; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly commend Glenn O. Nay for his outstanding record of devotion to the youth of this State, congratulate him on his forthcoming retirement, and extend to him best wishes for success in his future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to send a copy of this resolution to Glenn O. Nay, Shafter High School, Shafter Public Utility District, and his daughter.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT

Mr. Kelly asked for, and was granted, unanimous consent to take up House Resolution No. 67, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 67

By Mr. Kelly and Miss Donahoe:

House Resolution No. 67

Relative to congratulating and commending the people of Kern County upon the event of "Good News Week"

WHEREAS, The period from April 24 to May 3, 1958, has been declared as "Good News Week" in Kern County; and

WHEREAS, This program is designed to focus attention on the good side of the economic news, to stimulate public confidence in the economy of Kern County, and to spur business sales; and

WHEREAS, Spearheaded by a group of forward-looking, public-spirited businessmen of Bakersfield, this campaign will use a positive and optimistic approach and will be geared to the thought "Let's keep the community healthy and prosperous"; and

WHEREAS, The Kern County Board of Supervisors and the Board of Directors of the Trade Club have officially endorsed this program; and

WHEREAS, Others invited to participate in this program include the Bakersfield City Council and Mayor Frank Sullivan, the Greater Bakersfield Chamber of Commerce, the Kern County Employees Association, the Downtown Association, the Used Car Dealers Association, the New Car Dealers Association, the Bakersfield Ad Club, the Bakersfield Junior Chamber of Commerce, the Kern County agricultural industry and the petroleum industry; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly congratulate the organizers of this campaign on their positive approach to the problem of business pessimism and request the people of Kern County to give their full support to this worthwhile project; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to send suitably prepared copies of this resolution to Mayor Frank Sullivan of Bakersfield and to each of the organizations mentioned above.

Resolution read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 15, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined.
Assembly Bill No. 119
Assembly Bill No. 130

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bills ordered to third reading.

RECESS

At 11.52 a.m., on motion of Mr. McCollister, the Assembly recessed until 2.30 p.m.

REASSEMBLED

The Assembly reconvened at 5 p.m.

Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Miller asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal:

OPINION OF LEGISLATIVE COUNSEL

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, April 15, 1958

Hon. Allen Miller

Assembly Chamber

Retirement Allowances Payable to Members of Legislators' Retirement System—No. 3133

DEAR MR. MILLER: You have asked our opinion regarding the constitutionality of Assembly Bill No. 82 of the 1958 First Extraordinary Session. This bill would amend the Legislators' Retirement Act to provide that the retirement benefits therefrom shall be based on the salary last received by the member prior to his retirement, thus fixing his benefits in a certain amount in lieu of the present provision providing for flexible benefits based on the salaries paid to Members of the Legislature at the time each retirement payment becomes due.

It is our opinion that it is highly improbable that this measure would be sustained if the question of its constitutionality was presented to the Supreme Court of this State.

We base this conclusion upon the decision by the Supreme Court in 1955 in *Allen v. City of Long Beach*, 45 Cal. 2d 128, and upon a number of opinions by the district courts of appeal in which this decision is followed. In the case cited the city charter was amended to provide, among other provisions, that the method of computing the pension benefits payable to employees was altered to provide for a payment of

a fixed rather than a fluctuating amount. This modification of benefits was held to be unconstitutional.

In that case the court held in substance that while an employee's vested contractual pension rights may be modified prior to retirement for the purpose of keeping a pension system flexible to permit adjustments in accord with changing conditions and at the same time maintain the integrity of the system, such modifications must be reasonable and it is for the courts to determine upon the facts of each case what constitutes a permissible change. In order to be sustained as reasonable, alterations of employees' possible pension rights must bear some material relation to the theory of the pension system and its successful operation, and changes in a pension plan which result in a disadvantage to employees should be accompanied by comparable new advantages. The court held that the charter amendment substantially decreased the employee's pension rights without offering any commensurate advantages under circumstances where there was no evidence or claim that the changes enacted bore any material relation to the integrity or successful operation of the pension system. The court concluded that under the circumstances the employees' rights would be adversely affected by the change to the fixed benefit plan in violation of their vested rights and that the charter amendment was invalid in this respect.

We believe that the courts would apply these principles if called upon to determine the validity of a law such as the bill here under consideration. However, if such a law was definitely tied to another law that increased the compensation of the Members of the Legislature and if its operation was contingent upon the approval by the people of a constitutional amendment that permitted the Legislature to fix its own compensation, the courts would then be confronted with a factual situation differing from any heretofore passed upon in any decided case. It is possible that they would uphold the change in the retirement benefits on the basis that any detriment resulting was counterbalanced by the increase in salaries of the members affected.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

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

The following resolutions were offered:

Assembly Concurrent Resolution No. 49: By Messrs. MacBride and Nielsen—Relative to the retirement of Edward O. Strong, General Composing Room Foreman at the State Printing Plant.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 50: By Mr. Britschgi—Approving amendments to the charter of the City of Redwood City, a municipal corporation in the County of San Mateo, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on April 8, 1958.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, April 15, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Bill No. 122

And reports the same correctly engrossed.

BURKE, Chairman

Above reported bill ordered to third reading.

ASSEMBLY CHAMBER, April 15, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Concurrent Resolution No. 40

And reports the same correctly engrossed

BURKE, Chairman

Above reported resolution ordered filed; and subject matter referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REPORTS OF STANDING COMMITTEES**Committee on Transportation and Commerce**

ASSEMBLY CHAMBER, April 15, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which was referred:

Senate Concurrent Resolution No. 14

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

LUCKEL, Chairman

Above reported resolution ordered on file.

Committee on Rules

ASSEMBLY CHAMBER, April 15, 1958

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

House Resolution No. 61

House Resolution No. 66

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

MILLER, Chairman

Above reported resolutions ordered on file.

ASSEMBLY CHAMBER, April 15, 1958

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

Assembly Concurrent Resolution No. 42

Assembly Concurrent Resolution No. 43

Assembly Concurrent Resolution No. 44

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

MILLER, Chairman

Above reported resolutions ordered engrossed.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 15, 1958

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

Assembly Concurrent Resolution No. 42

Assembly Concurrent Resolution No. 43

Assembly Concurrent Resolution No. 44

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolutions ordered on file.

Committee on Rules

ASSEMBLY CHAMBER, April 15, 1958

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

A resolution from the City of Los Angeles, re—Investigation into all aspects of the negotiations between the City of Los Angeles and the Brooklyn National League Baseball Club, Inc.;

Has had the same under consideration, and reports the same back with the recommendation: That the resolution be filed; and that the subject matter be referred to the Committee on Governmental Efficiency and Economy for such action as the interim committee deems proper.

MILLER, Chairman

Resolution ordered filed; and the subject matter ordered referred to the Committee on Governmental Efficiency and Economy.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 15, 1958

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

Assembly Concurrent Resolution No 48

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, April 15, 1958

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

Senate Bill No. 57

Senate Bill No. 58

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time:

Senate Bill No. 57—An act to add Article 3 (commencing with Section 6936) to Chapter 4, Part 6, Division 8 of the Harbors and Navigation Code, relating to river port districts.

Referred to Committee on Public Utilities and Corporations.

Senate Bill No. 58—An act to amend Section 9300 of the Government Code, relating to the compensation of legislators.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 15, 1958

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

Senate Bill No. 60

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 60—An act to amend Section 7 of the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), relating to the levy of taxes by the San Benito Water Conservation and Flood Control District, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Conservation, Planning, and Public Works.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 14, 1958

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

Senate Concurrent Resolution No. 16

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 16—Congratulating the Chico Chapter of the National Secretaries' Association (International) on its successful organization.

Referred to Committee on Rules.

PROCLAMATION OF THE GOVERNOR

The following Proclamation of the Governor was received, and read:

Proclamation

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA

WHEREAS, The Legislature of the State of California has been called in extraordinary session and has convened on March 4, 1958; and

WHEREAS, On account of extraordinary occasions which have arisen and now exist, it is deemed desirable and necessary to submit additional subjects to the Legislature for consideration; now, therefore,

I, GOODWIN J. KNIGHT, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated March 3, 1958, by adding the following additional purpose thereto, and thereby permitting the Legislature to legislate upon the following subject, in addition to the subjects specified in the original Proclamation and other items added thereto on March 13, 1958, March 24, 1958, and March 28, 1958, to wit:

Item No. 51 To approve or reject charters and charter amendments of cities, cities and counties, and counties ratified by the electors pursuant to the Constitution of the State of California.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this fifteenth day of April, 1958

(SEAL)

GOODWIN J. KNIGHT, Governor of California

[ATTEST:] FRANK M. JORDAN, Secretary of State

ADJOURNMENT

At 5.05 p.m., on motion of Mr. McCollister, the Speaker declared the Assembly adjourned until 10 a.m., Wednesday, April 16, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-FIRST LEGISLATIVE DAY
FORTY-FOURTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Wednesday, April 16, 1958

The Assembly met at 10 a.m.

Hon. L. H. Lincoln, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-
dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier,
Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills,
Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R.
Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House,
Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey,
Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mul-
ford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade,
Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton,
and Mr. Speaker—78.

Quorum present.

PRAYER

Upon invitation of the Speaker, the following prayer was offered by
the Reverend Philip W. Bergstresser, Assistant Pastor, St. John's
Lutheran Church of Sacramento:

*Almighty God, Our Heavenly Father, Who has created us in Thy image and made
us men: We beseech Thee to guide and direct us in order that we may acquit our-
selves as men. Make us good stewards of the precious gift of time which Thou have
so graciously bestowed upon us that its use may be pleasing in Thy sight. We,
especially, ask Thee to teach us so to number our days that we may apply our hearts
unto wisdom; through Jesus Christ, Thy Son, our Lord —AMEN.*

READING OF THE JOURNAL DISPENSED WITH

On motion of Miss Donahoe, seconded by Mr. Mulford, further read-
ing 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, be-
cause of illness:

Mr. Stewart, on motion of Mr. McCollister.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Doyle, on motion of Mr. McCollister.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
REPORT OF COMMITTEE ON CONFERENCE**

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, April 10, 1958

MR. SPEAKER: The Committee on Conference concerning:

Senate Constitutional Amendment No. 5 (As amended in the Assembly on April 9, 1958, 1958 First Extraordinary Session)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (b) of Section 2 of Article IV thereof, relating to the method of establishing the compensation of Members of the Legislature and placing limitations thereon;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill be further amended as follows:

Amendment No. 1

In line 3 of the title of the printed measure, as amended in the Assembly on April 9, 1958, strike out "amending", and insert "repealing the first paragraph of".

Amendment No. 2

In line 4 of the title, after "2", insert "and amending Section 23".

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. 3

On page 1, strike out lines 7 and 8, and insert "the State be amended as follows: First, that the first paragraph of subdivision (b) of Section 2 of Article IV be repealed.

Second, that Section 23 of Article IV be amended to read:

SEC. 23. *The Legislature of the State of California is the highest legislative body within California.* [The Members of the Legislature shall receive for their services the sum of one hundred dollars for each month of the term for which they are elected, to be paid monthly in the even numbered years and to be paid during the regular legislative session in the odd numbered years at such times as may be provided by law.] *Each Member of the Legislature shall receive for his services the salary fixed by statute, which shall not exceed the average of the salaries provided by law for the office of member of the board of supervisors of the five most populous counties, and mileage to be fixed by law, all paid out of the State Treasury, such mileage not to exceed five cents (\$0.05) per mile.*

Amendment No. 4

On page 1, strike out lines 9 to 20, inclusive, and strike out all of page 2.

COBEY
JOHN F. MCCARTHY
BYRNE

Senate Committee on Conference

MARSH
MUNNELL

Assembly Committee on Conference

Conference Committee report read

The roll was called.

Call of the Assembly

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

Motion carried. Time, 10.10 a.m.

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

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Rule No. 108 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent to refer to the order of business of motions and resolutions, at this time.

**MOTION TO RECALL ASSEMBLY CONCURRENT
RESOLUTION NO. 22 FROM SENATE**

Mr. McCollister moved that the Senate be requested to return Assembly Concurrent Resolution No. 22 to the Assembly for further consideration.

Mr. Britschgi seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Ellhott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick Klockslem, Lanterman, Levering, Lindsay, Lowrey, MacBride, Marsh, Masterson, McCollister, McMullan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Thelin, Wilson, Winton, and Mr. Speaker—66.

NOES—Busterud, Collier, Shell, Sumner, and Weinberger—5.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 86—An act to add Article 7 (commencing at Section 345) to Chapter 25 of Division 1 of the Water Code, relating to development of recreational facilities.

The question being: Shall the Assembly concur in the Senate amendments to Assembly Bill No. 86?

Further consideration of Senate amendments passed temporarily on file.

Assembly Concurrent Resolution No. 14—Relative to a study by the Department of Water Resources, in co-operation with the California Water Commission, of economic, social and financial impacts and implications of water development program envisioned under the California Water Plan.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Concurrent Resolution No. 14?

Amendment No. 1

On page 1, line 20, of the printed measure, as amended in the Assembly on April 3, 1958, after "justification," insert "including but not limited to fish, wildlife, and recreational benefits."

Amendment No. 2

On page 2, strike out line 1, and insert
"WHEREAS, Studies of engi-".

Amendment No. 3

On page 2, line 2, after "justification," insert "including but not limited to fish, wildlife, and recreational benefits,".

Amendment No. 4

On page 2, line 3, strike out "will be applied to", and insert "should be made of".

Amendment No. 5

On page 2, between lines 6 and 7, insert

"WHEREAS, The Department of Water Resources is now engaged in further studies of all of California's water resources and of water projects other than those reported in Bulletin No. 3 for all areas of the State as may be necessary under the California Water Development Program; and

WHEREAS, It is intended that such projects evolving from the California Water Development Program that are not included in Bulletin No. 3 will be analyzed in the same comprehensive manner as indicated above for those projects proposed to be constructed under the California Water Plan; and".

Amendment No. 6

On page 2, line 35, after "State," insert "Such investigation shall include marketing surveys to determine the probable demands—immediate, intermediate, and ultimate—for project water in particular areas for various uses and the probable corresponding readiness, willingness, and ability of such users to pay for project water."

Amendment No. 7

On page 2, line 50, strike out the period, and insert "; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit copies of this resolution to the Director of Water Resources and to each member of the California Water Commission."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Concurrent Resolution No. 14 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Shell, Sumner, Thelin, Wilson, Winton, and Mr. Speaker—68.

NOES—Weinberger—1.

Assembly Concurrent Resolution No. 14 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the committee reports be now read, and that appropriate action be taken on those bills requiring action.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing all bills which are amended on second reading today on third reading file, instead of returning them to the second reading file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, April 16, 1958

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.

MILLER, Chairman

Above reported resolution ordered on file

ASSEMBLY CHAMBER, April 16, 1958

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

Senate Bill No. 58

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

MILLER, Chairman

Above reported bill ordered to second reading.

ASSEMBLY CHAMBER, April 16, 1958

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

Assembly Concurrent Resolution No. 49

Assembly Concurrent Resolution No. 50

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

MILLER, Chairman

Above reported resolutions ordered engrossed.

Request for Unanimous Consent

Mr. Britschgi asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 50, at this time, without reference to file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 50

Assembly Concurrent Resolution No. 50—Approving amendments to the charter of the City of Redwood City, a municipal corporation in the County of San Mateo, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on April 8, 1958.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Bid-dick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Pahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klock-siem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCol-lister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pat-tee, Porter, Rees, Rumford, Schrader, Shell, Sumner, Thelin, Weinberger, Wilson, Winton, and Mr. Speaker—70.

NOES—None.

Resolution ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON CONFERENCE COMMITTEE REPORT CONCERNING SENATE CONSTITUTIONAL AMENDMENT NO. 5

At 10.23 a.m., on motion of Mr. Miller, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the report of the Committee on Conference concerning Senate Constitutional Amendment No. 5 adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hawkins, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Lindsay, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sumner, Thelin, Thomas, Unruh, Wilson, Winton, and Mr. Speaker—58.

NOES—Anderson, Backstrand, Brown, Burke, Cusanovich, Ernest R. Geddes, Grant, Klockslem, Lanterman, Levering, Luckel, Sedgwick, Shell, and Weinberger—14.

CONSIDERATION OF DAILY FILE (RESUMED)

BILLS PLACED ON THE INACTIVE FILE

The following bills were withdrawn from the active file, and placed upon the inactive file:

Assembly Constitutional Amendment No. 6, on motion of Mr. Henderson.

Assembly Constitutional Amendment No. 8, on motion of Miss Donahoe.

Assembly Joint Resolution No. 8, on motion of Mr. MacBride.

Assembly Bill No. 121, on motion of Miss Donahoe.

CONSIDERATION OF HOUSE RESOLUTION NO. 65

By Messrs. O'Connell and Unruh:

House Resolution No. 65

Relative to investigation of operations of insurance adjusters

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Finance and Insurance (created by House Resolution No. 235 of the 1957 Regular Session) is authorized and directed to ascertain, study and analyze all facts relating to the operations and licensing of insurance adjusters and to report thereon to the Assembly.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—72.

NOES—None.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 130—An act to add Article 3 (commencing with Section 6936) to Chapter 4, Part 6, Division 8 of the Harbors and Navigation Code, relating to river port districts.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Winton, and Mr. Speaker—69

NOES—Bruce F. Allen, Bradley, and Hegland—3.

(Notice of motion to reconsider given later this day. (A.J., page 582.))

CONSIDERATION OF HOUSE RESOLUTION NO. 59

By Mr. Lowrey:

House Resolution No. 59

Relative to the acquisition of public utility property in connection with units of the Central Valley Project

WHEREAS, Under existing law the State may not acquire property of a public utility in connection with the construction of any works authorized as part of the Central Valley Project unless it substitutes for the facilities to be acquired new facilities of like character and at least equal in usefulness with suitable adjustment for any increase or decrease in the costs of operation and maintenance thereof, or unless such acquisition is permitted by agreement executed between the State and the public utility; and

WHEREAS, This is a special provision applicable to public utility property, since as to all other private property the State may acquire such property by condemnation, paying the fair market value thereof; now, therefore, be it

Resolved by the Assembly of the State of California, That the Committee on Rules be requested to assign to the appropriate interim committee the subject of this special provision relating to the acquisition of public utility property in connection with works authorized to be constructed as part of the Central Valley Project and the possible revision of the law to place such acquisition of property on the same basis as the acquisition of other private property subject to condemnation.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—70.

NOES—Sumner—1.

REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 130

Mr. Bradley asked for, and was granted, unanimous consent that his name be placed upon the roll call on Assembly Bill No. 130, and that he be recorded as voting "No."

CONSIDERATION OF DAILY FILE (RESUMED) CONSIDERATION OF HOUSE RESOLUTION NO. 58

By Mr. Pattee:

House Resolution No. 58

Relative to memorializing the Federal Government to undertake and enforce special safety precautions in the disposal of radioactive waste

WHEREAS, The State of California is concerned about the ocean disposal of wastes in the Pacific Ocean off California; and

WHEREAS, Ocean fishing in this State is an important industry supplying needed protein food to the people of the Nation; and

WHEREAS, Ocean fishing in this State employs many thousands of people and is worth many millions of dollars annually; and

WHEREAS, Disposal of toxic radioactive or other deleterious materials in the ocean presents potential hazard to marine animals; and

WHEREAS, The State of California is charged with the conservation of its marine resources and must raise issue with disposal practices that offer potential hazard to either the resources or their markets; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the State of California hereby petitions the Federal Government and the armed forces of the United States that any ocean disposal of any toxic, radioactive or deleterious material be carried out in not less than 2,000 fathoms and not less than 60 miles from any sea mount; and be it further

Resolved, That any toxic materials be disposed in sealed containers of sufficient strength to withstand the pressures of 2,000 fathoms, and that all radioactive materials be packaged in accordance with the minimum standards set forth in the National Bureau of Standards Handbook 58, and the minimum standards prescribed by the President's National Committee on Radiation Protection and the regulations of the Atomic Energy Commission; and be it further

Resolved, That the Assembly of the State of California is opposed to the philosophy of bulk disposal of radioactive wastes in ocean waters except in such concentrations and at such places mutually arrived at between the State of California and the Federal Government; and be it further

Resolved, That the State of California will take such action from time to time as may be required to meet changing conditions and make such recommendations as may be deemed appropriate; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the President and Vice President of the United States, the Speaker of the House of Representatives and to each Member of Congress of the United States representing the State of California.

Resolution read.

Majority Floor Leader Presiding

At 10.34 a.m., Hon. Richard H. McCollister, Majority Floor Leader of the Assembly, presiding.

The question being on the adoption of the resolution.

Resolution adopted.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 119—An act to add Section 7996.5 to the Education Code, relating to the State School Building Aid Bond Law of 1958, and making an appropriation therefor.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Bidick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanua, Hansen, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—69.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON ROLL CALL ON REPORT OF COMMITTEE ON CONFERENCE CONCERNING SENATE CONSTITUTIONAL AMENDMENT NO. 5

Mr. Luckel asked for, and was granted, unanimous consent that his name be placed upon the roll call on the report of the Committee on Conference concerning Senate Constitutional Amendment No. 5, and that he be recorded as voting "No."

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Bill No. 122—An act making an appropriation to provide for an increase in the salaries of academic employees of the University of California and academic and administrative employees of the several state colleges, to take effect immediately.

Bill read third time.

Parliamentary Inquiry

Mr. Lowrey arose to the following parliamentary inquiry: Will this bill be effective, if passed, before the Budget Bill has been passed and approved?

Reply by Majority Floor Leader

The Majority Floor Leader replied in the affirmative; and stated that opinions of the Legislative Counsel relative to the question have been printed in the Assembly Journal.

Demand for Previous Question

Messrs. Pattee, Wilson, Schrade, Bee, and Backstrand demanded the previous question.

Demand for previous question sustained.

The question being on the passage of Assembly Bill No. 122.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Bruce F. Allen moved a call of the Assembly.

Motion carried. Time, 11.12 a m

The Majority Floor Leader directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT****TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108**

Mr. Conrad asked for, and was granted, unanimous consent that Assembly Rule No. 108 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. 42—Relative to the death of Byron J. Getchell.

Resolution read, and adopted

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 43—Relative to congratulating the noted educator Glenn S. Dumke on his appointment to the office of President of San Francisco State College.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 61

By Messrs. Bee, Rumford, Dahl, Lincoln, Crown, and Mulford:

House Resolution No. 61

Relative to the passing of George A. Janssen

WHEREAS, The Members of the Assembly have learned with profound regret of the passing at the age of 75 of George A. Janssen; and

WHEREAS, Mr. Janssen was appointed a Supervisor of Alameda County in 1933 by Governor James Rolph, Jr., and was re-elected to that office for a period of 22 years until his voluntary retirement in 1955; and

WHEREAS, During his first years as supervisor, Mr. Janssen initiated a cleanup in county charity operations and was a continual watchdog of the county budget; and

WHEREAS, He was supervisor of his district during its period of greatest expansion—huge industrial and residential centers appearing on what he had first seen as orchard and farmland; and

WHEREAS, Throughout his career he served as chairman of the county's Committee on Hospitals and Institutions, a part he relinquished upon his retirement as supervisor although he continued as a board member; and

WHEREAS, During his long career on the Board of Supervisors, Mr. Janssen served as chairman for two and one-half terms, as Chairman of the California Joint Highway District No. 26, and was known throughout California for his activities with the State Supervisors' Association; and

WHEREAS, He was always active in civic and fraternal affairs, as a member and Past President of the Melrose Business Men's Association, a member of the Oakland Playground Commission, the Alameda Butchers' Association, the Fruitvale Lodge of the Masons, the Royal Arch Masons, Woodman of the World, Odd Fellows, Eagles, Macabees, and Native Sons of the Golden West; and

WHEREAS, Until the time of his death he served as a member of the Advisory Board of the East Oakland Branch of the Bank of America; and

WHEREAS, On the day he was stricken, the East Oakland Breakfast Club, of which he was a founder and lifetime member, adjourned its meeting in his honor and with a final eulogy that he was "eminently kind, modest and always helpful and considerate of his fellow man"; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly hereby express their sorrow occasioned by the passing of George A. Janssen and extend their sympathies to his surviving family; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of the resolution to his daughter, Mrs. Fred Carter, to his sister, Mrs. Frank Beck, to his brothers, Mr. Henry Janssen and Mr. Arthur Janssen, and to his two grandchildren.

Resolution read, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 66

By Mr. Hawkins:

House Resolution No. 66

Relative to commending the Victory Baptist Church of Los Angeles on its Fifteenth Anniversary

WHEREAS, It has come to the attention of the Assembly of the State of California that the Victory Baptist Church of Los Angeles will celebrate during the month of April, 1958, the Fifteenth Anniversary of its founding; and

WHEREAS, From a modest beginning, the religious institution has expanded its influence and area of service to include a community of activities reaching into the homes and lives of the citizens throughout our State; and

WHEREAS, Included in its many activities are a child care and youth center, a community educational program, and a renowned "Voice of Victory" choir; and

WHEREAS, The founder and minister, Rev. Arthur A. Peters, in his life dedicated "to serve the present age" has through his unstinting efforts, unselfish devotion, and intense faith fashioned a building into a center of religious culture and inspiration; now, therefore, be it

Resolved by the Assembly of the State of California, That the Victory Baptist Church is congratulated and commended upon the Fifteenth Anniversary of its existence and for its outstanding contribution to religious development in the West; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the pastor of Victory Baptist Church, the Reverend Arthur A. Peters.

Resolution read, and adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 56—An act to amend Section 18370 of Article 5, Chapter 4, Part 2, Division 13, Health and Safety Code, relating to plumbing, heating and electrical equipment in trailer coaches.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kilpatrick, Klockslem, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms and conditions under which such grants and loans to school districts shall be made and repaid.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—71.

NOES—Munnell—1.

Resolution ordered transmitted to the Senate.

Senate Bill No. 7—An act to add Article 5g to Chapter 6 of Division 4 of the Military and Veterans Code, authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of state bonds, to create a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans Farm and Home Purchase Act of 1943 and acts amendatory and supplemental thereto; defining the powers and duties of said committee and of the Department of Veterans Affairs and other state officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1958.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—73.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 6—Relative to construction of a bridge across Montezuma Slough.

Resolution read.

Motion to Amend

Mr. Lowrey moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 5, of the printed measure, after "state", insert "sources other than the Wildlife Restoration Fund".

Amendment read, and adopted.

Resolution ordered reprinted, and on file.

RESOLUTIONS

The following resolution was offered:

By Mr. Thomas:

House Resolution No. 77

Relative to the Subcommittee on Vessels Under Construction and augmentation of the funds of the Assembly Interim Committee on Revenue and Taxation

WHEREAS, The shipbuilding industry is one of crucial importance to the economy of California; and

WHEREAS, It is particularly important at this time that the Legislature consider what steps it can take to encourage the growth of California industries, thereby stimulating employment in this State; and

WHEREAS, To this end, it is desirable that the Legislature be informed as to the effect of taxation of vessels under construction on the state of the shipbuilding industry in California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Revenue and Taxation (created by House Resolution No. 238 of the 1957 Regular Session) is directed to create a Subcommittee on Taxation of Vessels Under Construction, consisting of five members of said Assembly Interim Committee on Revenue and Taxation, which subcommittee is authorized and directed to ascertain, study, and analyze all facts relating to the taxation of vessels of less than 1,000 tons, under construction, and to report thereon to the Assembly, including in its reports its recommendation for appropriate legislation; and be it further

Resolved, That in addition to any money heretofore made available, the sum of seven hundred dollars (\$700), 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 Revenue and Taxation and its members and for any charges, expenses, or claims it may incur under this resolution and House Resolution No. 238, 1957 Regular Session, 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. Thomas asked for, and was granted, unanimous consent to take up House Resolution No. 77, at this time, without reference to committee or file.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Brown, Burke, Burton, Busterud, Chapel, Collier, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hawkins, Hegland, Holmes, House, Johnson, Kilpatrick, Klocksien, Lanterman, Levering, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—61.

NOES—None.

By Messrs. Gaffney, Busterud, Meyers, Weinberger, Unruh, Lincoln, Hawkins, Shell, Holmes, Johnson, Mulford, and Conrad:

House Resolution No. 78

Relative to congratulating San Francisco and Los Angeles on their acquisition of the internationally famous Giants and Dodgers major league baseball teams

WHEREAS, On April 15, 1958, the San Francisco Giants and the Los Angeles Dodgers meet in the first National League game of baseball ever played west of the Rocky Mountains; and

WHEREAS, Just a year ago such an event was unheard of; and

WHEREAS, Major league baseball on the Pacific Coast did not just happen but rather is the result of dedicated efforts of the governmental and civic leaders of both San Francisco and Los Angeles; and

WHEREAS, In each city the arrival of their first major league team was the occasion of celebrations unequalled since the end of World War II; and

WHEREAS, "Hail the Giants," was the motif of the grand parade of welcome given the team in San Francisco; and

WHEREAS, "Hail the Dodgers," exemplified the spirit of the warm welcome the Dodgers received in Los Angeles; and

WHEREAS, A huge civic luncheon in the Sheraton-Palace Garden Court attended by over 1,000 enthusiastic supporters marked the peak of the welcoming festivities in San Francisco; and

WHEREAS, Mr. Tom Maloney, former Member of the Assembly, was chairman of one of the welcoming committees for the Giants; and

WHEREAS, It is fitting and proper for the Members of this Assembly to recognize the beginning of major league baseball in California; now, therefore, be it

Resolved by the Assembly of the State of California, That the members do hereby extend their heartiest congratulations to the City and County of San Francisco and the City of Los Angeles on their acquisition of such internationally famous major league baseball teams, the Giants and the Dodgers, and express the sincerest wishes for their future success; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to Mayor George Christopher of San Francisco, to Mayor Norris Poulson of Los Angeles, and to the San Francisco Giants and the Los Angeles Dodgers baseball teams.

Request for Unanimous Consent

Mr. Gaffney 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, and adopted.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were offered:

Assembly Concurrent Resolution No. 51: By Messrs. Rumford, Busterud, Dahl, Gaffney, Bruce F. Allen, Francis, Meyers, Mulford, and Weinberger—Relative to an additional San Francisco Bay crossing.

Referred to Committee on Transportation and Commerce.

Assembly Concurrent Resolution No. 52: By Messrs. Meyers, O'Connell, Gaffney, Busterud, Bruce F. Allen, Britschgi, Burton, Coolidge,

Francis, Samuel R. Geddes, Lindsay, Rumford, and Weinberger—Relative to the creation of the Joint Interim Committee on San Francisco Bay Crossings.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 16, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment as examined: Assembly Concurrent Resolution No. 49

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 14—Relative to additional San Francisco Bay crossings

Resolution read.

Motion to Amend

Mr. Dahl moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 2, of the printed measure, as amended in the Senate on April 10, 1958, strike out "Hunters Point", and insert "the San Francisco-Oakland Bay Bridge".

Amendment No. 2

On page 2, lines 5 and 6, strike out "with a western terminus at Sierra Point in San Mateo County".

Amendment No. 3

On page 2, strike out lines 9 to 11, and insert "traffic on the existing Bay Bridge; and".

Amendment No. 4

On page 2, between lines 20 and 21, insert "WHEREAS, Surveys and studies relative to such an additional crossing must be considered in light of proposals for the construction of an additional crossing to accommodate modern rapid transit facilities and equipment; and".

Amendment No. 5

On page 2, line 24, after "the", insert "existing".

Amendment No. 6

On page 2, strike out lines 25 to 27, inclusive, and insert "gested traffic condition; now, therefore, be it".

Amendment No. 7

On page 2, lines 36 and 37, strike out ", including a study of a crossing have a western terminus at Sierra Point in San Mateo County".

Amendments read.

Point of Personal Privilege

Mr. Chapel arose to a question of personal privilege.

The question being on the adoption of the amendments by Mr. Dahl.

Motion to Re-refer

Mr. Gaffney moved that the resolution and the proposed amendments be re-referred to the Committee on Rules for assignment of the subject matter to the appropriate interim committee for study.

Mr. Masterson seconded the motion.

Motion to Table Motion

Mr. Ernest R. Geddes moved that the motion by Mr. Gaffney to re-refer the resolution and amendments for interim study be laid on the table.

Mr. Lanterman seconded the motion

The roll was called, and the motion lost by the following vote:

AYES—Backstrand, Francis, Ernest R. Geddes, Hansen, Holmes, Johnson, Lanterman, Porter, Shell, Thelin, Thomas, and Wilson—12.

NOES—Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Brown, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Cusanovich, Dahl, Donahoe, Elliott, Frow, Gaffney, Samuel R. Geddes, Hegland, Kelly, Klocksien, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nielsen, Nisbet, O'Connell, Rees, Rumford, Schrade, Sumner, Unruh, Weinberger, and Winton—44.

Demand for Previous Question

Messrs. Burton, Schrade, Crawford, Luckel, and Hanna demanded the previous question.

Demand for previous question sustained.

The question being on the motion by Mr. Gaffney that the resolution and the proposed amendments be re-referred to the Committee on Rules for assignment of the subject matter to the appropriate interim committee for study.

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Beaver, Belotti, Biddick, Burke, Burton, Busterud, Collier, Crawford, Cusanovich, Dahl, Davis, Dills, Donahoe, Erwin, Gaffney, Samuel R. Geddes, Hanna, Hansen, Hegland, Holmes, Kelly, Klocksien, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Munnell, Nisbet, O'Connell, Rees, Rumford, Schrade, Sedgwick, Sumner, Unruh, Weinberger, and Winton—43.

NOES—Bruce F. Allen, Backstrand, Bee, Bonelli, Brown, Chapel, Conrad, Francis, Ernest R. Geddes, Hawkins, Henderson, Johnson, Kilpatrick, Lanterman, Lindsay, McMillan, Mulford, Nielsen, Porter, Shell, Thelin, Thomas, and Wilson—23.

(Notice of motion to reconsider given later this day. (A J., page 582.))

REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON ROLL CALL ON SENATE CONSTITUTIONAL AMENDMENT NO. 1

Mr. Kilpatrick asked for, and was granted, unanimous consent that his name be placed upon the roll call on Senate Constitutional Amendment No. 1, and that he be recorded as voting "Aye."

REQUESTS FOR UNANIMOUS CONSENT THAT NAMES BE PLACED UPON ROLL CALLS ON SENATE CONSTITUTIONAL AMENDMENT NO. 1 AND SENATE BILL NO. 7

Messrs. Kelly, Hanna, Conrad, Belotti, Mulford, Lindsay, and Cusanovich asked for, and were granted, unanimous consent that their names be placed upon the roll calls on Senate Constitutional Amendment No. 1 and Senate Bill No. 7, and that they be recorded as voting "Aye."

Mr. Holmes asked for, and was granted, unanimous consent that his name be placed upon the roll call on Senate Bill No. 7, and that he be recorded as voting "Aye."

REQUEST FOR UNANIMOUS CONSENT THAT VOTE BE CHANGED UPON ROLL CALL ON ASSEMBLY BILL NO. 130

Mr. Hegland asked for, and was granted, unanimous consent that his vote be changed upon the roll call on Assembly Bill No. 130, and that he be recorded as voting "No," instead of "Aye."

NOTICE

Mr. Winton gave notice that, after this session, he will withhold unanimous consent when members request to change their votes or add their names to roll calls if the requests are made later than a few moments after the vote on a measure has been announced.

**EXPLANATION OF VOTES ON SENATE CONSTITUTIONAL
AMENDMENT NO. 1 AND SENATE BILL NO. 7**

Due to being out of the Assembly Chamber when the vote came on Senate Constitutional Amendment No. 1 and Senate Bill No. 7, Items 28 and 29 of the Daily File of April 16th, I would like to be recorded as voting "Yes" on both.

WILLIAM W. HANSEN

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Concurrent Resolution No. 44—Relative to an investigation by the Joint Judiciary Committee on Administration of Justice.

Resolution read.

Motion to Amend

Mr. Munnell moved the adoption of the following amendment:

Amendment No. 1

On page 1, of the printed measure, strike out lines 24 and 25. and on page 2, strike out lines 1 to 7, inclusive, and insert "ascertain, study, and analyze all facts relating to the sentencing of narcotic law violators; to ascertain the effectiveness and adequacy of present penalties; and to consider".

Amendment read.

Request for Unanimous Consent

Mr. Unruh asked for unanimous consent that all members voting "Aye" on the resolution be recorded as co-authors.

Ruling by Majority Floor Leader

The Majority Floor Leader ruled the request not in order, at this time.

Request for Unanimous Consent

Mr. Unruh asked for unanimous consent that the Rules be suspended in order to permit an amendment adding all members who vote on the resolution as co-authors of the resolution.

Mr. Unruh withdrew his request, at this time.

The question being on the adoption of the amendment by Mr. Munnell.

Amendment adopted.

Request for Unanimous Consent

Mr. Backstrand asked for, and was granted, unanimous consent that the Rules be suspended in order to take up Assembly Concurrent Resolution No. 44, as amended, at this time, without reference to reprint or file, and that the same be considered re-engrossed.

Further Consideration of Assembly Concurrent Resolution No. 44

Assembly Concurrent Resolution No. 44—Relative to an investigation by the Joint Judiciary Committee on Administration of Justice.

Resolution read.

Parliamentary Inquiry

Mr. Unruh arose to the following parliamentary inquiry: How can the resolution be amended to permit additional members to become co-authors?

Reply by Majority Floor Leader

The Majority Floor Leader replied that the Rules would have to be suspended to permit the action.

Request for Unanimous Consent

Mr. Unruh asked for, and was granted, unanimous consent that the Rules be suspended in order to permit an amendment adding co-authors to the resolution; and that all members voting on the resolution be made co-authors thereof.

The question being on the adoption of the resolution.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelm, Thomas, Unruh, Weinberger, Wilson, and Winton—73.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Miller asked for, and was granted, unanimous consent to take up Senate Bill No. 58, at this time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Miller:

Resolved, That Senate Bill No. 58 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—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMullan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelm, Thomas, Unruh, Weinberger, Wilson, and Winton—73.

NOES—None.

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

CONSIDERATION OF SENATE BILL NO. 58

Senate Bill No. 58—An act to amend Section 9300 of the Government Code, relating to the compensation of legislators.

Bill read second time.

Senate Bill No. 58—An act to amend Section 9300 of the Government Code, relating to the compensation of legislators.

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—70.

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Johnson asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Assembly Constitutional Amendment No. 12 for hearing in the Committee on Constitutional Amendments today.

ANNOUNCEMENT

Mr. Mulford announced that a resolution relative to Clark Kerr was being held at the desk, and invited those members who desired to become co-authors to affix their signatures thereto.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 122

At 12 28 p m., on motion of Mr. Bruce F. Allen, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 122 refused passage by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bradley, Brown, Burton, Busterud, Crawford, Crown, Cunningham, Davis, Donahoe, Elliott, Francis, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Kelly, Kilpatrick, Klockslem, Lindsay, Luckel, MacBride, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Sumner, and Wilson—48.

NOES—Backstrand, Bonelli, Britschgi, Burke, Chapel, Collier, Conrad, Cusanovich, Dahl, Dills, Erwin, Frew, Holmes, House, Johnson, Lanterman, Levering, Lowrey, Marsh, Nisbet, Porter, Rees, Shell, Thelin, Thomas, Unruh, Weinberger, and Winton—28.

(Notice of motion to reconsider given later this day. (A.J., page 583.))

RESOLUTIONS

The following resolution was offered:

By Messrs. Mulford, Holmes, Bee, Winton, Klockslem, MacBride, Miss Donahoe, Messrs. Samuel R. Geddes, Dahl, Mrs. Davis, Messrs. Meyers, Lindsay, Busterud, Weinberger, Kelly, Hawkins, Burton, Elliott, Porter, Thomas, and Rumford:

House Resolution No. 79—Relative to Clark Kerr.

Request for Unanimous Consent

Mr. Mulford 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.

**Request for Unanimous Consent That Names of Members Be Placed
Upon House Resolution No. 79 as Co-authors**

Mr. Lowrey asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon House Resolution No. 79 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of House Resolution No. 79:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Summer, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—74.

NOES—None.

Consideration of House Resolution No. 79, as Amended

By Messrs. Mulford, Holmes, Bee, Winton, Klockslem, MacBride, Miss Donahoe, Messrs. Samuel R. Geddes, Dahl, Mrs. Davis, Messrs. Meyers, Lindsay, Busterud, Weinberger, Kelly, Hawkins, Burton, Elliott, Porter, Thomas, Rumford, Bruce F. Allen, Don A. Allen, Anderson, Beaver, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dills, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Grant, Hanna, Hansen, Hegland, Henderson, House, Johnson, Kilpatrick, Lanterman, Lincoln, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Miller, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Schrade, Sedgwick, Shell, Summer, Thelin, Unruh, and Wilson.

House Resolution No. 79**Relative to Clark Kerr**

WHEREAS, On July 1, 1958, Dr. Clark Kerr, Chancellor of the University of California at Berkeley will be elevated to the Presidency of the University of California; and

WHEREAS, Dr. Kerr is a man with a rich background of education, university administration, and service in the Federal Government, and a record of great accomplishment in the field of labor relations; and

WHEREAS, Particularly, he has been a competent member of the faculties of Antioch College, the University of California, Stanford University, and the University of Washington, and he has been an efficient and popular Chancellor since 1952; and

WHEREAS, Having the wealth of knowledge and the personal attributes necessary to success in the delicate work of labor arbitration, he was a highly competent national arbitrator for Armour and Company and the United Packing House Workers and impartial chairman, Waterfront Employers, Pacific Coast and the International Longshoremen's and Warehousemen's Union; and

WHEREAS, In his position as Chancellor he has won the general esteem of colleagues, students, and the public, inspired by his able and intelligent performance of a job that entails broad responsibilities and requires the making of difficult decisions; now, therefore, be it

Resolved by the Assembly of the State of California, That this body extends to Dr. Kerr its congratulations on his elevation to the Presidency of the University of

California and its sincere wishes for success in the performance of his new duties; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Dr. Kerr.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lauterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelma, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—74.

NOES—None.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 53: By Mr. Miller—Relative to security deposits in connection with the sales and use tax.

Referred to Committee on Rules.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 130

Mr. Bradley gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 130 was this day passed. (A J, page 569.) (Notice waived later this day, A.J., page 584.)

NOTICE OF MOTION TO RECONSIDER RE-REFERENCE OF SENATE CONCURRENT RESOLUTION NO. 14

Mr. Francis gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Concurrent Resolution No. 14, and the amendments by Mr. Dahl, were re-referred to the Committee on Rules for assignment of the subject matter for interim study. (A.J., pages 576-577.)

Motion to Suspend Rules

Mr. Dahl moved that the Rules be suspended in order to take up the notice of motion to reconsider the re-reference of Senate Concurrent Resolution No. 14 and the Dahl Amendments for interim study, at this time.

Mr. Masterson seconded the motion.

Parliamentary Inquiry

Mr. Shell arose to the following parliamentary inquiry: Does the House have possession of the adjournment resolution, and is it proper to give a notice of motion to reconsider when an adjournment resolution has been adopted and transmitted to the Senate?

Reply by Majority Floor Leader

The Majority Floor Leader replied the adjournment resolution has not been acted upon by both houses, so the notice is in order.

Parliamentary Inquiry

Mr. Dahl arose to the following parliamentary inquiry: How many votes are required to carry the motion to suspend the Rules?

Reply by Majority Floor Leader

The Majority Floor Leader replied that two-thirds of those present are necessary.

The roll was called.

Call of the Assembly

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

Roll Call

The roll was called, and the motion carried by the following vote:

AYES—Anderson, Bee, Belotti, Biddick, Brown, Burton, Busterud, Conrad, Crawford, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Frew, Gaffney, Hegland, House, Kelly, Klockslem, Lowrey, Luckel, Marsh, Masterson, McCollister, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Rees, Rumford, Schrade, Sedgwick, Sumner, Unruh, Weinberger, and Winton—41

NOES—Bruce F. Allen, Beaver, Bonelli, Bradley, Burke, Chapel, Crown, Cunningham, Francis, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Henderson, Holmes, Johnson, Kilpatrick, Lanterman, Levering, Porter, Shell, Thelin, Thomas, and Wilson—24.

Time, 12.41 p.m.

The Majority Floor Leader directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 122

Mr. Hegland gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 122 was this day refused passage (A J., page 580)

Point of Order

Mr. Unruh arose to the following point of order: That the notice is not in order, since Rule 108 has not been suspended.

Ruling by Majority Floor Leader

The Majority Floor Leader ruled the point of order not well taken, since Rule 108 pertains to the placing of a call on a call, and not the consideration of business under a call.

Motion to Suspend Rules

Mr. Rees moved that the Rules be suspended in order to take up the notice of motion to reconsider Assembly Bill 122, at this time.

Mr. Unruh seconded the motion.

Point of Order

Mr. Hegland arose to the following point of order: That Mr. Unruh is not speaking to the question.

Ruling by Majority Floor Leader

The Majority Floor Leader ruled the point of order well taken.

The question being on the motion to suspend the Rules in order to take up the notice of motion to reconsider Assembly Bill No. 122, at this time.

The roll was called, and the motion lost by the following vote:

AYES—Don A. Allen, Beaver, Belotti, Bonelli, Burke, Chapel, Conrad, Cusanovich, Dahl, Davis, Dills, Erwin, Gaffney, Grant, Holmes, House, Johnson, Lanterman, Levering, Lowrey, Meyers, Mulford, Nisbet, O'Connell, Porter, Rees, Shell, Sumner, Thelin, Unruh, Weinberger, and Winton—32

NOES—Bruce F. Allen, Anderson, Bee, Bradley, Brown, Burton, Busterud, Crawford, Crown, Cunningham, Donahoe, Elliott, Francis, Frew, Samuel R. Geddes, Hawkins, Hegland, Henderson, Kelly, Lindsay, MacBride, Marsh, Masterson, McCollister, Munnell, Nielsen, Rumford, Schrade, Sedgwick, and Wilson—30.

NOTICE OF MOTION TO RECONSIDER ASSEMBLY BILL NO. 130 WAIVED

Mr. Bradley waived his notice of motion to reconsider the vote whereby Assembly Bill No. 130 was passed.

Assembly Bill No. 130 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. 133: By Mr. Bruce F. Allen—An act to amend Section 70046.1 of the Government Code, relating to courts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO SUSPEND RULES TO TAKE UP NOTICE OF MOTION TO RECONSIDER ACTION ON SENATE CONCURRENT RESOLUTION NO. 14

At 12:52 p.m., on motion of Mr. Dahl, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to suspend the Rules to take up the notice of motion to reconsider the re-reference of Senate Concurrent Resolution No. 14 and the Dahl Amendments to the Committee on Rules for assignment for interim study lost by the following vote:

AYES—Don A. Allen, Anderson, Belotti, Biddick, Brown, Burton, Busterud, Crawford, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hegland, House, Kelly, Kilpatrick, Kloeksniem, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Rees, Rumford, Schrade, Sedgwick, Sumner, Unruh, Weinberger, and Winton—46.

NOES—Bruce F. Allen, Beaver, Bee, Bonelli, Bradley, Burke, Chapel, Conrad, Crown, Cunningham, Francis, Ernest R. Geddes, Hawkins, Henderson, Holmes, Johnson, Lanterman, Levering, Lindsay, McMullan, Porter, Shell, Thelin, Thomas, and Wilson—25.

EXPLANATION OF ABSENCE

I was off the floor attending committee meeting this morning and missed some roll calls

DON MULFORD

EXPLANATION OF VOTE

Due to an error I was recorded "No" instead of "Aye" on Senate Concurrent Resolution No. 14 on motion to re-refer.

DON MULFORD

ADJOURNMENT

At 12 57 p.m., on motion of Mr. Conrad, the Majority Floor Leader declared the Assembly adjourned until 10 a.m., Thursday, April 17, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-SECOND LEGISLATIVE DAY

FORTY-FIFTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Thursday, April 17, 1958

The Assembly met at 10 a.m.

Hon. L. H. Lincoln, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Budick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Almighty and Everlasting God; Who at the dawn of creation didst bring forth order out of chaos, and didst prepare for mankind a universe which functions with purpose and precision; help us to bring forth from the muddle and confusion of today's problems some semblance of balanced judgment and purposeful action. We know the right, O Lord; give us the courage to do the right. Wherever we are a hindrance to the accomplishing of Thy will, move our hearts that we may move ourselves out of the way, so that Thy love may flow through our great State and bring peace and prosperity to all our people; through Jesus Christ, Thy Son, our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Mulford, seconded by Mr. Belotti, 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. Stewart, on motion of Mr. McCollister.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Doyle, on motion of Mr. McCollister.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

SACRAMENTO, April 17, 1958

*Office of the Chief Clerk
California State Assembly
Sacramento, California*

DEAR ARTHUR: This is a letter of thanks to the Members of the California Assembly for the courtesy they extended my wife and myself by their actions concerning our good fortune of April 16, 1958, the birth of our first son, Donald Michael Driscoll.

Since working on the Assembly Desk I have come to realize the value of the Assembly's time and it only makes me more appreciative of their congratulations.

It was that final genial touch to a wonderful day for my wife and myself and we therefore wish to impart our sincere gratitude to all the Members of the California Assembly by means of this letter.

Thank you,

JIM DRISCOLL

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, April 16, 1958

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

Assembly Constitutional Amendment No. 7—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19.5 to Article XVI thereof, relating to state construction bonds; And reports the same correctly enrolled, and presented to the Secretary of State on the sixteenth day of April, 1958, at 3 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 16, 1958

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

Assembly Concurrent Resolution No. 48—Relative to commending and congratulating Robert A. Heffner;

And reports the same correctly enrolled, and presented to the Secretary of State on the sixteenth day of April, 1958, at 3 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 16, 1958

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

Assembly Bill No. 18—An act to add Chapter 12 (comprising Sections 21801 to 21803) to Division 10 of the Education Code, relating to the participation of the State in a federal scholarship program;

Assembly Bill No. 36—An act to add Sections 12710, 12711, and 12712 to the Water Code, relating to the plan for flood control on the Truckee River and its tributaries;

Assembly Bill No. 45—An act to add Section 2189.3 to the Revenue and Taxation Code, relating to taxes on personal property;

Assembly Bill No. 50—An act to add Article 4, commencing with Section 24676, to Chapter 6 of Division 12 of the Education Code, relating to school records of pupils;

Assembly Bill No. 70—An act to amend Section 23600 of the Government Code, relating to county seats, and providing for temporary county seats for use in case of war or enemy-caused disaster;

Assembly Bill No. 93—An act to provide for meeting the building needs of the State by the adoption of a general construction program, by providing the funds

necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and making an appropriation therefor;
And reports the same correctly enrolled, and presented to the Governor on the sixteenth day of April, 1958, at 3 p.m.

BURKE, Chairman

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, April 16, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Bill No. 60

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

LINDSAY, Chairman

Above reported bill ordered to second reading.

Committee on Rules

ASSEMBLY CHAMBER, April 17, 1958

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

Assembly Concurrent Resolution No. 53

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

MILLER, Chairman

Above reported resolution ordered engrossed.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 17, 1958

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

Assembly Concurrent Resolution No. 53

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 16, 1958

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

Assembly Constitutional Amendment No. 11	Assembly Concurrent Resolution No. 45
Assembly Concurrent Resolution No. 29	Assembly Concurrent Resolution No. 46
Assembly Concurrent Resolution No. 42	Assembly Concurrent Resolution No. 47
Assembly Concurrent Resolution No. 43	Assembly Concurrent Resolution No. 50

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, April 16, 1958

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

Assembly Bill No. 116

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered enrolled.

SENATE CHAMBER, April 16, 1958

MR. SPEAKER: I am returning Assembly Concurrent Resolution No. 22 as requested by your body.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered to unfinished business file.

SENATE CHAMBER, April 16, 1958

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 Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (b) of Section 2 of Article IV thereof, relating to compensation of Members of the Legislature.

J. A. BEEK, Secretary of the Senate
By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, April 16, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 17—Relative to legislative intent as to co-operation with the United States in connection with multiple-purpose water projects.

Request for Unanimous Consent

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

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 17

Senate Concurrent Resolution No. 17—Relative to legislative intent as to co-operation with the United States in connection with multiple-purpose water projects

Resolution read.

Speaker pro Tempore Presiding

At 10.09 a.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Request for Unanimous Consent

Mr. Sumner asked for, and was granted, unanimous consent that the Clerk read the resolution in full.

Resolution read in full.

Mr. Sumner requested that the Clerk read again the second *Resolved* clause of the resolution.

Second *Resolved* clause re-read.

Request for Unanimous Consent

Mr. Biddick asked for, and was granted, unanimous consent that the resolution be ordered printed, and returned to file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 16, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Joint Resolution No. 11—Relative to the naming of nuclear-powered fleet ballistic missile submarines.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 16, 1958

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 Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms and conditions under which such grants and loans to school districts shall be made and repaid;

And appointed Senators Dilworth, Harold T. Johnson, and Grunsky, as a committee on conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Senate Constitutional Amendment No. 1 ordered to unfinished business.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting any bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing any bills which are amended on second reading today on third reading file tomorrow, instead of returning them to the second reading file.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Mr. McCollister:

Resolved, That all measures reaching the House on committee reports today present a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bills be read on three several days in each house is hereby dispensed with, and it is ordered that said bills be read the second and third times, considered engrossed, and placed upon their passage.

Resolution read.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Klockslem, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nielsen, Nisbet, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Weinberger, and Wilson—60.
NOES—None.

Article IV, Section 15, of the Constitution was declared suspended on all measures reported from committee today.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 60—An act to amend Section 7 of the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), relating to the levy of taxes by the San Benito Water Conservation and Flood Control District, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 54: By Messrs. Marsh, Wilson, Cusanovich, and Unruh—Relative to congratulating the Los Angeles Industrial Education Association.

Request for Unanimous Consent

Mr. Marsh asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 54, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 54

Assembly Concurrent Resolution No. 54—Relative to congratulating the Los Angeles Industrial Education Association.

Resolution read, and adopted

Resolution ordered printed, and transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that members so desiring be permitted to speak on the condition of the file.

REMARKS ON CONDITION OF THE FILE

Messrs. McCollister, Hawkins, Don A. Allen, and Holmes spoke on the condition of the file.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****NOTICE OF MOTION TO RECONSIDER RE-REFERENCE OF SENATE
CONCURRENT RESOLUTION NO. 14 AND AMENDMENTS TO COMMITTEE
WAIVED**

Mr. Francis waived his notice of motion to reconsider the vote whereby Senate Concurrent Resolution No. 14 and the amendments by Mr. Dahl were re-referred to the Committee on Rules for assignment of the subject matter for interim study.

The Speaker pro Tempore ruled that the notice was the property of the House.

**MOTION TO RECONSIDER RE-REFERENCE OF SENATE CONCURRENT
RESOLUTION NO. 14 AND AMENDMENTS TO COMMITTEE**

In compliance with the notice given on a previous day, Mr. McCollister moved that the vote whereby Senate Concurrent Resolution No. 14 and the amendments by Mr. Dahl were re-referred to the Committee

on Rules for assignment of the subject matter for interim study be reconsidered.

The roll was called, and the re-reference of Senate Concurrent Resolution No. 14 and the amendments by Mr. Dahl to the Committee on Rules was refused reconsideration by the following vote:

AYES—Don A. Allen, Bee, Bonelli, Bradley, Britschgi, Brown, Burke, Chapel, Dahl, Dills, Elliott, Erwin, Francis, Hansen, Hawkins, Holmes, Lanterman, Marsh, McCollister, McMillan, Miller, Munnell, Pattee, Shell, Thelin, and Thomas—26.

NOES—Anderson, Beaver, Biddick, Busterud, Collier, Crawford, Cusanovich, Davis, Donahoe, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hegland, House, Kloksiem, Lowrey, Luckel, Masterson, Meyers, Mulford, Nisbet, O'Connell, Rees, Rumford, Schrade, Sedgwick, Sumner, Weinberger, and Winton—31.

ANNOUNCEMENT

Speaker pro Tempore Conrad announced that yesterday was the birthday of the Honorable Vincent Thomas of the Sixty-eighth Assembly District; whereupon he and the members extended their best wishes and belated felicitations to Mr. Thomas.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 49—An act to amend Sections 36826, 36951, 36952, 36953, 36954, 36955, 36956, 36957, 36958, 36959, 36960, 37050, 37051, 37150, 37151, 37152, 37153, 37154, 37155, 37156, and 37157 of, to repeal Sections 36961, 36962, 37051 5, and 37052 of, and to add Sections 37158, 37159, 37160, 37161, 37162, 37163 and 37164 to, the Water Code, relating to California water districts.

Bill read third time.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cusanovich, Dahl, Davis, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Kelly, Kilpatrick, Lanterman, Levering, Lowrey, Luckel, Marsh, Masterson, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—60.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Concurrent Resolution No. 6—Relative to construction of a bridge across Montezuma Slough.

Resolution read.

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

AYES—Anderson, Bee, Belotti, Biddick, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Crawford, Crown, Cusanovich, Dahl, Elliott, Francis, Frew, Gaffney, Samuel R. Geddes, Hawkins, Hegland, Henderson, Holmes, Lanterman, Luckel, MacBride, Masterson, McCollister, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sumner, Thomas, Weinberger, Wilson, and Winton—41.

NOES—Don A. Allen, Bonelli, Davis, Dills, Erwin, Grant, Hansen, House, Kelly, Kilpatrick, Kloksiem, Levering, Lowrey, Miller, Munnell, Rees, Sedgwick, Shell, and Unruh—19.

(Notice of motion to reconsider given later this day. (A J., page 604.))

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP NOTICE OF
MOTION TO RECONSIDER ASSEMBLY BILL NO. 122**

Mr. Hegland asked for, and was granted, unanimous consent to take up his notice of motion to reconsider the vote on Assembly Bill No. 122, temporarily passed on file.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 122

In compliance with a notice given on a previous day, Mr. Hegland moved that the vote whereby Assembly Bill No. 122 was refused passage be reconsidered.

Parliamentary Inquiry

Mr. Crawford arose to the following parliamentary inquiry: Is it proper to argue on the merits of the bill when the question before the House is the motion to reconsider?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative

Demand for Previous Question

Messrs. Holmes, Cusanovich, Wilson, Lanterman, and Levering demanded the previous question.

Demand for previous question sustained.

The question being on the motion to reconsider the vote whereby Assembly Bill No. 122 was refused passage.

The roll was called

Call of the Assembly

Pending the announcement of the vote, Mr. Bruce F. Allen moved a call of the Assembly.

Motion carried. Time, 11.15 a.m.

The Speaker pro Tempore directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108

Mr. Dills asked for, and was granted, unanimous consent that Assembly Rule No. 108 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

**APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING
SENATE CONSTITUTIONAL AMENDMENT NO. 1**

The Speaker pro Tempore announced the appointment by the Speaker of Messrs. Kilpatrick, Bradley, and Munnell as a Committee on Conference concerning Senate Constitutional Amendment No. 1

REQUEST FOR UNANIMOUS CONSENT

Mr. Miller asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 53, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 53

Assembly Concurrent Resolution No. 53—Relative to security deposits in connection with the sales and use tax.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS**

Assembly Concurrent Resolution No. 49—Relative to the retirement of Edward O. Strong, General Composing Room Foreman at the State Printing Plant.

Resolution read, and adopted unanimously.

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILL NO. 60

Senate Bill No. 60—An act to amend Section 7 of the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), relating to the levy of taxes by the San Benito Water Conservation and Flood Control District, declaring the urgency thereof, to take effect immediately.

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

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, Wilson, and Winton—66

NOES—None.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thelin, Unruh, Weinberger, Wilson, and Winton—66.

NOES—None.

Bill ordered transmitted to the Senate.

Request for Unanimous Consent That Name Be Placed Upon Roll Calls

Mr. Holmes asked for, and was granted, unanimous consent that his name be placed upon the roll calls on the urgency clause to Senate Bill No. 60 and on Senate Bill No. 60, and that he be recorded as voting "Aye."

**REQUEST FOR UNANIMOUS CONSENT TO CONSIDER
SENATE AMENDMENTS TO ASSEMBLY BILL NO. 86**

Mr. Lindsay asked for, and was granted, unanimous consent to consider Senate amendments to Assembly Bill No. 86, temporarily passed on file.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 86—An act to add Article 7 (commencing at Section 345) to Chapter 2.5 of Division 1 of the Water Code, relating to development of recreational facilities.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 86?

Amendment No. 1

On page 1 of the printed bill, as amended in the Assembly on April 1, 1958, strike out lines 9 to 18, inclusive, and on page 2 strike out lines 1 and 2, and insert "state and federal agencies, (b) thereafter acquire land necessary to implement and execute plans for such development pursuant to specific legislative authorization. Such authorization shall specify to what extent, if any, the power of eminent domain may be used.

It is hereby declared to be the intention of the Legislature, in enacting this section, that no water resources development funds will be appropriated for the purposes of this section."

Amendment No. 2

On page 2, line 9 of the printed bill, as amended in the Senate on April 3, 1958, strike out "purposes of this section", and insert "purpose of acquiring land for recreational use".

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 86 by the following vote:

AYES—Holmes and Lindsay—2.

NOES—Bruce F. Allen, Don A. Allen, Backstrand, Beaver, Bee, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hegland, Henderson, House, Johnson, Kilpatrick, Klockslem, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, Sumner, Thelin, Unruh, Weinberger, Wilson, and Winton—57.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

Senate Concurrent Resolution No. 16—Relative to congratulating the Chico Chapter of the National Secretaries' Association (International) on its successful organization.

Resolution read, and adopted

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Meyers, Gaffney, Britschgi, Busterud, O'Connell, Burton, and Francis:

House Resolution No. 80

Relating to directing the Assembly Interim Committee on Conservation, Planning, and Public Works to study the problem of selection of state freeway route locations

WHEREAS, The matter of the selection of the location of state freeway routes is of great concern to the people of this State; and

WHEREAS, Irreparable damage to communities and the citizens thereof can be done if such routes are located without giving proper consideration to the effect such location will have upon local traffic and property values, and other matters of local concern; and

WHEREAS, Under existing statutory law there are insufficient standards and safeguards provided in the procedure for such route location selection to eliminate the possibility of the selection of the location of freeway routes without adequate consideration being given to such matters and the desires of the local citizens; and

WHEREAS, Many complaints have been received by Members of the Legislature with respect to actions taken in this respect by the Department of Public Works and the California Highway Commission; and

WHEREAS, In view of the acceleration of the state highway program and particularly the construction of freeways, it is necessary to take immediate steps to provide proper standards and safeguards with respect to the procedure involved in selecting the location of state freeway routes; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Conservation, Planning, and Public Works (created by House Resolution No. 215, 1957 Regular Session) is directed to undertake, in addition to its other duties, a study of the selection of state freeway routes and all facts and law relating to the procedures involved in selecting such routes, and to include its findings thereon and recommendations in connection therewith in its report to the Assembly at the 1959 Regular Session; and be it further

Resolved, 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 Conservation, Planning, and Public Works (created by House Resolution No. 215, 1957 Regular Session) 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 Treasury.

Resolution read, and ordered referred to the Committee on Conservation, Planning, and Public Works.

By Messrs. Meyers, Gaffney, O'Connell, Britschgi, Busterud, Burton, and Francis:

House Resolution No. 81

Relating to directing the Assembly Interim Committee on Conservation, Planning, and Public Works to study the problem of selection of state freeway route locations

WHEREAS, The matter of the selection of the location of state freeway routes is of great concern to the people of this State; and

WHEREAS, Irreparable damage to communities and the citizens thereof can be done if such routes are located without giving proper consideration to the effect such location will have upon local traffic and property values, and other matters of local concern; and

WHEREAS, Under existing statutory law there are insufficient standards and safeguards provided in the procedure for such route location selection to eliminate the possibility of the selection of the location of freeway routes without adequate consideration being given to such matters and the desires of the local citizens; and

WHEREAS, Many complaints have been received by Members of the Legislature with respect to actions taken in this respect by the Department of Public Works and the California Highway Commission; and

WHEREAS, In view of the acceleration of the state highway program and particularly the construction of freeways, it is necessary to take immediate steps to provide proper standards and safeguards with respect to the procedure involved in selecting the location of state freeway routes; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Conservation, Planning, and Public Works (created by House Resolution No. 215, 1957 Regular Session) is directed to undertake, in addition to its other duties, a study of the selection of state freeway routes and all facts and law relating to the procedures involved in selecting such routes, and to include its findings thereon and recommendations in connection therewith in its report to the Assembly at the 1959 Regular Session.

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

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Cunningham asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Bill No. 57 for hearing in the Committee on Public Utilities and Corporations today.

ANNOUNCEMENT OF COMMITTEE MEETING

Mr. Cunningham announced a meeting of the Committee on Public Utilities and Corporations in Room 5168 on recess today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Luckel asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Bill No. 9 and Assembly Concurrent Resolution No. 51 for hearing in the Committee on Transportation and Commerce today.

ANNOUNCEMENT OF COMMITTEE MEETING

Mr. Luckel announced a meeting of the Committee on Transportation and Commerce at 3 p.m. or on adjournment today.

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

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

Assembly Bill No. 134: By Messrs. Busterud, Meyers, Weinberger, O'Connell, and Gaffney—An act to validate the organization, boundaries, acts, proceedings and bonds of rapid transit districts, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation and Commerce.

Assembly Bill No. 135: By Messrs. Busterud, Meyers, Weinberger, O'Connell, and Gaffney—An act to validate the organization, boundaries, acts, proceedings and bonds of rapid transit districts, and to provide limitations of time within which actions may be commenced in connection therewith.

Referred to Committee on Transportation and Commerce.

**Request for Unanimous Consent That Rush Order Be Placed Upon
Printing of Assembly Bills Nos. 134 and 135**

Mr. Busterud asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Assembly Bills Nos. 134 and 135.

REQUEST FOR UNANIMOUS CONSENT

Mr. Rees asked for, and was granted, unanimous consent that the following article from the *San Francisco Examiner* for today, April 17th, be ordered printed in the Journal:

CHEMISTS SEE END TO STATE WATER LACK**Sea Conversion, 'Gas' Pipes Can Outmode Canals**

By JOHN F. ALLEN

California's water crisis arrived 10 years too soon and the expenditure of vast sums to equalize the State's water imbalance—now being debated by the Legislature—*may be just money down the drain.*

The reason, as reported yesterday, by Johan Bjorksten, nationally noted water conversion expert and chairman of a symposium on that subject at the current national meeting of the American Chemical Society:

It is almost certain that within 10 years the large scale economic conversion of salt water into fresh water will have become a reality

Storage Unnecessary—

That opinion was backed by most of the experts who contributed to the symposium. Thus, within a decade, a great and expensive system of dammed lakes, canals, pipe lines and pumps for the storage and transportation of water will be just an extravagant anachronism.

Some dams may be necessary *for flood control*, but even the *power potential* of falling water is likely to have been replaced by other means 10 years hence, Bjorksten said.

Urges Research—

He said he sympathized with the dilemma in which California's legislators find themselves: on one horn the necessity of immediate action in the face of serious water shortages in southern California; on the other, a fear that millions of dollars may be spent uselessly.

"If I were a California Legislator," Bjorksten said, "*and I were being asked to appropriate 42 or 85 (or whatever it is) millions of dollars, I'd ask myself if it wouldn't be smart to invest at least 10 percent of the sum in research.*"

(Several State Assemblymen, including Harold Levering, of Los Angeles, a violent foe of water projects, have proposed the financing of studies toward sea water conversion.)

Looking even beyond the cheap conversion of salt water to fresh, Bjorksten proposed that the ultimate solution of the State's water problem will come in the form of what he laughingly called "instant water."

Water Breakdown—

By this, he explained, he meant the *electrolytic breakdown of water into its components of oxygen and hydrogen* for easy and cheap transportation, a trick that can be done now but which so far is too expensive to be useful.

Under this plan—which may some day be brought down to a reasonable cost—the two hydrogen molecules in H_2O are separated from the oxygen molecule by electrolysis.

The hydrogen, in the form of gas, can then be transported by pipeline to where it is needed, and burned.

Wasteful Policy—

The burning would produce both electrical energy and water, the latter through recombination with local oxygen in the air.

"It is *economically wasteful to move water*," Bjorksten said. "Nobody would dream of damming up brewed coffee and then moving it long distances. You move the roasted bean or the dehydrated soluble factors in the form of instant coffee."

Specifically for California, Bjorksten proposed what he admitted was a "long range dream," but which includes no single element which cannot be done, at great cost now, at lower cost in due time:

He would convert the excess waters in the north of the State to hydrogen, and pipe the gas south.

At the Tehachapi the pipe would simply run up to the summit, with no pumps necessary, since hydrogen is lighter than air.

At the summit, the hydrogen would be *burned to provide power, and the reconstituted water would run down into the Los Angeles area*, providing additional power and an unlimited supply of drinking, irrigation and industrial water.

"I want to make it clear," Bjorksten said, "that this idea is *not economically feasible at the present time. The cost of electrolyzing the water is at present more expensive than transporting it intact. But that will not always be so.*"

In another paper read at the same symposium, Kenneth C. D. Hickman, of Rochester, N. Y., described small home distillers, which can be made at a cost no higher than that of a home washing machine.

RESOLUTIONS

The following resolutions were offered:

By Mr. Lanterman:

House Resolution No. 82

Relative to an investigation by the Assembly Interim Committee on Judiciary

WHEREAS, The people of this State are increasingly concerned about the continued traffic in marijuana and in illicit narcotics in this State, and the continued victimization of minors by traffickers, notwithstanding the attention to this problem given by the Legislature in the past; and

WHEREAS, The saving of young lives from this menace is a matter of the utmost urgency; and

WHEREAS, The fact that present legislation has not substantially reduced the scope of the problem is reason for giving serious consideration to new approaches to the problem, particularly the possibility of enactment of effective laws dealing

specifically with the furnishing to minors of heroin and marihuana (substances which are not used for legitimate medical treatment); now, therefore, be it

Resolved by the Assembly of the State of California, That, in addition to the other matters assigned to it for study, the Assembly Interim Committee on Judiciary (created by House Resolution No. 224 of the 1957 Regular Session) is hereby authorized and directed to ascertain, study, and analyze all facts relating to the subject of penalties for narcotic offenses, and particularly the desirability of treating separately the furnishing of heroin and marihuana to minors and the enactment of strongly deterrent penalties therefor, and to consider the desirability or necessity of legislation in this field, and to report thereon to the Assembly on or before the fifth legislative day after the constitutional recess during the 1959 Regular Session, including in its reports its recommendations for appropriate legislation.

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

By Messrs. Gaffney, Elliott, Luckel, O'Connell, Nielsen, Belotti, Masterson, Crown, Frew, Unruh, Munnell, McCollister, Nisbet, Hanna, Grant, Mrs. Davis, Messrs. Don A. Allen, Samuel R. Geddes, Burton, House, Bonelli, Chapel, Miss Donahoe, Messrs. Dills, and Burke:

House Resolution No. 83

Relative to the International Teamsters

WHEREAS, The members of the International Brotherhood of Teamsters are keenly and intensely interested in any and all programs designed to promote highway safety; and

WHEREAS, The Teamsters Union is continually at work throughout the cities, counties, and states urging and backing legislation to achieve greater safety for drivers, passengers and pedestrians; and

WHEREAS, Last year alone more than 500,000 motor vehicles of all types were involved in California traffic accidents of all kinds, about 160,000 of them resulting in injury or death to human beings, and

WHEREAS, The Brotherhood of Teamsters believes that much of this tragic toll can be eliminated by greater emphasis on safer vehicles and better drivers; and

WHEREAS, Through their efforts, legislation has been enacted in California which requires drivers of heavy commercial vehicles to demonstrate their ability to operate such vehicles before they can obtain operators' licenses, thereby preventing many incompetent and unqualified persons from driving heavy equipment on the highways; now, therefore, be it

Resolved by the Assembly of the State of California, That the International Brotherhood of Teamsters is hereby commended on its diligent and worthy program to improve traffic safety and protect the lives and property of our citizens; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send a copy of this resolution to the officers of the California Teamsters Legislative Council, Joseph Diviny, Jack Annand, George Mock, and Vern Cannon.

Request for Unanimous Consent

Mr. Gaffney asked for, and was granted, unanimous consent to take up House Resolution No. 83, at this time, without reference to committee or file.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT

Mr. Kilpatrick asked for unanimous consent that he be excused for the legislative day on Monday, April 21st, for official legislative business elsewhere.

Mr. McCollister withheld unanimous consent; and stated that the request should be made on Monday.

REQUEST FOR UNANIMOUS CONSENT

Mr Kilpatrick asked for, and was granted, unanimous consent that the following statement be ordered printed in the Journal:

Statement by Mr. Kilpatrick

April 17, 1958

*Hon. L. H. Lincoln, Speaker of the Assembly
State Capitol, Sacramento, California*

DEAR MR. SPEAKER: Due to a previously arranged obligation, it will be necessary for me to be in Southern California on Monday, April 21st, for official business in connection with disaster legislation of the subcommittee of which I am chairman. Therefore, I request to be excused from the meeting of Monday, April 21st.

Cordially,

VERNON KILPATRICK

**APPOINTMENT OF COMMITTEE ON CONFERENCE
CONCERNING ASSEMBLY BILL NO. 86**

The Speaker pro Tempore announced the appointment of Mr. Lindsay, Mrs. Davis, and Mr. Lowrey as a Committee on Conference concerning Assembly Bill No. 86.

RESOLUTIONS

The following resolution was offered:

By Mr. Burton:

House Resolution No. 84

Relative to the passing of Albert K. Chow

WHEREAS, The Members of the Assembly of the State of California have learned with profound regret of the untimely passing on October 16, 1957, of Albert K. Chow, noted civic leader of the Chinese community in San Francisco, and friend and confidant of presidents, generals, and other national and international figures of note; and

WHEREAS, Albert K. Chow was born in Fresno, California, and acquired at an early age the perception, sincerity and bland friendliness that endeared him to all who knew him, and which made him equally at home in such diverse places as the White House in Washington, D. C., the headquarters of Generalissimo Chiang Kai-shek in Formosa, and his own notary's office on Montgomery Street in San Francisco; and

WHEREAS, Albert K. Chow's many activities and interests carried him on travels throughout many parts of the world and resulted in the establishment of close personal friendships with many internationally noted personages such as former President Harry S. Truman, Chiang Kai-shek, and others; and

WHEREAS, Albert K. Chow was an active and outstanding leader in his community, and was for many years affectionately hailed as "Mayor" of San Francisco's Chinatown, and served as President, as well as Secretary, of the famed Chinese Six Companies, and as Assistant Publisher of the Chinese Daily Post in San Francisco; and

WHEREAS, This outstanding American had a compassionate regard for the welfare of Chinese people everywhere and was particularly appalled at the rise of Communism in China, having been active in the promotion of an Anti-Communist League in connection with his work with the Chinese Six Companies; and

WHEREAS, Albert K. Chow leaves to mourn his passing his loving wife, Florence Chow, five children, Jane Louise Young, Stephen M. Chow, Nancy W. Chow, Carole Ann Chow, and Sandra Chow, a brother, William Jack Chow, and a multitude of friends everywhere; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly express their deepest regrets at the death of Albert K. Chow, and extend their sympathies to the members of his family for their great loss; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Mrs. Florence Chow, to Mr. Jack Chow, to the Chinese Consolidated Benevolent Association, and to the Yung Wo Benevolent Association.

Request for Unanimous Consent

Mr Burton 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.

ANNOUNCEMENT RELATIVE TO ABSENCE OF CONFEREES

Speaker pro Tempore Conrad and Mr. McCollister asked for, and were granted, unanimous consent that the Journal show that Messrs. Ernest R. Geddes, Porter, and Lindsay have been and will be in attendance at a meeting of the Committee on Conference concerning Assembly Bill No. 1 all day.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RECONSIDER

At 11.43 a. m., on motion of Mr. Bruce F. Allen, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Bill No. 122 was refused reconsideration by the following vote:

AYES—Bruce F. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bradley, Brown, Burton, Husterud, Chapel, Crawford, Crown, Cunningham, Davis, Pills, Donahoe, Elliott, Francis, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, Holmes, Johnson, Kelly, Kilpatrick, Klockslem, Lindsay, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Schrade, Sedgwick, and Wilson—30.

NOES—Don A. Allen, Backstrand, Bonelli, Burke, Collier, Conrad, Coolidge, Cusanovich, Dahl, Erwin, Frew, Hansen, House, Lanterman, Levering, Lowrey, Luckel, Rees, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, and Winton—25.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 17, 1958

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

Assembly Concurrent Resolution No. 14—Relative to a study by the Department of Water Resources, in co-operation with the California Water Commission, of economic, social and financial impacts and implications of water development program envisioned under the California Water Plan,

And reports the same correctly enrolled, and presented to the Secretary of State on the seventeenth day of April, 1958, at 11 a. m.

BURKE, Chairman

RECESS

At 11.45 a. m., on motion of Mr. McCollister, the Assembly recessed until 3.30 p. m.

REASSEMBLED

At 3.30 p. m., the Assembly reconvened.

Hon. L. H. Lincoln, Speaker of the Assembly, presiding
Chief Clerk Arthur A. Ohnimus at the desk.

COMMUNICATIONS

The following communication was presented by the Speaker from:

James H. Corley of the University of California, expressing his appreciation for Assembly Concurrent Resolution No. 30.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, April 17, 1958

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Senate Bill No. 57

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

CUNNINGHAM, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 57—An act to add Article 3 (commencing with Section 6936) to Chapter 4, Part 6, Division 8 of the Harbors and Navigation Code, relating to river port districts.

Bill read second time, and ordered to third reading.

Speaker pro Tempore Presiding

At 3 32 p.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, April 17, 1958

MR. SPEAKER. Your Committee on Transportation and Commerce, to which was referred

Assembly Concurrent Resolution No. 51

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

LUCKEL, Chairman

Above reported resolution ordered on file.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Concurrent Resolution No. 51—Relative to an additional San Francisco Bay crossing.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation and Commerce:

Amendment No. 1

On page 1 of the printed measure, strike out line 21, and insert "siders to be the most feasible location; and

Whereas, The department should conduct such studies in the light of proposals for the construction of rapid transit facilities between the County of Alameda and the City and County of San Francisco by the San Francisco Bay Area Rapid Transit District and give consideration to the feasibility of designing such additional crossing to accommodate modern rapid transit facilities and equipment, now, therefore, be it".

Amendment No. 2

On page 1, line 26, after "Crossing", insert ", giving consideration in such studies to the proposals for the construction of rapid transit facilities between the County of Alameda and the City and County of San Francisco by the San Francisco Bay Area Rapid Transit District and to the feasibility of designing an additional crossing to accommodate modern rapid transit facilities and equipment."

Amendments read, and adopted.

Resolution ordered reprinted, and engrossed.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, April 17, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 134

Assembly Bill No. 135

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

LUCKEL, Chairman

Above reported bills ordered to second reading.

SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)

Assembly Bill No. 134—An act to validate the organization, boundaries, acts, proceedings and bonds of rapid transit districts, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading

Assembly Bill No. 135—An act to validate the organization, boundaries, acts, proceedings and bonds of rapid transit districts, and to provide limitations of time within which actions may be commenced in connection therewith.

Bill read second time, and ordered to third reading.

**NOTICE OF MOTION TO RECONSIDER SENATE
CONCURRENT RESOLUTION NO. 6**

Mr. Unruh gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Concurrent Resolution No. 6 was this day adopted. (A.J., page 593.)

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 17, 1958

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

Assembly Concurrent Resolution No. 54

Assembly Joint Resolution No. 10

Assembly Joint Resolution No. 11

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, April 17, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate appointed Senators Harold T. Johnson, John F. McCarthy, and Berry as a Committee on Conference concerning:

Assembly Bill No. 86—An act to add Article 7 (commencing at Section 345) to Chapter 25 of Division 1 of the Water Code, relating to development of recreational facilities.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, April 17, 1958

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

Senate Joint Resolution No. 9

Senate Joint Resolution No. 10

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read:

Senate Joint Resolution No. 9—Relative to memorializing the Federal Government to undertake and enforce special safety precautions in the disposal of radioactive waste.

Referred to Committee on Rules.

Senate Joint Resolution No. 10—Relative to the 1956 Social Security Amendments Act.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 17, 1958

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

Senate Bill No. 61

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 61—An act to validate the organization and re-organization of local fire districts.

Referred to Committee on Municipal and County Government.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 17, 1958

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 LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 20—Relative to congratulating and commending Cyrille O. Faure of Porterville.

Request for Unanimous Consent

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

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 20

Senate Concurrent Resolution No. 20—Relative to congratulating and commending Cyrille O. Faure of Porterville.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Marsh, McCollister, Conrad, Chapel, Miller, Luckel, McMillan, Johnson, Mummell, Hegland, Schrade, Crawford, Collier, and Levering:

House Resolution No. 85

Relative to the death of Estelle Taylor

WHEREAS, One of Hollywood's most beautiful and glamorous silent film stars, Estelle Taylor, passed away on April 15, 1958; and

WHEREAS, Miss Taylor will be remembered by early day movie fans for her competent performances in "While New York Sleeps," "Don Juan," "Cimarron," "East Is East," "Lady Raffles," the silent version of "The Ten Commandments," and many other motion pictures; and

WHEREAS, She was the wife of Jack Dempsey at the time that he held the heavy-weight boxing championship of the world, and remained one of his strongest fans after divorce ended their six-year marriage in 1931; and

WHEREAS, In recent years following her retirement she had interested herself in the welfare of animals, organizing and serving as President of the California Pet Owners Protective League; and

WHEREAS, Her passing brings to mind fond memories of a bygone era when the movie industry was making the name of Hollywood known throughout the world; now, therefore, be it

Resolved by the Assembly of the State of California, That the members express their deep regret at the passing of Estelle Taylor and extend their heartfelt condolences to the bereaved members of her family; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Miss Taylor's mother, Mrs. Bertha Boylan, and her sister, Helen Taylor.

Request for Unanimous Consent

Mr. Marsh 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, and adopted

By Mr. Anderson:

House Resolution No. 86

Relative to congratulating Thomas M. "Ptomaine Tommy" DeForest

WHEREAS, Thomas M. DeForest, noted restaurateur of the community of Lincoln Heights in Los Angeles, is generally considered by everyone who has ever had the pleasure of making his acquaintance or eating at his famous restaurant as one of the outstanding citizens and most delightful personalities in that community; and

WHEREAS, Tommy DeForest first came to Lincoln Heights as a young man in 1913, and established himself in the restaurant business with a movable lunch wagon which he operated in the 2200 block of North Broadway near the California Bank and which, by virtue of his boundless energy and the extraordinary quality of the food served became a great success, generally conspicuous at a distance at any time of the day or night because of the long lines of people waiting to be served; and

WHEREAS, Tommy DeForest had at this early time already acquired the pleasant personality, the kindly regard for his fellow men, and his remarkable memory for names and faces, which led his many friends to humorously append the name "Ptomaine Tommy's" to his lunch wagon, a name which upon some personal reflection he decided to register as a trade name and which he has carried along with his business activities and enterprises since those early days; and

WHEREAS, In the years following those first days of the lunch wagon and his return from the service in World War I, the restaurant enterprises of Tommy DeForest grew to a permanent location in the 2600 block where the popular specialty of the house was a plate labelled "size" consisting of chili, hamburger, and beans, which in turn led to the establishment of his present famous restaurant at 2420 North Broadway; and

WHEREAS, In addition to the time and effort which he characteristically devoted to his business activities, Tommy DeForest has always been an outstanding civic-minded citizen of his community, as a happily married father of two fine children, one in the diplomatic service and the second a recent Stanford University graduate; as an active member of the Christian Science Church, the East Gate 290 Masonic Lodge, the Scottish Rite, the Al Malaikah Temple of the Shrine, and the Lincoln Heights Chamber of Commerce; and has been active in many charitable activities including the donation of food from his restaurant to midnight missions and the needy; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly join with the many friends of Tommy DeForest in extending congratulations and commendations to him on his exemplary life and his outstanding career in business and in the service of his community; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to prepare a suitable copy of this resolution for presentation to Tommy DeForest

Request for Unanimous Consent

Mr. Anderson asked for, and was granted, unanimous consent to take up House Resolution No. 86, at this time, without reference to committee or file.

Resolution read, and adopted.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 55: By Messrs Meyers, O'Connell, Gaffney, Weinberger, Burton, and Busterud—Relating to the International Typographical Union on their One Hundredth Centennial convention in San Francisco.

Request for Unanimous Consent

Mr. Meyers asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 55, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 55

Assembly Concurrent Resolution No. 55—Relating to the International Typographical Union on their One Hundredth Centennial convention in San Francisco.

Resolution read, and adopted.

Resolution ordered printed, and transmitted to the Senate.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 56: By Mr. Sedgwick—Relative to study of the Parks Bar Dam on the Yuba River.

Referred to Committee on Conservation, Planning, and Public Works.

REQUEST FOR UNANIMOUS CONSENT

Mr. Biddick asked for, and was granted, unanimous consent to take up further consideration of Senate Concurrent Resolution No. 17, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 17

Senate Concurrent Resolution No. 17—Relative to legislative intent as to co-operation with the United States in connection with multiple-purpose water projects.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Brown, Burke, Busterud, Chapel, Collier, Crawford, Crown, Cunningham, Cusanovich, Dahl, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Giddes, Grant, Hansen, Hawkins, Hegland, Henderson, House, Kelly, Kilpatrick, Klocksem, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Rufford, Schrade, Sumner, Thelin, Thomas, Utah, Weinberger, Wilson, and Winton—57.
NOES—None.

Resolution ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 16, 1958

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

Senate Concurrent Resolution No. 18

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read:

Senate Concurrent Resolution No. 18—Approving certain amendments to the charter of the City of Santa Rosa, a municipal corporation of the County of Sonoma, State of California, voted for and ratified by the qualified electors of said city at a regular municipal election held therein on the eighth day of April, 1958.

Request for Unanimous Consent

Mr. Dills asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 18, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 18

Senate Concurrent Resolution No. 18—Approving certain amendments to the charter of the City of Santa Rosa, a municipal corporation of the County of Sonoma, State of California, voted for and ratified by the qualified electors of said city at a regular municipal election held therein on the eighth day of April, 1958.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Bee, Belotti, Biddick, Bonelli, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Kelly, Kilpatrick, Klocksien, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelm, Thomas, Urruh, Weinberger, Wilson, and Winton—65.

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT

Mr. Meyers asked for, and was granted, unanimous consent that 1,500 copies of the List of Legislative Advocates being compiled at this session be ordered printed as a separate document.

ANNOUNCEMENT

Mr. McCollister announced the presence in the Assembly Chamber of the former Sergeant-at-Arms of the Assembly, Bill Rablin.

RESOLUTIONS

The following resolution was offered:

By Mr. McCollister:

House Resolution No. 87

Resolved by the Assembly of the State of California, That the State 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 four thousand dollars (\$4,000), said amount being for the purchase of postage stamps to be used by Members of the Assembly for official mail; and be it further

Resolved, That the Chief Clerk be and he is hereby directed to purchase postage stamps in such amounts and denominations, not exceeding four thousand dollars (\$4,000), 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. McCollister asked for, and was granted, unanimous consent to take up House Resolution No. 87, at this time, without reference to committee or file.

Resolution read.

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

AYES—Don A. Allen, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Kelly, Kilpatrick, Klockslem, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Rees, Rumford, Schrade, Sedgwick, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—62.

NOES—None.

CONSIDERATION OF ASSEMBLY BILL NO. 134

Assembly Bill No. 134—An act to validate the organization, boundaries, acts, proceedings and bonds of rapid transit districts, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

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

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Klockslem, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Rees, Schrade, Sedgwick, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—61.

NOES—Francis—1.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Klockslem, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Rees, Schrade, Sedgwick, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—61.

NOES—Francis—1.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 135

Assembly Bill No. 135—An act to validate the organization, boundaries, acts, proceedings and bonds of rapid transit districts, and to provide limitations of time within which actions may be commenced in connection therewith.

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

Bill read third time.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Rees, Schrade, Sedgwick, Sumner, Thelin, Thomas, Weinberger, Wilson, and Winton—64.

NOES—None.

Bill ordered transmitted to the Senate.

PARLIAMENTARY INQUIRY

Mr. Lowrey arose to the following parliamentary inquiry: What is the status of Senate Bill No. 57?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the bill is on third reading, having been previously reported from committee, and read the second time today.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, April 17, 1958

MR. SPEAKER: The Committee on Conference concerning:

Assembly Bill No. 86 (As amended in the Senate on April 10, 1958, 1958 First Extraordinary Session)—An act to add Article 7 (commencing at Section 345) to Chapter 2.5 of Division 1 of the Water Code, relating to development of recreational facilities;

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 2, line 4, of the printed bill, as amended in the Senate on April 10, 1958, strike out "recreational use", and insert "recreation development associated with state-constructed water projects, exclusive of land required for storage and conservation of water for such projects".

HAROLD T. JOHNSON
JOHN F. MCCARTHY
BERRY

Senate Committee on Conference

LINDSAY
DAVIS
LOWREY

Assembly Committee on Conference

Conference Committee report read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick,

Klocksien, Lanterman, Levering, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—71.

NOES—None.

CONSIDERATION OF SENATE BILL NO. 57

Senate Bill No. 57—An act to add Article 3 (commencing with Section 6936) to Chapter 4, Part 6, Division 8 of the Harbors and Navigation Code, relating to river port districts.

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

Bill read third time.

Demand for Previous Question

Messrs. Dahl, Bonelli, Burke, Luckel, and Backstrand demanded the previous question.

Demand for previous question sustained

The question being on the passage of Senate Bill No. 57.

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

AYES—Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Crown, Cunningham, Cusanovich, Davis, Dills, Donahoe, Elliott, Erwin Francis, Frew, Gaffney, Samuel R. Geddes, Hanna, Hawkins, Holmes, House, Johnson, Kelly, Klocksien, Lanterman, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Nielsen, Nisbet, O'Connell, Pattee, Rumford, Sedgwick, Thomas, Unruh, Weinberger, Wilson, and Winton—53.

NOES—Bruce F. Allen, Bradley, Conrad, Crawford, Dahl, Hansen, Hegland, Luckel, Schrade, Shell, and Sumner—11.

Bill ordered transmitted to the Senate.

Speaker Presiding

At 4.16 p.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 17, 1958

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

Assembly Bill No. 130

Assembly Bill No. 132

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bills ordered enrolled.

SENATE CHAMBER, April 17, 1958

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

Assembly Bill No. 105

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered to unfinished business file.

SENATE CHAMBER, April 17, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 86—An act to add Article 7 (commencing at Section 345) to Chapter 2.5 of Division 1 of the Water Code, relating to development of recreational facilities.

J. A. BEEK, Secretary of the Senate

By LACLAN M. RICHARDS, Chief Assistant Secretary

Assembly Bill No. 86 ordered enrolled.

MOTION TO ADJOURN

Mr. McCollister offered the motion to adjourn until 9 a.m., tomorrow, April 18th.

Remarks on Condition of the File

Messrs. McCollister, Unruh, Hawkins, Henderson, and Collier spoke on the condition of the file.

The question being on the motion to adjourn until 9 a.m.

Substitute Motion to Adjourn

Mr. Unruh moved, as a substitute motion, that the Assembly adjourn until 11 a.m., tomorrow, April 18th.

Motion died for lack of a second.

Further Remarks on Condition of the File

Messrs. Weinberger and Lindsay spoke on the condition of the file.

The question being on the motion by Mr. McCollister that the Assembly do now adjourn until 9 a.m., tomorrow, April 18th.

The roll was called, and the motion carried by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Burton, Busterud, Collier, Conrad, Coolidge, Crawford, Crown, Cusanovich, Dahl, Davis, Donahoe, Erwin, Francis, Frew, Gaffney, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, House, Kelly, Klocksien, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Mevers, Mulford, Nielsen, Nisbet, Rumford, Schrade, Sedgwick, Sumner, Thomas, Weinberger, Wilson, Winton, and Mr. Speaker—58

NOES—Cunningham, Dills, Elliott, Henderson, Holmes, Pattee, Rees, Shell, Thelin, and Unruh—10.

Adjournment

Whereupon, at 4 25 p.m., the Speaker declared the Assembly adjourned until 9 a.m., Friday, April 18, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHIUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-THIRD LEGISLATIVE DAY

FORTY-SIXTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Friday, April 18, 1958

The Assembly met at 9 a.m.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnibus at the desk.

ROLL CALL

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

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-dick, Bonelli, Bradley, Butschgi, Brown, Burke, Burton, Busteud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mul-ford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—78.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Gracious God and Heavenly Father, Whose love is limitless and whose patience is everlasting; grant that we do not take advantage of Thy love by allowing pride and self-interest to dictate our actions; grant that we do not continue to try Thy patience by maintaining attitudes that refuse to see the possibility of compromise. Make us remember that victory is hollow triumph if it leaves bitterness in anyone's heart; through Christ, our Lord.—AMEN

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Weinberger, seconded by Mr. Coolidge, 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, be-cause of illness:

Mr. Stewart, on motion of Mr. McCollister.

The following member was granted leave of absence for the day, because of legislative business elsewhere:

Mr. Doyle, on motion of Mr. McCollister

RESOLUTIONS

The following resolution was offered:

By Messrs. Gaffney, Meyers, Weinberger, O'Connell, Busterud, and Burton:

House Resolution No. 88

Relative to the San Francisco Earthquake of 1906

WHEREAS, April 18th marks the Fifty-second Anniversary of the great disaster which befell the City of San Francisco in 1906; and

WHILEAS, In the four days which followed the earthquake, the city was so ravaged by fire and dynamite that it seemed that only ashes and ruins remained; and

WHEREAS, The details of the catastrophe were recorded for posterity by the heroic reporters of the four San Francisco newspapers, the Chronicle, Examiner, Call, and Bulletin; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly hereby pays tribute to the members of the press who composed the famous "night watch," those men who in the early morning hours flashed the tragic news throughout the world, and who have faithfully met each year in commemoration of their historic experience; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the San Francisco Chronicle, the San Francisco Examiner, and the San Francisco Call-Bulletin.

Request for Unanimous Consent

Mr. Gaffney asked for, and was granted, unanimous consent to take up House Resolution No. 88, at this time, without reference to committee or file.

Resolution read, and adopted.

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, April 17, 1958

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.

NISBET, Chairman

Above reported resolution ordered engrossed.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 18, 1958

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

Assembly Constitutional Amendment No. 12

Assembly Concurrent Resolution No. 51

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolutions ordered on file.

Committee on Rules

ASSEMBLY CHAMBER, April 18, 1958

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

Senate Concurrent Resolution No. 14

Has had the same under consideration, and reports the same back with the recommendation: That the resolution be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

MILLER, Chairman

Resolution ordered returned to the Senate; and the subject matter ordered referred to the Committee on Rules.

ASSEMBLY CHAMBER, April 18, 1958

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

Assembly Concurrent Resolution No. 52

Has had the same under consideration, and reports the same back with the recommendation: That the resolution be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

MILLER, Chairman

Resolution ordered filed; and the subject matter ordered referred to the Committee on Rules.

ASSEMBLY CHAMBER, April 18, 1958

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: That the resolution be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

MILLER, Chairman

Resolution ordered filed; and the subject matter ordered referred to the Committee on Rules.

ASSEMBLY CHAMBER, April 18, 1958

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

Assembly Bill No. 131

Has had the same under consideration, and reports the same back with the recommendation: That the bill be filed; and that the subject matter be referred to the Committee on Rules for assignment to the Joint Interim Committee on Legislative Procedure for study.

MILLER, Chairman

Bill ordered filed; and the subject matter ordered referred to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting any bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing any bills which are amended on second reading today on the third reading file, instead of returning them to the second reading file.

MOTION TO PRINT IN JOURNAL

Mr. McCollister moved that the following opinion of the Legislative Counsel be ordered printed in the Journal:

Motion carried.

OPINION OF LEGISLATIVE COUNSEL

OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, April 17, 1958

Hon. Richard H. McCollister
Assembly Chamber

Appropriations for Expenses of Sessions—No. 3218

DEAR MR. MCCOLLISTER: You have asked whether any money is available from an appropriation enacted at any of the 1958 Sessions of the Legislature to pay the expenses of Members of the Assembly if either the First or Second Session ends but the other continues.

There is such an appropriation which was made by Assembly Bill No. 118 of the 1958 First Extraordinary Session which is Chapter 12 of the statutes of that session.

This act appropriated \$50,000 for the expenses of the Assembly, including the expenses of members, without regard to fiscal years to be transferred to the Assembly Contingent Fund and took effect immediately.

The bill in question was authorized by Item 19 of the Proclamation of the First Session which permitted the Legislature to consider and act upon legislation relating to the Legislature, its members, sessions, and procedure. Consequently, unlike appropriations made at special sessions under Section 9 of Article V, which limits them to the expenses of the particular session, the money appropriated by Chapter 12 is available without limitation and may be used for the expenses of either the First or Second Extraordinary Session or for any session held hereafter.

We note also Assembly Bill No. 132 which was on third reading today in the Senate which would make an additional appropriation for legislative printing, binding, mailing, etc., which likewise will be available without limitation.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Busterud asked for, and was granted, unanimous consent that the following opinion of the Legislative Counsel be ordered printed in the Journal:

OPINION OF LEGISLATIVE COUNSEL

OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, April 17, 1958

Hon. John A. Busterud
Assembly Chamber

Additional San Francisco Bay Crossing—No. 3192

DEAR MR. BUSTERUD:

Question

You have asked whether, under Senate Bill No. 9 and Assembly Bill No. 19, of the 1958 Second Extraordinary Session, the Department of Public Works would be authorized to conduct studies of all possible locations of an additional San Francisco Bay crossing between the County of Alameda and the City and County of San Francisco or the County of San Mateo.

Opinion

In our opinion the answer to your question is in the affirmative.

Analysis

Both of the bills involved make the unexpended balance of the Southern Crossing Engineering Fund available for expenditure by the Department of Public Works:

“for preparation of surveys, plans and estimates, and obtaining traffic and financial studies, in connection with the financing and

construction of an additional toll bridge or other toll highway crossing across the Bay of San Francisco between the County of Alameda on the east side of the Bay and the City and County of San Francisco or the County of San Mateo on the west side of the Bay."

In our opinion the department, with the money made available by these bills, would be authorized under existing law (S. & H. C. 30008, 30111, 30150, and 30152) to conduct studies of all possible locations of an additional San Francisco Bay crossing between the County of Alameda and the City and County of San Francisco or the County of San Mateo.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By RAY H. WHITAKER, Deputy

Two copies, each, to Hon. Richard J. Dolwig and Hon. Louis Francis, pursuant to Joint Rule 34.

CONSIDERATION OF DAILY FILE UNFINISHED BUSINESS

REQUEST FOR UNANIMOUS CONSENT TO EXPUNGE RECORD, AND RESCIND ACTION ON ASSEMBLY CONCURRENT RESOLUTION NO. 22

Mr. McCollister asked for, and was granted, unanimous consent to expunge the record, and rescind the action whereby the Assembly, on April 14, 1958, adopted Assembly Concurrent Resolution No. 22 (Assembly Journal, page 529).

Assembly Concurrent Resolution No. 22 ordered on file.

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 105—An act to add Section 10057 to the Education Code, relating to science education programs.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 105?

Amendment No. 1

On page 1, line 7, of the printed bill, after "district", insert "of the sixth grade or any higher grade".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 105 by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Beaver, Belotti, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Frew, Gaffney, Samuel R. Goldes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Kelly, Klocksiem, Lowrey, MacBride, Marsh, Masterson, McCollister, Mulford, Nielsen, Runford, Schrade, Sedgwick, Shell, Thelin, Thomas, Weinberger, and Wilson—50
NOES—None

Assembly Bill No. 105 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 51—Relative to an additional San Francisco Bay crossing.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

RECESS

At 9.14 a.m., on motion of Mr. McCollister, the Assembly recessed until 11.30 a.m.

REASSEMBLED

At 11.30 a.m., the Assembly reconvened.

Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

PROCLAMATION OF THE GOVERNOR

The following Proclamation of the Governor was received, and read:

Proclamation**EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA**

WHEREAS, The Legislature of the State of California has been called in extraordinary session and has convened on March 4, 1958; and

WHEREAS, On account of extraordinary occasions which have arisen and now exist, it is deemed desirable and necessary to amend a subject heretofore submitted to the Legislature for consideration; now, therefore,

I, GOODWIN J. KNIGHT, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated March 24, 1958, by amending Item No. 47 thereof to read:

Item No. 47. To consider and act upon legislation relating to the loaning of property, borrowing of funds and levying of taxes by hospital districts, and by the San Benito Water Conservation and Flood Control District.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this seventeenth day of April, 1958.

(SEAL)

GOODWIN J. KNIGHT, Governor of California

[ATTEST] FRANK M. JORDAN, Secretary of State

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 18, 1958

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

Assembly Concurrent Resolution No. 55

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, April 18, 1958

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 Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms and conditions under which such grants and loans to school districts shall be made and repaid.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP CONFERENCE COMMITTEE REPORT CONCERNING SENATE CONSTITUTIONAL AMENDMENT NO. 1

Mr. McCollister, on behalf of Mr. Kilpatrick, asked for, and was granted, unanimous consent to take up the report of the Committee on Conference concerning Senate Constitutional Amendment No. 1.

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

ASSEMBLY CHAMBER, April 18, 1958

MR. SPEAKER: The Committee on Conference concerning.

Senate Constitutional Amendment No. 1 (as amended in the Assembly on April 1, 1958 First Extraordinary Session)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 19 to Article XVI thereof, relating to the issuance of bonds or the appropriation of money to provide loans and grants to school districts of the State, and prescribing the terms and conditions under which such grants and loans to school districts shall be made and repaid;

Consisting of the undersigned members has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 1, lines 11 and 12 of the printed measure, as amended in the Assembly on April 1, 1958, strike out "two hundred fifty million dollars (\$250,000,000)", and insert "two hundred twenty million dollars (\$220,000,000)".

**DILWORTH
GRUNSKY**

Senate Committee on Conference

**KILPATRICK
BRADLEY
MUNNELL**

Assembly Committee on Conference

Conference Committee report read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, Lowrey, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—74.

NOES—None.

Request for Unanimous Consent That Name Be Placed Upon Roll Call

Mr. Busterud asked for, and was granted, unanimous consent that his name be placed upon the roll call on the report of the Committee on Conference concerning Senate Constitutional Amendment No. 1, and that he be recorded as voting "Aye."

REQUEST FOR UNANIMOUS CONSENT

Mr. Johnson asked for, and was granted, unanimous consent to take up Assembly Constitutional Amendment No. 12, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 12

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 Section 34b thereto, relating to appropriations.

Resolution read.

(Record expunged, action rescinded later this day. *See A.J.*, page 620.)

Motion to Re-refer

Mr. Johnson moved that Assembly Constitutional Amendment No. 12 be re-referred to the Committee on Constitutional Amendments for interim study.

Motion ruled not in order, at this time.

**Motion to Expunge Record and Rescind Action on
Assembly Constitutional Amendment No. 12**

Mr. Johnson moved to expunge the record, and rescind the action whereby the Assembly, on this day, refused adoption to Assembly Constitutional Amendment No. 12.

Mr. Collier seconded the motion.

Motion carried.

The question being on the adoption of Assembly Constitutional Amendment No. 12.

Motion to Re-refer

Mr. Johnson moved that Assembly Constitutional Amendment No. 12 be re-referred to the Committee on Constitutional Amendments.

Motion carried.

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

The following resolution was offered:

Assembly Concurrent Resolution No. 57: By Mr. Sumner—Approving certain amendments to the charter of the City of Newport Beach, a municipal corporation in the County of Orange, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on April 8, 1958.

Request for Unanimous Consent

Mr. Sumner asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 57, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 57

Assembly Concurrent Resolution No. 57—Approving certain amendments to the charter of the City of Newport Beach, a municipal corporation in the County of Orange, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on April 8, 1958.

Resolution read.

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

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bec, Belotti, Bid-dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Lowrey, MacBride, Marsh, Masterson, McCollister, McMil-lan, Meyers, Mulford, Munnell, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Uurulu, Wemberger, Wilson, Winton, and Mr. Speaker—60.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

Request for Unanimous Consent That Vote Be Changed Upon Roll Call

Mr. Gaffney asked for, and was granted, unanimous consent that his vote be changed upon the roll call on Assembly Concurrent Resolution No. 57, and that he be recorded as voting "Aye," instead of "No."

REQUEST FOR UNANIMOUS CONSENT THAT NAME BE PLACED UPON ROLL CALL ON CONFERENCE REPORT CONCERNING SENATE CONSTITUTIONAL AMENDMENT NO. 1

Mr. Chapel asked for, and was granted, unanimous consent that his name be placed upon the roll call on the report of the Committee on Conference concerning Senate Constitutional Amendment No. 1, and that he be recorded as voting "Aye."

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Bradley asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting Senate Bill No. 61 for hearing in the Committee on Municipal and County Government today.

ANNOUNCEMENT OF COMMITTEE MEETING

Mr. Bradley announced a meeting of the Committee on Municipal and County Government at 1.50 p.m., today.

MOTION TO RECESS

Mr. McCollister offered a motion to recess until 2.30 p.m.

Remarks on Condition of the File

Mr. McCollister spoke on the condition of the file.

RECESS

At 12.05 p.m., on motion of Mr. McCollister, the Assembly recessed until 2.30 p.m.

REASSEMBLED

The Assembly reconvened at 5.25 p.m.

Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohninus at the desk.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, April 18, 1958

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

Assembly Bill No. 116—An act to add Part 4 (commencing with Section 3900) to Division 6 of the Harbors and Navigation Code, to provide for the preparation, issuance and sale of state bonds to create a fund to provide for harbor development; defining the powers and duties of state officers in respect to the administration of the provisions hereof; providing ways and means for the payment of the interest of such bonds as such interest falls due, and also for the payment and discharge of the principal of such bonds as such principal matures; to make an appropriation for the expense of printing the bonds; and to repeal Chapter 2238 of the Statutes of 1957, relating to harbor development;

Assembly Bill No. 130—An act to add Article 3 (commencing with Section 6936) to Chapter 4, Part 6, Division 8 of the Harbors and Navigation Code, relating to river port districts;

Assembly Bill No. 132—An act making an appropriation for legislative printing, binding, mailing, etc., in augmentation of Item 9 of the Budget Act of 1957, to take effect immediately;

And reports the same correctly enrolled, and presented to the Governor on the eighteenth day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 18, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Concurrent Resolution No. 29—Relative to augmenting the funds of the Joint Committee on Legislative Procedure;

Assembly Concurrent Resolution No. 42—Relative to the death of Byron J. Getchell;

Assembly Concurrent Resolution No. 43—Relative to congratulating the noted educator Glenn S. Dumke on his appointment to the Office of President of San Francisco State College;

Assembly Concurrent Resolution No. 45—Relative to the Tokyo-Azores flight;

Assembly Concurrent Resolution No. 46—Relative to commending Monsignor William J. Flanagan;

Assembly Concurrent Resolution No. 47—Relative to congratulating Frank Ratto;

Assembly Concurrent Resolution No. 50—Approving amendments to the charter of the City of Redwood City, a municipal corporation in the County of San Mateo, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on April 8, 1958;

Assembly Concurrent Resolution No. 54—Relative to congratulating the Los Angeles Industrial Education Association;

And reports the same correctly enrolled, and presented to the Secretary of State on the eighteenth day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 18, 1958

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

Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8½ to Article XVI thereof, relating to the issuance of bonds to provide for the construction, improvement, and development of harbors in this State; And reports the same correctly enrolled, and presented to the Secretary of State on the eighteenth day of April, 1958, at 2 p.m.

BURKE, Chairman

ASSEMBLY CHAMBER, April 18, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:
Assembly Joint Resolution No. 10—Relative to the establishment of a waterfowl refuge;

Assembly Joint Resolution No. 11—Relative to construction of a salt water conversion demonstration plant;

And reports the same correctly enrolled, and presented to the Secretary of State on the eighteenth day of April, 1958, at 2 p.m.

BURKE, Chairman

Committee on Rules

ASSEMBLY CHAMBER, April 18, 1958

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.

MILLER, Chairman

Above reported resolutions ordered on file.

Committee on Municipal and County Government

ASSEMBLY CHAMBER, April 18, 1958

MR. SPEAKER: Your Committee on Municipal and County Government, to which was referred:

Senate Bill No. 61

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

BRADLEY, Chairman

Above reported bill ordered to second reading.

SECOND READING OF SENATE BILLS (BY UNANIMOUS CONSENT)

Senate Bill No. 61—An act to validate the organization and re-organization of local fire districts.

Bill read second time, and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, April 18, 1958

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

House Resolution No. 81

Has had the same under consideration, and reports the same back with the recommendation: That the resolution be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

MILLER, Chairman

Resolution ordered filed; and the subject matter ordered referred to the Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 18, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day returns without recommendation:

Assembly Constitutional Amendment No. 4

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

ANNOUNCEMENTS

Mr. McCollister announced that United Airlines will recognize all reservations which were made for today.

RESOLUTIONS

The following resolutions were offered:

By Messrs. Unruh and O'Connell:

House Resolution No. 89

Relative to the Flint Formula

WHEREAS, There has been adopted in the City of Flint, Michigan, a program known as the "Flint Formula," which has been hailed by such respected observers as Victor Reisel as an important and practical device for alleviating the distress of persons unemployed by reason of the current recession and of businessmen whose businesses have been adversely affected by such unemployment; and

WHEREAS, The Flint program is as follows: The Mayor of the City of Flint has established an Unemployment Study Committee, the membership of which consists of representatives of lending institutions, merchants, unions, and industries in the area, and has also established an Unemployment Arbitration Committee; the aim of the program is a joint voluntary effort of the persons concerned to devise methods of forestalling seizures, foreclosures, and repossessions of property purchased on credit terms by persons who are normally good credit-rated individuals but are suffering temporary adversity due to their unemployment resulting from the current recession; the parent committee establishes policies and general procedures and accepts applications for assistance from debtors, and the Arbitration Committee reviews the requests for aid and acts as mediator between the debtor and creditor in an effort to work out mutually agreeable and manageable terms for retirement of the obligations; and

WHEREAS, It is believed that a program of this nature, entirely voluntary in character will be beneficial to creditors and temporarily distressed debtors alike; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly urges the legislative bodies of the counties and cities of this State to establish the committees necessary to implement the program described above and to give to such committees the support necessary to effective execution of the program; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the chairman of the board of supervisors of each county and the mayor of each chartered city in this State.

Resolution read, and ordered referred to the Committee on Finance and Insurance.

By Messrs. Unruh and O'Connell:

House Resolution No. 90

Relative to an investigation by the Assembly Interim Committee on Finance and Insurance

WHEREAS, There has been adopted in the City of Flint, Michigan, a program known as the "Flint Formula," which has been hailed by such respected observers as Victor Riesel as an important and practical device for alleviating the distress of persons unemployed by reason of the current recession and of businessmen whose businesses have been adversely affected by such unemployment; and

WHEREAS, The Flint program is as follows: The Mayor of the City of Flint has established an Unemployment Study Committee, the membership of which consists of representatives of lending institutions, merchants, unions, and industries in the area, and has also established an Unemployment Arbitration Committee; the aim of the program is a joint voluntary effort of the persons concerned to devise methods of forestalling seizures, foreclosures, and repossessions of property purchased on credit terms by persons who are normally good credit-rated individuals but are suffering temporary adversity due to their unemployment resulting from the current recession; the parent committee establishes policies and general procedures and accepts applications for assistance from debtors, and the Arbitration Committee reviews the requests for aid and acts as mediator between the debtor and creditor in an effort to work out mutually agreeable and manageable terms for retirement of the obligations; now, therefore, be it

Resolved by the Assembly of the State of California, That in addition to the other matters assigned to it for study, the Assembly Interim Committee on Finance and Insurance (created by House Resolution No. 235 of the 1957 Regular Session) is authorized and directed to ascertain, study, and analyze all facts relating to the subject of this resolution and to report thereon to the Assembly, including in its reports its recommendations for legislation

Resolution read, and ordered referred to the Committee on Finance and Insurance

By Messrs. Lanterman and Hanna:

House Resolution No. 91

Relative to an interim study of disposition of moneys credited to the State Lands Act Fund

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Manufacturing, Oil, and Mining Industry is directed to ascertain, study, and analyze all facts relative to the subject matter of Assembly Bill No. 4002 of the 1957 Regular Session and Assembly Bill No. 18 of the 1958 Second Extraordinary Session, and to the desirability of or necessity for legislation in that field

Resolution read, and ordered referred to the Committee on Manufacturing, Oil, and Mining Industry.

By Messrs. Lanterman, Conrad, Chapel, Marsh, Shell, Levering, Thomas, Bonelli, Collier, Erwin, Johnson, Klocksien, Porter, Thelin, Don A. Allen, Hanna, Elliott, Wilson, House, Munnell, Miller, Burke, Grant, Backstrand, Hawkins, Unruh, Ernest R. Geddes, Cusanovich, Kilpatrick, Anderson, Sumner, Rees, Dills, and McMillan:

House Resolution No. 92

Relative to the designation of the Colorado River Aqueduct as one of the seven engineering wonders of the United States

WHEREAS, The Metropolitan Water District of Southern California has recently been honored by the designation of its Colorado River Aqueduct as one of the seven engineering wonders of the United States; and

WHEREAS, This designation was given by the American Society of Civil Engineers, through Mr. Louis R. Howson, National President; and

WHEREAS, With such designation, the Colorado River Aqueduct takes its place as one of the seven engineering wonders of the United States along with the Panama Canal, the Empire State Building, the Sanitary District of Greater Chicago, the Grand Coulee Dam, and the San Francisco-Oakland Bay Bridge; and

WHEREAS, In making this award to the Metropolitan Water District of Southern California, the National President of the American Society of Civil Engineers stated that the aqueduct has been chosen not only for its size, but "primarily for its contribution to human welfare"; and

WHEREAS, The Colorado River Aqueduct traverses 242 miles of wasteland from the Colorado River to the Lake Mathews terminal reservoir and has a capacity of more than 1,000,000,000 gallons of water daily; and

WHEREAS, In the award ceremonies, particular tributes were paid by Mr. Joseph Jensen, Chairman of the Board of Directors of the Metropolitan Water District of Southern California, and Mr. Robert B. Diemer, General Manager of the district to William Mulholland, who conceived the Colorado River Aqueduct, Frank Weymouth, who constructed the aqueduct, Julian Hinds, who first operated the aqueduct, and to two original directors of the Metropolitan Water District of Southern California, W. P. Whitsett and the late Franklin Thomas; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby congratulate the Metropolitan Water District of Southern California upon the receipt of this signal honor of having its Colorado River Aqueduct designated by the American Society of Civil Engineers as one of the seven engineering wonders of the United States; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a copy of this resolution to Mr. Joseph Jensen, the Chairman of the Board of Directors of the Metropolitan Water District of Southern California.

Resolution read, and ordered referred to the Committee on Conservation, Planning, and Public Works.

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

The following resolutions were offered:

Assembly Joint Resolution No. 12: By Mr. Frew—Relative to the passage of the omnibus Rivers and Harbors and Flood Control Bill of 1958.

Referred to Committee on Conservation, Planning, and Public Works.

Assembly Joint Resolution No. 13: By Messrs. Luckel, Crawford, Hegland, and Schrade—Relative to the favorable consideration of legislation pertaining to retired members of the uniformed services.

Referred to Committee on Military and Veterans Affairs.

Assembly Concurrent Resolution No. 58: By Messrs. Unruh, O'Connell, Pattee, and Rumford—Relative to the Flint Formula.

Referred to Committee on Finance and Insurance.

NOTICE OF MOTION TO RECONSIDER SENATE CONCURRENT RESOLUTION NO. 6 CONTINUED

By unanimous consent, the notice of motion to reconsider the vote on Senate Concurrent Resolution No. 6 was continued until the next legislative day.

ADJOURNMENT

At 5.26 p.m., on motion of Mr. McCollister, the Speaker declared the Assembly adjourned until 11 a.m., Monday, April 21, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-FOURTH LEGISLATIVE DAY
FORTY-NINTH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Monday, April 21, 1958

The Assembly met at 11 a.m.

Hon. Charles J. Conrad, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Biddick, Bonelli, Bradley, Brutschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Holmes, House, Johnson, Kelly, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, Winton, and Mr. Speaker—69.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Almighty and Everlasting God, We stand before another day, a day which Thou hast given us, a day of opportunity, a day of hope. Grant that we may not waste its potential in empty argument, lose its promise by losing our tempers, and destroy its power by refusing to work together for the common good. Help us see the difference between bull-dogged determination and bull-headed stubbornness. Make us know it is one thing to stand firm in conviction and another thing to stand frozen in prejudice. Lead us this day, O Lord, that in right judgment we may solve the problems that face us, and thus prove to be worthy servants of Thine and worthy representatives of the people of our great State; through Jesus Christ, Thy Son, our Lord—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Kelly, seconded by Mr. Ernest R. Geddes, further reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE

The following member was granted leave of absence for the day, because of illness:

Mr. Stewart, on motion of Mr. McCollister.

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

Mr. Thomas, on motion of Mr. McCollister.

Mr. Kilpatrick, on motion of Mr. McCollister.

Mr. Beaver, on motion of Mr. McCollister.

Mr. Klockslem, on motion of Mr. McCollister.

Mr. Collier, on motion of Mr. McCollister.

Mr. Hegland, on motion of Mr. McCollister.

Mr. Hansen, on motion of Mr. McCollister.

Mr. Frew, on motion of Mr. McCollister.

The following members were granted leaves of absence for the day, and desired to waive their per diems:

Mr. Weinberger, on motion of Mr. McCollister.

Mr. Henderson, on motion of Mr. McCollister.

The following member was granted leave of absence for a part of the morning, because of legislative business elsewhere:

Mr. Meyers, on motion of Mr. McCollister.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
WASHINGTON, D. C., April 8, 1958

*Mr. Arthur A. Ohnimus, Chief Clerk
California Legislature
Sacramento, California*

DEAR MR. OHNIMUS: Thank you for your letter of March 27th with which you enclosed copies of Assembly joint resolutions adopted by the California Legislature. I have indicated my support of the extension of Public Law 874 in hearings before the House Subcommittee on General Education and expect to vote in favor of the bill when it comes to the House for action.

Legislation increasing salaries for our military personnel passed the House recently, and I was glad to support the bill.

I appreciate the importance of the tuna industry to the State of California and in past years have introduced legislation limiting imports of tuna. I shall continue to co-operate with other members of the California Delegation in an effort to be of assistance to this industry.

I also want you to know I will be glad to co-operate with members of the California Delegation with regard to the establishment of a new federal judicial district for Southern California.

With kindest regards.

Sincerely yours,

HUBERT B. SCUDDER

The following communications were presented by the Chief Clerk from:

William V. Hill of San Mateo, expressing appreciation for resolution. Ordered filed with the Secretary of State.

John Beaufort, Chief, Fiftieth Anniversary Bureau, The Christian Science Monitor, of Boston, Massachusetts, expressing appreciation for resolution. Ordered filed with the Secretary of State.

Mrs. Lucie M. Friedell, expressing appreciation for resolution. Ordered filed with the Secretary of State.

PETITIONS

The following petitions were presented by the Chief Clerk from:

A. Vartanian of Oakland, relative to religious principles. Ordered referred to the Committee on Judiciary.

William J. Carignan of Oakland, relative to preparation of tax returns by certain persons. Ordered referred to the Committee on Judiciary.

Mrs. M. Kunkel of San Francisco, relative to grievances. Ordered referred to the Committee on Social Welfare.

W. H. Daum and Staff of Los Angeles by W. H. Daum, President, relative to taxes. Ordered referred to the Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

NOTICE OF MOTION TO RECONSIDER SENATE CONCURRENT RESOLUTION NO. 6 CONTINUED

Mr. Unruh asked for, and was granted, unanimous consent that his notice of motion to reconsider the vote whereby Senate Concurrent Resolution No. 6 was adopted be continued until the next legislative day.

THIRD READING OF SENATE BILLS

Senate Bill No. 61—An act to validate the organization and reorganization of local fire districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Bidick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Conrad, Crawford, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Gaffney, Samuel R. Geddes, Grant, Hanna, Hawkins, Holmes, House, Kelly, Lanterman, Levering, Lindsay, Lowrey, Marsh, Masterson, McCollister, McMillan, Mulford, Munnell, Nielsen, Nishet, Pattee, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Unruh, Wilson, and Winton—55.

NOES—None.

Bill ordered transmitted to the Senate.

CORRECTION OF AMENDMENTS AUTHORIZED

By unanimous consent, authorization to correct certain amendments to Senate Joint Resolution No. 10, which had been placed across the desk but not read, was granted.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Joint Resolution No. 11—Relative to the naming of nuclear powered fleet ballistic missile submarines.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Bee, Belotti, Bidick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Crawford, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis,

Gaffney, Samuel R. Geddes, Grant, Hanna, Hawkins, Holmes, House, Johnson, Kelly, Lanterman, Levering, Lindsay, Lowrey, Luckel, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Munnell, Nielsen, Nisbet, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Thelin, Unruh, Wilson, and Winton—59.
NOES—None.

Resolution ordered transmitted to the Senate.

ANNOUNCEMENT BY MAJORITY FLOOR LEADER

Mr. McCollister announced that all of the resolutions commending members who have not sought re-election which are on file will be considered tomorrow morning.

**REQUEST FOR UNANIMOUS CONSENT TO HOLD
SPECIAL MEETING OF COMMITTEE**

Mr. Lindsay asked for, and was granted, unanimous consent to hold a special meeting of the Committee on Conservation, Planning, and Public Works in the Sergeant-at-Arms' Room on adjournment today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Lindsay asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of setting House Resolutions Nos. 80 and 92, Assembly Concurrent Resolution No. 56, and Assembly Joint Resolution No. 12 for hearing in the Committee on Conservation, Planning, and Public Works today.

ADJOURNMENT

At 11.13 a.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10 a.m., Tuesday, April 22, 1958.

CHARLES J. CONRAD, Speaker pro Tempore

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE
1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-FIFTH LEGISLATIVE DAY
FIFTIETH CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Tuesday, April 22, 1958

The Assembly met at 10 a.m.

Hon. Charles J. Conrad, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Bid-
dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad,
Coolidge, Crawford, Crown, Cunningham, Dahl, Davis, Dills, Donahoe, Doyle, Elliott,
Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna,
Hawkins, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lauterman, Lever-
ing, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan,
Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Patten, Porter, Rees,
Rumford, Schrade, Sedgwick, Sumner, Thelma, Thomas, Unruh, Wilson, Winton,
and Mr. Speaker—72.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Gracious God and Heavenly Father, Thou art indeed long-suffering and patient with us; day after day we fail to heed Thy voice, we spurn Thy commands, and we turn our backs upon Thy will. We deserve nothing but Thy righteous wrath. Yet we beseech Thee, O Lord, do not leave us to our own devices, for without Thee we are lost. Touch our spirits, O God, and make us new within, that as new creatures we may with new consecration enact new legislation that will bring new hope and new harmony to our land and its people, through Christ, our Lord—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Chapel, seconded by Mr. Burke, 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. Stewart, on motion of Mr. McMillan.

The following member was granted leave of absence for the day, because of illness in the family:

Mr. Bee, on motion of Mr. McCollister.

The following members were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Cusanovich, on motion of Mr. McCollister.

Mr. Shell, on motion of Mr. McCollister.

Mr. Britschgi, on motion of Mr. McCollister.

Mr. Wilson, on motion of Mr. McCollister.

The following member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Weinberger, on motion of Mr. McCollister.

The following member was granted leave of absence for the day:

Mr. Henderson, on motion of Mr. McCollister.

COMMUNICATIONS

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

Letter of Transmittal

COLORADO RIVER BOUNDARY COMMISSION

LOS ANGELES, April 21, 1958

Refer to File No. W. O. 1528 3

Hon. L. H. Lincoln

Speaker of California State Assembly

State Capitol, Sacramento, California

DEAR MR. LINCOLN: Submitted herewith is the "Report of the Colorado River Boundary Commission" for the year following our last report dated January 30, 1957. This report is submitted pursuant to Chapter 1679, Statutes of 1955

Yours very truly,

HAROLD E. GEORGE, Executive Secretary

Enc: Report

Above transmitted report ordered referred to the Committee on Conservation, Planning, and Public Works.

RESOLUTIONS

The following resolutions were offered:

By Mr. Holmes:

House Resolution No. 93—Relating to the City of Santa Barbara.

Request for Unanimous Consent

Mr. Holmes asked for, and was granted, unanimous consent to take up House Resolution No. 93, at this time, without reference to committee or file.

Request for Unanimous Consent That Names of All Members Be Placed Upon House Resolution No. 93 as Co-authors

Mr. Holmes asked for, and was granted, unanimous consent that the names of all members present be placed upon House Resolution No. 93 as co-authors.

Consideration of House Resolution No. 93, as Amended

By Messrs. Holmes, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Mr.

Dills, Miss Donahoe, Messrs. Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lincoln, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Wilson, and Winton:

House Resolution No. 93

Relating to the City of Santa Barbara

WHEREAS, It has come to the attention of the Members of this Assembly that the City of Santa Barbara is celebrating its One Hundred Seventy-sixth Anniversary; and

WHEREAS, The ever-beautiful City of Santa Barbara has a history that goes back to the earliest times of California into the colorful period of the reign of the Spanish Kings; and

WHEREAS, The City of Santa Barbara, which cherishes its glorious historical past and pays homage thereto at its annual festival, attended by persons coming from all parts of the Nation and the world, has continued to progress and ranks with the foremost of California's cities; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly of California extend their felicitations to the City of Santa Barbara, its officers and citizens upon the One Hundred Seventy-sixth Anniversary of that city, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to the Native Sons of the Golden West and the Native Daughters of the Golden West, City of Santa Barbara, and to the Santa Barbara County Historical Society.

Resolution read, and adopted.

By Mr. Don A. Allen:

House Resolution No. 94

Relative to the anniversary of the founding of St. Bernadette Parish

WHEREAS, On May 17, 1958, the St. Bernadette Parish will celebrate the anniversary of its founding; and

WHEREAS, The site of this celebration, known as the Fiesta de Bernadette, is the only historic adobe building in southwest Los Angeles still in use; and

WHEREAS, This building was once the headquarters for the Tomas Sanchez Ranch which is also the famous Rancho La Cienega O'Paso De Boca La Tijera—meaning "At the Mouth of the Pass of the Scissors;" and

WHEREAS, This historic building was constructed about three years after the adoption of the Constitution of the United States, and has been properly marked as a historic site; now, therefore, be it

Resolved by the Assembly of the State of California, That the gratitude of this body is hereby extended to the Reverend Father William J. Duggan and the members of his parish for their outstanding and generous work of restoration and preservation of one of California's cherished monuments; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Father William J. Duggan.

Request for Unanimous Consent

Mr. Don A. Allen 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.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 21, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:

Assembly Bill No. 86—An act to add Article 7 (commencing at Section 345) to Chapter 2.5 of Division 1 of the Water Code, relating to development of recreational facilities;

Assembly Bill No. 105—An act to add Section 10057 to the Education Code, relating to science education programs;

And reports the same correctly enrolled, and presented to the Governor on the twenty-first day of April, 1958, at 2 p.m.

BURKE, Chairman

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, April 21, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Concurrent Resolution No. 56

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

LINDSAY, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, April 21, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Joint Resolution No. 12

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

LINDSAY, Chairman

Above reported resolution ordered engrossed.

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 22, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:

Assembly Concurrent Resolution No. 56

Assembly Joint Resolution No. 12

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolutions ordered on file.

Request for Unanimous Consent

Mr. Sedgwick asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 56, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 56

Assembly Concurrent Resolution No. 56—Relative to study of the Parks Bar Dam on the Yuba River.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, April 21, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

House Resolution No. 80

House Resolution No. 92

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

LINDSAY, Chairman

Above reported resolutions ordered on file.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 21, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 44

Assembly Concurrent Resolution No. 49

Assembly Concurrent Resolution No. 57

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, April 21, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No. 19

Senate Joint Resolution No. 12

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read:

Senate Concurrent Resolution No. 19—Relative to study of the Parks Bar Dam on the Yuba River.

Referred to Committee on Conservation, Planning, and Public Works.

Senate Joint Resolution No. 12—Relative to implementation of the Federal Flood Insurance Act of 1956.

Referred to Committee on Conservation, Planning, and Public Works.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting any bills reported out of committee today to be read the second time today.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 71

Mr. McCollister asked for, and was granted, unanimous consent that Rule 71 be suspended for the purpose of placing any bills which are amended on second reading today on the third reading file, instead of returning them to the second reading file

RESOLUTIONS

The following resolution was offered:

By Messrs. Gaffney and Busterud:

House Resolution No. 95

Relative to the San Francisco Earthquake of 1906

WHEREAS, April 18th marked the Fifty-second Anniversary of the great disaster which befell the City of San Francisco in 1906; and

WHEREAS, In the four days which followed the earthquake, the city was so ravaged by fire and dynamite that it seemed that only ashes and ruins remained; and

WHEREAS, The details of the catastrophe were recorded for posterity by the heroic reporters of the San Francisco newspapers and other publications, including the daily Examiner, Chronicle, News, Call, Bulletin, Evening Post, Recorder, and Daily Journal of Commerce, and the weekly Argonaut, News Letter, Wasp, and Monitor, as well as several other weeklies and foreign language newspapers; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly hereby pays tribute to the members of the press who comprised the famous "night watch," those men and women who in the early morning hours flashed the tragic news

throughout the world, and who have faithfully met each year in commemoration of their historic experience; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to those publications listed above which are still being published.

Request for Unanimous Consent

Mr. Gaffney 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.

HOUSE RESOLUTION NO. 16 PLACED ON THE INACTIVE FILE

On motion of Mr. Meyers, **House Resolution No. 16**, was withdrawn from the active file, and placed upon the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 22—Relative to adjournment sine die of the 1958 First Extraordinary Session of the Legislature of the State of California.

Resolution read.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent that the Chief Clerk be authorized and directed to prepare an amendment to Assembly Concurrent Resolution No. 22, changing the date for adjournment to April 23d.

Motion to Amend

Mr. McCollister moved the adoption of the following amendment:

Amendment No. 1

In line 4 of the printed resolution, as amended in the Assembly on April 14, 1958, strike out "sixteenth", and insert "twenty-third".

Amendment read, and adopted.

Resolution ordered reprinted, and engrossed.

CONSIDERATION OF HOUSE RESOLUTION NO. 19

By Messrs. Don A. Allen, Anderson, Beaver, Collier, Crawford, Cusanovich, Elliott, Erwin, Ernest R. Geddes, Hanna, Hawkins, Holmes, House, Johnson, Lanterman, Luckel, Marsh, McMillan, Nisbet, Porter, Shell, Thelin, Thomas, Unruh, and Wilson:

House Resolution No. 19

Relative to Frank G. Bonelli

WHEREAS, Assemblyman Frank G. Bonelli has announced his intention not to run for re-election to the State Assembly; and

WHEREAS, Frank G. Bonelli was first chosen as Assemblyman for the Fifty-second District to succeed the late beloved Jonathan J. Hollibaugh, and was twice re-elected to the office; and

WHEREAS, Before entering the Legislature Frank had acquired a long record of public service, having served two terms as Mayor and 10 years as City Councilman of Huntington Park; and

WHEREAS, He has been an active member of the Board of Directors of the American Red Cross and the Y.M.C.A., is a Past President of the Huntington Park Kiwanis Club, Chamber of Commerce, and Toastmasters Club, and is affiliated with various other organizations including the Elks, Moose, Eagles, Anchor Club, and Knights of Columbus; and

WHEREAS, In addition to his accomplishments as a civic leader and legislator, he is an astute businessman and has operated his own supply store for over 20 years; and
 WHEREAS, Although a junior legislator in point of service, he has proven a conscientious and capable member of the Committee on Governmental Efficiency and Economy, Joint Legislative Audit, Municipal and County Government, Public Utilities and Corporations, Revenue and Taxation, and Transportation and Commerce; now, therefore, be it

Resolved by the Assembly of the State of California, That the members express their sincere regret that their good friend and colleague, Frank G. Bonelli, will not be with them at the next convening of the Legislature, and extend their heartiest wishes for his future success; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Mr. Bonelli.

Resolution read, and adopted unanimously.

Speaker Presiding

At 10.30 a.m., Hon L. H. Lincoln, Speaker of the Assembly, presiding.

APPOINTMENT OF SELECT COMMITTEE

The Speaker appointed Messrs. Belotti and O'Connell as a Select Committee to escort Mr. Nielsen to the rostrum.

RECESS

At 10.36 a.m., Speaker Lincoln declared the Assembly at recess until 10.39 a.m., in order to permit the presentation of a citation by the Southside Improvement Club to Assemblyman Roy J. Nielsen. Presentation of the citation was made by Mr. Manuel Perry, Jr., and Mr. Eli G. Viegas, President of the club.

REASSEMBLED

At 10 39 a m., the Assembly reconvened.

Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSIDERATION OF HOUSE RESOLUTION NO. 20

By Messrs. Beaver, Burke, Bruce F. Allen, Hansen, Conrad, Ernest R. Geddes, Klocksien, Bradley, Grant, Levering, Bonelli, and Don A. Allen:

House Resolution No. 20

Relative to Assemblyman Thomas M. Erwin

WHEREAS, The Members of the Legislature have learned that Assemblyman Thomas M. Erwin will retire from the Assembly at the end of his present term; and
 WHEREAS, Tom has represented the Fifth District continuously since 1942, and is known as a conservative legislator equally concerned with the problems of agriculture, industry, and labor; and

WHEREAS, His outstanding ability and hard work are evident in his admirable record as Chairman of the Committee on Rules, Livestock and Dairies, Revenue and Taxation, and Fish and Game, and as a member of the Assembly Committees on Agriculture, and Ways and Means, and the Joint Committees on Agricultural and Livestock Problems, and Water Resources Development Problems; and

WHEREAS, When not engaged in his legislative duties, he is busy operating his large dairy business and the Los Angeles County Production Credit Corporation of which he is president; and

WHEREAS, He is an active member of such varied organizations as the Jonathan Club in Los Angeles, the Sutter Club in Sacramento, El Monte Lions Club, Al Malakiah Shrine, Isaac Walton League of America, Monrovia Commandery, the Los Angeles County Farm Bureau and the California Milk Producers Association, the latter two of which he is a past president; and

WHEREAS, Tom will be greatly missed by his many friends and admirers in the Assembly when it reconvenes in 1959 without him; now, therefore, be it

Resolved by the Assembly of the State of California, That the members congratulate Thomas M. Erwin on his long distinguished record as a legislator and express their sincere wishes for his future success; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Mr. Erwin.

Resolution read, and adopted unanimously.

Speaker pro Tempore Presiding

At 11.04 a.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF HOUSE RESOLUTION NO. 39

By Messrs. Miller, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton:

House Resolution No. 39

Relative to Speaker Luther H. Lincoln

WHEREAS, The Speaker of the Assembly, Luther H. Lincoln, has announced his intention to retire from the Legislature at the end of his present term; and

WHEREAS, "Abe" has achieved an impressive record in the 10 years he has represented the Fifteenth District, sponsoring much important legislation in the fields of highway construction and education in his early years in the Assembly; and

WHEREAS, His colleagues, recognizing his exceptional leadership ability, elected him Speaker of the Assembly at the opening of the 1955 General Session, which position he has continued to fill with honor and distinction; and

WHEREAS, Abe, as ex officio member of all Assembly, joint, and interim committees, has lent his capable guidance to many studies and investigations resulting in legislation of vital importance to the people of this State; and

WHEREAS, In addition to his enviable record of accomplishments in the Assembly, Abe has a broad background of sound successful business experience, and is known and respected as a local community leader and devoted family man; and

WHEREAS, It is fitting that the Members of this Assembly join with Abe's many friends and admirers in commending him for his distinguished record as a legislator and Speaker of the Assembly; now, therefore, be it

Resolved by the Assembly of the State of California, That the members hereby pay tribute to Speaker Luther H. Lincoln for his untiring efforts on behalf of the citizens of his district and of the entire State, and wish him great success in his future undertakings; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Mr. Lincoln.

Resolution read, and adopted unanimously.

PRESENTATION TO CHAIRMAN OF COMMITTEE ON WAYS AND MEANS

Mr. Belotti presented a redwood hurl gavel to Mr. Coolidge, Chairman of the Committee on Ways and Means, with the compliments of the Board of Trade of Eureka and the Humboldt Chamber of Commerce.

REQUEST FOR UNANIMOUS CONSENT

Mr. Samuel R. Geddes asked for unanimous consent to take up the notice of motion to reconsider Senate Concurrent Resolution No. 6, at this time.

Request temporarily withdrawn, pending return of Mr. Unruh to his desk.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS**

The following resolution was offered:

Assembly Joint Resolution No. 14: By Mr. Winton—Relative to the allocation of funds for the prevention of encephalitis.

Request for Unanimous Consent

Mr. Winton asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 14, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 14

Assembly Joint Resolution No. 14—Relative to the allocation of funds for the prevention of encephalitis.

Resolution read.

Speaker Presiding

At 11.58 a.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Belotti, Bid-
dick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Conrad, Coo-
lidge, Crawford, Crown, Cunningham, Dahl, Davis, Dills, Donahoe, Doyle, Elliott,
Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna,
Hawkins, Holmes, House, Johnson, Kelly, Kilpatrick, Kloekssem, Lanterman, Lever-
ing, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan,
Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rumford,
Schrade, Sedgwick, Sumner, Thelin, Thomas, Wilson, Winton, and Mr. Speaker—67.

NOES—None.

Resolution ordered printed, and transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Messrs. McMillan, Hawkins, Elliott, Munnell, Rumford, Miss Donahoe, Messrs. Crawford, Grant, Mrs. Davis, Messrs. Lowrey, Wilson, Bonelli, Doyle, O'Connell, Pattee, Thomas, Miller, Nisbet, Rees, and Holmes:

House Resolution No. 96

Congratulating Attorney General Pat Brown

WHEREAS, April 21, 1958, marks the fifty-third birthday of California's Attorney General, Edmund G. Brown; and

WHEREAS, Pat, as he is more familiarly known, is a native San Franciscan, who received his education at the Fremont Grammar School, Lowell High School, and San Francisco Law School; and

WHEREAS, Following 17 years in the private practice of law he was elected District Attorney of San Francisco in 1943; and

WHEREAS, His excellent record as District Attorney in turn led to his election in 1950 as Attorney General of the State, in which position he has continued to demonstrate his exceptional ability as a public officer; and

WHEREAS, Among his outstanding accomplishments have been the successful presentation of California's submerged lands case before the United States Supreme

Court, representation of the State in intrastate and interstate water controversies, a statistical review of crime in California with establishment of a Citizens' Advisory Commission on Crime Prevention, greater enforcement of the charitable trust laws, and a much-needed investigation into liquor law violations; now, therefore, be it

Resolved by the Assembly of the State of California. That the members extend their heartiest congratulations to Pat Brown on his fifty-third birthday and wish him many more years of health and happiness, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Pat Brown.

Request for Unanimous Consent

Mr. McMillan asked for, and was granted, unanimous consent to take up House Resolution No. 96, at this time, without reference to committee or file.

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT

Mr. Frew asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 12, at this time, without reference to file.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 12

Assembly Joint Resolution No. 12—Relative to the passage of the omnibus Rivers and Harbors and Flood Control Bill of 1958

Resolution read.

Parliamentary Inquiry

Mr. McCollister arose to the following parliamentary inquiry: Has this resolution been considered in committee?

Reply by Speaker

The Speaker replied that the resolution had been considered in, and reported out of the Committee on Conservation, Planning, and Public Works.

Motion to Place on Inactive File

Mr. Sumner moved that Assembly Joint Resolution No. 12 be placed on the inactive file.

Mr. Levering seconded the motion.

Substitute Motion to Table

Mr. Levering moved, as a substitute motion, that the resolution be laid on the table.

Mr. Pattee seconded the motion.

The roll was called, and the motion lost by the following vote:

AYES—Anderson, Beaver, Belotti, Bradley, Britschgi, Burke, Chapel, Conrad, Crawford, Ernest R. Geddes, Grant, Holmes, Kelly, Klockslem, Lanterman, Levering, McCollister, Mulford, Nielsen, Pattee, Schrader, Sumner, Thelin, and Mr. Speaker—24.

NOES—Bruce F. Allen, Biddick, Brown, Burton, Crown, Cunningham, Davis, Donahoe, Doyle, Elliott, Frew, Gaffney, Samuel R. Geddes, Hawkins, House, Kilpatrick, Lowrey, Masterson, McMillan, Meyers, Miller, Munnell, Nisbet, O'Connell, Rees, Thomas, Unruh, and Wilson—28.

The question being on the motion that Assembly Joint Resolution No. 12 be placed on the inactive file.

Motion to Table Motion

Mr. Burton moved that the motion be laid on the table.

Point of Order

Mr. Lowrey arose to the following point of order: That there was no second to the motion.

Ruling by Speaker

The Speaker ruled the point of order well taken, and ruled that the motion died for lack of a second.

Request That Resolution Be Read in Full

Mr. Thomas requested that the resolution be read in full.

Whereupon the Clerk read the resolution in full.

Demand for Previous Question

Messrs. Schrade, Crawford, Ernest R. Geddes, Chapel, and Holmes demanded the previous question.

Demand for previous question sustained.

The question being on the motion that Assembly Joint Resolution No. 12 be placed on the inactive file.

The roll was called, and the motion lost by the following vote:

AYES—Anderson, Beaver, Bradley, Britschgi, Burke, Busterud, Chapel, Conrad, Crawford, Dahl, Francis, Ernest R. Geddes, Grant, Hanna, Holmes, Johnson, Kelly, Klockstein, Lauterman, Levering, Marsh, McCollister, Mulford, Nielsen, Pattee, Schrade, Sumner, Thelin, and Mr. Speaker—29

NOES—Bruce F. Allen, Don A. Allen, Belotti, Biddick, Brown, Burtou, Crown, Cunningham, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Samuel R. Geddes, Hawkins, House Kilpatrick, Lowrey, Masterson, McMillan, Meyers, Miller, Munnell, Nisbet, O'Connell, Rees, Rufford, Sedgwick, Thomas, Unruh, Wilson, and Winton—35

The question being on the adoption of Assembly Joint Resolution No. 12.

Parliamentary Inquiry

Mr. Munnell arose to the following parliamentary inquiry: How many votes are required for adoption of the resolution?

Reply by Speaker

The Speaker replied that 41 votes are required.

The question being on the adoption of Assembly Joint Resolution No. 12.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Masterson moved a call of the Assembly.

Motion carried Time, 12.19 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT****REQUEST FOR UNANIMOUS CONSENT**

Mr. McMillan asked for, and was granted, unanimous consent that those members desiring to become co-authors of House Resolution No. 96 be permitted to come to the desk to affix their signatures to the resolution.

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Rule No. 108 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUEST FOR UNANIMOUS CONSENT

Mr. Lanterman asked for, and was granted, unanimous consent to take up House Resolution No. 92, at this time, without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 92

By Messrs. Lanterman, Conrad, Chapel, Marsh, Shell, Levering, Thomas, Bonelli, Collier, Erwin, Johnson, Klocksien, Porter, Thelin, Don A. Allen, Hanna, Elliott, Wilson, House, Mummell, Miller, Burke, Grant, Backstrand, Hawkins, Unruh, Ernest R. Geddes, Cusanovich, Kilpatrick, Anderson, Sumner, Rees, Dills, and McMillan.

House Resolution No. 92

Relative to the designation of the Colorado River Aqueduct as one of the seven engineering wonders of the United States

WHEREAS, The Metropolitan Water District of Southern California has recently been honored by the designation of its Colorado River Aqueduct as one of the seven engineering wonders of the United States; and

WHEREAS, This designation was given by the American Society of Civil Engineers, through Mr. Louis R. Howson, National President; and

WHEREAS, With such designation, the Colorado River Aqueduct takes its place as one of the seven engineering wonders of the United States along with the Panama Canal, the Empire State Building, the Sanitary District of Greater Chicago, the Grand Coulee Dam, and the San Francisco-Oakland Bay Bridge; and

WHEREAS, In making this award to the Metropolitan Water District of Southern California, the National President of the American Society of Civil Engineers stated that the aqueduct has been chosen not only for its size, but "primarily for its contribution to human welfare"; and

WHEREAS, The Colorado River Aqueduct traverses 242 miles of wasteland from the Colorado River to the Lake Mathews terminal reservoir and has a capacity of more than 1,000,000,000 gallons of water daily; and

WHEREAS, In the award ceremonies, particular tributes were paid by Mr. Joseph Jensen, Chairman of the Board of Directors of the Metropolitan Water District of Southern California, and Mr. Robert B. Diemer, General Manager of the district to William Mulholland, who conceived the Colorado River Aqueduct, Frank Weymouth, who constructed the aqueduct, Julian Hinds, who first operated the aqueduct, and to two original directors of the Metropolitan Water District of Southern California, W. P. Whitsett and the late Franklin Thomas; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly hereby congratulate the Metropolitan Water District of Southern California upon the receipt of this signal honor of having its Colorado River Aqueduct designated by the American Society of Civil Engineers as one of the seven engineering wonders of the United States; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a copy of this resolution to Mr. Joseph Jensen, the Chairman of the Board of Directors of the Metropolitan Water District of Southern California

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT

Mr. Lanterman asked for, and was granted, unanimous consent that the following communication be ordered printed in the Journal.

COMMUNICATION FROM LEGISLATIVE ANALYST

JOINT LEGISLATIVE BUDGET COMMITTEE

SACRAMENTO, April 18, 1958

Hon. Frank Lanterman

Assemblyman, Forty-eighth District

Sacramento, California

DEAR ASSEMBLYMAN LANTERMAN: Pursuant to your request we are sending the following additional information relating to total legislative expenses on a daily basis.

The items which are listed below include items of expense which would be related only to added days of the session and also include daily costs calculated for all items of legislative expense such as legislators' salaries and the cost of continuing staff services whether or not the Legislature is in session.

These costs based upon gross annual costs and divided for an estimate of the daily costs are as follows:

Legislators' salaries	\$1,972
Attaches' salaries	6,100
Legislators' per diem	2,160
Legislative Counsel Bureau	1,435
Legislative Budget Committee	1,150
Auditor General	691
Legislative printing (daily publications and bills; excludes final reports, stationery)	3,500
Interim committee costs	4,695
	<hr/>
	\$21,703

Sincerely,

GILBERT G. LENTZ
Assistant Legislative Analyst

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 22, 1958

MR. SPLAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 22

And reports the same correctly re-engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE JOINT RESOLUTION NO. 10

Mr. Rumford asked for unanimous consent to take up Senate Joint Resolution No. 10, out of order, for purpose of amendment.

Mr. Elliott withheld unanimous consent.

Mr. Elliott withdrew his objections, and unanimous consent was granted.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 10

Senate Joint Resolution No. 10—Relative to the 1956 Social Security Amendments Act.

Resolution read.

Motion to Amend

Mr. Rumford moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 4, of the printed measure, as amended in the Senate on April 16, 1958, strike out "and", and insert "now, therefore, be it".

Amendment No. 2

On page 2, strike out lines 11 to 18, inclusive, and insert
"Resolved by the Senate and Assembly of the State of California, jointly, That the United States Congress be requested to give immediate attention to amending the Social Security Act so that payment for professional services under Public Assistance Medical Care Programs can be made directly to the persons rendering the professional services and medicine rather than by indirect payment through the recipient; and be it further".

Amendments read, and adopted.

Resolution ordered reprinted, and on file.

**Request for Unanimous Consent That Rush Order Be Placed Upon
Printing of Senate Joint Resolution No. 10**

Mr. Rumford asked for, and was granted, unanimous consent that a rush order be placed upon the printing of Senate Joint Resolution No. 10.

POINT OF PERSONAL PRIVILEGE

Mr. Munnell arose on a point of personal privilege.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON ASSEMBLY JOINT RESOLUTION NO. 12**

At 12.26 p m., on motion of Mr. Masterson, further proceedings under the call of the Assembly were dispensed with.

**Request for Unanimous Consent to Expunge Record, and Rescind Action on
Assembly Joint Resolution No. 12**

Mr. Masterson asked for, and was granted, unanimous consent to expunge the record, and rescind the action whereby the Assembly, on this day, refused adoption to Assembly Joint Resolution No. 12.

RECESS

At 12.30 p.m., on motion of Mr. McCollister, the Assembly recessed until 3 p.m.

REASSEMBLED

At 3 p m., the Assembly reconvened.

Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 22, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day returns without further action.

Assembly Bill No. 4

Assembly Concurrent Resolution No. 3

Assembly Concurrent Resolution No. 4

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, April 22, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day returns:

Assembly Concurrent Resolution No. 53

With the recommendation it be referred to the Joint Interim Committee on Taxation for interim study.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, April 22, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined **Assembly Concurrent Resolution No. 55**—Relating to the International Typographical Union on their One-Hundredth Centennial Convention in San Francisco; And reports the same correctly enrolled, and presented to the Secretary of State on the twenty-second day of April, 1958, at 2 p.m.

BURKE, Chairman

Speaker pro Tempore Presiding

At 3 09 p.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

MOTION TO RECONSIDER SENATE CONCURRENT RESOLUTION NO. 6

In compliance with a notice given on a previous day, Mr. Unruh moved that the vote whereby Senate Concurrent Resolution No. 6 was adopted be reconsidered.

The roll was called, and Senate Concurrent Resolution No. 6 reconsidered by the following vote:

AYES—Bruce F. Allen, Belotti, Bradley, Burke, Busterud, Conrad, Cusanovich, Davis, Dills, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Grant, Hanna, Hawkins, House, Johnson, Kilpatrick, Kloksiem, Lanterman, Levering, Lindsay, Lowrey, MacBride, Marsh, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Rees, Rumford, Shell, Sumner, Thelin, Unruh, Wilson, and Winton—42
 NOES—Backstrand, Biddick, Britschgi, Brown, Chapel, Crawford, Crown, Donahoe, Doyle, Samuel R. Geddes, Kelly, Luckel, Masterson, McCollister, Nielsen, Schrade, Sedgwick, and Thomas—18.

Senate Concurrent Resolution No. 6 ordered on file.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS**

Assembly Concurrent Resolution No. 22—Relative to adjournment sine die of the 1958 First Extraordinary Session of the Legislature of the State of California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Bruce F. Allen, Backstrand, Belotti, Biddick, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Davis, Dills, Donahoe, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Holmes, House, Johnson, Kelly, Kilpatrick, Kloksiem, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Wilson, and Winton—62
 NOES—None.

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

Senate 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 amending Section 2 of Article IX thereof, relating to the public schools.

Resolution read.

Demand for Previous Question

Messrs Levering, Burke, Hansen, Johnson, and Dills demanded the previous question.

Demand for previous question sustained.

The question being on the adoption of the resolution.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Ernest R. Geddes moved a call of the Assembly.

Motion carried. Time, 3.50 p m.

The Speaker pro Tempore directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT****TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108**

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Rule No. 108 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 Joint Resolution No. 10—Relative to the 1956 Social Security Amendments Act.

Resolution read.

Motion to Amend

Mr. Rumford moved the adoption of the following amendments:

Amendment No. 1

On page 1, of the printed measure, as amended in the Assembly on April 22, 1958, strike out lines 7 to 11, inclusive.

Amendment No. 2

On page 2, lines 19 and 20, strike out "rather than by indirect payment through the recipient", and insert "on a broader base than is now possible".

Amendments read, and adopted.

Resolution ordered reprinted, and on file.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
ASSEMBLY JOINT RESOLUTION NO. 12**

Mr. Frew asked for, and was granted, unanimous consent to take up further consideration of Assembly Joint Resolution No. 12, at this time.

FURTHER CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 12

Assembly Joint Resolution No. 12—Relative to the passage of the omnibus Rivers and Harbors and Flood Control Bill of 1958.

Resolution read.

Parliamentary Inquiry

Mr. Bruce F. Allen arose to the following parliamentary inquiry: Has Rule No. 108 been suspended?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that it had.

The question being on the adoption of the resolution

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Frew moved a call of the Assembly.

Motion carried. Time. 4.18 p m.

The Speaker pro Tempore directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY

BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108

Mr. Ernest R. Geddes asked for, and was granted, unanimous consent that Assembly Rule No. 108 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file

**REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW SENATE
CONCURRENT RESOLUTION NO. 19 FROM COMMITTEE**

Mr. Lindsay asked for, and was granted, unanimous consent that Senate Concurrent Resolution No. 19 be withdrawn from the Committee on Conservation, Planning, and Public Works, and be placed upon the file.

Request for Unanimous Consent

Mr. Lindsay asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 19, at this time, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 19

Senate Concurrent Resolution No. 19—Relative to study of the Parks Bar Dam on the Yuba River.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW SENATE
JOINT RESOLUTION NO. 12 FROM COMMITTEE**

Mr. Lindsay asked for, and was granted, unanimous consent that Senate Joint Resolution No. 12 be withdrawn from the Committee on Conservation, Planning, and Public Works, and be placed upon the file.

Request for Unanimous Consent

Mr. Lindsay asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 12, at this time, without reference to file

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 12

Senate Joint Resolution No. 12—Relative to implementation of the Federal Flood Insurance Act of 1956.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beave, Biddick, Britschgi, Brown, Burke, Burton, Bruster, Chapel, Conrad, Coobidge, Crawford, Crown, Cunningham, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Gaddes, Samuel R. Gaddes, Grant, Hawkins, House, Kilpatrick, Klockslem, Lanterman, Lindsay, Lowrey, Luckel, MacGrate, Marsh, Masterson, McCollister, Meyers, Miller, Mullford, Murrell, Nelson, Nishet, O'Connell, Tattee, Porter, Schrade, Sedwick, Thomas, Wilson, and Winton—55
 NOES—Levering and Shell—2

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT REPORT

Mr. Lindsay asked for, and was granted, unanimous consent that 2,500 copies of the Report of the Subcommittee on the Impact of Enemy Attack on the Economy and Constitutional Government of the State of California be ordered printed; and that he be granted permission to submit the copy at a later date.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 22, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 119

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above bill ordered enrolled

SENATE CHAMBER, April 22, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended:

Assembly Bill No. 59

And respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Request for Unanimous Consent to Consider Senate Amendments to

Assembly Bill No. 59

Mr. Kilpatrick asked for, and was granted, unanimous consent to consider Senate amendments to Assembly Bill No. 59, at this time.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 59

Assembly Bill No. 59—An act to add Chapter 25 (commencing with Section 7990) to Division 3 of the Education Code, to provide for the preparation, issuance and sale of state bonds to create a fund to provide aid to school districts of the State; defining the powers and duties of state officers in respect to the administration of the provisions hereof; providing ways and means for the payment of the interest of such bonds as such interest falls due, and also for the payment and discharge of the principal of such bonds as such principal matures; and appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued, and for the administration of this chapter.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 59?

Amendment No. 1

On page 3, lines 3 and 4, of the printed bill, as amended in the Assembly on March 29, 1958, strike out "Section 16759", and insert "pursuant to the provisions of Part 2, commencing with Section 16309, of Division 4, Title 2".

Amendment No. 2

On page 3, line 19, strike out "16750", and insert "16760".

Amendment No. 3

On page 3, strike out lines 28 to 41, inclusive.

Amendment No. 4

On page 2, line 16, of the printed bill, as amended in the Senate on April 3, 1958, after the comma, insert "and to provide funds in the total amount of thirty million dollars (\$30,000,000) for transfer to the Investment Fund pursuant to Chapter 15 of the 1958 First Extraordinary Session,".

Amendment No. 5

On page 2, lines 19 and 20, strike out "two hundred fifty million dollars (\$250,000,000)", and insert "two hundred twenty million dollars (\$220,000,000)".

Amendment No. 6

On page 3, line 49, strike out "forty-three million dollars (\$43,000,000)", and insert "in addition to the amount to be transferred to the Investment Fund pursuant to Chapter 15 of the 1958 First Extraordinary Session, the sum of eight million dollars (\$8,000,000)".

Amendment No. 7

On page 4, line 1, strike out "nine million dollars (\$9,000,000)", and insert "eight million dollars (\$8,000,000)".

Amendment No. 8

On page 4, lines 3 and 4, strike out "two hundred fifty million dollars (\$250,000,000)", and insert "one hundred ninety million dollars (\$190,000,000)".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 59 by the following vote:

AYES—Bruce F. Allen, Anderson, Backstrand, Beaver, Biddick, Bradley, Britschgi, Brown, Burke, Burton, Buserud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Casanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Henderson, House, Johnson, Kilpatrick, Klockstein, Lantierman, Levinger, Lindsay, Lowrey, Luckel, MacBride, Mar 'b, Master-on, McCollister, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Wilson, and Winton—63.

NOES—None.

Assembly Bill No. 59 ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
WITH ON ASSEMBLY JOINT RESOLUTION NO. 12**

At 4.34 p.m., on motion of Mr. Frew, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called.

Call of the Assembly

Pending the announcement of the vote, Mr. Lowrey moved a call of the Assembly.

Mr. Munnell seconded the motion.

The roll was called, and the motion carried by the following vote:

AYES—Bruce F. Allen, Biddick, Brown, Burton, Chapel, Crown, Davis, Dills, Donahoe, Elliott, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hawkins,

Henderson, House, Kilpatrick, Lindsay, Lowrey, MacBride, Masterson, McCollister, Meyers, Munnell, Nisbet, O'Connell, Unruh, Wilson, Winton, and M. Speaker—31.
 NOES—Anderson, Backstrand, Beaver, Bradley, Britschgi, Burke, Busterud, Crawford, Cusanovich, Dahl, Doyle, Erwin, Francis, Grant, Johnson, Klockslem, Lanterman, Levering, Luckel, Marsh, Mulford, Pattee, Porter, Schrader, Shell, Sumner, and Thelin—27.

Time, 4 37 p.m.

The Speaker pro Tempore directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
 BY UNANIMOUS CONSENT**

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 108

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Rule No. 108 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 58

Mr. Unruh asked for, and was granted, unanimous consent that Rule 58 be suspended for the purpose of hearing House Resolutions Nos. 89 and 90 and Assembly Concurrent Resolution No. 58 in the Committee on Finance and Insurance today.

**REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL
 MEETING OF COMMITTEE**

At 4.38 p.m., Mr. Unruh asked for, and was granted, unanimous consent to hold a special meeting of the Committee on Finance and Insurance in the Sergeant-at-Arms Room immediately.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
 WITH ON SENATE CONSTITUTIONAL AMENDMENT NO. 2**

At 4.50 p.m., on motion of Mr. Ernest R. Geddes, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Constitutional Amendment No. 2 adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Beaver, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burton, Busterud, Chapel, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Donahoe, Doyle, Francis, Frew, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Henderson, House, Kelly, Kilpatrick, Klockslem, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Nisbet, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Sumner, Thomas, Unruh, Wilson, and Winton—55.

NOES—Anderson, Backstrand, Burke, Coolidge, Dills, Elliott, Erwin, Gaffney, Holmes, Johnson, Lanterman, Levering, Lowrey, Munnell, Nielsen, O'Connell, Shell, and Thelin—18.

Resolution ordered transmitted to the Senate.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED
 WITH ON ASSEMBLY JOINT RESOLUTION NO. 12**

At 4.54 p.m., on motion of Mr. Lowrey, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Joint Resolution No. 12 refused adoption by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Biddick, Brown, Burton, Crown, Cunningham, Davis, Dills, Donahoe, Elliott, Frew, Gaffney, Samuel R. Geddes, Hanna, Hawkins, Henderson, House, Kilpatrick, Lowrey, MacBride, Masterson, Meyers, Miller, Munnell, Nisbet, O'Connell, Porter, Rees, Thomas, Unruh, Wilson, and Winton—33

NOES—Anderson, Backstrand, Beaver, Belotti, Bradley, Britschgi, Burke, Buste-rud, Chapel, Conrad, Coolidge, Crawford, Cusanovich, Dahl, Doyle, Erwin, Francis, Ernest R. Geddes, Grant, Holmes, Johnson, Kelly, Klockslem, Lanterman, Levering, Luckel, Marsh, McCollister, Mulford, Nielsen, Pattee, Schrade, Sedgwick, Shell, Sumner, Thelin, and Mr. Speaker—37.

REPORTS OF STANDING COMMITTEES

Committee on Finance and Insurance

ASSEMBLY CHAMBER, April 22, 1958

MR. SPEAKER: Your Committee on Finance and Insurance, to which was referred: Assembly Concurrent Resolution No. 58

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

UNRUH, Chairman

Above reported resolution ordered engrossed.

ASSEMBLY CHAMBER, April 22, 1958

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred: House Resolution No. 89
House Resolution No. 90

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

UNRUH, Chairman

Above reported resolutions ordered on file

ADJOURNMENT

At 4.59 p.m., on motion of Mr. McCollister, the Speaker pro Tempore declared the Assembly adjourned until 10 a.m., Wednesday, April 23, 1958.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk

CALIFORNIA LEGISLATURE

1958 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-SIXTH LEGISLATIVE DAY

FIFTY-FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO

Wednesday, April 23, 1958

The Assembly met at 10 a m.

Hon. Charles J. Conrad, 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:

Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Coodidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, the Reverend Robert S. Romeis:

Eternal God and Heavenly Father, We pause at the beginning of another day to acknowledge our dependence upon Thee. Thou hast given to us the breath of life, the ability to think, the power to act. These gifts we hold only by thy sufrage, and only as the spark of Thy spirit enlightens us are we able to employ our lives and our thoughts and our actions worthily. In deep humility we ask, O God, that Thou wouldst cleanse our hearts, clarify our minds, and purify our motives, so that we may truly serve Thee as instruments of peace and of justice; through Jesus Christ, Thy Son, our Lord.—AMEN.

READING OF THE JOURNAL DISPENSED WITH

On motion of Mr. Weinberger, seconded by Mr. Henderson, 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. Stewart, on motion of Mr. Burke.

The following member was granted leave of absence for the day, because of a death in the family:

Mr. Bee, on motion of Miss Donahoe.

The following members of the Committee on Conference concerning the Budget Bill were granted leaves of absence for the day, because of legislative business elsewhere:

Mr. Collier, on motion of Mr. Burke.

Mr. Hegland, on motion of Mr. Burke.

Mr. Hansen, on motion of Mr. Burke.

PETITIONS

The following petitions were presented by the Chief Clerk from:

Mrs. M. Kunkel of San Francisco, relative to grievances. Ordered referred to the Committee on Social Welfare.

Ritz Miller of Los Angeles, relative to telephone charges. Ordered referred to the Committee on Judiciary.

COMMUNICATIONS

The following communications were presented by the Chief Clerk from:

W. F. Fitzgerald, Jr., Rear Admiral, U. S. N. (Ret.), expressing the appreciation of the U. S. Naval Academy Alumni Association for the resolution memorializing Rear Admiral Wilhelm Lee Friedell. Ordered filed with the Secretary of State.

Donald K. Henry of Berkeley, Executive Secretary of the California State Federation of Teachers, AFL-CIO, expressing appreciation for House Resolution No. 52. Ordered filed with the Secretary of State.

Jacob Seidenberg, Executive Director of the President's Committee on Government Contracts, acknowledging receipt of House Resolution No. 29. Ordered referred to the Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined: Assembly Concurrent Resolution No. 58

And reports the same correctly engrossed.

BURKE, Chairman

Above reported resolution ordered on file.

PARLIAMENTARY INQUIRY

Mr. Lowrey arose to the following parliamentary inquiry: Would it be possible to have the Chief Clerk provide for the mailing of complete files of legislative bulletins on water to the colleges and junior colleges?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the question should be referred to the Committee on Rules for proper action.

Speaker Presiding

At 10.08 a m., Hon L. H. Lincoln, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE**CONSIDERATION OF HOUSE RESOLUTION NO. 41**

By Messrs. Coolidge, Busterud, Gaffney, Cusanovich, Chapel, Frew, House, Erwin, Brown, Elliott, Masterson, Beaver, Schrade, O'Connell, Biddick, Wilson, Hawkins, and Nielsen:

House Resolution No. 41**Relative to Caspar W. Weinberger**

WHEREAS, Caspar W. Weinberger, a native San Franciscan, was re-elected in 1954 and 1956 for his second and third terms to the Legislature without opposition; and

WHEREAS, This was San Francisco's Twenty-first District's tribute to a young legislator, who, in his freshman term, chairmanned the important Joint Assembly-Senate Subcommittee which recommended the constitutional amendment creating the new department which administers the Alcoholic Beverage Control Act; and

WHEREAS, His brilliant legislative ability is currently being utilized as Chairman of the Committee on Government Organization and as a member of the Elections and Reapportionment, Judiciary, and Ways and Means Committees, as Chairman of the Joint Legislative Audit Committee, member of the Joint Legislative Budget Committee, and the Commission on Uniform State Laws; and

WHEREAS, During Mr. Weinberger's illustrious career of six years in the Legislature, he has sponsored legislation designed to eliminate discrimination in employment, to make administrative functions of State Government more efficient and economical; he has authored various antinarcotic bills and other legislation designed to increase the effectiveness of law enforcement and governmental agencies in every field; and

WHEREAS, Mr. Weinberger also served his Country during World War II, entering the infantry as a private and coming out as a Captain on General MacArthur's Operational Intelligence Section; and

WHEREAS, He has contributed his time and effort in many of his district's local activities; he is an active member and leader of the American Legion, Veterans of Foreign Wars, Press and Union League Club of San Francisco, and serves on the Board of Governors of the San Francisco Heart Association; and

WHEREAS, He is a product of local grade and high schools, graduated from Harvard College and Law School and, in addition to his service in the Legislature, he has served as legal assistant to Judge William Orr of the United States Court of Appeals, taught at Hastings College of Law and Golden Gate Law School, and is actively engaged in the private practice of law in San Francisco, now, therefore, be it

Resolved by the Assembly of the State of California, That the members express their sincere regret that their good friend and eminent colleague, Caspar W. Weinberger, will not be with them at the next convening of the Legislature, and extend their heartiest wishes for his future success; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Mr. Weinberger.

Resolution read.

Majority Floor Leader Presiding

At 10.13 a.m., Hon. Richard H. McCollister, Majority Floor Leader of the Assembly, presiding.

Speaker pro Tempore Presiding

At 10.22 a.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

The question being on the adoption of House Resolution No. 41.

Resolution adopted unanimously.

CONSIDERATION OF HOUSE RESOLUTION NO. 45

By Mr. Meyers:

House Resolution No. 45—Relative to Assemblyman Wallace Henderson.

Resolution read.

Request for Unanimous Consent That Names of Members Be
Placed Upon House Resolution No. 45 as Co-authors

Mr. Meyers asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon House Resolution No. 45 as co-authors.

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of House Resolution No. 45:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rummford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—77.

NOES—None

Consideration of House Resolution No. 45, as Amended

By Messrs. Meyers, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Levering, Lincoln, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Miller, Mulford, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Porter, Rees, Rummford, Schrader, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton:

House Resolution No. 45

Relative to Assemblyman Wallace Henderson

WHEREAS, It has come to the attention of the Members of the Legislature that Assemblyman Wallace Henderson will retire from the Assembly at the end of his present term, after serving with distinction since 1951; and

WHEREAS, Wallace Henderson is now serving his fourth term representing the Thirty-second Assembly District, a part of Fresno County; and

WHEREAS, During his eight years in the Assembly he has demonstrated outstanding legislative ability, evidenced by his service on such committees as Agriculture, Education, Finance and Insurance, Ways and Means, Rules, Industrial Relations, the Interim Committee on Civil Service and State Personnel, and the Joint Committee for Revision of the Education Code, having served as chairman of the latter three; and

WHEREAS, Wallace Henderson, during his legislative career, was the author of many outstanding pieces of legislation, especially in the field of education, concerning state colleges, and relating to the conservation of natural resources; and

WHEREAS, Public service has always been a part of Wallace Henderson's life, and in addition to his legislative duties as a representative of the Fresno County voters, he has been International Vice President of the American Federation of Labor in the Wine Industry, Secretary of the Fresno Labor Council, Vice President of the Fresno United Givers' Fund, and Executive Board Member of the Fresno County Heart Association and the Community Service Center, Director of the Central California Blood Bank, member of the Lay Advisory Board of St. Agnes' Hospital, a member of the Executive Board of the B Street Community Center, a

member of the Executive Board of the Fresno Safety Council, and Secretary of the Board of the Fresno County Association for the Mentally Retarded; and

WHEREAS, The voters of the City of Fresno, realizing the outstanding ability of Wallace Henderson in government and administrative matters, have elected him without opposition to the Fresno City Council; and

WHEREAS, The leadership and ability of Wallace Henderson, traits admired by his friends and legislative associates, will be greatly missed in future sessions of the California Legislature; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly congratulate Wallace Henderson on his outstanding record as a representative of the people of California, and extend to him their sincere wishes for his future success; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Wallace Henderson.

Resolution read, and adopted unanimously.

CONSIDERATION OF HOUSE RESOLUTION NO. 80

By Messrs. Meyers, Gaffney, Britschgi, Buserud, O'Connell, Burton, and Francis.

House Resolution No. 80

Relating to directing the Assembly Interim Committee on Conservation, Planning, and Public Works to study the problem of selection of state freeway route locations

WHEREAS, The matter of the selection of the location of state freeway routes is of great concern to the people of this State; and

WHEREAS, Irreparable damage to communities and the citizens thereof can be done if such routes are located without giving proper consideration to the effect such location will have upon local traffic and property values, and other matters of local concern; and

WHEREAS, Under existing statutory law there are insufficient standards and safeguards provided in the procedure for such route location selection to eliminate the possibility of the selection of the location of freeway routes without adequate consideration being given to such matters and the desires of the local citizens; and

WHEREAS, Many complaints have been received by Members of the Legislature with respect to actions taken in this respect by the Department of Public Works and the California Highway Commission; and

WHEREAS, In view of the acceleration of the state highway program and particularly the construction of freeways, it is necessary to take immediate steps to provide proper standards and safeguards with respect to the procedure involved in selecting the location of state freeway routes; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Conservation, Planning, and Public Works (created by House Resolution No. 215, 1957 Regular Session) is directed to undertake, in addition to its other duties, a study of the selection of state freeway routes and all facts and law relating to the procedures involved in selecting such routes, and to include its findings thereon and recommendations in connection therewith in its report to the Assembly at the 1959 Regular Session; and be it further

Resolved, 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 Conservation, Planning, and Public Works (created by House Resolution No. 215, 1957 Regular Session) 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 Treasury.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Beaver, Belotti, Biddick, Bonelli, Britschgi, Brown, Burke, Burton, Buserud, Chapel, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hansen, Hawkins, Henderson, House, Kelly, Kilpatrick, Klocksiem, Lindsay, Lowrey, Luckel, MacBride, Marsh, Mastersou, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Pattee, Rumford, Sebrade, Sedgwick, Sumner, Unruh, Wemberger, Wilson, and Winton—58

NOES—None.

ANNOUNCEMENTS

Mr. McCollister announced that the Senate had adopted Assembly Concurrent Resolution No. 22, providing for sine die adjournment of the First Extraordinary Session at 5 p.m. today.

Speaker pro Tempore Conrad announced that the Chief Clerk had requested that he remind the chairmen of the committees that all of the First Extraordinary Session bills which remain in their committees without further action must be reported back to the House.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS**

Assembly Concurrent Resolution No. 58—Relative to the Flint Formula.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF HOUSE RESOLUTION NO. 89

By Messrs. Unruh and O'Connell:

House Resolution No. 89—Relative to the Flint Formula.

Resolution read.

Motion to Amend

Mr. Ernest R. Geddes moved the adoption of the following amendment:

Amendment No. 1

Following the second WHEREAS of the resolution, as printed in the Assembly Journal for April 18, 1958, at page 682, insert

"WHEREAS, There are a considerable number of persons unemployed because of injuries suffered in industrial accidents whose adversity is as great or greater than those able and willing to work but who are prevented from engaging in gainful employment because of their status of disability and the apparent failure of any existing rehabilitation program to adequately provide a reasonable income for them and their families; and

WHEREAS, The Flint Formula should be expanded to include such cases; and"

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Unruh asked for, and was granted, unanimous consent to take up House Resolution No. 89, as amended, at this time.

Consideration of House Resolution No. 89, as Amended

By Messrs. Unruh and O'Connell:

House Resolution No. 89**Relative to the Flint Formula**

WHEREAS, There has been adopted in the City of Flint, Michigan, a program known as the "Flint Formula," which has been hailed by such respected observers as Victor Reisel as an important and practical device for alleviating the distress of persons unemployed by reason of the current recession and of businessmen whose businesses have been adversely affected by such unemployment; and

WHEREAS, The Flint program is as follows: The Mayor of the City of Flint has established an Unemployment Study Committee, the membership of which consists of representatives of lending institutions, merchants, unions, and industries in the area, and has also established an Unemployment Arbitration Committee; the aim of the program is a joint voluntary effort of the persons concerned to devise methods of forestalling seizures, foreclosures, and repossessions of property purchased on credit terms by persons who are normally good credit-rated individuals but are suffering temporary adversity due to their unemployment resulting from the current recession; the parent committee establishes policies and general procedures and accepts applications for assistance from debtors, and the Arbitration Committee

reviews the requests for aid and acts as mediator between the debtor and creditor in an effort to work out mutually agreeable and manageable terms for retirement of the obligations; and

WHEREAS, There are a considerable number of persons unemployed because of injuries suffered in industrial accidents whose adversity is as great or greater than the able and willing to work but who are prevented from engaging in gainful employment because of their status of disability and the apparent failure of any existing rehabilitation program to adequately provide a reasonable income for them and their families; and

WHEREAS, The Flint Formula should be expanded to include such cases; and WHEREAS, It is believed that a program of this nature, entirely voluntary in character will be beneficial to creditors and temporarily distressed debtors alike; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly urges the legislative bodies of the counties and cities of this State to establish the committees necessary to implement the program described above and to give to such committees the support necessary to effective execution of the program; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the chairman of the board of supervisors of each county and the mayor of each chartered city in this State.

Resolution read, as amended, and adopted.

CONSIDERATION OF HOUSE RESOLUTION NO. 90

By Messrs. Unruh and O'Connell:

House Resolution No. 90—Relative to an investigation by the Assembly Interim Committee on Finance and Insurance.

Resolution read.

Motion to Amend

Mr. Ernest R. Geddes moved the adoption of the following amendment:

Amendment No. 1

After the second clause of the resolution, as printed in the Assembly Journal of April 18, 1958, at page 624, insert

"Resolved by the Assembly of the State of California, That in addition to the Flint Formula as described above there should be consideration of those whose financial plight is brought about by industrial accident where the accident results in impaired ability to pursue former employment and industrial rehabilitation programs are not applicable in time to afford relief; and be it further".

Amendment read, and adopted.

Request for Unanimous Consent

Mr. Unruh asked for, and was granted, unanimous consent to take up House Resolution No. 90, as amended, at this time.

Consideration of House Resolution No. 90, as Amended

By Messrs. Unruh and O'Connell:

House Resolution No. 90

Relative to an investigation by the Assembly Interim Committee on Finance and Insurance

WHEREAS, There has been adopted in the City of Flint, Michigan, a program known as the "Flint Formula," which has been hailed by such respected observers as Victor Reisel as an important and practical device for alleviating the distress of persons unemployed by reason of the current recession and of businessmen whose businesses have been adversely affected by such unemployment; and

WHEREAS, The Flint program is as follows: The Mayor of the City of Flint has established an Unemployment Study Committee, the membership of which consists of representatives of lending institutions, merchants, unions, and industries in the area, and has also established an Unemployment Arbitration Committee; the aim of the program is a joint voluntary effort of the persons concerned to devise methods of forestalling seizures, foreclosures, and repossessions of property purchased on

credit terms by persons who are normally good credit-rated individuals but are suffering temporary adversity due to their unemployment resulting from the current recession; the parent committee establishes policies and general procedures and accepts applications for assistance from debtors, and the Arbitration Committee reviews the requests for aid and acts as mediator between the debtor and creditor in an effort to work out mutually agreeable and manageable terms for retirement of the obligations; now, therefore, be it

Resolved by the Assembly of the State of California, That in addition to the Flint Formula as described above there should be consideration of those whose financial plight is brought about by industrial accident where the accident results in impaired ability to pursue former employment and industrial rehabilitation programs are not applicable in time to afford relief; and be it further

Resolved by the Assembly of the State of California, That in addition to the other matters assigned to it for study, the Assembly Interim Committee on Finance and Insurance (created by House Resolution No. 235 of the 1957 Regular Session) is authorized and directed to ascertain, study, and analyze all facts relating to the subject of this resolution and to report thereon to the Assembly, including in its reports its recommendations for legislation.

Resolution read, as amended, and adopted

THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 10—Relative to the 1956 Social Security Amendments Act.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Backstrand, Beaver, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Holmes, House, Johnson, Kelly, Klocksiem, Lauterman, Levering, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—68.

NOES—None.

Resolution ordered transmitted to the Senate.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 59: By Messrs Meyers, O'Connell, Busterud, Burton, Belotti, Biddick, Kelly, and Weinberger—Relative to the Woman's International Bowling Congress Tournament.

Request for Unanimous Consent

Mr. Meyers asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 59, at this time, without reference to committee, print, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 59

Assembly Concurrent Resolution No. 59—Relative to the Woman's International Bowling Congress Tournament.

Resolution read, and adopted.

Resolution ordered printed, and transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Doyle:

House Resolution No. 97

Relative to the Assembly Interim Committee on Education

Resolved by the Assembly of the State of California, That, in addition to the powers and duties conferred upon it by House Resolution No. 285 of the 1957 Regular Session, the Assembly Interim Committee on Education may meet and act both within and outside the State of California in carrying out its duties.

Request for Unanimous Consent

Mr. Doyle asked for, and was granted, unanimous consent to take up House Resolution No. 97, at this time, without reference to committee or file.

The roll was called, and the resolution adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Belotti, Bid-dick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klocksien, Lanterman, Lindsay, Lowrey, Luckel, MacBride, Marsh, Masterson, McCollister, McMillan, Meyers, Miller, Munnell, Nielsen, Nisbet, O'Connell, Pattee, Rees, Rumford, Schrade, Shell, Sumner, Thomas, Unruh, Weinberger, Wilson, and Winton—68.

NOES—None.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 23, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 22

Assembly Joint Resolution No. 14

J. A. BEEK, Secretary of the Senate

By LACILAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:

Assembly Concurrent Resolution No. 44—Relative to an investigation by the Joint Judiciary Committee on Administration of Justice;

Assembly Concurrent Resolution No. 49—Relative to the retirement of Edward O. Strong, general composing room foreman at the State Printing Plant;

Assembly Concurrent Resolution No. 57—Approving certain amendments to the charter of the City of Newport Beach, a municipal corporation in the County of Orange, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on April 8, 1958;

And reports the same correctly enrolled, and presented to the Secretary of State on the twenty-third day of April, 1958, at 11 a.m.

BURKE, Chairman

Committee on Public Utilities and Corporations

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Public Utilities and Corporations, to which was referred:

Assembly Concurrent Resolution No. 34

Respectfully reports the same back without action.

CUNNINGHAM, Chairman

MEASURES STRICKEN FROM FILE

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Bill No. 82, Assembly Concurrent Resolution No. 11, Assembly Bill No. 32, House Resolution No. 32, Assembly Concurrent Resolution No. 36, Assembly Constitutional Amendment No. 6, Assembly Constitutional Amendment No. 8, Assembly Joint Resolution No. 8, Assembly Bill No. 121, and House Resolution No. 16 be stricken from the file.

MOTION TO APPROVE JOURNALS

Upon motion of Mr. McCollister, the Journals for Monday, April 14, 1958; Tuesday, April 15, 1958; Wednesday, April 16, 1958; Thursday, April 17, 1958; Friday, April 18, 1958; Monday, April 21, 1958; Tuesday, April 22, 1958; and Wednesday, April 23, 1958; were approved as corrected by the Minute Clerk.

REPORTS OF STANDING COMMITTEES**Committee on Ways and Means**

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Ways and Means, to which were referred:

Assembly Bill No. 15	Assembly Bill No. 124
Assembly Bill No. 37	Assembly Bill No. 125
Assembly Bill No. 51	Assembly Bill No. 126
Assembly Bill No. 53	Assembly Bill No. 128
Assembly Bill No. 123	Assembly Bill No. 129

Respectfully reports the same back without action

COOLIDGE, Chairman

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

Senate Concurrent Resolution No. 6—Relative to construction of a bridge across Montezuma Slough.

Resolution read.

Motion to Amend

Mr. Unruh moved the adoption of the following amendment:

Amendment No. 1

On page 3 of the printed measure, as amended in the Assembly on April 16, 1958, between lines 22 and 23, insert

“Resolved, That it is the intent of the Legislature that no state money shall be expended beyond the cost of the proposed medium-level bridge unless specifically appropriated by the Legislature; and be it further”.

Amendment read, and adopted.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 6, as amended, at this time, without reference to reprint or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 6

Senate Concurrent Resolution No. 6—Relative to construction of a bridge across Montezuma Slough.

Resolution read, and adopted.

Resolution ordered reprinted, and transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred,
Senate Bill No. 9

Respectfully reports the same back without action

DAHL, Chairman

Above reported bill ordered transmitted to the Senate.

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 16

Assembly Bill No. 96

Assembly Bill No. 19

Assembly Bill No. 102

Assembly Bill No. 28

Assembly Bill No. 106

Assembly Bill No. 23

Assembly Bill No. 107

Respectfully reports the same back without action.

DAHL, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 23, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 15

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time:

Senate Bill No. 15—An act to amend Sections 14522, 14601, 14602, 14603, 14605, and 14640 of the Education Code, relating to the State Teachers' Retirement System.

Referred to Committee on Education.

MESSAGES FROM THE SENATE

SENATE CHAMBER, March 26, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 29

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

Senate Bill No. 29—An act to add Section 7910 2 to the Education Code, relating to the sale of state school building aid bonds.

Referred to Committee on Education.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 23, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 9

Assembly Concurrent Resolution No. 56

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolutions ordered enrolled.

SENATE CHAMBER, April 23, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Joint Resolution No. 10

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Education, to which were referred:

Assembly Bill No. 20

Assembly Bill No. 80

Assembly Bill No. 40

Assembly Bill No. 81

Assembly Bill No. 43

Assembly Bill No. 120

Respectfully reports the same back without action.

DOYLE, Chairman

Committee on Conservation, Planning, and Public Works

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Senate Concurrent Resolution No. 7

Respectfully reports the same back without action

LINDSAY, Chairman

Above reported resolution ordered transmitted to the Senate.

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which was referred:

Assembly Joint Resolution No. 6

Respectfully reports the same back without action.

LINDSAY, Chairman

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Conservation, Planning, and Public Works, to which were referred:

Assembly Bill No. 92

Assembly Bill No. 110

Assembly Bill No. 109

Assembly Bill No. 112

Respectfully reports the same back without action.

LINDSAY, Chairman

RECESS

At 11.45 a.m., on motion of Mr. McCollister, the Assembly recessed until 4 p.m.

REASSEMBLED

At 4 p.m., the Assembly reconvened.

Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

Call of the Assembly

Mr. McCollister moved a call of the Assembly.

Motion carried. Time, 4.02 p.m.

The Speaker pro Tempore directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

Quorum present.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT
COMMUNICATIONS**

The following communication was presented by the Chief Clerk from: James L. Beebe, Chairman of the State and Local Government Committee of the Los Angeles Chamber of Commerce, expressing appreciation for House Resolution No. 30. Ordered filed with the Secretary of State.

PARLIAMENTARY INQUIRY

Mr. McCollister arose to the following parliamentary inquiry: What are the numbers of the two Senate bills which were referred to the Committee on Education this morning?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the bills were Senate Bills Nos. 15 and 29.

REQUEST FOR UNANIMOUS CONSENT

Mr. McCollister asked for, and was granted, unanimous consent that the Sergeant-at-Arms be instructed to procure copies of Senate Bills Nos. 15 and 29 and place them on the members' desks.

REPORTS OF STANDING COMMITTEES

Committee on Education

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Education, to which were referred:

Senate Bill No. 15

Senate Bill No. 29

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DOYLE, Chairman

Above reported bills ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULE 70

Mr. McCollister asked for, and was granted, unanimous consent that Rule 70 be suspended for the purpose of permitting all bills reported out of committee today to be read the second time today.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. McCollister:

Resolved, That Senate Bills Nos. 15 and 29 present a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bills be read on three several days in each house is hereby dispensed with, and it is ordered that said bills be read the second and third times, and placed upon their passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burton, Busterud, Collier, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin,

Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hawkins, Hegland, Henderson, House, Johnson, Kelly, Kilpatrick, Klockslem, Lanterman, Luckel, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Nielsen, Nisbet, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, and Winton—63.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF SENATE BILL NO. 15

Senate Bill No. 15—An act to amend Sections 14522, 14601, 14602, 14603, 14605, and 14640 of the Education Code, relating to the State Teachers' Retirement System.

Bill read second time.

Speaker Presiding

At 4.24 p.m., Hon. L. H. Lincoln, Speaker of the Assembly, presiding.

Senate Bill No. 15—An act to amend Sections 14522, 14601, 14602, 14603, 14605, and 14640 of the Education Code, relating to the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Brown, Burke, Busterud, Conrad, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hawkins, Hegland, Henderson, House, Johnson, Kilpatrick, Klockslem, Lanterman, Levering, Luckel, Marsh, Masterson, McCollister, Meyers, Miller, Mulford, Nielsen, Nisbet, Pattee, Porter, Rumford, Schrade, Sedgwick, Shell, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—62.

NOES—None.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 29

Senate Bill No. 29—An act to add Section 7910.2 to the Education Code, relating to the sale of state school building aid bonds.

Article IV, Section 15, of the Constitution was declared suspended previously.

Bill read second time.

Senate Bill No. 29—An act to add Section 7910.2 to the Education Code, relating to the sale of state school building aid bonds.

Bill read third time.

Temporary Suspension of Assembly Rule No. 108

Mr. McCollister asked for, and was granted, unanimous consent that Assembly Rule No. 108 be temporarily suspended for the purpose of placing a call of the Assembly on any matter on file.

The question being on the passage of Senate Bill No. 29.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr. Ernest R. Geddes moved a call of the Assembly.

Motion carried. Time, 4.34 p.m.

The Speaker directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT****REQUEST FOR UNANIMOUS CONSENT THAT NAMES OF MEMBERS BE
PLACED UPON ILLUMINATED COPY OF HOUSE RESOLUTION NO. 76
AS CO-AUTHORS**

Mr. Belotti asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon the illuminated copy of House Resolution No. 76 as co-authors.¹

Roll Call

The roll was called, and the following members indicated a desire to become co-authors on the illuminated copy of House Resolution No. 76:

AYES: Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Buddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Conrad, Cooldge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Dwyer, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Klockstein, Linterman, Levering, Lindsay, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Mulford, Nielsen, Nisbet, O'Connell, Patter, Porter, Rees, Rufford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Weinberger, Wilson, Winton, and Mr. Speaker—73.

NOES: None.

RESOLUTIONS

The following resolution was offered:

By Mr. Ernest R. Geddes:

House Resolution No. 98

Relative to commending Sergeants-at-Arms serving school visitors

WHEREAS, The activities of the Joint Committee of the Senate and Assembly on School Visitation came to an end at the conclusion of the 1958 Regular Budget Session of the California Legislature; and

WHEREAS, A number of unscheduled visitations have since been made by schools and classes desiring to visit the Capitol and to view the Legislature in session; and

WHEREAS, The conducting of such visitors would normally fall on the State Capitol Police and be a burden to them; and

WHEREAS, Tony Beard, Sergeant-at-Arms of the Assembly, has co-operated by assigning Assistant Sergeants-at-Arms Jess Cave, Tom Guilmo, and Cliff Ritchie to guide and conduct said unscheduled visiting groups with a minimum of disturbance and with satisfaction of the visitors as expressed by many; now, therefore, be it

Resolved by the Assembly of the State of California, That this Assembly does hereby express to the Sergeants-at-Arms named in this resolution its commendation and thanks for a job well done.

Request for Unanimous Consent

Mr. Ernest R. Geddes 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, and adopted.

REMARKS ON CONDITION OF THE FILE

Mr. McCollister spoke on the condition of the file.

¹ House Resolution No. 76 appears on page 555 of the Assembly Journal for April 15, 1958.

REQUEST FOR UNANIMOUS CONSENT

Mr. Anderson asked for, and was granted, unanimous consent that the following communication be ordered printed in the Journal:

COMMUNICATION

DEPARTMENT OF EMPLOYMENT

SACRAMENTO, April 22, 1958

Direct Reply to: 57 14:ec

*Hon. Don Anderson**Assembly Chamber, State Capitol**Sacramento, California*

DEAR ASSEMBLYMAN ANDERSON: The following tabulation presents the information you requested yesterday.

		March, 1957	March, 1958
1.	California		
(a)	Number employed -----	5,476,000	5,410,000
(b)	Number unemployed -----	244,000	449,000
(c)	Number in labor force -----	5,720,000	5,859,000
2.	Los Angeles-Long Beach-Orange County		
(a)	Number employed -----	2,518,000	2,462,500
(b)	Number unemployed -----	68,800	179,200
(c)	Number in labor force -----	2,586,800	2,641,700
3.	Month	Unemployment	Weekly average number paid benefits
		Calif. Los Angeles	Calif. Los Angeles
Oct. '57	-----	175,000 78,900	77,774 37,804
Nov. '57	-----	228,000 91,500	112,181 47,158
Dec. '57	-----	312,000 118,200	170,592 70,233
Jan. '58	-----	374,000 149,200	215,777 88,030
Feb. '58	-----	419,000 172,500	253,100 100,243
Mar. '58	-----	449,000 179,200	274,356 112,882

If you need any additional data, please let us know and we shall be glad to furnish it to you.

Very truly yours,

GEORGE S. ROCHE, Chief
Research and Statistics

INTRODUCTION, FIRST READING, AND REFERENCE
OF ASSEMBLY BILLS (RESUMED)

The following resolution was offered:

Assembly Concurrent Resolution No. 60: By Mr. Lanterman—Relative to adding Rule No. 28.5 to the Joint Rules of the Senate and Assembly.

Referred to Committee on Rules.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 23, 1958

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. 6

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Transportation and Commerce, to which were referred:

Assembly Bill No. 10

Assembly Bill No. 17

Assembly Bill No. 29

Assembly Bill No. 34

Assembly Bill No. 42

Respectfully reports the same back without action.

LUCKEL, Chairman

Committee on Military and Veterans Affairs

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Military and Veterans Affairs, to which was referred:

Assembly Joint Resolution No. 13

Respectfully reports the same back without action.

NIELSEN, Chairman

Committee on Judiciary

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Judiciary, to which was referred:

Assembly Bill No. 133

Respectfully reports the same back without action.

BRUCE F. ALLEN, Chairman

Committee on Military and Veterans Affairs

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Military and Veterans Affairs, to which was referred:

Assembly Bill No. 115

Respectfully reports the same back without action.

NIELSEN, Chairman

Speaker pro Tempore Presiding

At 4.43 p.m., Hon. Charles J. Conrad, Speaker pro Tempore of the Assembly, presiding.

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY
DISPENSED WITH**

At 4.44 p.m., on motion of Mr. McCollister, further proceedings under the call of the Assembly were dispensed with.

RESOLUTIONS

The following resolutions were offered:

By Mr. McCollister:

House Resolution No. 99

Resolved, That the 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 1958 First Extraordinary Session, or that may be drawn upon the Contingent Fund of the Assembly.

Request for Unanimous Consent

Mr. McCollister 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.

By Mr. McCollister:

House Resolution No. 100

Resolved, That the 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 1958 First Extraordinary 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 for the 1958 First Extraordinary Session of the Legislature; such indexing, 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 1958 First Extraordinary Session. He shall also have charge of compiling, preparing, and having printed after adjournment, a

Final Calendar of the legislative business of the 1958 First Extraordinary Session of the Legislature, said calendar to comprise a history of all bills introduced and their authors, the numbers that shall have become law, those that have been refused passage, an index to all measures introduced; and any and all such information as will provide a complete history of the sessions of the Legislature.

When the Final Calendar is prepared, the 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.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up House Resolution No. 100, at this time, without reference to committee or file.

Resolution read, and adopted.

By Mr. McCollister:

House Resolution No. 101

Resolved, That the Speaker appoint a Select Committee of Five to notify the Senate that the Assembly is ready to adjourn sine die for the 1958 First Extraordinary Session and ask if the Senate has any further communications to transmit to this House.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up House Resolution No. 101, at this time, without reference to committee or file.

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 101, the Speaker pro Tempore announced the appointment of Messrs. Backstrand, Dahl, Miss Donahoe, Messrs. Samuel R. Geddes and Kelly as such Select Committee to wait upon the Senate.

By Mr. McCollister:

House Resolution No. 102

Resolved, That the Speaker appoint a Select 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 for this 1958 First Extraordinary Session and is ready to adjourn sine die, and awaits his further pleasure.

Request for Unanimous Consent

Mr. McCollister asked for, and was granted, unanimous consent to take up House Resolution No. 102, at this time, without reference to committee or file.

Resolution read, and adopted.

Appointment of Select Committee

Pursuant to the provisions of House Resolution No. 102, the Speaker pro Tempore announced the appointment of Messrs. Collier, Hanna, Klocksien, Nielsen, and Wilson as such Select Committee to wait upon the Governor.

REPORTS OF STANDING COMMITTEES

Committee on Livestock and Dairies

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Livestock and Dairies, to which was referred: Assembly Concurrent Resolution No. 10

Respectfully reports the same back without action.

ERWIN, Chairman

RESOLUTIONS

The following resolution was offered:

By Messrs. Burton and Miller:

House Resolution No. 103—Relating to the death of Dr. Henry Francis Grady.

Request for Unanimous Consent

Mr. Burton asked for, and was granted, unanimous consent to take up House Resolution No. 103, at this time, without reference to committee or file.

Resolution read.

Request for Unanimous Consent That Names of Members Be Placed Upon House Resolution No. 103 as Co-authors

Mr. Burton asked for, and was granted, unanimous consent that the names of all members so desiring be placed upon House Resolution No. 103 as co-authors

Roll Call

The roll was called, and the following members indicated a desire to become co-authors of House Resolution No. 103:

AYES—Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Burton, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, Dills, Donahoe, Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloockslem, Lanterman, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Mulford, Nielsen, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thomas, Unruh, Weinberger, Winton, and Mr. Speaker—68.

NOTES—None

Consideration of House Resolution No. 103, as Amended

By Messrs. Burton, Miller, Bruce F. Allen, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Belotti, Biddick, Bonelli, Bradley, Britschgi, Brown, Burke, Busterud, Chapel, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Mr. Dills, Miss Donahoe, Messrs. Doyle, Elliott, Erwin, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hansen, Hawkins, Hegland, Henderson, Holmes, House, Johnson, Kelly, Kilpatrick, Kloockslem, Lanterman, Lincoln, Luckel, MacBride, Marsh, Masterson, McCollister, Meyers, Mulford, Nielsen, O'Connell, Pattee, Porter, Rees, Rumford, Schrader, Sedgwick, Shell, Sumner, Thomas, Unruh, Weinberger, and Winton:

House Resolution No. 103

Relating to the death of Dr. Henry Francis Grady

WHEREAS, The Members of the Assembly received with sincere regret the news of the death in September, 1957, of one of California's most distinguished citizens, Dr. Henry Francis Grady; and

WHEREAS, Dr. Grady, who was born in San Francisco February 12, 1882, commenced his long illustrious career as a scholar and teacher in the field of economics, entering public service during World War I when he was asked to serve as special expert on the U. S. Shipping Board's planning staff; and

WHEREAS, From that time on he played numerous and varied roles in the economic affairs of the United States and of the world, becoming widely known not only as an expert in economics and international trade, but as a practical negotiator, a down-to-earth businessman, a fluent writer and speaker, an able administrator, an inspired and inspiring diplomat, and a shrewd Yankee trader; and

WHEREAS, From 1928 to 1937 he was dean of the college of commerce and professor of international trade at the University of California, during which time

his abilities and leadership were in constant demand as evidenced by his appointment and election to many offices in both local and national bodies concerned with economic problems; and

WHEREAS, In 1939 he left his home State of California to become Assistant Secretary of State, resigning two years later in order to be of greater service to his Country as head of the American President Lines after the government took control of the shipping faculty, and as President Roosevelt's personal representative to far-eastern countries supplying the United States with strategic materials; and

WHEREAS, During and after the years of World War II he successfully carried out important assignments as Envoy to India to stimulate war production, Vice President of the Economic Section of the Allied Control Commission in Italy, ambassador with the allied missions to observe Greek elections and to work out postwar near-eastern problems, and as United States Ambassador to India, 1947-48, to Greece, 1948-50, and Iran, 1950-51; and

WHEREAS, At the age of 70 he returned to San Francisco to resume his recognized leadership in the community, and to enjoy the peaceful closing years of his full and fruitful life; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly express their deep sorrow at the loss, to California and to the world, of their distinguished fellow citizen, Dr Henry Francis Grady, and convey their profoundest sympathy to his bereaved family; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to his widow, Mrs. Lucretia Grady, and to each of his children, Reginald del Valle, Patricia Louise, Henry Francis, and John Weston

Resolution read, and adopted unanimously.

REPORT OF SELECT COMMITTEE

The Select Committee appointed to wait upon the Senate appeared before the bar of the Assembly and reported that it had performed its duties.

PARLIAMENTARY INQUIRY

Mr. Lindsay arose to the following parliamentary inquiry: Does each committee chairman have to have all of the bills which remained in his committee without further action reported back to the House by 5 p.m.?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative as the question pertains to the First Extraordinary Session.

REQUEST FOR UNANIMOUS CONSENT

Mr. Lindsay asked for, and was granted, unanimous consent that the following letters of transmittal be ordered printed in the Journal:

LETTER OF TRANSMITTAL

ASSEMBLY INTERIM COMMITTEE ON CONSERVATION, PLANNING, AND PUBLIC WORKS

April 18, 1958

Hon. L. H. Lincoln, Speaker of the Assembly

Members of the Assembly

Assembly Chamber

Sacramento, California

DEAR MR. LINCOLN. It is my pleasure to submit herewith the final report of the Subcommittee on Impact of Enemy Attack on Economy and Constitutional Government of the State of California. Contained in this report are 10 enacted bills and a constitutional amendment resulting from the interim activity which will place California in the

forefront of the states in preparation for a continuation of civil government in the event of an enemy attack.

I wish to congratulate the subcommittee for its fine work and assure my colleagues in the Legislature that this report will, as the preceding reports of the subcommittee have, be used nationwide as a guide for a more orderly concept of civil governmental activity throughout the United States.

Respectfully submitted.

FRANCIS C. LINDSAY

SUBCOMMITTEE LETTER OF TRANSMITTAL

April 18, 1958

Hon. Francis C. Lindsay, Chairman

Assembly Interim Committee on Conservation,

Planning, and Public Works

State Capitol, Sacramento, California

DEAR MR. LINDSAY: Your Subcommittee on Impact of Enemy Attack on the Economy and Constitutional Government of the State of California herewith presents its third report. The report contains a summary of the subcommittee's origins, deliberations and the sources of factual material utilized in preparing its legislative program. Ten of the 12 distinctive measures, including a constitutional amendment were given favorable action by the Legislature and all bills have been approved by the Governor. Your subcommittee appreciates the bipartisan support given by the full committee and by both houses of the Legislature in the enactment of legislation we believe to be basic to the preservation of democratic government if this State should ever be faced with a major disaster.

The members of your subcommittee have been gratified with the nationwide interest shown in its activities, as evidenced by requests for hundreds of copies of its reports and by references to its studies in other publications.

This interest, together with the need to request final review and judgment of the committee's proposals by the Legislature, has governed the time of submitting the report. It was felt that all measures should be presented to and tested by the Members of both the Senate and the Assembly, in the spirit of rendering a service not alone to our State, but to the other governmental agencies across the Nation which have shown interest in the subcommittee's activities.

California has been widely credited as being the leading State in providing for the continuity of government in the event that its established constitutional government were rendered powerless by nuclear attack. Your subcommittee wishes to acknowledge the source from which this program of legislation sprouted, and to express its gratitude to those loyal citizens whose inspiration and courage have helped to sustain it. First, to Homer Crotty, Esq., of Los Angeles, former State Bar President, belongs the credit for having sounded the alarm in an article entitled "The Administration of Justice and the 'A' Bomb," published in the American Bar Journal, December, 1951. This attracted the attention of John E. McCormick, who, as an act of patriotism, presented it to your subcommittee chairman. House Resolution No. 53

of the 1956 First Extraordinary Session provided for the creation of this subcommittee.

Most of the public and private agencies and persons who co-operated in our study are acknowledged in the final pages of this report. However, special mention should be given to you, Mr. Lindsay, as Chairman of the Committee on Conservation, Planning, and Public Works for having assigned three able staff members to the project; namely, James Williams; Charles Kunsman, a Ford Foundation Intern; and John E. Caswell, assigned on contract by the Legislative Analyst. These men did yeoman service for the subcommittee. Lawrence G. Allyn, Deputy Legislative Counsel, performed most excellent legal service, co-operating with the State Bar Committee in the preparation of the 12 separate legislative measures. The constitutional amendment is now authorized to appear on the November election ballot. Nine bills were sent to the Governor for signature. Two measures were held in the parent committee and sent to the Committee on Rules with a recommendation for further interim study.

Great credit must go to James Warren Beebe, Esq., chairman of the committees of the California State Bar Association and the Los Angeles County Bar Association for his tireless efforts in drafting the constitutional amendment and for his moral influence in keeping your subcommittee to the task.

Your subcommittee is most grateful to Professor Charles Fairman of the Harvard University Law School and the nationally recognized authority on the subject of continuation of civil government. Professor Fairman agreed to come to Sacramento to address the Legislature on the subject and to give the benefit of his counsel, all without recompense beyond necessary expenses.

It appears that areas particularly needing study at this time include (1) special powers for our courts, (2) security for essential governmental records, especially at the local level, and (3) a review of the adequacy of the civil defense structure of California, with particular reference to recent developments in nuclear warfare.

Finally, we wish to call public attention to the existence of recent structural engineering studies of blast-proofing buildings. We believe these studies may be as significant in protecting public buildings and their occupants as are the present rules for earthquake-proofing of California's schools.

We are most grateful to the Legislature for the unusual unanimity of approval of the subcommittee's legislative program.

Respectfully submitted,

VERNON KILPATRICK, Chairman
Subcommittee on Impact of Enemy
Attack on the Economy and Constitutional Government of the State
of California

JACK BEAVER
ALLEN MILLER
BRUCE SUMNER

**FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY
DISPENSED WITH ON SENATE BILL NO. 29**

At 4.55 p.m., on motion of Mr. Ernest R. Geddes, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Senate Bill No. 29 passed by the following vote:

AYES—Don A. Allen, Backstrand, Biddick, Bonelli, Bradley, Brown, Burke, Busterud, Chapel, Conrad, Coolidge, Dahl, Doyle, Erwin, Francis, Gaffney, Ernest R. Geddes, Grant, Hanna, Henderson, Holmes, House, Johnson, Kelly, Lanterman, Levering, MacBride, McCollister, Miller, Nisbet, Pattee, Porter, Rufford, Shell, Sumner, Thelin, Thomas, Weinberger, Wilson, Winton, and Mr. Speaker—41.

NOES—Bruce F. Allen, Anderson, Beaver, Bee, Belotti, Burton, Collier, Crawford, Crown, Cunningham, Cusanovich, Davis, Dills, Donahoe, Elliott, Frew, Samuel R. Geddes, Hansen, Hawkins, Hegland, Kilpatrick, Lindsay, Luckel, Marsh, Masterson, Mulford, O'Connell, Rees, Schrade, Sedgwick, and Unruh—31.

Bill ordered transmitted to the Senate.

Parliamentary Inquiry

Miss Donahoe arose to the following parliamentary inquiry: Were 41 or 54 votes required for the passage of Senate Bill No. 29?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that 41 votes were necessary.

REPORT OF SELECT COMMITTEE

The Select Committee appointed to wait upon the Governor appeared before the bar of the Assembly, and reported that it had performed its duties.

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 23, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 59

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

Above resolution ordered enrolled.

SENATE CHAMBER, April 23, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Constitutional Amendment No. 2

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

ASSEMBLY CHAMBER, April 23, 1958

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: That the resolution be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

NISBET, Chairman

Resolution ordered filed; and the subject matter ordered referred to the Committee on Rules.

Committee on Rules

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Joint Resolution No. 9

Respectfully reports the same back without action.

MILLER, Chairman

Above reported resolution ordered transmitted to the Senate.

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Bill No. 84

Respectfully reports the same back without action.

MILLER, Chairman

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 7

Respectfully reports the same back without action.

MILLER, Chairman

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Rules, to which was referred:

House Resolution No. 18

Respectfully reports the same back without action

MILLER, Chairman

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 60

Has had the same under consideration, and reports the same back with the recommendation, That the resolution be filed; and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

MILLER, Chairman

Resolution ordered filed; and the subject matter ordered referred to the Committee on Rules.

Committee on Manufacturing, Oil, and Mining Industry

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Manufacturing, Oil, and Mining Industry, to which was referred:

House Resolution No. 91

Respectfully reports the same back without action.

KELLY, Chairman

Committee on Finance and Insurance

ASSEMBLY CHAMBER, April 23, 1958

MR. SPEAKER: Your Committee on Finance and Insurance, to which were referred:

Assembly Bill No. 97

Assembly Bill No. 98

Assembly Concurrent Resolution No. 6

Respectfully reports the same back without action.

UNRUH, Chairman

MESSAGES FROM THE SENATE

SENATE CHAMBER, April 23, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day returns without further consideration:

Assembly Bill No. 9

Assembly Bill No. 135

Assembly Bill No. 134

Assembly Concurrent Resolution No. 51

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, April 23, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day returns without further consideration:

Assembly Concurrent Resolution No. 58

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

SENATE CHAMBER, April 23, 1958

MR. SPEAKER: I am directed to inform your honorable body that the Senate is returning the following without further action:

Assembly Bill No. 114

Assembly Concurrent Resolution No. 23

J. A. BEEK, Secretary of the Senate

By LACHLAN M. RICHARDS, Chief Assistant Secretary

COMMITTEE FROM THE SENATE

Senators Breed, Miller, and Dilworth, acting as a Select Committee from the Senate, appeared before the bar of the Assembly, and reported that the Senate had concluded its labors, and was ready to adjourn sine die.

ADJOURNMENT SINE DIE

At 5 p.m., pursuant to the provisions of Assembly Concurrent Resolution No. 22, the Honorable Charles J. Conrad, Speaker pro Tempore of the Assembly, announced that the time for final adjournment of the 1958 First Extraordinary Session of the Legislature of the State of California had arrived, and therefore declared the Assembly adjourned sine die.

L. H. LINCOLN, Speaker

ELEANOR K. DONOGHUE, Minute Clerk